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filed not later than January 2, 1992

CITATION

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

PUBLIC INSPECTION OF DOCUMENTS

A copy of each document filed with the code reviser's office, pursuant to chapter 34.05 RCW, is available for public inspection during normal office hours. The code reviser's office is located on the ground floor of the Legislative Building in Olympia. Office hours are from 8 a.m. to 5 p.m., Monday through Friday, except legal holidays. Telephone inquiries concerning material in the Register or the Washington Administrative Code (WAC) may be made by calling (206) 753-7470 (SCAN 234-7470).

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All documents appearing in the Washington State Register are prepared and printed at public expense. There are no restrictions on the republication of official documents appearing in the Washington State Register. All news services are especially encouraged to give wide publicity to all documents printed in the Washington State Register.

CERTIFICATE

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

DENNIS W. COOPER
Code Reviser

STATE MAXIMUM INTEREST RATE

(Computed and filed by the State Treasurer under RCW 19.52.025)

The maximum allowable interest rate applicable for the month of January 1992 pursuant to RCW 19.52.020 is twelve point zero percent (12.00%).

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 1992 pursuant to RCW 63.14.130(1)(a) is eleven point seven five percent (11.75%).

The maximum allowable retail installment contract service charge for the purchase of a motor vehicle pursuant to RCW 63.14.130(2)(a) is ten point seven five percent (10.75%) for the first calendar quarter of 1992.

The maximum allowable retail installment contract service charge for the purchase of a vessel pursuant to RCW 63.14.130(3)(a) is ten point zero percent (10.00%) for the first calendar quarter of 1992.

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The Washington State Register is an official publication of the state of Washington. It contains proposed, emergency, and permanently adopted administrative rules, as well as other documents filed with the code reviser's office pursuant to RCW 34.08.020 and 42.30.075. Publication of any material in the Washington State Register is deemed to be official notice of such information.

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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 34.05 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 34.05.395 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 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 normally 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 or advanced and such an 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 unless a later date is provided by the agency. They remain effective for a maximum of one-hundred-twenty days from the date of filing.
- (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.

1991 – 1992

DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION

Issue No.	Closing Dates ¹			Distribution Date	First Agency Hearing Date ³
	Non-OTS & 30 p. or more	Non-OTS & 11 to 29 p.	OTS ² or 10 p. max. Non-OTS		
For Inclusion in—	File no later than—			Count 20 days from—	For hearing on or after
91-16	Jul 10	Jul 24	Aug 7	Aug 21	Sep 10
91-17	Jul 24	Aug 7	Aug 21	Sep 4	Sep 24
91-18	Aug 7	Aug 21	Sep 4	Sep 18	Oct 8
91-19	Aug 21	Sep 4	Sep 18	Oct 2	Oct 22
91-20	Sep 4	Sep 18	Oct 2	Oct 16	Nov 5
91-21	Sep 25	Oct 9	Oct 23	Nov 6	Nov 26
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92-02	Dec 5	Dec 19, 1991	Jan 2, 1992	Jan 15	Feb 4
92-03	Dec 26, 1991	Jan 8, 1992	Jan 22	Feb 5	Feb 25
92-04	Jan 8	Jan 22	Feb 5	Feb 19	Mar 10
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92-23	Oct 21	Nov 4	Nov 18	Dec 2	Dec 22
92-24	Nov 4	Nov 18	Dec 2	Dec 16	Jan 5, 1993

¹All documents are due at the code reviser's office by 12:00 noon on or before the applicable closing date for inclusion in a particular issue of the Register; see WAC 1-21-040.

²A filing of any length will be accepted on the closing dates of this column if it has been prepared and completed by the order typing service (OTS) of the code reviser's office; see WAC 1-21-040. 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.

³At least twenty days before the rule-making hearing, the agency shall cause notice of the hearing to be published in the Register; see RCW 34.05.320(1). These dates represent the twentieth day after the distribution date of the applicable Register.

WSR 92-02-001
EMERGENCY RULES
DEPARTMENT OF REVENUE
 [Filed December 20, 1991, 1:35 p.m.]

Date of Adoption: December 19, 1991.

Purpose: To implement chapter 324, Laws of 1991, which includes certain persons licensed under chapter 18.16 RCW within the definition of "engaging in business"; and to cross reference amendments to WAC 458-20-164 which implement chapter 275, Laws of 1991.

Citation of Existing Rules Affected by this Order: Amending WAC 458-20-105.

Statutory Authority for Adoption: RCW 82.32.300.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The emergency filing is necessary to implement chapters 275 and 324, Laws of 1991, and to provide time to develop a permanent rule.

Effective Date of Rule: Immediately.

December 19, 1991
 Edward L. Faker
 Assistant Director

AMENDATORY SECTION (Amending Order 89-10, filed 8/1/89)

WAC 458-20-105 EMPLOYEES DISTINGUISHED FROM PERSONS ENGAGING IN BUSINESS. (1) *The Revenue Act imposes taxes upon persons engaged in business but not upon persons acting solely in the capacity of employees.*

(2) *While no one factor definitely determines employee status, the most important consideration is the employer's right to control the employee. The right to control is not limited to controlling the result of the work to be accomplished, but includes controlling the details and means by which the work is accomplished. In cases of doubt about employee status all the pertinent facts should be submitted to the department of revenue for a specific ruling.*

(3) **PERSONS ENGAGING IN BUSINESS.** *The term "engaging in business" means the act of transferring, selling or otherwise dealing in real or personal property, or the rendition of services, for consideration except as an employee. The following conditions will serve to indicate that a person is engaging in business.*

If a person is:

(a) *Holding oneself out to the public as engaging in business with respect to dealings in real or personal property, or in respect to the rendition of services;*

(b) *Entitled to receive the gross income of the business or any part thereof;*

(c) *Liable for business losses or the expense of conducting a business, even though such expenses may ultimately be reimbursed by a principal;*

(d) *Controlling and supervising others, and being personally liable for their payroll, as a part of engaging in business;*

(e) *Employing others to carry out duties and responsibilities related to the engaging in business and being personally liable for their pay;*

(f) *Filing a statement of business income and expenses (Schedule C) for federal income tax purposes;*

(g) *A party to a written contract, the intent of which establishes the person to be an independent contractor;*

(h) *Paid a gross amount for the work without deductions for employment taxes (such as Federal Insurance Contributions Act, Federal Unemployment Tax Act, and similar state taxes).*

(4) **EMPLOYEES.** *The following conditions indicate that a person is an employee.*

If the person:

(a) *Receives compensation, which is fixed at a certain rate per day, week, month or year, or at a certain percentage of business obtained, payable in all events;*

(b) *Is employed to perform services in the affairs of another, subject to the other's control or right to control;*

(c) *Has no liability for the expenses of maintaining an office or other place of business, or any other overhead expenses or for compensation of employees;*

(d) *Has no liability for losses or indebtedness incurred in the conduct of the business;*

(e) *Is generally entitled to fringe benefits normally associated with an employer-employee relationship, e.g., paid vacation, sick leave, insurance, and pension benefits;*

(f) *Is treated as an employee for federal tax purposes;*

(g) *Is paid a net amount after deductions for employment taxes, such as those identified in subsection (3)(h) of this section.*

(5) **FULL-TIME LIFE INSURANCE SALESPERSONS.** Chapter 275, Laws of 1991, effective July 1, 1991, provides that individuals performing services as full-time life insurance salespersons, as provided in section 3121(d)(3)(B) of the Internal Revenue Code, will be considered employees. Treatment as an employee under this subsection (5) applies only to persons engaged in the full-time sale of life insurance. The status of other persons, including others listed in section 3121(d) of the Internal Revenue Code, will be determined according to the provisions of subsections (1) and (2) of this section. (See WAC 458-20-164 for the proper tax treatment of insurance agents, brokers, and solicitors.)

(6) ~~((5))~~ **OPERATORS OF RENTED OR OWNED EQUIPMENT.** *Persons who furnish equipment on a rental or other basis for a charge and who also furnish the equipment operators, are engaging in business and are not employees of their customers. Likewise, persons who furnish materials and the labor necessary to install or apply the materials, or produce something from the materials, are presumed to be engaging in business and not to be employees of their customers.*

(7) ~~((6))~~ **CASUAL LABORERS.** *Persons regularly performing odd job carpentry, painting or paperhanging, plumbing, bricklaying, electrical work, cleaning, yard work, etc., for the public generally are presumed to be engaging in business. The burden of proof is upon such persons to show otherwise. However, refer to WAC 458-*

20-101 and 458-20-104 for registration and reporting requirements for such activities.

(8) ((7)) A corporation, joint venture, or any group of individuals acting as a unit, is not an employee.

(9) BOOTH RENTERS. For purposes of the business and occupation tax a "booth renter," as defined in RCW 18.16.020(19), is considered engaged in business and not an employee. A "booth renter" is any person who:

(a) performs cosmetology, barbering, esthetics, or manicuring services for which a license is required pursuant to chapter 18.16 RCW and

(b) pays a fee for the use of salon or shop facilities and receives no compensation or other consideration from the owner of the salon or shop for the services performed.

(c) See WAC 458-20-118 for the proper treatment of amounts received for the rental or licensing of real estate and WAC 458-20-200 for the proper treatment of amounts received for leased departments.

WSR 92-02-002

EMERGENCY RULES

DEPARTMENT OF REVENUE

[Filed December 20, 1991, 1:39 p.m.]

Date of Adoption: December 19, 1991.

Purpose: To implement chapter 275, Laws of 1991, which expands the definition of "employee" under RCW 82.04.360 to include full-time life insurance agents.

Citation of Existing Rules Affected by this Order: Amending WAC 458-20-164.

Statutory Authority for Adoption: RCW 82.32.300.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The emergency filing is necessary to implement chapter 275, Laws of 1991, and to provide time to develop a permanent rule.

Effective Date of Rule: Immediately.

December 19, 1991

Edward L. Faker
Assistant Director

AMENDATORY SECTION (Amending Order ET 83-6, filed 8/23/83)

WAC 458-20-164 INSURANCE AGENTS, BROKERS AND SOLICITORS. (1) INTRODUCTION. This section explains the taxability of amounts received by insurance agents, brokers, or solicitors.

(2) DEFINITION. The words "agent," "broker," and "solicitor(;)" ((as used herein mean respectively;)) mean a person licensed as such under the provisions of chapter 48.17 RCW.

(3) BUSINESS AND OCCUPATION TAX. Every person engaging in business as an insurance ((acting in the capacity of)) agent, broker, or solicitor ((is presumed to be

engaging in business and)) is taxable under the insurance agents and brokers classification upon the gross income of the business. ((unless such person is a bona fide employee. The burden is upon such person to establish the fact of his status as an employee. (See WAC 458-20-105 Employees.) Gross income of the business is determined by the amount of gross commissions received or retained, not by the gross premiums paid by the insured.

The term "gross income of the business" includes gross income from commissions, fees or other emoluments however designated which the agent, broker, or solicitor receives or becomes entitled to receive but does not include amounts held in trust for the insurer or the client. (See also WAC 458-20-111 - Advances and reimbursements.)

No deduction is allowed for commissions, fees, or salaries paid to other agents, brokers, or solicitors nor for other expenses of doing business.))

(a) The gross income of the business is determined by the amount of gross commissions received, not by the gross premiums paid by the insured. The term "gross income of the business" includes gross receipts from commissions, fees or other amounts which the agent, broker, or solicitor receives or becomes entitled to receive. The gross income of the business does not include amounts held in trust for the insurer or the client. (See also WAC 458-20-111 - Advances and reimbursements.)

(b) No deduction is allowed for commissions, fees, or salaries paid to other agents, brokers, or solicitors nor for other expenses of doing business.

(c) Every person acting in the capacity of agent, broker, or solicitor is presumed to be engaging in business and subject to the business and occupation tax unless such person can demonstrate he or she is a bona fide employee. The burden is upon such person to establish the fact of his or her status as an employee. (See WAC 458-20-105 Employees.)

(4) FULL-TIME LIFE INSURANCE SALESPERSONS. Persons who sell life insurance on a full-time basis, as provided in section 3121 (d)(3)(B) of the Internal Revenue Code (statutory employee), will be considered employees. Such persons will not be subject to the business and occupation tax on amounts received in their capacity as employees. Treatment as an employee under this subsection is only available to full-time life insurance salespersons who are issued a Form W-2 (federal income tax wage and tax statement) with the appropriate box checked indicating that they are statutory employees. A person's status as an employee under this subsection is limited to amounts reported on a properly marked W-2 as compensation for the sale of life insurance.

(a) A person will be considered employed as a full-time life insurance salesperson for only one company issuing a proper Form W-2 during any taxable period, regardless of whether the person sells life insurance on behalf of other companies.

(b) Examples.

(i) A person acts as a salesperson on a full-time basis on behalf of a life insurance company. The company issues the salesperson a Form W-2 which indicates that

the salesperson is a statutory employee. Under these circumstances, the salesperson will be considered an employee as to amounts reported on the Form W-2 as compensation for the sale of life insurance and will not be taxable under the business and occupation on such amounts.

(ii) A person acts as a salesperson on behalf of several insurance companies two of which are life insurance companies and the others are casualty insurance companies. The salesperson sells both life insurance and casualty insurance. One of the life insurance companies issues the salesperson a Form W-2 indicating that the person is a statutory employee. The salesperson will be considered an employee as to amounts reported on the Form W-2 as compensation for the sale of life insurance and will not be taxable under the business and occupation tax on such amounts.

(5) **SHARED COMMISSIONS.** Where an insurance association, licensed as a broker, agent or solicitor negotiates with a public body for the placement of its insurance coverage and arranges for the servicing of such insurance through a broker, agent or solicitor and there is an agreement between the association and the broker, agent or solicitor and the prospective insured that the commission on the policy premium will be shared, the entity receiving the commission need only include in gross income its share of the commission. It need not include in gross income the portion of the commission earned by the other broker, agent and/or solicitor nor need the other broker, agent and/or solicitor include in gross income the portion retained by the entity which first receives payment. (For tax liability of insurance adjusters, see WAC 458-20-212.)

(6) **SPECIAL CLASSIFICATION FOR CERTAIN MANAGING GENERAL AGENTS.** Under RCW 82.04.280(5) persons representing and performing services for fire or casualty insurance companies as independent resident managing general agents are subject to tax at the prevailing rate upon the gross income of the business.

(a) In view of the small number of persons falling in this special category, no separate classification line on the combined excise tax return(~~(s-(Form 2406))~~) has been provided for reporting this income; it should be shown on line 1 of the combined excise tax return with the explanatory note: "Income for insurance managing general agent taxable under RCW 82.04.280(5)."

(b) Any person claiming to fall within this tax classification must demonstrate:

(i) ~~((+))~~ That he is licensed as a resident general agent by the insurance commissioner, and

(ii) ~~((2))~~ That he performs the following independent manager functions:

(aa) ~~((a))~~ Pays all sales and/or production expense, including salaries of special field representatives, underwriters, and inspectors as well as all office expenses of rent, supplies, secretarial help, etc.

(bb) ~~((b))~~ Bills all premiums for the company so represented.

(cc) ~~((c))~~ Directly contracts for or hires all selling agents.

(dd) ~~((d))~~ Exercises final responsibility with respect to selecting risks and underwriting matters.

~~((e))~~ Makes all arrangements for reinsurance.

~~((f))~~ Handles all claims adjustments directly with the insured (by his own staff or through hiring an independent adjuster).

(c) Persons wishing to claim qualification for this special insurance agent classification should request application forms from the department of revenue (~~(to make application therefor)~~).

~~((Revised December 12, 1968.))~~

WSR 92-02-003

EMERGENCY RULES

DEPARTMENT OF REVENUE

[Filed December 20, 1991, 1:41 p.m.]

Date of Adoption: December 19, 1991.

Purpose: To implement chapter 321, Laws of 1986, due to the sunseting of chapter 286, Laws of 1957. This rule implements the licensing obligations of chapter 321, Laws of 1986, on wholesale and retail sellers and distributors of cigarettes.

Statutory Authority for Adoption: RCW 82.24.550 and 82.32.300.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The emergency filing is necessary to implement chapter 321, Laws of 1986, and to provide time to develop a permanent rule.

Effective Date of Rule: Immediately.

December 19, 1991

Edward L. Faker

Assistant Director

NEW SECTION

WAC 458-20-18601 **WHOLESALE AND RETAIL CIGARETTE VENDOR LICENSES.** (1) Definitions. For purposes of this section, the following terms mean:

(a) "Wholesaler" is any person who purchases, sells, or distributes cigarettes to retailers for the purpose of resale only.

(b) "Retailer" is any person, other than a wholesaler, who purchases, sells, offers for sale or distributes cigarettes at retail and all persons operating under a retailer's registration certificate.

(c) "Place of business" is any location where business is transacted with, or sales are made to, customers. The term also includes any vehicle, truck, vessel, or the like at which sales are made.

(d) "Department" is the department of revenue.

(2) Wholesale License. Prior to the sale or distribution of cigarettes at wholesale, each wholesaler must first be issued a wholesale cigarette license from the department of licensing.

(a) Applications for license or renewal of license shall be made on forms supplied by the department of licensing and shall be accompanied by the annual license fee of \$650. A wholesale cigarette license shall be valid for one year from the date of issuance.

(b) If the wholesaler sells, or intends to sell, cigarettes at more than one place of business, whether temporary or established, a separate license with a license fee of \$115 shall be required for each additional place of business. Each license shall be exhibited in the place of business for which it is issued.

(c) Each licensed wholesaler shall file a bond with the department in an amount determined by the department, which amount shall not be less than \$5,000. The bond shall be executed by the wholesaler as principal, and by a corporation approved by the department of licensing and authorized to engage in business as a surety company in this state, as surety. The bond shall run concurrently with the wholesaler's license.

(3) Retail License. Prior to the retail sale or distribution of cigarettes, each retailer must first be issued a retail cigarette license from the department of licensing.

(a) Applications for license or renewal of license shall be made on forms supplied by the department of licensing and shall be accompanied by the annual license fee of \$10. A retail cigarette license shall be valid for one year from the date of issuance.

(b) Retailers operating cigarette vending machines are required to pay an additional fee of \$1 for each such vending machine.

(4) Persons Acting as Wholesalers and Retailers. Persons may sell cigarettes both as retailers and wholesalers only if appropriate licenses are first secured for sales in both capacities. The sale of cigarettes by any person who does not possess a valid license authorizing such sale shall be considered a violation of this section.

(5) Revocation or Suspension of License. The department shall revoke or suspend the license of any wholesale or retail cigarette dealer found to have violated the provisions of chapter 82.24 RCW, WAC 458-20-186, or this section. Upon a finding by the department of a failure to comply with the provisions of chapter 82.24 RCW, WAC 458-20-186, or this section, it shall:

(a) For the first offense, suspend the license or licenses of the offender for a period of not less than thirty consecutive business days;

(b) In the case of a second or multiple offense, suspend the license or licenses of the offender for not less than ninety consecutive business days nor more than twelve months;

(c) In the case of a finding that the offender is guilty of wilful and persistent violations, revoke the offender's license or licenses.

(6) Revocation or Suspension Hearing.

(a) If the department determines that a license holder has violated the provisions of chapter 82.24 RCW, WAC 458-20-186, or this section, a hearing will be

scheduled to consider the license revocation or suspension of such license holder. In the event of such a determination, the department shall so notify the license holder in writing of its intent to revoke or suspend the license. Such notice shall inform the license holder of the date scheduled for hearing and shall also contain the information specified in RCW 34.05.434.

(b) Revocation or suspension hearings shall be held before the assistant director of the miscellaneous tax division or his or her designee in the department's offices in Olympia unless a different location is specified in the notice of hearing. The department shall schedule the hearing no earlier than twenty days from the date of mailing of notice of the hearing.

(c) The hearing will be conducted in accordance with the provisions of chapter 34.05 RCW (Administrative Procedure Act). Following the hearing the department shall issue a written order revoking or suspending the license or finding in favor of the license holder. The order of the department shall represent the final decision of the department and shall be binding unless the license holder files a timely petition for review with the department's interpretation and appeal division. (See WAC 458-20-100 for appeal procedures.)

(d) The license holder may seek review of any order revoking or suspending a license by filing a petition for review with the department's interpretation and appeals division within thirty days from the date of the order of revocation or suspension. The decision of the interpretation and appeals division shall represent the final position of the department and shall be binding unless timely appealed.

(e) Appeals from orders of the department revoking or suspending a license may be appealed to the superior court of Thurston County.

(7) Reinstatement of License.

(a) Any person whose license or licenses have been revoked may apply to the department at the expiration of one year for a reinstatement of the license or licenses. The license or licenses may be reinstated by the department if it appears to the satisfaction of the department that the license holder will comply with the provisions of chapter 82.24 RCW, WAC 458-20-186, and this section.

(b) Application for reinstatement is to be made to the miscellaneous tax division of the department. Upon receipt of an application for reinstatement of license, the department shall schedule a hearing for consideration of the application and shall notify the applicant of the date and time of the hearing. Such notice shall be sent at least twenty days prior to the date set for the hearing.

(c) Hearings for consideration of reinstatement of a license shall be conducted as provided in subsection (6) of this section. Any applicant whose petition for reinstatement is denied may file a petition for review as provided in subsection (6)(d) of this section or appeal the denial to the superior court of Thurston County.

WSR 92-02-004
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
INFORMATION SERVICES
 [Memorandum—December 18, 1991]

Following is the 1992 meeting schedule for the Washington State Information Services board. All meetings will be held in the Olympia Room at the Tyece Motor Inn, Tumwater, Washington.

DATE	TIME	PLACE
January 30, 1992	1:30 p.m.	Olympia
March 26, 1992	1:30 p.m.	Olympia
May 28, 1992	1:30 p.m.	Olympia
July 30, 1992	1:30 p.m.	Olympia
September 24, 1992	1:30 p.m.	Olympia
November 19, 1992	1:30 p.m.	Olympia

WSR 92-02-005
ATTORNEY GENERAL OPINION
Cite as: AGO 1991 No. 34
 [December 16, 1991]

SCHOOLS—DISTRICTS—SCHOOL PROPERTY—SCHOOL FUNDS—CHILDREN—HEALTH—DONATIONS—AUTHORITY OF SCHOOL DISTRICT TO PURCHASE REAL ESTATE TO ELIMINATE A POTENTIAL HEALTH RISK TO STUDENTS

1. A school district has the authority to purchase real estate not needed for immediate or future school purposes in order to eliminate a potential health risk and liability stemming from the property.
2. In purchasing the property a district cannot pay more than the fair market value of the property, unless the district is receiving additional consideration, e.g., seller will provide something in addition to the title to the property such as demolishing structures on the property.
3. A district may accept donations designated to pay the difference between the appraisal price of the property and the selling price.

Requested by:

Honorable James E. West
 State Senator, District 6
 115-D Institutions Building
 Olympia, Washington 98504

WSR 92-02-006
PERMANENT RULES
CENTRAL WASHINGTON UNIVERSITY
 [Filed December 20, 1991, 1:54 p.m.]

Date of Adoption: December 17, 1991.

Purpose: WAC 106-72-005, to redefine policy statement and clarify protected groups; WAC 106-72-015, to clarify protected workforce groups which will be analyzed annually; WAC 106-72-025, to define university

sponsored programs and activities to be provided equal access; WAC 106-72-130, to ensure nondiscrimination compliance for university contracts and contractors; WAC 106-72-220, to define significant minority group members for student population; WAC 106-72-400, to ensure that an individual will not be penalized or retaliated against for participation in complaint procedure; WAC 106-72-410, to change dean of students to vice-president for student affairs and delete contact confidentiality phrase; WAC 106-72-490, to change hearing to proceeding; WAC 106-72-510, to change hearing to proceeding; WAC 106-72-520, to change formal hearing to adjudicative proceeding; WAC 106-72-530, to change formal hearing to adjudicative proceeding and hearing to proceeding; WAC 106-72-540, to change formal hearing to adjudicative proceeding and hearing to proceeding; WAC 106-72-550, to change formal hearing to adjudicative proceeding; WAC 106-72-560, to change formal hearing to adjudicative proceeding and hearing to proceeding; WAC 106-72-570, to change formal hearing to adjudicative proceeding and hearing to proceeding; WAC 106-72-580, to change formal hearing to adjudicative proceeding; WAC 106-72-590, to change formal hearing to adjudicative proceeding and hearing to proceeding; and WAC 106-72-600, to change hearing to proceeding.

Citation of Existing Rules Affected by this Order: Amending WAC 106-72-005, 106-72-015, 106-72-025, 106-72-130, 106-72-220, 106-72-400, 106-72-410, 106-72-490, 106-72-510, 106-72-520, 106-72-530, 106-72-540, 106-72-550, 106-72-560, 106-72-570, 106-72-580, 106-72-590, and 106-72-600.

Statutory Authority for Adoption: RCW 28B.35.120(12).

Pursuant to notice filed as WSR 91-22-060 [91-22-058] on November 1, 1991.

Effective Date of Rule: Thirty-one days after filing.
 December 17, 1991
 Donald L. Garrity
 President

AMENDATORY SECTION (Amending Order 59, filed 11/7/86)

WAC 106-72-005 AFFIRMATIVE ACTION POLICY STATEMENT. ((It is the policy of)) Central Washington University is committed to affirmative action for Asians, Blacks, Hispanics, Native Americans, women, persons forty years of age or older, persons of disability, and disabled and Vietnam-era veterans. This commitment is expressed through the university's efforts to eliminate barriers to equal employment opportunity and improve employment opportunities encountered by these protected groups.

Furthermore, as an equal opportunity employer Central Washington University ((to)) will:

(1) Recruit, hire, train, and promote persons in all job titles, without regard to race, color, religion, creed, age, national origin, disabled or Vietnam era veteran status, the presence of any physical, mental, or sensory handicap, marital status, sexual orientation, or sex except where a bona fide occupational qualification exists.

(2) Insure that all personnel actions such as compensation, benefits, transfers, terminations, layoffs, return from layoff, reductions in force (RIF), university sponsored training, education, tuition assistance, and social and recreation programs, will be administered without regard to race, color, religion, sex, age, national origin, creed, marital status, or the presence of any physical, mental or sensory handicap.

AMENDATORY SECTION (Amending Order 59, filed 11/7/86)

WAC 106-72-015 ANNUAL WORKFORCE ANALYSIS. (1) The affirmative action office will conduct an annual workforce analysis for each academic department and a separate utilization analysis for ~~((minorities and women))~~ protected group members (i.e., minorities, women, Vietnam-era and disabled veterans, persons of disability and persons over the age of forty in each major job group. ((If underutilization exists;)) The university will set forth specific goals and timetables ~~((for minorities and women))~~ where underutilization is identified. Underutilization is defined as (([±])having fewer ((women or minorities)) protected group members in a particular job than would reasonably be expected by their availability.(([±])) (Higher Education Guidelines, Executive Order 11246.)

(2) The university and each organizational unit will make every possible effort to recruit and employ qualified minorities and women to fill vacancies in order to achieve its goals, searching for personnel in areas and channels previously unexplored to the extent necessary to overcome underutilization. Before each vacancy can be officially filled, a designee of the affirmative action office or the personnel ~~((and benefits))~~ services office must certify that the appropriate recruitment and hiring procedures have been followed.

AMENDATORY SECTION (Amending Order 59, filed 11/7/86)

WAC 106-72-025 NONDISCRIMINATION IN DELIVERY OF SERVICES. Central Washington University will provide equal access to all programs for all students on the basis of merit without regard to race, color, religion, sex, age, national origin, or the presence of any sensory, physical, or mental handicap.

No person will be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity sponsored by the university including, but not limited to, admissions, academic programs, student employment, counseling and guidance services, financial aid, recreational activities, and intercollegiate athletics.

Programs may be developed by the university, however, for special student populations as affirmative action measures to overcome the effects of past discrimination.

AMENDATORY SECTION (Amending Order 39, filed 7/11/78)

WAC 106-72-130 PROCEDURES, RULES, AND REGULATIONS—CONTRACTS AND CONTRACTORS. ~~((Every department of the university~~

~~which awards contracts for the construction, alteration or repair of any building or other public work shall utilize procedures which will ensure that minority group persons are employed on all public works projects of the university. This goal is to be sought whenever university funds, from any source, are expended.~~

~~The university shall include in the bid specifications for a public works contract a requirement that the prospective contractor and his subcontractors must agree to take affirmative action to employ minority group workers in the performance of the contract. The bid specifications shall express as precisely as possible what affirmative action a contractor will be obligated to take.))~~ The business manager, through the director of auxiliary services, director of facilities management, director of business services and contracts, and the director of facilities planning and construction shall comply with federal, state, and local nondiscrimination policies and procedures when soliciting bids on all contracts for construction, goods, and services. Bids will be solicited by women and minority group vendors and contractors. Agencies engaged in business with the university will be notified in writing of the university's affirmative action program and asked to provide a statement of nondiscrimination.

In the case of federal contracts for research grants and awards, the office of graduate studies will be charged with development and inclusion in any contract a statement of nondiscrimination in the fulfillment of such contract.

AMENDATORY SECTION (Amending Order 39, filed 7/11/78)

WAC 106-72-220 PROCEDURES, RULES, AND REGULATIONS—ACADEMIC PROGRAM. It shall be the goal of this university to recruit and enroll a student body which reflects a significant number of minority group members. ~~((The test for significance shall be determined by the percentage of such minority groups in the population of the state.))~~ Significant means enrolling graduating minority high school students at the same rate as graduating nonminority high school students. The university shall, in the fulfillment of this goal, make special efforts within its financial resources to bring about this desired student mix.

No students are to be given special consideration in fulfilling graduation requirements at the university, except as may be available for all students through established university policy.

AMENDATORY SECTION (Amending Order 59, filed 11/7/86)

WAC 106-72-400 AFFIRMATIVE ACTION GRIEVANCE PROCEDURE. (1) A person who believes he or she has been discriminated against by Central Washington University because of race, color, ethnic background, sexual orientation, religion, national origin, sex, physical or mental handicap, or Vietnam era or disabled veteran status is encouraged to utilize the grievance procedures provided by Central Washington University. There are informal and formal means of addressing complaints through the affirmative action office.

These should be used as soon as possible after the alleged act of discrimination. No individual shall be penalized or retaliated against in any way by the university community for his or her participation in this complaint procedure.

(2) All persons who seek the advice and assistance of the affirmative action office shall have explained to them the informal and the formal grievance procedures available to them through the university as well as the existence of external complaint procedures available through state and federal agencies. They shall also receive a copy of the affirmative action grievance procedure.

AMENDATORY SECTION (Amending Order 59, filed 11/7/86)

WAC 106-72-410 INFORMAL GRIEVANCE PROCEDURE. Informal review and consultative processes are highly desirable means of resolving problems. Use of those methods by individuals (e.g., students, employees, applicants) at the lowest possible level within the university is strongly encouraged.

(1) Individuals who believe that they have been the target of discrimination by Central Washington University are encouraged to discuss the matter initially with their department chair, dean, administrative supervisor or department head. Students are encouraged to discuss the matter with the appropriate department chair, dean, or the ~~((dean of students))~~ vice-president for student affairs. The matter may be concluded by mutual consent at this point. However, complainants should feel free to bring the alleged act of discrimination to the attention of the director of affirmative action at any time.

(2) Any person may contact the affirmative action office for informal discussion, advice, and assistance. ~~((These contacts are kept confidential.))~~ The affirmative action director or a designee will assist the complainant(s) in determining whether there exists any relationship of the complaint to civil rights legislation and the university's affirmative action program.

(3) With the consent of the complainant, there may be facilitation or informal intervention by the affirmative action director or a designee. Discussion of the grievance by the affirmative action director or a designee with the immediate supervisor of the respondent may follow the visit to the affirmative action office by the complainant. The discussion between the director of affirmative action and the immediate supervisor shall be confidential. The complainant may choose to participate in this discussion at his/her option. At this time it shall be the option of the director of affirmative action to notify the respondent's next higher supervisory authority of the complaint.

(4) All discussions held under this informal procedure shall have the goal of resolving the matter without the necessity of entering into a formal complaint procedure.

AMENDATORY SECTION (Amending Order 59, filed 11/7/86)

WAC 106-72-490 FORMAL GRIEVANCE PROCEDURE—COMMITTEE RECOMMENDATION. The affirmative action grievance committee shall

review the complaint and the findings of the investigating officer and determine whether or not the facts warrant a ~~((hearing))~~ proceeding. The committee's decision shall be limited to one of the following statements:

(1) Based on the evidence presented to us, we find probable cause for believing that a discriminatory act has been committed; or

(2) Based on the evidence presented, we find no probable cause for believing that a discriminatory act has been committed.

AMENDATORY SECTION (Amending Order 59, filed 11/7/86)

WAC 106-72-510 FORMAL GRIEVANCE PROCEDURE—~~((HEARING))~~ PROCEEDING NOTICE. If probable cause is found, a ~~((hearing))~~ proceeding will be held.

(1) The chair of the committee shall establish a date for the ~~((hearing))~~ proceeding. A notice establishing the date, time and place of the ~~((hearing))~~ proceeding shall be provided the parties not more than ten working days from the issuance of the probable cause or no cause decision. The composition of the ~~((hearing))~~ proceeding committee shall be provided also.

(2) The ~~((hearing))~~ proceeding shall be held not less than fifteen working days from the mailing of the notice of ~~((hearing))~~ proceeding unless all of the parties, with the consent of the chair, agree to shorten the time to less than fifteen days.

AMENDATORY SECTION (Amending Order 59, filed 11/7/86)

WAC 106-72-520 ~~((FORMAL HEARING))~~ ADJUDICATIVE PROCEEDING—CHALLENGES. Each party shall have the privilege of one challenge without stated cause and unlimited challenges for stated bias or interest. In the case of a challenge for stated bias or interest, a majority of the affirmative action grievance committee members must be satisfied that a challenged member cannot hear the case impartially before the member can be disqualified. In the case of removal of a member through the challenge process, the president shall restore the committee to full membership.

AMENDATORY SECTION (Amending Order 59, filed 11/7/86)

WAC 106-72-530 ~~((FORMAL HEARING))~~ ADJUDICATIVE PROCEEDING—EXPEDITIOUS CONDUCT. The ~~((hearing))~~ proceeding shall be conducted as expeditiously as possible and on successive days if possible.

AMENDATORY SECTION (Amending Order 59, filed 11/7/86)

WAC 106-72-540 ~~((FORMAL HEARING))~~ ADJUDICATIVE PROCEEDING—AVAILABILITY OF NECESSARY PARTIES. The parties and any others the affirmative action grievance committee deems necessary to the proceedings shall make themselves available to appear at the ~~((hearing))~~ proceeding unless they can

verify to the committee that their absence is unavoidable.

AMENDATORY SECTION (Amending Order 59, filed 11/7/86)

WAC 106-72-550 (~~FORMAL HEARING~~) ADJUDICATIVE PROCEEDING—COUNSEL. The complainant and the respondent shall be permitted to have with him/her a party of his/her own choosing to act as advisor and counsel.

AMENDATORY SECTION (Amending Order 59, filed 11/7/86)

WAC 106-72-560 (~~FORMAL HEARING~~) ADJUDICATIVE PROCEEDING—CONFIDENTIALITY. (~~Hearings~~) Proceedings shall be closed to all except those persons directly involved in the case as determined by the grievance committee. Statements, testimony, and all other evidence given at the (~~hearing~~) proceeding shall be confidential and shall not be released to anyone and may be used by the committee only for the purpose of making its findings and recommendations to the president. (However, it will be made available to federal and/or state compliance agencies upon request.)

AMENDATORY SECTION (Amending Order 59, filed 11/7/86)

WAC 106-72-570 (~~FORMAL HEARING~~) ADJUDICATIVE PROCEEDING—RESPONSIBILITIES OF PARTIES. The chair of the grievance committee shall convene and regulate the (~~hearing~~) proceeding. All parties and members of the panel must be present during the (~~hearing~~) proceeding unless excused by the chair for good cause. Repeated failure, without reasonable explanation, of either party to appear shall be grounds for defaulting that party's case. The complainant shall have the burden of presenting the case and the respondent shall have the burden of challenging sufficiency of the evidence presented.

AMENDATORY SECTION (Amending Order 59, filed 11/7/86)

WAC 106-72-580 (~~FORMAL HEARING~~) ADJUDICATIVE PROCEEDING—RIGHTS OF PARTIES. (1) Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved and to examine and cross examine witnesses.

(2) No individual shall be compelled to divulge information in any form which she/he could not be compelled to divulge in, or in connection with, superior court proceedings.

(3) Any legal opinion or interpretation given to the grievance committee by the parties may be shared with all parties to the case.

AMENDATORY SECTION (Amending Order 59, filed 11/7/86)

WAC 106-72-590 (~~FORMAL HEARING~~) ADJUDICATIVE PROCEEDING—POWERS OF

(~~HEARING~~) PROCEEDING PANEL. The (~~hearing~~) proceeding panel shall be empowered to: Examine witnesses and receive evidence; suspend the (~~hearing~~) proceeding on account of or exclude from attendance any person(s) felt to be unreasonably disruptive of the proceedings; hold conferences for the settlement and/or simplification of the issues involved; make decisions or proposals for decisions; and take any other action authorized by rule consistent with this procedure.

AMENDATORY SECTION (Amending Order 59, filed 11/7/86)

WAC 106-72-600 FINDINGS OF GRIEVANCE COMMITTEE. The affirmative action grievance committee shall file its findings and recommendations with the president, the affirmative action director, the complainant and the respondent within fifteen working days after the conclusion of the (~~hearing~~) proceeding. If the findings and recommendations of the affirmative action grievance committee are acceptable to the complainant and the respondent, the president may direct implementation of the recommendations.

WSR 92-02-007

NOTICE OF PUBLIC MEETINGS WALLA WALLA COMMUNITY COLLEGE

[Memorandum—December 17, 1991]

The schedule of regular meetings of the board of trustees of Walla Walla Community College, Community College District No. 20, for 1992, shown below, was adopted at their meeting on December 11, 1991.

Wednesday, January 8, 1992
Wednesday, February 5, 1992
Wednesday, March 4, 1992
Wednesday, April 1, 1992 in Clarkston
Wednesday, May 6, 1992
Monday, June 1, 1992
Wednesday, June 24, 1992
Wednesday, August 5, 1992 (optional)
Wednesday, September 2, 1992
Wednesday, October 7, 1992
Wednesday, November 4, 1992
Wednesday, December 2, 1992

WSR 92-02-008

NOTICE OF PUBLIC MEETINGS CLARK COLLEGE

[Memorandum—December 16, 1991]

The Clark College board of trustees adopted their 1992 meeting schedule at the regular business meeting held on December 11, 1991. The 1992 meeting schedule is shown below.

January 22
February 26
March 25

- April 22
- May 27
- June 24
- July 22
- August 26
- September 23
- October 28
- November 18
- December 16

WSR 92-02-009
PERMANENT RULES
PERSONNEL BOARD

[Order 396—Filed December 20, 1991, 4:52 p.m., effective February 1, 1992]

Date of Adoption: December 12, 1991.

Purpose: This rule describes actions which must or may be taken when incorrect certification of names from registers occurs.

Citation of Existing Rules Affected by this Order: Amending WAC 356-26-120 Certification—Errors—Corrections.

Statutory Authority for Adoption: RCW 41.06.040 and 41.06.150.

Pursuant to notice filed as WSR 91-21-089 on October 21, 1991.

Effective Date of Rule: February 1, 1992.

December 17, 1991
 Dee W. Henderson
 Secretary

AMENDATORY SECTION (Amending Order 311, filed 12/28/88, effective 2/1/89)

WAC 356-26-120 CERTIFICATION—ERRORS—CORRECTION. (1) The director shall ensure that the proper actions have been taken and reported.

(2) In the event that a name is certified in error and the error is discovered before one of the named applicants is notified that he or she is appointed, the erroneous certification will be withdrawn and a correct certification made. If a certification is to fill more than one position, only that portion of it pertaining to positions for which applicants have not been notified that they are appointed will be withdrawn.

(3) In the event a name is certified in error and the error is discovered after one of the named applicants is notified that he or she is appointed but prior to the effective date of the appointment, the certification and appointment will be withdrawn as in subsection (2) of this section unless:

(a) Acceptance of the appointment caused the named applicant to change his or her place of residence.

(b) Acceptance of the appointment caused the named applicant to resign from a position that cannot be regained. When the named applicant is a state employee, the agency from which he or she resigned will reinstate the named applicant in his or her previous status.

(4) In the event a name is certified in error and the error is discovered after the effective date of the appointment of one of the named applicants, the director may revoke the appointment and make a proper certification of names. The error may be on the part of any party including erroneous information contained in the application.

(5) Falsification or misrepresentation of information on an application for employment will be cause to remove an applicant's name from the register. If the applicant has been appointed prior to the discovery of the falsification or misrepresentation, the director or the appointing authority may revoke the appointment during the probationary period. After the probationary period the appointing authority may dismiss the employee for cause pursuant to WAC 356-34-010.

WSR 92-02-010
PERMANENT RULES
PERSONNEL BOARD

[Order 397—Filed December 20, 1991, 4:55 p.m., effective February 1, 1992]

Date of Adoption: December 12, 1991.

Purpose: This rule specifies promotional rights of permanent part-time employees.

Citation of Existing Rules Affected by this Order: Amending WAC 356-30-120 Part-time employment—Rights acquired.

Statutory Authority for Adoption: RCW 41.06.040 and 41.06.150.

Pursuant to notice filed as WSR 91-23-105 on November 20, 1991.

Changes Other than Editing from Proposed to Adopted Version: The amendment added a provision that prior notification is required, for positions in bargaining units, to the exclusive representative.

Effective Date of Rule: February 1, 1992.

December 17, 1991
 Dee W. Henderson
 Secretary

AMENDATORY SECTION (Amending Order 36, filed 7/1/71)

WAC 356-30-120 PART-TIME EMPLOYMENT—RIGHTS ACQUIRED. (1) Any person certified from the register and employed regularly as a part-time employee for six months will be eligible to promote to another part-time position but may assume the rights of a permanent full-time employee, for promotional purposes, only after completing 1040 hours of employment in that position.

(2) Agencies may increase the hours assigned to a position from part-time to full-time. Upon approval from the director or designee, a part-time employee occupying such position, or a tandem position, may convert to full-time status in that position provided the employee has been in the position at least six months following

certification from the permanent part-time register. Prior notification to the exclusive representative is required for positions in bargaining units.

WSR 92-02-011

**NOTICE OF PUBLIC MEETINGS
TRANSPORTATION COMMISSION**

[Memorandum—December 19, 1991]

The January 1992 Washington State Transportation Commission meeting will be held on Thursday, January 23, 1992, at 9:00 a.m. in the Transportation Commission Conference Room - 1D2, Transportation Building, Olympia, Washington. There will be subcommittee meetings on Wednesday, January 22.

WSR 92-02-012

**NOTICE OF PUBLIC MEETINGS
TRANSPORTATION COMMISSION**

[Memorandum—December 19, 1991]

The February 1992 Washington State Transportation Commission meeting will be held on Thursday, February 20, 1992, at 9:00 a.m. in the Transportation Commission Conference Room - 1D2, Transportation Building, Olympia, Washington. There will be subcommittee meetings on Wednesday, February 19.

WSR 92-02-013

**EMERGENCY RULES
WILDLIFE COMMISSION**

[Order 525—Filed December 23, 1991, 9:49 a.m.]

Date of Adoption: December 20, 1991.

Purpose: To adopt emergency changes to the 1992 winter steelhead fishing regulations.

Statutory Authority for Adoption: RCW 77.12.040.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The wild steelhead run is predicted to be below escapement requirements on this river and harvest of wild fish must be restricted; the harvestable surplus of wild fish will be taken by the end of January. Wild fish harvest must be restricted beginning February 1 to insure that the escapement goal is met; it is estimated that the entire harvestable surplus of wild Lake Washington steelhead will be taken by sea lions prior to entering fresh water. The harvest of wild fish must be restricted to allow as many wild fish to spawn as possible; the hillside along this section of Tokul Creek is sliding and the area must be closed to protect public safety; and the north fork of the Skykomish River

was incorrectly listed as wild steelhead release during the winter steelhead season. This change will allow anglers to retain wild steelhead consistent with the rest of the Snohomish River system.

Effective Date of Rule: Immediately.

December 20, 1991

Curt Smitch

Director

for Dean A. Lydig

Chair

NEW SECTION

WAC 232-28-61823 1990-92 WASHINGTON GAME FISH SEASONS AND CATCH LIMITS - WINTER STEELHEAD REGULATIONS. Notwithstanding the provisions of WAC 232-28-618, the following regulations apply to the game fish seasons for the Samish River, Green River, Lake Washington system, Tokul Creek, and North Fork of the Skykomish River:

1) Samish River, from its mouth to the Old Highway 99 Bridge and from the Department of Fisheries rack to the Hickson Bridge: **WILD STEELHEAD RELEASE** January 1, 1992 - January 31, 1992.

2) Green River, from its mouth to Tacoma Headworks Dam: **WILD STEELHEAD RELEASE** February 1, 1992 - February 29, 1992.

3) Lake Washington system including Cedar and Sammamish Rivers, Lake Washington, Lake Sammamish, Salmon Bay and Lake Washington Ship Canal (also known as Lake Union Ship Canal): **WILD STEELHEAD RELEASE** January 1, 1992 - February 29, 1992.

Also notwithstanding the provisions of WAC 232-28-618, the following waters are **CLOSED** to the taking of steelhead:

Effective March 1, 1992 to March 31, 1992:

Cedar and Sammamish Rivers, and Salmon Bay (only that portion as follows: from the east end of the north wing wall of the Chittenden Locks to a line approximately 175 feet seaward of, and parallel to the railroad bridge, and which runs through the wooden tower structure near the south shore).

Also notwithstanding the provisions of WAC 232-28-618, the following waters are **CLOSED** to the taking of steelhead:

Effective March 1, 1992 to May 31, 1992:

Lake Washington;

Lake Sammamish;

Salmon Bay (only that portion as follows: all waters from the Chittenden Locks (in Ballard) upstream (east) to the Fremont Bridge); and

Lake Washington Ship Canal (also known as the Lake Union Ship Canal).

4) Tokul Creek: From the posted cable boundary marker located approximately 700 feet upstream of the mouth to the railroad trestle: **Closed** to all fishing from January 1, 1992 - March 31, 1992.

5) Skykomish River, North Fork, from its mouth to 1000 feet downstream from Bear Creek Falls: **WILD STEELHEAD RELEASE** regulations do not apply effective January 1, 1992 - February 29, 1992.

All other provisions of WAC 232-28-618 remain in effect and unchanged until further notice on the above waters (Items 1-5).

WSR 92-02-014
PERMANENT RULES
LIQUOR CONTROL BOARD
 [Filed December 23, 1991, 10:02 a.m.]

Date of Adoption: December 18, 1991.

Purpose: Permits the movement of stock by wholesalers other than those representing the brands involved.

Citation of Existing Rules Affected by this Order: Amending WAC 314-12-140.

Statutory Authority for Adoption: RCW 66.08.030(2).

Pursuant to notice filed as WSR 91-22-099 on November 6, 1991.

Changes Other than Editing from Proposed to Adopted Version: Subsection (4)(a) was further clarified by adding "or upon hours that are mutually agreed" at the end of the language as originally proposed.

Effective Date of Rule: Thirty-one days after filing.

December 19, 1991

Paula O'Connor
Chairman

AMENDATORY SECTION (Amending Order 211, Resolution No. 211 [220], filed 1/27/87)

WAC 314-12-140 PROHIBITED PRACTICES—CONTRACTS—GIFTS—REBATES, ETC. (1) No contract shall be made or entered into whereby any retail licensee agrees to handle any particular brand or brands of liquor to the exclusion of any other brand or brands of liquor.

(2) No contract shall be made or entered into for the future delivery of liquor to any retail licensee: **PROVIDED**, That this regulation shall not be construed as prohibiting the placing and accepting of orders for the purchase and delivery of liquor which are made in accordance with the usual and common business practice and which are otherwise in compliance with the regulations.

(3) No manufacturer, wholesaler, or importer, or his employee, shall directly or indirectly solicit, give or offer to, or receive from any retail licensee, any employee thereof, or an applicant for a license, any gifts, discounts, loans of money, premiums, rebates, free liquor of any kind, treats or services of any nature whatsoever; nor shall any retail licensee, employee thereof, or an applicant for a license, directly or indirectly, solicit, receive from, or give or offer to any manufacturer, wholesaler or importer, or his employee, any gifts, discounts, loans of money, premiums, rebates, free liquor of any kind, treats or services of any nature whatsoever, except such services as are authorized in this regulation. It shall be a violation of this section for:

(a) Any retail licensee who has paid for beer or wine with a check which was dishonored upon presentation to

thereafter refuse to make good on the check by immediate payment in cash.

(b) Any retail licensee to purchase beer and/or wine from any source after having received notice that a previous check given in payment for beer and/or wine has been dishonored until that dishonored check has been made good in cash.

(4) Pursuant to RCW 66.28.010 a manufacturer, wholesaler, importer, or his licensed agent may perform the following services for a retailer:

(a) Build, rotate, and restock displays, utilizing filled cases, filled bottles or filled cans of his own brands only, from stock or inventory owned by the retailer. Rotate, rearrange or replenish bottles or cans of his own brands on shelves or in the refrigerators but is prohibited from rearranging or moving displays of his products in such a manner as to cover up, hide or reduce the space of display of the products of any other manufacturer, wholesaler or importer; Provided, however, manufacturers, wholesalers, importers or any employees thereof may move or handle in any manner any products of any other manufacturer, importer or wholesaler on the premises of any retail licensee when reasonable notice is given to other interested manufacturers, wholesalers or their agents and such activity occurs during normal business hours or upon hours that are mutually agreed.

~~((b) Rotate, rearrange or replenish bottles or cans of his own brands on shelves or in the refrigerators, but is prohibited from rearranging or moving displays of his products in such a manner as to cover up, hide or reduce the space of display of the products of any other manufacturer, wholesaler or importer.))~~

~~((c))~~ (b) Provide price cards and may also price goods of his own brands in accordance with the usual and common business practice and which are otherwise in compliance with the regulations.

~~((d))~~ (c) Provide point of sale advertising material and brand signs.

~~((e))~~ (d) Such services may be rendered only upon the specific approval of the retail licensee. Displays and advertising material installed or supplied for use on a retailer's premises must be in conformity with the board's advertising rules as set forth in chapter 314-52 WAC.

~~((f) No manufacturer, wholesaler, importer, or any employee thereof, shall move or handle in any manner any products other than his own brands on the premises of any retail licensee.))~~

(5) No manufacturer, wholesaler, importer, or any employee thereof shall, directly or indirectly, give, furnish, rent or lend to, or receive from, any retail licensee any equipment, fixtures, supplies or property of any kind, nor shall any retail licensee, directly or indirectly, receive, lease or borrow from, or give or offer to, any manufacturer, wholesaler or importer any equipment, fixtures, supplies or property of any kind. Sales authorized in this regulation shall be made on a cash on delivery basis only.

(6) No manufacturer or wholesaler or employee thereof shall sell to any retail licensee or solicit from any such licensee any order for any liquor tied in with, or contingent upon, the retailer's purchase of some other

beverage, alcoholic or otherwise, or any other merchandise, property or service.

(7) In selling equipment, fixtures, supplies or commodities other than liquor, no manufacturer, wholesaler or importer shall grant to retail licensees, nor shall such licensees accept, more favorable prices than those extended to nonlicensed retailers. The price thereof shall be in conformity with the open market price in the locality where sold. In no event shall credit be extended to any retail licensee.

(8) Any manufacturer, wholesaler or importer who sells what is commonly referred to as heavy equipment and fixtures, such as counters, back bars, stools, chairs, tables, sinks, refrigerators or cooling boxes and similar articles, shall immediately after making any such sales have on file and available for inspection in accordance with WAC 314-20-050 a copy of the invoice covering each such sale, which invoice shall contain a complete description of the articles sold, the purchase price of each unit sold together with the total amount of the sale, transportation costs and services rendered in connection with the installation of such articles. Such invoice shall list the date of such sale and affirm that full cash payment for such articles was received from the retailer as provided in subsection (5) of this section.

(9) If the board finds in any instance that any licensee has violated this regulation, then all licenses involved shall be held equally responsible for such violation.

Note: WAC 314-12-140 is not intended to be a relaxation in any respect of section 90 of the Liquor Act (RCW 66.28.010). As a word of caution to persons desiring to avail themselves of the opportunity to sell to retail licensees fixtures, equipment and supplies subject to the conditions and restrictions provided in section 90 of the act and the foregoing regulation, notice is hereby given that, if at any time such privilege is abused or experience proves that as a matter of policy it should be further curtailed or eliminated completely, the board will be free to impose added restrictions or to limit all manufacturers and wholesalers solely to the sale of liquor when dealing with retail licensees. WAC 314-12-140 shall not be considered as granting any vested right to any person, and persons who engage in the business of selling to retail licensees property or merchandise of any nature voluntarily assume the risk of being divested of that privilege and they will undertake such business subject to this understanding. The board also cautions that certain trade practices are prohibited by rulings issued under the Federal Alcohol Administration Act by the United States Bureau of Alcohol, Tobacco and Firearms, and WAC 314-12-140 is not intended to conflict with such rulings or other requirements of federal law or regulations.

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 in the Register pursuant to the requirements of RCW 34.08.040.

Reviser's note: RCW 34.05.395 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 92-02-015

PERMANENT RULES

DEPARTMENT OF

TRADE AND ECONOMIC DEVELOPMENT

[Filed December 23, 1991, 11:41 a.m.]

Date of Adoption: December 20, 1991.

Purpose: To revise rules regarding the application for and disbursement of direct loans, loan guarantees or grants from the child care facility fund.

Citation of Existing Rules Affected by this Order: Amending WAC 130-14-010 through 130-14-050.

Statutory Authority for Adoption: RCW 43.31.504.

Pursuant to notice filed as WSR 91-22-089 on November 5, 1991.

Effective Date of Rule: Thirty-one days after filing.

December 20, 1991

Ronald R. Jutilla

Chair

AMENDATORY SECTION (Amending WSR 90-17-054, filed 8/14/90, effective 9/14/90)

WAC 130-14-010 DEFINITIONS. As used in this chapter:

Capital improvements means improvements to real property or improvements or acquisition of personal property which is depreciable under the Federal Tax Code.

Existing child care facility means that facility which holds a current license for a child care facility from the department of social and health services (DSHS) at the time of application to the child care facility fund.

New child care facility means that facility that does not hold a current license for a child care facility from the department of social and health services (DSHS) at the time of application to the child care facility fund.

Applicant means either:

(1) One or more businesses seeking to establish or cause to be established a child care facility primarily for use of the children of its employees; or

(2) A child care facility that has a written contract with one or more private sector businesses to provide child care for the employees of that business.

AMENDATORY SECTION (Amending WSR 90-17-054, filed 8/14/90, effective 9/14/90)

WAC 130-14-020 LOAN GUARANTEES. (1) Loans that are awarded to an applicant ((**business**)) through a lending institution can be guaranteed by the child care facility fund up to eighty percent of the loan or to a maximum of twenty-five thousand dollars. Such loan must be intended to start or expand a child care facility and be made by a state or federally regulated financial institution.

(2) The loan guarantee shall be awarded on a one-time-only basis and shall not exceed twenty-five thousand dollars.

(3) Applicants ((**staff**)) must provide sufficient collateral for funds under this section, as determined by the child care facility fund committee.

AMENDATORY SECTION (Amending WSR 90-17-054, filed 8/14/90, effective 9/14/90)

WAC 130-14-030 DIRECT LOANS. (1) Direct loans may be awarded to the applicant (~~((business))~~) on a one-time-only basis and shall not exceed a maximum of ~~((twenty-five))~~ one hundred thousand dollars.

(2) Repayment of the direct loan shall be made to the child care facility revolving fund.

(3) Interest rates for a direct loan may be up to prime rate, negotiated on a case-by-case basis, fixed for the life of the loan. Loan terms ~~((can be up to five years))~~ shall be negotiated on a case-by-case basis.

(4) Applicants ~~((staff))~~ must provide sufficient collateral for funds loaned under this section, as determined by the child care facility fund committee.

AMENDATORY SECTION (Amending WSR 90-17-054, filed 8/14/90, effective 9/14/90)

WAC 130-14-040 GRANTS. (1) A grant may be awarded to the applicant (~~((business))~~) on a one-time-only basis.

(2) A grant shall not exceed a maximum of twenty-five thousand dollars and must be matched on a dollar-for-dollar basis with cash or goods or services that would otherwise have required cash outlay and are necessary for start-up or capital improvement expenses.

(3) Full repayment of a grant to the child care facility revolving fund is required if the child care facility ceases to provide child care earlier than the following time periods from the date the grant is made:

(a) Twelve months for a grant up to five thousand dollars;

(b) Twenty-four months for a grant over five thousand dollars to ten thousand dollars;

(c) Thirty-six months for a grant over ten thousand dollars to fifteen thousand dollars;

(d) Forty-eight months for a grant over fifteen thousand dollars to twenty thousand dollars;

(e) Sixty months for a grant over twenty thousand dollars to twenty-five thousand dollars.

(4) Applicants ~~((staff))~~ must provide sufficient collateral for funds for this section, as determined by the child care facility fund committee.

AMENDATORY SECTION (Amending WSR 90-17-054, filed 8/14/90, effective 9/14/90)

WAC 130-14-050 PROJECT ELIGIBILITY. (1) To receive child care facility funds ~~((the))~~ under these provisions, an applicant must ~~((:~~

~~((a)))~~ provide on-site or off-site child care ~~((; or))~~;

~~((b)))~~ (2) The business applicant must:

(a) Enter into a written contract with an existing or a newly licensed child care provider offering expanded child care services either on-site or off-site; or

~~((c) Enter into a written contract with a newly licensed child care provider offering child care services either on-site or off-site;~~

(2) If the applicant contracts with a provider for child care, a copy of the signed contract must be provided with the application.)) (b) Operate a child care facility for their own employees' children.

(3) An applicant must include with its application a copy of the required written contract for child care services.

(4) The applicant ~~((business))~~ must submit a plan that includes a description of:

(a) The need for a new or improved child care facility in the area to be served by the applicant;

(b) The steps to be taken to serve a reasonable number of:

(i) Handicapped children;

(ii) Sick children;

(iii) Infants;

(iv) Children requiring nighttime or weekend care;

(v) Children whose costs of care are subsidized by the government;

(c) Why financial assistance from the state is needed to start or improve the child care facility;

(d) How the guaranteed loan, direct loan, or grant will be used, and how such use will meet the described need;

(e) The child care services to be available at the facility and the capacity of the applicant to provide these services;

(f) The financial status of the applicant, including other resources available to the applicant which will ensure the viability of the facility and the availability of its described services.

WSR 92-02-016**PERMANENT RULES****UTILITIES AND TRANSPORTATION****COMMISSION**

[Order R-360, Docket No. TV-2332—Filed December 23, 1991, 1:14 p.m.]

In the matter of adopting WAC 480-12-084 relating to adoption of federal regulations 49 C.F.R., Part 390.

This action is taken pursuant to Notice No. WSR 91-22-101 filed with the code reviser on November 6, 1991. The rule change hereinafter adopted shall take effect pursuant to RCW 34.05.380(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 34.05 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 91-22-101 the above matter was scheduled for consideration at 9:00 a.m., Wednesday, December 11, 1991, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA, before Chairman Sharon L. Nelson and Commissioners Richard D. Casad and A. J. Pardini.

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

December 2, 1991, and orally at 9:00 a.m., Wednesday, December 11, 1991, in the commission's hearing room above noted.

At the December 11, 1991, meeting the commission considered the rule change proposal. No written or oral comments were received.

The rule change affects no economic values.

In reviewing the entire record herein, it has been determined that WAC 480-12-084 should be adopted to read as set forth in Appendix A shown below and by this reference made a part hereof. WAC 480-12-084 as adopted will ensure uniformity of regulation between state and federal agencies of motor carriers.

ORDER

WHEREFORE, IT IS ORDERED That WAC 480-12-084 as set forth in Appendix A, be adopted as a rule of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.05.380(2).

IT IS FURTHER ORDERED That the order be forwarded to the Code Reviser for filing and recorded in the order register of the Washington Utilities and Transportation Commission pursuant to chapter 34.05 RCW and chapter 1-21 WAC.

DATED at Olympia, Washington, this 18th day of December, 1991.

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

APPENDIX "A"

NEW SECTION

WAC 480-12-084 FEDERAL REGULATIONS, 49 C.F.R., PART 390—ADOPTION BY REFERENCE. (1) The provisions of Title 49, Code of Federal Regulations, Part 390, are adopted and prescribed by the Commission, except carriers operating exclusively in intrastate commerce shall not be subject to the provisions of paragraph (c) of section 390.3, section 390.21, and for the purposes of application of federal regulations on intrastate commerce.

(2) With respect to section 390.5, the definitions shown for "exempt intracity zone," "farm to market agricultural transportation," "farm vehicle driver," "farmer," "private motor carrier of passengers," "private motor carrier of property," "school bus," and "school bus operation" shall not apply.

(3) Whenever the designation "commercial motor vehicle" is used, it shall mean a motor carrier as defined in RCW 81.80.010.

(4) "Exempt motor carrier," "motor carrier," "motor vehicle," and "private carrier" shall have the meanings subjoined to them by RCW 81.80.010.

(5) Whenever the designation "director" is used it shall mean the Washington utilities and transportation commission.

WSR 92-02-017 PERMANENT RULES DEPARTMENT OF HEALTH (State Board of Health)

[Order 223SB—Filed December 23, 1991, 2:21 p.m.]

Date of Adoption: December 11, 1991.

Purpose: A housekeeping action to update WAC and RCW numbers.

Citation of Existing Rules Affected by this Order: Amending WAC 246-205-010, 246-205-040, and 246-205-080.

Statutory Authority for Adoption: RCW 64.44.060 and 64.44.070.

Pursuant to notice filed as WSR 91-21-118 on October 22, 1991.

Effective Date of Rule: Thirty-one days after filing.

December 16, 1991

Sylvia Beck

Executive Director

Kristine M. Gebbie

Secretary

AMENDATORY SECTION (Amending Order 125SB, filed 1/24/91, effective 4/1/91)

WAC 246-205-010 DEFINITIONS. For the purposes of this chapter, the following words and phrases shall have the following meanings unless the content clearly indicates otherwise.

(1) "Authorized contractor" means any person or persons:

(a) Registered under chapter 18.27 RCW; and

(b) Certified by the department to decontaminate, demolish, or dispose of contaminated property as required by chapter 64.44 RCW and this chapter.

(2) "Basic course" means a training course which has been sponsored or approved by the department for workers and supervisors who perform or supervise decontamination on illegal drug manufacturing or storage sites.

(3) "Certificate" means a department issued written approval under this chapter.

(4) "Certified" means a person who has department issued written approval under this chapter.

(5) "Contaminated" or "contamination" means polluted by hazardous chemicals so that the property is unfit for human habitation or use due to immediate or long-term hazards. Property that at one time was contaminated but has been satisfactorily decontaminated according to procedures established by the state board of health is not "contaminated."

(6) "Decontamination" means the process of reducing levels of known contaminants to the lowest practical level using currently available methods and processes.

(7) "Department" means the Washington state department of health.

(8) "Disposal of contaminated property" means the disposition of contaminated property under the provisions of chapter 70.105 RCW.

(9) "Hazardous chemicals" means the following substances used in the manufacture of illegal drugs:

(a) Hazardous substances as defined in RCW 70-105D.020; and

(b) Precursor substances as defined in RCW 69.43-.010 which the state board of health, in consultation with the state board of pharmacy, has determined present an immediate or long-term health hazard to humans.

(10) "Illegal drug manufacturing or storage site" means any property where the manufacture or storage of controlled substances occurred or there are reasonable grounds to believe it occurred in violation of chapter ~~((69.41 or 69.52))~~ 69.43 or 69.50 RCW.

(11) "Initial site assessment" means the first evaluation of a property to determine the nature and extent of observable damage and contamination.

(12) "List of contaminated properties" means a list of properties contaminated by illegal drug manufacturing or the storage of hazardous chemicals.

(13) "Local department" means the jurisdictional local health department or district.

(14) "Local health officer" means a health officer or authorized representative as defined under chapters 70-.05, 70.08, and 70.46 RCW.

(15) "Person" means an individual, firm, association, copartnership, political subdivision, government agency, municipality, industry, public or private corporation, or other entity.

(16) "Property" means any site, structure, or part of a structure involved in the illegal manufacture of drugs or storage of hazardous chemicals including but not limited to:

- (a) Single-family residences;
- (b) Units or multiplexes;
- (c) Condominiums;
- (d) Apartment buildings;
- (e) Motels and hotels;
- (f) Boats;
- (g) Motor vehicles;
- (h) Trailers;
- (i) Manufactured housing;
- (j) Any ship, booth, or garden; or
- (k) Any site, structure, or part of a structure that may have been contaminated by previous use.

(17) "Refresher course" means a department sponsored or approved biennial training course for decontamination workers and supervisors. An approved refresher course:

- (a) Reviews the subjects taught in the initial training course; and
- (b) Includes updated information on emerging decontamination technology.

(18) "Storage site" means any property that has been used for the storage of hazardous chemicals.

(19) "Subcontractor" means a person hired by an authorized contractor for the purpose of providing on-site services.

(20) "Supervisor" means a person employed by an authorized contractor who is on site during the decontamination of an illegal drug manufacturing or storage site and who is responsible for the activities performed.

(21) "Worker" means a person employed by an authorized contractor who performs decontamination of an illegal drug manufacturing or storage site.

AMENDATORY SECTION (Amending Order 125SB, filed 1/24/91, effective 4/1/91)

WAC 246-205-040 TRAINING COURSE APPROVAL. (1) Persons having department approval may sponsor basic and refresher worker and supervisor training courses.

(2) Training course approval shall be contingent on department evaluation of:

- (a) The breadth of knowledge and experience required to properly train workers or supervisors;
 - (b) Adequacy and accuracy of content; and
 - (c) Training techniques.
- (3) Department approved training courses shall provide at a minimum, information on:

(a) Rules and regulations:
(i) ~~((RCW 69.50.505 and 69.50.511))~~ Chapters 69.43 and 69.50 RCW;

(ii) Federal Occupational Health and Safety Act and Washington Industrial Safety and Health Act requirements.

(b) Chemical terminology and classifications:

(i) Definitions, physical and chemical properties, class characteristics and hazards, special cases;

(ii) Equipment such as heating mantle, condenser, glassware;

(iii) Concepts such as acid, base, and pH;

(iv) Solvents;

(v) Metals and salts;

(vi) Corrosives;

(vii) Precursor substances;

(viii) By-products and contaminants;

(ix) Poisons such as cyanide and phosphine.

(c) Surface properties of chemicals:

(i) Absorption;

(ii) Adsorption;

(iii) Chemical bonding;

(iv) Specific chemicals such as 1-phenyl-2-propanone and phenylacetic acid.

(d) Illegal drug laboratories:

(i) Laboratory types including:

(A) Methamphetamine/Amphetamine;

(B) Hallucinogens;

(C) Others such as cocaine and opiates.

(ii) Chemicals;

(iii) Equipment;

(iv) An overview of synthetic processes used; and

(v) Booby traps.

(e) Health effects:

(i) General:

(A) Effects of exposure to classes of chemicals;

(B) Use of literature such as Material Safety Data Sheet and Chemical Hazards Handbook.

(ii) Toxicology:

(A) Routes of exposure; and

(B) Exposure limits such as time weighted averages and threshold limit value.

(iii) Symptomatology; and

(iv) First aid.

- (f) Incompatibility of chemicals related to clean-up:
- (i) General concepts such as heat generation and poisonous gas formation; and
- (ii) Specific hazards such as lithium, aluminum hydride and water, phosphorous and air.
- (g) Decontamination:
 - (i) Structures and vehicles including cars and boats, covering:
 - (A) Different techniques and required equipment;
 - (B) Applications of specific clean-up techniques using hypothetical case examples and correlating site status with appropriate techniques; and
 - (C) Decision making about and prioritization of techniques based upon case-specific information.
 - (ii) Contents, specifically removal vs. cleaning; and
 - (iii) Personal decontamination of crew members prior to leaving a decontamination site.
- (h) Handling of contaminated materials:
 - State/federal requirements for dealing with hazardous chemicals specific to:
 - (i) Disposal;
 - (ii) Transportation; and
 - (iii) Storage.
 - (i) Reporting requirements.
 - (j) Site characterization which shall be required for supervisors only:
 - How to acquire and review existing site specific information including:
 - (i) Source of data from health department, property owner, law enforcement, or ecology department;
 - (ii) Site walk-through and assessment;
 - (iii) Sampling before and after cleanup including:
 - (A) Who;
 - (B) When;
 - (C) What;
 - (D) How; and
 - (E) Where.
 - (k) Recordkeeping and reporting which shall be required for supervisors only:
 - (i) Initial site assessment;
 - (ii) Obtaining necessary information;
 - (iii) Initial site testing;
 - (iv) Workplan including:
 - (A) Scope;
 - (B) Content; and
 - (C) Format.
 - (v) Final site testing;
 - (vi) Report completion;
 - (vii) Other responsibilities of authorized contractors;
 - (viii) Penalties and liability.
- (4) Sponsors of basic and refresher training courses proposed for department approval shall submit:
 - (a) Course location and fees;
 - (b) Copies of course handouts;
 - (c) A detailed description of course content and the amount of time allotted to each major topic;
 - (d) A description of teaching methods to be utilized and a list of all audio-visual materials;
 - (e) A list of all personnel involved in course preparation and presentation and a description of their qualifications;

- (f) When specifically requested by the department, copies of all audio-visual materials proposed for utilization; and
- (g) A list of two hundred questions for development of an examination.
- (5) Sponsors seeking initial and renewal department approval of training courses shall:
 - (a) Apply on forms provided by the department;
 - (b) Submit to the department completed application with the required fee as specified under WAC 246-205-990;
 - (c) Ensure initial course approval applications are received by the department sixty or more days before the requested approval date; and
 - (d) Ensure training course renewal applications are received by the department thirty or more days before expiration of the current approval.
- (6) The department shall:
 - (a) Approve basic and refresher training courses;
 - (b) Issue the course sponsor an approval valid for two years from the date of issuance;
 - (c) Require additional subjects to be taught to update information on new technology and determine the amount of time to be allotted to adequately cover these subjects;
 - (d) Provide a detailed outline of subject matter developed by the department to the sponsor for required incorporation into the training course.
- (7) The course sponsor shall provide the department with a list of the names, addresses, and Social Security numbers of all persons completing a basic or refresher training course ten days or less after a course is completed.
- (8) The course sponsor shall:
 - (a) Notify the department in writing thirty or more days before a training course is scheduled to begin; and
 - (b) Include the date, time, and address of the locations where training will be conducted; and
 - (c) Obtain department approval in advance for any changes to a training course.
- (9) A department representative may, at the department's discretion, attend a training course as an observer to verify the course sponsor conducts the training course in accordance with the program approved by the department.
- (10) Course sponsors conducting training outside the state of Washington shall:
 - (a) Reimburse the department at current state of Washington per diem and travel allowance rates for travel expenses associated with department observance of the training courses; and
 - (b) Submit reimbursement to the department within thirty days of receipt of the billing notice.
- (11) The training course sponsor shall limit each class to a maximum of thirty participants.
- (12) The department may terminate the training course approval if in the department's judgment the sponsor fails to:
 - (a) Maintain the course content and quality as initially approved;
 - (b) Make changes to a course as required by the department.

AMENDATORY SECTION (Amending Order 125SB, filed 1/24/91, effective 4/1/91)

WAC 246-205-080 **RECIPROCITY**. (1) The department may provide reciprocal certification for contractors, supervisors, and workers trained and certified in another state if standards and training are substantially equivalent to those of this chapter.

(2) Applicants for reciprocity shall submit to the department:

(a) A completed application on a form provided by the department;

(b) Documentation of specialized training for illegal drug manufacturing or storage site decontamination;

(c) Evidence of successful completion of training required by Federal Occupational Safety and Health Act, ~~((and))~~ Washington Industrial Safety and Health Act regulations, and WAC 296-62-3040 ~~((and 29 Code of Federal Regulations 1910.120))~~; and

(d) A fee as prescribed in WAC 246-205-990.

(3) After reviewing the application, the department may issue the applicant a certificate or require:

(a) Additional information;

(b) A refresher course; or

(c) A department-administered examination.

WSR 92-02-018

PERMANENT RULES

DEPARTMENT OF HEALTH

[Order 224—Filed December 23, 1991, 2:54 p.m.]

Date of Adoption: December 20, 1991.

Purpose: To make housekeeping changes to RCW and WAC references, department name and address, and to improve readability.

Citation of Existing Rules Affected by this Order: Repealing WAC 246-310-002, 246-310-030, 246-310-030A, 246-836-320, 246-928-070 and 246-928-100; and amending chapter 246-03 WAC, State Environmental Policy Act—Guidelines; chapter 246-08 WAC, Practice and procedure; chapter 246-130 WAC, Human immunodeficiency virus (HIV) infection treatment; chapter 246-132 WAC, Class IV HIV health insurance eligibility; chapter 246-170 WAC, Tuberculosis—Control, prevention, and treatment; chapter 246-171 WAC, Tuberculosis—Financial responsibility; chapter 246-270 WAC, Sewer systems—Certification of necessity for water district involvement; chapter 246-310 WAC, Certificate of need; chapter 246-316 WAC, Boarding homes; chapter 246-318 WAC, Hospitals; chapter 246-321 WAC, Hospice care center; chapter 246-323 WAC, Residential treatment facilities for psychiatrically impaired children and youth; chapter 246-325 WAC, Adopt residential rehabilitation centers and private adult treatment homes; chapter 246-326 WAC, Alcoholism treatment facilities; chapter 246-327 WAC, Home health agencies; chapter 246-329 WAC, Childbirth centers; chapter 246-331 WAC, Hospice agencies; chapter 246-333 WAC, Approval of eye banks; chapter 246-336 WAC, Home care agency rules; chapter 246-340 WAC, Second trimester abortion facilities; chapter 246-388

WAC, Rural health care facility licensing rules; chapter 246-490 WAC, Vital statistics; chapter 246-510 WAC, Standards for community health clinics; chapter 246-650 WAC, Newborn screening; chapter 246-800 WAC, General provisions—Professionals; chapter 246-815 WAC, Dental hygienists; chapter 246-822 WAC, Dieticians or nutritionists; chapter 246-824 WAC, Dispensing opticians; chapter 246-826 WAC, Health care assistants; chapter 246-830 WAC, Massage practitioners; chapter 246-834 WAC, Midwives; chapter 246-836 WAC, Naturopathic physicians; chapter 246-841 WAC, Nursing assistants; chapter 246-845 WAC, Nursing pool; chapter 246-849 WAC, Ocularists; and chapter 246-928 WAC, Respiratory care practitioners.

Statutory Authority for Adoption: For chapter 246-03 WAC is RCW 43.21C.120; for chapter 246-08 WAC is RCW 34.05.220; for chapter 246-130 WAC is RCW 43.70.120; for chapter 246-132 WAC is RCW 70.24.130 and 70.24.440; for chapter 246-170 WAC is RCW 70.33.020; for chapter 246-171 WAC is RCW 70.33.020 and 70.30.072; for chapter 246-270 WAC is RCW 43.70.040 and 57.08.065; for WAC 246-270-050 is RCW 43.70.040 and 34.05.220; for chapter 246-310 WAC is RCW 70.38.135 and 70.38.919; for WAC 246-310-990 is RCW 70.38.135, 70.38.919 and 43.70.250; for chapter 246-316 WAC is RCW 18.20.090; for WAC 246-316-020 is RCW 18.20.090 and 34.05.220; for chapter 246-318 WAC is RCW 70.41.030; for chapter 246-321 WAC is RCW 43.70.040; for WAC 246-321-012 is RCW 43.70.040 and 34.05.220; for WAC 246-321-017 is RCW 43.70.040 and 70.24.310; for chapter 246-323 WAC is RCW 43.70.040 and chapter 71.12 RCW; for WAC 246-323-040 is RCW 43.70.040, 70.24.310 and chapter 71.12 RCW; for chapter 246-325 WAC is RCW 43.70.040 and chapter 71.12 RCW; for WAC 246-325-012 is RCW 43.70.040, 34.05.220 and chapter 71.12 RCW; for WAC 246-325-025 is RCW 43.70.040, 70.24.310 and chapter 71.12 RCW; for chapter 246-326 WAC is RCW 43.70.040 and chapter 71.12 RCW; for WAC 246-326-020 is RCW 43.70.040, and chapter 71.12 RCW is 34.05.220; WAC 246-326-035 is RCW 43.70.040, and chapter 71.12 RCW is 70.24.310; for chapter 246-327 WAC is RCW 70.127.120 and 70.127.250; for WAC 246-327-035 is RCW 70.127.120, 70.127.250 and 34.05.220; for WAC 246-327-055 is RCW 70.127.120, 70.127.250 and 34.05.220; for WAC 246-327-105 is RCW 70.127.120, 70.127.250 and 70.24.310; for chapter 246-329 WAC is RCW 18.46.060; for WAC 246-329-020 is RCW 18.46.060 and 34.05.220; for WAC 246-329-050 is RCW 18.46.060 and 70.24.310; for chapter 246-331 WAC is RCW 70.127.120 and 70.127.260; for WAC 246-331-035 is RCW 70.127.120 and 34.05.220; for WAC 246-331-055 is RCW 70.127.120 and 34.05.220; for WAC 246-331-105 is RCW 70.127.120 and 70.24.310; for chapter 246-333 WAC is RCW 43.70.040 and 68.50.280; for WAC 246-333-020 is RCW 43.70.040, 68.50.280 and 34.05.220; for WAC 246-333-030 is RCW 43.70.040, 68.50.280 and 34.05.220; for WAC 246-336-105 is RCW 70.127.120, 70.127.270 and 70.24.310; for chapter 246-336 WAC is RCW 70.127.120 and 70.127.270; for WAC 246-336-035 is RCW

70.127.120, 70.127.270 and 34.05.220; for WAC 246-336-055 is RCW 70.127.120, 70.127.270 and 34.05.220; for WAC 246-336-105 is RCW 70.127.120, 70.127.270 and 70.24.310; for chapter 246-340 WAC is RCW 43.70.040, 9.02.005 and 9.02.070; for WAC 246-340-050 is RCW 43.70.040, 9.02.005, 9.02.070 and 34.05.220; for WAC 246-340-070 is RCW 43.70.040, 9.02.005, 9.02.070 and 34.05.220; for WAC 246-340-090 is RCW 43.70.040, 9.02.005, 9.02.070 and 70.24.310; for chapter 246-388 WAC is RCW 70.175.040 and 70.175.100; for WAC 246-388-080 is RCW 70.175.040, 70.175.100 and 70.24.310; for chapter 246-490 WAC is RCW 43.70.040 and 43.70.150; for chapter 246-510 WAC is section 214(3), chapter 19, Laws of 1989; for WAC 246-650-990 is RCW 43.20B.020; for chapter 246-800 WAC is RCW 69.50.311; for chapter 246-815 WAC is RCW 18.29.130; for WAC 246-815-040 is RCW 18.29.130 and 70.24.270; for WAC 246-815-160 is RCW 18.29.130, 18.29.076 and 18.130.050; for WAC 246-815-170 is RCW 18.29.130 and 18.130.070; for WAC 246-815-250 is RCW 18.29.130 and 18.130.070; for chapter 246-822 WAC is RCW 18.138.070, 18.130.050 and 18.130.070; for WAC 246-822-110 is RCW 70.24.270; for chapter 246-824 WAC is RCW 43.70.040 and chapter 18.34 RCW; for WAC 246-824-160 is chapter 18.34 RCW, RCW 18.130.050 and 18.130.070; for WAC 246-824-170 is RCW 70.24.270; for WAC 246-824-990 is RCW 43.70.250; for chapter 246-826 WAC is RCW 18.135.030; for WAC 246-826-090 is RCW 18.135.030 and 34.05.220; for WAC 246-826-230 is RCW 70.24.270; for chapter 246-830 WAC is RCW 18.108.085; for WAC 246-830-050 is RCW 70.24.270; for WAC 246-830-610 is RCW 18.108.085 and 18.130.050; for WAC 246-830-690 is RCW 18.108.085, 18.130.050 and 18.130.070; for WAC 246-830-990 is RCW 43.70.250; for chapter 246-834 WAC is RCW 18.50.135 and 18.50.045; for WAC 246-834-200 is RCW 18.50.135, 18.50.045 and 34.05.220; for WAC 246-834-260 is RCW 18.50.135, 18.50.045, 18.130.050 and 18.130.070; for WAC 246-834-350 is RCW 18.50.135, 18.50.045, 18.130.050 and 18.130.070; for WAC 246-834-500 is RCW 70.24.270; for chapter 246-836 WAC is RCW 18.36A.060; for WAC 246-836-170 is RCW 18.36A.060 and 34.05.220; for WAC 246-836-400 is RCW 18.36A.060, 18.130.050 and 18.130.070; for WAC 246-836-410 is RCW 70.24.270; for chapter 246-841 WAC is RCW 18.88A.050, 18.130.050 and 18.130.080; for WAC 246-841-610 is RCW 70.24.270; for WAC 246-845-020 is RCW 18.52C.030; for WAC 246-845-040 is RCW 18.52C.030 and 18.130.050; for WAC 246-849-020 is section 8, chapter 180, Laws of 1991, RCW 18.130.050 and 18.130.070; for WAC 246-849-100 is section 8, chapter 180, Laws of 1991, RCW 18.130.050 and 18.130.070; for WAC 246-849-110 is RCW 70.24.270; for WAC 246-849-990 is RCW 43.70.250; for chapter 246-928 WAC is RCW 18.89.050; for WAC 246-928-110 is RCW 18.89.050, 18.130.050 and 18.130.070; for WAC 246-928-180 is RCW 18.89.050, 18.130.050 and 18.130.070; for WAC 246-928-190 is RCW 70.24.270; and for WAC 246-928-990 is RCW 43.70.250.

Pursuant to notice filed as WSR 91-22-028 on October 29, 1991.

Changes Other than Editing from Proposed to Adopted Version: Addresses and RCW numbers were changed.
Effective Date of Rule: Thirty-one days after filing.

December 20, 1991
Kristine M. Gebbie
Secretary

AMENDATORY SECTION (Amending Order 122, filed 12/27/90, effective 1/31/91)

WAC 246-03-050 DETERMINATION OF LEAD AGENCY AND RESPONSIBLE OFFICIAL.

(1) The department shall be the lead agency for the following actions:

(a) Adoption or amendment of regulations relating to radioactive source materials; proposals to construct, operate, or expand any uranium or thorium mill, or any tailings areas generated by uranium or thorium milling, or any low level radioactive waste burial facilities. The responsible official would be the (~~section head, radiation control section, division of environmental health~~) division director, division of radiation protection, environmental health programs. Lead agency determination for other mineral processing proposals should be made in accordance with WAC 197-11-924 through 197-11-948;

(b) Approval of comprehensive plans for public water supply systems when such plans are developed by private applicants and unless indicated otherwise by WAC 197-11-932, 197-11-934 and 197-11-936, and approval of new public water supply systems or major extensions of existing public water supply systems when such systems are being proposed by a private applicant unless indicated otherwise by WAC 197-11-932, 197-11-934, and 197-11-936. The responsible official would be the section head, water supply and waste section, division of environmental health;

(c) Construction of any building, facility, or other installation for the purpose of housing department personnel or for fulfilling other statutorily directed or authorized functions. The responsible official would be a capital programs representative from the management services division, comptroller's office;

(2) Determination of the lead agency for department major actions not listed above shall be made in accordance with the procedures and requirements of WAC 246-03-140 (4)(c) and 197-11-922 through 197-11-948.

AMENDATORY SECTION (Amending Order 122, filed 12/27/90, effective 1/31/91)

WAC 246-03-140 SEPA COMMITTEE. (1) There is hereby created a SEPA committee to oversee the department's SEPA activities.

(2) The SEPA committee shall be composed of:

(a) One representative from the (~~water supply and waste section, division of environmental health~~) division of drinking water, environmental health programs;

(b) One representative from the facility licensing and certification section;

(c) One capital programs representative from the ~~comptroller's office, management services division~~(~~(; comptroller's office)~~); and

(d) One representative from the ~~((radiation control section, division of environmental health))~~ division of radiation protection, environmental health programs.

(3) A representative from the office of the attorney general will provide legal support to the committee.

(4) The SEPA committee shall:

(a) Oversee the department's SEPA activities to ensure compliance with these agency guidelines, the state SEPA guidelines, and the policies and goals set forth in the State Environmental Policy Act;

(b) Oversee the future revision of these agency guidelines so as to reflect:

(i) Future amendment of SEPA or the state SEPA guidelines;

(ii) The creation of new department programs.

(c) Designate the responsible official for any major action for which the department is lead agency when such designation has not occurred elsewhere in these agency guidelines.

AMENDATORY SECTION (Amending Order 122, filed 12/27/90, effective 1/31/91)

WAC 246-03-030 TIMING AND PROCEDURES FOR SPECIFIED MAJOR ACTIONS. (1) Regulations and licenses relating to radioactive material.

(a) Scope of major action.

(i) Regulations relating to radioactive material shall include the adoption or amendment by the department of any regulations incorporating general standards for issuance of licenses authorizing the possession, use and transfer of radioactive material pursuant to RCW 70.98.080, and 70.121.030.

(ii) The issuance, revocation or suspension of individual licenses under RCW 70.98.080 shall be exempt. However, the following licenses shall not be exempt: Licenses to operate low level waste burial facilities or licenses to operate or expand beyond design capacity mineral processing facilities, or their tailings areas, whose products, or byproducts, have concentrations of naturally occurring radioactive materials in excess of exempt concentrations as specified in WAC 246-232-010.

(b) Timing of SEPA requirements for regulations for radioactive material.

(i) A final EIS or determination of nonsignificance, whichever is determined appropriate by the lead agency's responsible official, shall be completed for proposed regulations relating to radioactive material prior to the hearing preceding final adoption of such regulations.

(ii) The responsible official shall mail to the department of ecology headquarters office in Olympia for listing in the "SEPA register" (see WAC 197-11-508) a copy of any determination of nonsignificance, a copy of the draft EIS, and a copy of the final EIS. Copies of the draft EIS shall also be mailed to those agencies identified in WAC 197-11-455, and of the final EIS to those agencies identified in WAC 197-11-460. The responsible official shall also give public notice in the form and

manner specified in RCW 43.21C.080 of the determination of nonsignificance or final EIS.

(c) Timing of SEPA requirements for licenses for uranium or thorium mills or radioactive waste burial facilities.

(i) The applicant shall be responsible for completing an environmental checklist, furnishing additional information needed by the department to make the threshold determination, and preparing an environmental report regarding the environmental impact of proposed activities for independent evaluation by the department, prior to issuance of a draft EIS by the responsible official. The environmental report shall be submitted within ninety days following determination of significance. The following material presents a more detailed description of the responsibilities of the private applicant as well as of the responsible official.

(ii) The applicant shall be responsible for contacting the responsible official during the early stages of the applicants planning activities to obtain an outline of SEPA requirements.

(iii) Thereafter the private applicant shall be responsible for preparation of an environmental checklist. The responsible official shall review each environmental checklist and, within fifteen days of the responsible official's receipt of the checklist, shall prepare and issue either a determination of nonsignificance as per WAC 197-11-340 or a determination of significance as per WAC 197-11-360.

(iv) When the responsible official has issued a determination of nonsignificance, the official shall send the determination and environmental checklist to the applicant and to all agencies with jurisdiction for review and comment as per WAC 197-11-340.

(v) When the responsible official makes a determination of significance, the preparation of an environmental report shall be completed in a manner consistent with the requirements for a draft EIS and shall be the responsibility of the private applicant. If the applicant desires, he may contract with an outside consultant for the preparation of the environmental report. The department may also contract with an outside consultant for the preparation of a draft or final EIS. The department or the department's contracted consultant will independently evaluate the environmental report and be responsible for the reliability of any information used in the draft or final EIS. Unless the scope or complexity of the proposal indicates otherwise, the final EIS shall be issued as described in WAC 197-11-460(6).

(vi) The responsible official shall request review of the draft EIS from the agencies listed in WAC 197-11-455 and from such other agencies as he determines.

(vii) The responsible official shall mail a copy of the draft EIS to the department of ecology headquarters in Olympia for listing in the "SEPA register" (see WAC 197-11-508) and also to those agencies listed in WAC 197-11-455.

(viii) When the responsible official determines that substantial changes are needed or that new information has become available, the preparation of an amended or new environmental report is the responsibility of the private applicant.

(ix) The responsible official shall mail a copy of the final EIS to the department of ecology headquarters office in Olympia for listing in the "SEPA register" (see WAC 197-11-508). The responsible official shall also mail copies of the final EIS to those agencies specified in WAC 197-11-460 and shall give public notice of the completion of the final EIS in the form and manner specified in RCW 43.21C.080.

(2) Water system plans for public water systems as per WAC 246-290-100 and RCW 70.116.050.

(a) Scope of major action. Water system plans are plans developed and submitted to the department for review and approval pursuant to WAC 246-290-100 and RCW 70.116.050.

(b) Timing and procedures for water system plans prepared by private applicants.

(i) In general, when a private applicant has prepared a water system plan for review and approval by the department, the private applicant shall be responsible for completing an environmental checklist, furnishing additional information needed by the department to make the threshold determination, and preparing the draft and final EIS under the direction of the responsible official. The following material presents a more detailed description of the responsibilities of the private applicant as well as the responsible official.

(ii) Follow steps outlined in subsection (1)(c)(ii) through (iv) of this section.

(iii) When the responsible official makes a determination of significance, the preparation of a draft and final EIS shall be in compliance with WAC 197-11-400 through 197-11-620 and shall be the responsibility of the private applicant. If the applicant desires, he may contract with an outside consultant for preparation of the draft or final EIS. Unless the scope or complexity of the proposal indicates otherwise, the final EIS shall be completed within sixty days of the end of the comment period for the draft EIS.

(iv) See subsection (1)(c)(vi) and (vii) of this section.

(v) When the responsible official determines that substantial changes are needed or that new information has become available, the preparation of an amended or a new draft EIS is the responsibility of the private applicant.

(vi) See subsection (1)(c)(ix) of this section.

(vii) Every water system plan submitted by a private applicant to the department for review and approval shall be accompanied by either a determination of non-significance or a final EIS.

(c) Timing and procedure for water system plans prepared by agencies. Every water system plan submitted by an agency to the department for review and approval shall be accompanied by either a determination of non-significance or a final EIS.

(3) New public water supply systems and major extensions of existing public water supply systems.

(a) Scope of major action. The approval of engineering reports or plans and specifications pursuant to chapter 246-290 WAC for all surface water source development, all water system storage facilities greater than one-half million gallons, new transmission lines longer than one thousand feet and larger than eight inches in

diameter located in new rights of way and major extensions to existing water distribution systems involving use of pipes greater than eight inches in diameter, which are designed to increase the existing service area by more than one square mile.

(b) Timing and procedures for projects proposed by private applicants.

(i) In general, when a private applicant seeks the approval of the department for a new public water supply or a major extension to an existing public water supply, the private applicant shall be responsible for completing an environmental checklist, furnishing additional information needed by the department to make the threshold determination, and preparing the draft and final EIS under the direction of the responsible official. The following material presents a more detailed description of the responsibilities of the private applicant as well as of the responsible official.

(ii) Follow steps outlined in subsection (1)(c)(ii) through (iv) of this section.

(iii) See subsection (2)(b)(iii) of this section.

(iv) See subsection (1)(c)(vi) and (vii) of this section.

(v) See subsection (2)(b)(v) of this section.

(vi) See subsection (1)(c)(ix) of this section.

(vii) Whenever preliminary engineering reports, or plans and specifications for a new public water supply system or a major extension to an existing public water supply system are submitted by a private applicant to the secretary for review and approval pursuant to chapter 246-290 WAC, these reports, plans and specifications shall be accompanied by a determination of non-significance or a final EIS.

(c) Timing and procedures for projects proposed by an agency. Whenever preliminary engineering reports, plans and specifications for a new public water supply system or a major extension to an existing public water supply system are submitted by an agency to the secretary for review and approval pursuant to chapter 246-290 WAC, these reports, plans and specifications shall be accompanied by a determination of nonsignificance or a final EIS.

(4) Certificates of need.

(a) Scope of major action. Certificate of need applications are subject to SEPA requirements whenever the applicant proposes to construct a new hospital or to construct major additions to the existing service capacity of such an institution: PROVIDED, That such applications are not subject to SEPA requirements when the proposed construction consists of additions which provide less than twelve thousand square feet of floor area and with associated parking facilities designed for forty automobiles or less: PROVIDED FURTHER, That certificate of need applications for "substantial acquisitions" are not subject to SEPA requirements.

(b) Timing and procedures for hospital certificates of need. Where a state or local agency other than the department is lead agency for hospital construction, the department shall not issue a certificate of need approving this hospital construction until the applicant has supplied it with a determination of nonsignificance or a final EIS, and until seven days after the issuance by the lead agency of any final EIS. Nothing in this subsection shall

preclude the department from making a commitment to issue a certificate of need to an applicant subject to the timely receipt of an appropriate environmental impact statement or determination of nonsignificance.

(5) Approval of sewerage general plans and/or water general plans described in RCW 36.94.010.

(a) Scope of major action. Sewerage general plans and water general plans shall mean and include those described in RCW 36.94.010.

(b) Timing and procedures for water general plans. Every water general plan submitted by a county to the department for review and approval shall be accompanied by either a determination of nonsignificance or a final EIS.

(6) Plans and specifications for new sewage treatment works or for major extensions to existing sewage treatment works pursuant to ~~((WAC 246-271-020))~~ chapter 246-271 WAC.

Scope of major action. Plans and specifications for new sewage treatment works or for major extensions to existing sewage treatment works are those which are reviewed and approved by the department pursuant to WAC 246-271-050.

(7) Construction of any building, facility or other installation for the purpose of housing department personnel or for prisons or for fulfilling other statutorily directed or authorized functions.

(a) Scope of major action. The construction of buildings, facilities or other installations for the purpose of housing department personnel or for other authorized functions shall be subject to SEPA requirements, but such construction shall not be subject to SEPA requirements when it consists of additions which provide less than twelve thousand square feet of floor area and with associated parking facilities designed for forty automobiles or less.

(b) Timing and procedures.

(i) The responsible official shall, prior to the request for construction bids, prepare an environmental checklist for each construction project of the type described in (a) of this subsection.

(ii) Within fifteen days of the request for construction bids, the responsible official shall make (A) a written declaration of nonsignificance where the responsible official determines that the proposed construction will not have a significant adverse environmental impact or (B) a written declaration of significance where the responsible official determines that the proposed construction will have a significant adverse environmental impact.

(iii) Where the responsible official has made a determination of significance, the preparation of the draft and final EIS shall be in compliance with WAC 197-11-400 through 197-11-620, and shall be the responsibility of the responsible official. Unless the scope or complexity of the proposal indicates otherwise, the final EIS shall be completed within sixty days of the end of the comment period for the draft EIS.

(iv) See subsection (1)(c)(vi) of this section.

(v) The responsible official shall mail to the department of ecology headquarters office in Olympia for listing in the "SEPA register" a copy of any determination of nonsignificance, a copy of the draft EIS, and a copy

of the final EIS. Copies of the draft EIS shall also be mailed to those agencies identified in WAC 197-11-455, and of the final EIS to those agencies identified in WAC 197-11-460. The responsible official shall also give public notice in the form and manner specified in RCW 43.21C.080 of the determination of nonsignificance or final EIS.

(8) Approval of final plans for construction of a private psychiatric hospital pursuant to WAC 246-322-020, or construction of an alcoholism treatment ~~((center))~~ facility pursuant to WAC 246-326-020.

(a) Scope of major action. The approval of final plans for construction of a private psychiatric hospital pursuant to WAC 246-322-020, or construction of an alcoholism treatment center pursuant to WAC 246-326-020 shall be subject to SEPA requirements: PROVIDED, That such construction shall not be subject to SEPA requirements when it consists of additions which provide less than twelve thousand square feet of floor area and with associated parking facilities designed for forty automobiles or less.

(b) Timing and procedures for construction of the type described. Where a state or local agency other than the department is lead agency for construction of the type described in (a) of this subsection, the department shall not approve final plans for construction of a private psychiatric hospital or alcoholism treatment center until the applicant for such approval has supplied the department with a final declaration of nonsignificance or a final EIS for the construction in question, and until seven days after the issuance by the lead agency of any final EIS.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-08-001 APPLICATION OF CHAPTER ~~((248-08))~~ 246-08 WAC. (1) Scope. This chapter applies to adjudicative proceedings, begun on or after July 1, 1989, in programs administered by the department of health except those professional licensing programs for which the secretary is not the disciplinary authority as defined under RCW 18.130.040 (2)(b). The definition of the word "begun" is the department's receipt of the application for an adjudicative proceeding. Proceedings begun before July 1, 1989, are governed by the procedural rules in effect on June 30, 1989. Legal authority for adopting this chapter is RCW 34.05.220 (1)(a).

(2) Conflict in rules. If a provision in this chapter conflicts with a provision in the chapter containing the program's substantive rules, the provision in the chapter containing the program's substantive rules governs.

(3) Physical and mailing addresses. The presiding officer is generally an administrative law judge from the office of administrative hearings. Presiding officer administrative and field office addresses are listed under WAC 10-04-020. The reviewing officer is generally the secretary or the secretary's designee. ~~((The secretary's address for professions governed by the Uniform Disciplinary Act is the legal support section of the investigation, legal and audit unit, which is located at 1300~~

~~Quince, Olympia, and the mailing address is Legal Support Section, P.O. Box 2245, Olympia, WA 98507-2245;))~~ The reviewing officer's address ~~((for other programs))~~ is the ~~((office of appeals which is located in Office Building Number 2, Twelfth and Franklin, Olympia, and the mailing address is Office of Appeals, P.O. Box 2465, Olympia, WA 98504-2465))~~ Administrative Hearings Unit, Department of Health, 1300 Quince Street S.E., P.O. Box 47851, Olympia, WA 98504-7851.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-08-020 APPLICATION FOR AN ADJUDICATIVE PROCEEDING. (1) Uniform Disciplinary Act application. A person contesting a decision or statement of charges under the Uniform Disciplinary Act shall file a written application for an adjudicative proceeding with the ~~((legal support section of the investigation, legal and audit))~~ administrative hearings unit. The application must be filed within twenty days of the person's receipt of the decision or statement of charges.

(2) Other program application. A person contesting a department decision in a program not governed by the Uniform Disciplinary Act shall file a written application for an adjudicative proceeding by a method showing proof of receipt with the ~~((office of appeals))~~ administrative hearings unit within twenty-eight days of receipt of the decision.

(3) Application contents. The application must include or have attached:

- (a) A specific statement of the issue or issues and law involved;
- (b) The grounds for contesting the department decision or statement of charges; and
- (c) A copy of the contested department decision or statement of charges.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-08-030 ADMINISTRATIVE LAW JUDGE—AUTHORITY—APPLICATION OF LAW—ASSIGNMENT—DISQUALIFICATION. (1) Authority. The administrative law judge shall:

- (a) Hear and decide the issue anew (de novo);
- (b) Determine the order of presentation of evidence;
- (c) Administer oaths and affirmations;
- (d) Issue subpoenas;
- (e) Rule on procedural matters, objections, and motions;
- (f) Rule on offers of proof and receive relevant evidence;
- (g) Interrogate witnesses called by the parties in an impartial manner to develop any facts deemed necessary to fairly and adequately decide the matter;
- (h) Call additional witnesses and request additional exhibits deemed necessary to complete the record and receive such evidence subject to full opportunity for cross-examination and rebuttal by all parties;
- (i) Take any appropriate action necessary to maintain order during the hearing;

(j) Permit or require oral argument or briefs and determine the time limits for submission thereof;

(k) Permit photographic and recording equipment at hearings subject to conditions imposed by the administrative law judge to preserve confidentiality or to prevent disruption;

(l) Permit a person to waive any right conferred upon that person by chapter 34.05 RCW and/or chapter ~~((248-08))~~ 246-08 WAC, except to the extent precluded by another provision of law; and

(m) Take any other action necessary and authorized by any applicable rule.

(2) Application of law. The administrative law judge shall:

(a) Apply as the first source of law governing an issue the rules of the department as adopted in the Washington Administrative Code (WAC);

(b) If there is no department rule governing the issue, resolve the issue on the basis of the best legal authority and reasoning available, including that found in federal and Washington Constitutions, statutes and regulations, and court decisions;

(c) Not declare any department rule invalid;

(d) If the validity of any department rule is raised as an issue at any proceeding, permit arguments to be made on the record concerning that issue for subsequent review purposes; and

(e) If the sole issue is one of federal or state law requiring adjustments for classes of people the department serves or regulates, dismiss the application without permitting argument to be made on the record regarding the validity of the law.

(3) Assignment of administrative law judge. If the notice of hearing does not state the name of the presiding administrative law judge, the chief administrative law judge of the office of administrative hearings shall:

(a) Make such assignment five days or more before the hearing; and

(b) Disclose the assignment to any party or representative making inquiry.

(4) Motion of prejudice.

(a) A motion of prejudice with a supporting affidavit under RCW 34.12.050 shall be filed at least three days before the hearing or any earlier stage of the adjudicative proceeding when the administrative law judge may be required to issue a discretionary ruling.

(b) The chief administrative law judge or designee shall rule upon subsequent motions of prejudice filed by the same party in the same proceeding.

(5) Petition for disqualification. An individual petitioning to disqualify an administrative law judge under RCW 34.05.425 shall file such petition with the administrative law judge assigned to preside over the proceeding.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-08-070 FILING AND SERVICE OF PAPERS. (1) Service required when filing. A party filing a pleading, brief, or other paper, except an application for an adjudicative proceeding, with the ~~((support section of the investigation, legal and audit unit, or with~~

~~the office of appeals~~) administrative hearings unit, or the administrative law judge shall serve a copy of the paper upon:

- (a) Every other party; or
- (b) If the other party is represented or has an agent, the other party's representative or agent.
- (2) Filing and service made by. Unless otherwise provided by law, filing and service shall be made by:
 - (a) Personal service;
 - (b) First class, registered, or certified mail;
 - (c) Telegraph;
 - (d) Electronic telefacsimile transmission and same-day mailing of copies; or
 - (e) Commercial parcel delivery company.
- (3) Filing complete. Filing with the ~~((support section of the investigation, legal and audit unit or with the office of appeals))~~ administrative hearings unit shall be complete upon actual receipt during office hours at the appropriate office. Filing with the administrative law judge shall be complete upon actual receipt during office hours at the office of the administrative law judge.

- (4) Service complete. Service shall be complete when:
 - (a) Personal service is made;
 - (b) Mail is properly stamped, addressed, and deposited in the United States mail;
 - (c) A properly addressed telegram is deposited with a telegraph company with charges prepaid;
 - (d) An electronic telefacsimile transmission produces proof of transmission; or
 - (e) A commercial parcel is delivered to the parcel delivery company with charges prepaid.
- (5) Proof of service. Where proof of service is required by statute or rule, filing the papers with the department or the administrative law judge, together with one of the following, shall constitute proof of service:
 - (a) An acknowledgment of service;
 - (b) A certificate of service including the date the papers were served upon all parties and the signature of the serving party indicating service was completed by:
 - (i) Personal service;
 - (ii) Mailing a copy properly addressed with postage prepaid to each party to the proceeding, or the party's representative or authorized agent;
 - (iii) Telegraphing a copy properly addressed with charges prepaid to each party to the proceeding, or the party's representative or authorized agent; or
 - (iv) Transmitting a copy by electronic telefacsimile device and, on the same day, mailing a copy to each party to the proceeding, or the party's representative or authorized agent; or
 - (v) Depositing a copy properly addressed with charges prepaid with a commercial parcel delivery company.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-08-080 VACATING AN ORDER OF DISMISSAL FOR REASON OF DEFAULT OR WITHDRAWAL. (1) Right to request. A party against whom a dismissal for reason of default or withdrawal is entered shall have the right to file a written petition requesting that the order be vacated.

(2) Contents. The request shall state the grounds relied upon.

(3) Filed at. The request shall be filed at the ~~((legal support section of the investigation, legal and audit unit for Uniform Disciplinary Act proceedings or the office of appeals))~~ administrative hearings unit for other programs within twenty-one days from the date the dismissal order was served.

(4) Grounds to vacate an order of dismissal. If, in the reasoned opinion of the administrative law judge, good cause to grant the relief is shown, the administrative law judge shall vacate the order of dismissal and reinstate the application.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-08-100 TELECONFERENCE HEARING. (1) When authorized. The administrative law judge may conduct all or part of the hearing by telephone, television, or other electronic means if each participant in the hearing has an opportunity to participate in, to hear, and, if technically and economically feasible, to see the entire proceeding while it is taking place.

(2) Documentary evidence. When the hearing is conducted by electronic means, documentary evidence shall be submitted in advance as provided under WAC ~~((248-08-452(2)))~~ 246-08-110(2).

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-08-130 PETITION FOR REVIEW—RESPONSE TO PETITION—DISQUALIFICATION OF REVIEW JUDGE. (1) Initial orders that may become final orders.

(a) If a petition for review is not filed within twenty-one days from service of the initial order, the initial order shall, subject to the provisions of this section, become the final order.

(b) An initial order shall not become the final order in proceeding governed by the Uniform Disciplinary Act. Each party shall have the right to file a petition for review of the administrative law judge's order. Whether a petition for review is or is not filed, the secretary or designee shall enter the final order.

(2) Who may petition. Each party has the right to file a petition for review of an order entered by an administrative law judge.

(3) Petition contents. The petition for review shall:

(a) Specify the portions of the order to which exception is taken; and

(b) Refer to the evidence of record relied upon to support the petition.

(4) Petition time limits.

(a) The period to timely file a petition for review is twenty-one days from the date the initial decision was served.

(b) The secretary or designee shall extend the twenty-one day period to file a petition for review upon request of a party when:

(i) The request is made during the twenty-one day period; and

(ii) Good cause for the extension is shown.

(c) The secretary or designee shall waive the twenty-one day limit for filing a petition for review when:

(i) A petition for review is filed within thirty days of the date the initial order becomes final; and

(ii) The petitioner demonstrates good cause for failure to file a timely petition. Good cause includes:

(A) A mistake, inadvertence, or excusable neglect on the part of the petitioner; or

(B) An unavoidable casualty or misfortune preventing the petitioner from timely filing a petition for review.

(5) Petition filing and service. The petition for review shall be in writing and filed with the secretary or designee. The petitioner shall serve copies of the petition upon the other parties or their representative at the time the petition is filed. A petition in a proceeding governed by the Uniform Disciplinary Act (~~shall be filed on the secretary or designee at the legal support section of the investigation, legal and audit unit.~~) and/or a petition in other programs shall be filed on the secretary or designee at the (~~office of appeals~~) administrative hearings unit.

(6) Notice of petition. When a petition for review is filed, the secretary or designee shall send a copy of the petition to the nonpetitioning party or, if represented, to the representative with a notice of the right to file a response.

(7) Response time limit, filing, service.

(a) The nonpetitioning party shall file any response with the secretary or designee within seven days of the date that office served a copy of the petition on the nonpetitioning party or representative.

(b) The nonpetitioning party shall serve a copy of the response upon the petitioner and any other party or, if represented, on the representative at the time the response is filed.

(c) A secretary or designee may extend the period to file a response upon request of a party showing good cause.

(8) Disqualification. The secretary or designee shall disclose the assignment of the reviewing officer to any party or representative making inquiry. An individual petitioning to disqualify a reviewing officer under RCW 34.05.425 shall file such petition with the reviewing officer assigned to the proceeding.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-08-140 RECONSIDERATION. Within ten days of service of a review order, any party may file a petition for reconsideration. The petition shall state the specific grounds upon which relief is requested. A petition for reconsideration shall be filed at the (~~legal support section of the investigation, legal and audit unit for proceedings governed by the Uniform Disciplinary Act. A petition for reconsideration in other programs shall be filed at the office of appeals~~) administrative hearings unit.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-08-200 JUDICIAL REVIEW OF FINAL ADJUDICATIVE ORDER. (1) Right to judicial review; exclusive remedy. An appellant or intervener aggrieved, as described under RCW 34.05.530, by the final decision or order in a department of health adjudicative proceeding may appeal the decision or order to court. Judicial review shall only be obtained under chapter 34.05 RCW. Judicial review may not be obtained through any other procedure. Chapter 34.05 RCW contains the pertinent provisions of law.

(2) Instituting judicial review; filing and serving the petition. As described under RCW 34.05.542(2), within thirty days after the secretary or designee mails the final decision, the petitioner shall file the petition for judicial review with the court and serve a copy of the petition on the department of health, the office of the attorney general, and all parties of record.

(a) A petition shall be filed in the superior court, at the petitioner's option, for:

(i) Thurston County;

(ii) The county of the petitioner's residence or principal place of business; or

(iii) Any county where property affected by the decision is located.

(b) Service of a copy of the petition for judicial review on the department of health may be had by personally serving a copy of the petition on the (~~office of appeals~~) administrative hearings unit.

(c) Service of a copy of the petition for judicial review on the office of the attorney general may be had by mailing a copy of the petition, postage prepaid, to the Office of the Attorney General, Highway-Licenses Building, (~~PB-55~~) P.O. Box 40109, Olympia, WA (~~98504~~) 98504-0109.

(d) Service of a copy of the petition for judicial review on other parties of record may be had by mailing the copy of the petition to the other parties, properly addressed and postage prepaid.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-130-010 DEFINITIONS. The following words and phrases have the following meaning in chapter (~~248-168~~) 246-130 WAC unless the context clearly indicates otherwise:

(1) "AIDS" means acquired immunodeficiency syndrome.

(2) "APDP" means AIDS prescription drug program.

(3) "Department" or "DOH" means the Washington state department of health.

(4) "HIV" means human immunodeficiency virus.

(5) "NPIG" means National Poverty Income Guidelines as under sections 652 and 673 (2) of the Omnibus Budget Reconciliation Act of 1981 (Public Law 9735) and as updated annually in the Federal Register on February 16.

(6) "Patient share" means the amount of cost borne by the patient.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-130-030 REIMBURSEMENTS. Individuals desiring reimbursement for APDP approved drugs and treatments must provide evidence of financial eligibility as established by WAC ((248-168-040)) 246-130-040. The department will make reimbursement, reduced by the patient share computed in accordance with WAC ((248-168-070)) 246-130-070, to eligible participants who, in the department's judgment, demonstrate the greatest need or the most likely benefit from the treatments.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-130-040 FINANCIAL ELIGIBILITY. (1) The department will consider a patient eligible if he or she:

- (a) Has resources at or below the exemptions listed under subsection (3) of this section; and
- (b) Is not eligible for any other resources providing similar benefits to meet the costs of the treatment; and
- (c) Has gross monthly income at or below three hundred seventy percent of the NPIG; and
- (d) The total cost of program covered medications is in excess of the patient's share as computed in accordance with WAC ((248-168-070)) 246-130-070.

(2) The department shall consider the following in determining resources:

- (a) Savings, property, and other assets;
- (b) Government and private medical insurance programs, including Medicaid, providing partial or full coverage for drug and treatments needed in the treatment of infection with HIV; and
- (c) Local funds raised for the purpose of providing financial support for a specified patient.

(3) The following exemptions shall not be considered in determining a patient's resources to pay for treatments covered by these regulations:

- (a) A home, defined as real property owned by a patient as a principal place of residence, together with the property surrounding and contiguous thereto not to exceed five acres; and
- (b) Commercial property, or property used for the purpose of producing income, except to the extent that its value exceeds the sum of ten thousand dollars;
- (c) Household furnishings;
- (d) An automobile; and
- (e) Savings, property, or other liquid assets, to the extent the value thereof does not exceed the sum of ten thousand dollars.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-132-020 CLASS IV HUMAN IMMUNODEFICIENCY VIRUS (HIV) INSURANCE PROGRAM. Definitions of program covered by the department of health.

(1) "Class IV HIV insurance program" means the program authorized by chapter 70.24 RCW and financed by state funds to assure health insurance coverage for an individual with Class IV HIV infection as defined by the state board of health meeting eligibility requirements established by the department.

(2) "Class IV HIV infection" means an illness characterized by the diseases and conditions defined and described by the state board of health in WAC ((248-100-011(1)) and ~~248-100-076~~ (1)(c)(i)) 246-100-011(1) and 246-100-076.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-170-001 PURPOSE. (1) These regulations are adopted for the purpose of establishing standards necessary to assure the effective and adequate care and treatment of persons suffering from tuberculosis in hospitals, nursing homes, and other organized living groups, or outpatient settings, including patient homes.

(2) Outpatient treatment should be given the highest priority in personnel and services. A high degree of success must be achieved, requiring the dedicated service of physicians and nurses who can identify with every type of patient and a provision of a full range of type of service, including office, clinic, home visit and special clinics.

(3) These regulations are adopted pursuant to section 2, chapter 213, Laws of 1973 1st ex. sess., and RCW 70.33.020, and the requirements of these regulations shall be in addition to the requirements of WAC ((248-100-532)) 246-170-080, now or as hereafter amended.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-170-010 DEFINITIONS. (1) "Primary physician" shall mean the physician who assumes the day-to-day medical care of a tuberculosis patient.

(2) "Chest clinic" shall mean an outpatient medical activity provided for persons suffering from or suspected to be suffering from disease primarily affecting the lungs.

(3) "Inpatient" shall mean medical care furnished in a hospital, nursing home or other organized living group in which the patient is a resident.

(4) "Outpatient" shall mean medical care furnished to patients who are residents in their homes or other places of residence.

(5) "Surveillance" shall mean an organized system of medical observation of persons at risk of developing active disease.

(6) "Suspect" shall mean a person who may possibly have a disease condition.

(7) "Epidemiological investigation" shall mean those specific actions taken by physicians or nurses which are taken to determine the extent of spread of infection from an active case of tuberculosis.

(8) "Register" shall mean the listing of all tuberculosis patients as required by WAC ((248-100-532 (3)(c))) 246-170-080, now or as hereafter amended.

(9) "UV generator" shall mean a properly mounted fluorescent tube which electrically produces ultraviolet radiation with bacteriocidal properties.

(10) "Slide microscopy" shall mean the diagnostic test in which body fluids such as sputum are examined for the presence of pathogenic bacteria.

(11) "Prophylaxis" shall mean either primary treatment to prevent infection in an uninfected person or secondary treatment to treat disease in an infected person.

(12) "Infectious" shall mean the state of being the possible transmitter of tuberculosis infection to other persons.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-170-030 LOCAL HEALTH DEPARTMENT RESPONSIBILITIES. (1) Each health department shall staff and provide a chest clinic under the supervision of a physician specializing in pulmonary diseases. Sufficient nursing and clerical personnel shall be provided to furnish supervision of post-inpatient treatment, post-treatment surveillance, suspect evaluation, epidemiological investigation, contact workup and prophylaxis. A health department unable to provide these services shall contract for such services.

(2) A register must be kept of all known cases of tuberculosis within the jurisdiction in accordance with WAC ((248-100-532 (3)(c))) 246-170-080, now or as hereafter amended. Reports of all newly discovered cases of tuberculosis must be made promptly to the department of social and health services.

(3) One or more physicians qualified to treat tuberculosis as determined by the local health officer with the advice of the state tuberculosis advisory committee shall be secured to assume the primary inpatient and/or outpatient care of patients. A tuberculosis clinical consultant, similarly endorsed, shall be available to provide review in case conferences of diagnoses, plans of management and dates of discharge.

(4) The health department shall also provide by contract appropriate inpatient care. Public health nursing services sufficient to meet the needs of outpatients including home care programs shall be available. Social service is necessary, and if not available within the department, shall be arranged.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-170-080 CASE MONITORING. From the time of diagnosis every patient shall be monitored by the local health department for the purpose of assuring that treatment is continuous, appropriately reviewed and completed. The case register shall be kept in sufficient detail to allow recording of accomplishment of periodic diagnostic studies, clinical progress and changes in state of disease. Quarterly status reports on each diseased patient will be furnished to the department of ((social and)) health ((services)) tuberculosis control program. Business and financial records including contracts and accounts shall be maintained by an administrative clerk.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-171-050 FINANCIAL ABILITY— DETERMINATION. Upon the filing of a financial statement as provided for under WAC ((248-118-020)) 246-171-020 through ((248-118-022)) 246-171-040, it shall be the duty of the local health officer to determine the financial ability of such patient, or the person responsible therefor, to contribute in whole or in part to the cost of care in such facility.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-171-120 LIABILITY OF ESTATE. The unpaid portion of any patient's share of charges for hospitalization shall be a liability of the estate which, while there is a surviving spouse, shall be considered as capital assets of the responsible person and subject to depletion according to WAC ((248-118-070)) 246-171-100(5).

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-270-010 DEFINITIONS. For purposes of this chapter, the following definitions are applicable:

((1) "Department" shall mean the Washington state department of health.

(2) "Board" shall mean the Washington state board of health.

(3) "Approval and a certification of necessity" shall mean an order of the department which gives approval to a water district to establish, maintain, construct and operate a sewer system in a proposed service area in accordance with RCW 57.08.065.

(4) "Necessity" shall mean a reasonable need and not mean an indispensable need.

(5) "Proposed service area" shall mean the area proposed to be served with a sewer system by the applicant water district.

(6) "Sewer system" shall mean a system of sewers and appurtenances for the collection, transportation, treatment and disposal of sewage and industrial wastes.

(7) "Sewage" shall mean the water-carried waste products or discharge from human beings or other wastes from residences, public or private buildings, or industrial plants, together with such ground, surface or storm waters as may be present.

(8) "Industrial wastes" shall mean the liquids, solids, or other wastes resulting from any process of industry, or from the development of any natural resource.

(9) "Drainage basin" shall mean a geographic area drained by a surface stream or body of impounded water together with all tributary surface streams and bodies of impounded surface water.

(10) "Sewer entities" shall mean any municipal or public corporations which by law are entitled to construct and operate a sewer system:)) (1) "Approval and a certification of necessity" shall mean an order of the department which gives approval to a water district to

establish, maintain, construct and operate a sewer system in a proposed service area in accordance with RCW 57.08.065.

(2) "Board" shall mean the Washington state board of health.

(3) "Department" shall mean the Washington state department of health.

(4) "Drainage basin" shall mean a geographic area drained by a surface stream or body of impounded water together with all tributary surface streams and bodies of impounded surface water.

(5) "Industrial wastes" shall mean the liquids, solids, or other wastes resulting from any process of industry, or from the development of any natural resource.

(6) "Necessity" shall mean a reasonable need and not mean an indispensable need.

(7) "Proposed service area" shall mean the area proposed to be served with a sewer system by the applicant water district.

(8) "Sewage" shall mean the water-carried waste products or discharge from human beings or other wastes from residences, public or private buildings, or industrial plants, together with such ground, surface or storm waters as may be present.

(9) "Sewer entities" shall mean any municipal or public corporations which by law are entitled to construct and operate a sewer system.

(10) "Sewer system" shall mean a system of sewers and appurtenances for the collection, transportation, treatment and disposal of sewage and industrial wastes.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-270-020 APPLICATION CONTENT. An application for an approval and a certification of necessity must be presented to the department and shall include, but not be limited to, the following considerations:

(1) A general statement of the present and future sewage problems in the proposed area of service.

(2) A consideration of the relationship of the district to contiguous, nearby or overlapping sewer entities.

(3) Service areas considering reasonable drainage basin oriented planning.

(4) Population forecasts as a basis of sewer system design in the proposed service area.

(5) A layout map showing major trunk lines and interceptor lines including the drainage area to be served within and outside of the boundaries of the water district.

(6) The methods of interception and disposal of sewage.

(7) The projected completion time for the sewer system.

(8) An affidavit signed by an officer of the applicant water district, stating that all persons, parties or entities have been given the notice required by WAC ((248-91-040)) 246-270-030.

(9) A summary setting forth the reasons why the applicant water district is better suited to provide a sewer system within the proposed service area than a contiguous or adjacent sewer entity.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-270-050 NOTICE OF DECISION—ADJUDICATIVE PROCEEDING. (1) The department's notice of a denial, suspension, modification, or revocation of an approval and certificate of necessity shall be consistent with RCW ((43.20A.XXX and section 95, chapter 175, Laws of 1989)) 43.70.115. An applicant or certificate holder has the right to an adjudicative proceeding to contest the decision.

(2) A certificate applicant or holder contesting a department certificate decision shall within twenty-eight days of receipt of the decision:

(a) File a written application for an adjudicative proceeding by a method showing proof of receipt with the ((Office of Appeals, P.O. Box 2465, Olympia, WA 98504)) Administrative Hearings Unit, Department of Health, 1300 Quince Street S.E., P.O. Box 47851, Olympia, WA 98504-7851; and

(b) Include in or with the application:

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

(ii) The grounds for contesting the department decision; and

(iii) A copy of the contested department decision.

(3) The proceeding is governed by the Administrative Procedure Act (chapter 34.05 RCW), this chapter, and chapter ((248-08)) 246-08 WAC. If a provision in this chapter conflicts with chapter ((248-08)) 246-08 WAC, the provision in this chapter governs.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-270-060 LIMITATION OF AN APPROVAL AND A CERTIFICATION OF NECESSITY. The granting of an approval and a certification of necessity by the department shall only constitute approval to establish, maintain, construct, and operate a sewer system within the proposed service area requested in the initial application for an approval and a certification of necessity, and shall in no way constitute approval or authority to establish, maintain, construct and operate a sewer system in any area which may be annexed at some future time by the applicant water district.

The granting of an approval and a certification of necessity by the department does not constitute approval of the engineering report or plans and specifications of any sewer system, and all plans and specifications and the proposed method of operation and maintenance for any sewer system must be approved by the department pursuant to WAC ((248-92-040)) 246-271-050.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-010 DEFINITIONS. For the purposes of chapter ((248-19)) 246-310 WAC, the following words and phrases shall have the following meanings unless the context clearly indicates otherwise.

(1) "Acute care facilities" means hospitals and ambulatory surgical facilities.

(2) "Affected persons" means:

- (a) The applicant;
- (b) Health care facilities and health maintenance organizations providing services similar to the services under review and located in the health service area;
- (c) Third-party payers reimbursing health care facilities in the health service area;
- (d) Any agency establishing rates for health care facilities and health maintenance organizations in the health service area where the proposed project is to be located;
- (e) Health care facilities and health maintenance organizations which, in the twelve months prior to receipt of the application, have submitted a letter of intent to provide similar services;
- (f) Any person residing within the geographic area to be served by the applicant; and
- (g) Any person regularly using health care facilities within the geographic area to be served by the applicant.
- (3) "Alterations," see "construction, renovation, or alteration."
- (4) "Ambulatory care facility" means any place, building, institution, or distinct part thereof not a health care facility as defined in this section and operated for the purpose of providing health services to individuals without providing such services with board and room on a continuous twenty-four-hour basis. The term "ambulatory care facility" includes the offices of private physicians, whether for individual or group practice.
- (5) "Ambulatory surgical facility" means a facility, not a part of a hospital, providing surgical treatment to patients not requiring inpatient care in a hospital. This term does not include a facility in the offices of private physicians or dentists, whether for individual or group practice, if the privilege of using such facility is not extended to physicians or dentists outside the individual or group practice.
- (6) "Applicant," except as used in WAC ((~~248-19-390~~) 246-310-230), means any person proposing to engage in any undertaking subject to review under the provisions of chapter 70.38 RCW.
- "Applicant," as used in WAC ((~~248-19-390~~) 246-310-230), means any person or individual with a ten percent or greater financial interest in a partnership or corporation or other comparable legal entity engaging in any undertaking subject to review under the provisions of chapter 70.38 RCW.
- (7) "Capital expenditure" means an expenditure, including a force account expenditure (i.e., an expenditure for a construction project undertaken by a nursing home facility as its own contractor), which, under generally accepted accounting principles, is not properly chargeable as an expense of operation or maintenance. The costs of any studies, surveys, designs, plans, working drawings, specifications, and other activities (including staff effort, consulting and other services which, under generally accepted accounting principles, are not properly chargeable as an expense of operation and maintenance) shall be considered capital expenditures. Where a person makes an acquisition under lease or comparable arrangement, or through donation, which would have required certificate of need review if the acquisition had been made by purchase, such acquisition shall be

deemed a capital expenditure. Capital expenditures include donations of equipment or facilities to a nursing home facility, which if acquired directly by such facility, would be subject to review under the provisions of this chapter and transfer of equipment or facilities for less than fair market value if a transfer of the equipment or facilities at fair market value would be subject to such review.

(8) "Certificate of need" means a written authorization by the secretary's designee for a person to implement a proposal for one or more undertakings.

(9) "Certificate of need program" means that organizational program of the department responsible for the management of the certificate of need program.

(10) "Commencement of the project" means whichever of the following occurs first: In the case of a construction project, giving notice to proceed with construction to a contractor for a construction project; beginning site preparation or development; excavating or starting the foundation for a construction project; or beginning alterations, modification, improvement, extension, or expansion of an existing building. In the case of major medical equipment, installation. In the case of other projects, initiating a health service.

(11) "Construction, renovation, or alteration" means the erection, building, remodeling, modernization, improvement, extension, or expansion of a physical plant of a health care facility, or the conversion of a building or portion thereof to a health care facility.

(12) "Continuing care contract" means a contract providing a person, for the duration of that person's life or for a term in excess of one year, shelter along with nursing, medical, health-related, or personal care services. The contract is conditioned on the transfer of property, the payment of an entrance fee to the provider of such services, or the payment of periodic charges for the care and services involved. A continuing care contract is not excluded from this definition because the contract is mutually terminable or because shelter and services are not provided at the same location.

(13) "Continuing care retirement community" means an entity providing shelter and services under a continuing care contract with the entity's members and sponsoring or including a health care facility or a health service.

(14) "Days" means calendar days. Days are counted starting the day after the date of the event from which the designated period of time begins to run. If the last day of the period falls on a Saturday, Sunday, or legal holiday observed by the state of Washington, a designated period runs until the end of the first working day following the Saturday, Sunday, or legal holiday.

"Working days" exclude Saturdays, Sundays, and legal holidays observed by the state of Washington. Working days are counted in the same way as calendar days.

(15) "Department" means the Washington state department of health.

(16) "Ex parte contact" means any oral or written communication between any person in the certificate of need program or any other person involved in the decision regarding an application for, or the withdrawal of, a

certificate of need and the applicant for, or holder of, a certificate of need, any person acting on behalf of the applicant or holder, or any person with an interest regarding issuance or withdrawal of a certificate of need.

(17) "Expenditure minimum" means one million dollars for the twelve-month period beginning with July 24, 1983, adjusted annually by the department according to the provisions of (~~chapter 248-156~~) WAC 246-310-900.

(18) "Health care facility" means hospitals, psychiatric hospitals, nursing homes, kidney disease treatment centers including freestanding dialysis units, ambulatory surgical facilities, continuing care retirement communities, hospices and home health agencies, and includes such facilities when owned and operated by a political subdivision or instrumentality of the state and such other facilities as required by federal law and implementing regulations, but does not include Christian Science sanatoriums operated or listed and certified by the First Church of Christ Scientist, Boston, Massachusetts. In addition, the term "health care facility" does not include any nonprofit hospital:

(a) Operated exclusively to provide health care services for children;

(b) Which does not charge fees for such services; and

(c) If not contrary to federal law as necessary to the receipt of federal funds by the state.

(d) In addition, the term "health care facility" does not include a continuing care retirement community which:

(i) Offers services only to contractual members;

(ii) Provides its members a contractually guaranteed range of services from independent living through skilled nursing, including some form of assistance with activities of daily living;

(iii) Contractually assumes responsibility for costs of services exceeding the member's financial responsibility as stated in contract, so that, with the exception of insurance purchased by the retirement community or its members, no third party, including the Medicaid program, is liable for costs of care even if the member depletes personal resources;

(iv) Offers continuing care contracts and operates a nursing home continuously since January 1, 1988, or obtained a certificate of need to establish a nursing home;

(v) Maintains a binding agreement with the department of social and health services assuring financial liability for services to members, including nursing home services, shall not fall upon the department of social and health services;

(vi) Does not operate, and has not undertaken, a project resulting in a number of nursing home beds in excess of one for every four living units operated by the continuing care retirement community, exclusive of nursing home beds; and

(vii) Has undertaken no increase in the total number of nursing home beds after January 1, 1988, unless a professional review of pricing and long-term solvency was obtained by the retirement community within the prior five years and fully disclosed to members.

(19) "Health maintenance organization" means a public or private organization, organized under the laws of the state, which:

(a) Is a qualified health maintenance organization under Title XIII, Section 1310(d) of the Public Health Service Act; or

(b)(i) Provides or otherwise makes available to enrolled participants health care services, including at least the following basic health care services: Usual physician services, hospitalization, laboratory, x-ray, emergency and preventive services, and out-of-area coverage;

(ii) Is compensated (except for copayments) for the provision of the basic health care services listed in (b)(i) of this subsection to enrolled participants by a payment made on a periodic basis without regard to the date the health care services are provided and fixed without regard to the frequency, extent, or kind of health service actually provided; and

(iii) Provides physicians' services primarily:

(A) Directly through physicians who are either employees or partners of such organization, or

(B) Through arrangements with individual physicians or one or more groups of physicians (organized on a group practice or individual practice basis).

(20) "Health service area" means a geographic region appropriate for effective health planning including a broad range of health services.

(21) "Health services" means clinically related (i.e., preventive, diagnostic, curative, rehabilitative, or palliative) services and includes alcoholism, drug abuse, and mental health services.

(22) "Home health agency" means an entity which is, or is to be, certified as a provider of home health services in the Medicaid or Medicare program. The department shall not require a home health agency previously issued a certificate of need as a new health care facility to obtain additional certificate of need approval if the agency has not received Medicare or Medicaid certification by the effective date of these rules.

(23) "Hospice" means an entity which is, or is to be, certified as a provider of hospice services in the Medicaid or Medicare program. The department shall not require a hospice previously issued a certificate of need as a new health care facility to obtain additional certificate of need approval if the hospice has not received Medicare or Medicaid certification by the effective date of these rules.

(24) "Hospital" means any institution, place, building or agency or distinct part thereof which qualifies or is required to qualify for a license under chapter 70.41 RCW, or as a psychiatric hospital licensed under chapter 71.12 RCW.

(25) "Inpatient" means a person receiving health care services with board and room in a health care facility on a continuous twenty-four-hour-a-day basis.

(26) "Intermediate care facility" means any institution or distinct part thereof certified as an intermediate care facility for participation in the Medicaid (Title XIX of the Social Security Act) program.

(27) "Kidney disease treatment center" means any place, institution, building or agency or a distinct part

thereof equipped and operated to provide services, including dialysis and/or kidney transplantation, to persons who have end-stage renal disease.

(28) "May" means an act is permitted, but not required.

(29) "Nursing home" means any home, place, institution, building or agency or distinct part thereof including a nursing unit or a long-term care area of a hospital operating or maintaining facilities providing convalescent or chronic care, or both, for a period in excess of twenty-four consecutive hours for three or more patients not related by blood or marriage to the operator, who, by reason of illness or infirmity, are unable properly to care for themselves. Convalescent and chronic care may include, but not be limited to, any or all procedures commonly employed in waiting on the sick, such as administration of medicines, preparation of special diets, giving of bedside nursing care, application of dressings and bandages, and carrying out of treatment prescribed by a duly licensed practitioner of the healing arts. Nursing home includes any such entity licensed or required to be licensed under the provisions of chapter 18.51 RCW and any other intermediate care facility or skilled nursing facility as these terms are defined in this section.

(30) "Obligation," when used in relation to a capital expenditure, means the following has been incurred by or on behalf of a health care facility:

(a) An enforceable contract has been entered into by a health care facility or by a person on behalf of the health care facility for the construction, acquisition, lease, or financing of a capital asset; or

(b) A formal internal commitment of funds by a health care facility for a force account expenditure constituting a capital expenditure; or

(c) In the case of donated property, the date on which the gift is completed in accordance with state law.

(31) "Offer," when used in connection with health services, means the health facility provides one or more specific health services.

(32) "Person" means an individual, a trust or estate, a partnership, a corporation (including associations, joint stock companies, and insurance companies), the state, or a political subdivision or instrumentality of the state, including a municipal corporation or a hospital district.

(33) "Predevelopment expenditures" means capital expenditures, the total of which exceeds the expenditure minimum, made for architectural designs, plans, drawings, or specifications in preparation for the acquisition or construction of physical plant facilities. "Predevelopment expenditures" exclude any obligation of a capital expenditure for the acquisition or construction of physical plant facilities and any activity which the department may consider the "commencement of the project" as this term is defined in this section.

(34) "Professional review of continuing care retirement community pricing and long-term solvency" means prospective financial statements, supported by professional analysis and documentation, which:

(a) Conform to Principles and Practices Board Statement Number 9 of the Healthcare Financial Management Association, "Accounting and Reporting Issues

Related to Continuing Care Retirement Communities"; and

(b) Project the financial operations of the continuing care retirement community over a period of ten years or more into the future; and

(c) Are prepared and signed by a qualified actuary as defined under WAC 284-05-060 or an independent certified public accountant, or are prepared by management of the continuing care retirement community and reviewed by a qualified actuary or independent certified public accountant who issues a signed examination or compilation report on the prospective financial statements; and

(d) Include a finding by management that the intended expansion project of the continuing care retirement project is financially feasible.

(35) "Project" means all undertakings proposed in a single certificate of need application or for which a single certificate of need is issued.

(36) "Secretary" means the secretary of the Washington state department of health or the secretary's designee.

(37) "Shall" means compliance is mandatory.

(38) "Skilled nursing facility" means any institution or distinct part thereof certified as a skilled nursing facility for participation in the Medicare (Title XVIII) or Medicaid (Title XIX) program.

(39) "State health plan" means a document developed in accordance with RCW 70.38.065 and in effect until June 30, 1990, unless superseded by department-adopted rules.

(40) "State Health Planning and Resources Development Act" means chapter 70.38 RCW.

(41) "Tertiary health service" means a specialized service meeting complicated medical needs of people and requires sufficient patient volume to optimize provider effectiveness, quality of service, and improved outcomes of care.

(42) "Undertaking" means any action subject to the provisions of chapter ((248-19)) 246-310 WAC.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-020 APPLICABILITY OF CHAPTER ((248-19)) 246-310 WAC. (1) The following undertakings shall be subject to the provisions of chapter ((248-19)) 246-310 WAC, with the exceptions provided for in this section.

(a) The construction, development, or other establishment of a new health care facility:

(i) No new health care facility may be initiated as a health service of an existing health care facility without certificate of need approval as a new health care facility;

(ii) The extension, on a regular and ongoing basis, of the services of a home health agency or a hospice in a county not previously regularly included in the service area of that home health agency or hospice during the preceding twelve months shall be considered the development of a new home health agency or hospice.

(b) The sale, purchase, or lease of part or all of any existing hospital licensed under chapter 70.41 RCW or a psychiatric hospital licensed under chapter 71.12 RCW;

(c) A change in bed capacity of a health care facility increasing the total number of licensed beds or redistributing beds among acute care, skilled nursing, intermediate care, and boarding home care, as defined under RCW 18.20.020, if the bed redistribution is effective for a period in excess of six months;

(d) Any new tertiary health services offered in or through a health care facility, and not offered on a regular basis by, in, or through such health care facility within the twelve-month period prior to the time the facility will offer such services:

(i) Tertiary services include the following:

(A) Specialty burn services. This is a service designed, staffed, and equipped to care for any burn patient regardless of the severity or extent of the burn. All staff and equipment necessary for any level of burn care are available;

(B) Intermediate care nursery and/or obstetric services level II. Intermediate care nursery is defined in chapter ((248-18)) 246-318 WAC. A level II obstetric service is in an area designed, organized, equipped, and staffed to provide a full range of maternal and neonatal services for uncomplicated patients and for the majority of complicated obstetrical problems;

(C) Neonatal intensive care nursery and/or obstetric services level III. Neonatal intensive care nursery is defined in chapter ((248-18)) 246-318 WAC. A level III obstetric service is in an area designed, organized, equipped, and staffed to provide services to the few women and infants requiring full intensive care services for the most serious type of maternal-fetal and neonatal illnesses and abnormalities. Such a service provides the coordination of care, communications, transfer, and transportation for a given region. Level III services provide leadership in preparatory and continuing education in prenatal and perinatal care and may be involved in clinical and basic research;

(D) Transplantation of specific solid organs, including, but not limited to, heart, liver, pancreas, lung, and kidney and including bone marrow. A transplantation service for each solid organ is considered a separate tertiary service;

(E) Open heart surgery and/or elective therapeutic cardiac catheterization including elective percutaneous transluminal coronary angioplasty (PTCA). Open heart surgery includes the care of patients who have surgery requiring the use of a heart lung bypass machine. Therapeutic cardiac catheterization means passage of a tube or other device into the coronary arteries or the heart chambers to improve blood flow. PTCA means the treatment of a narrowing of a coronary artery by means of inflating a balloon catheter at the site of the narrowing to dilate the artery;

(F) Inpatient physical rehabilitation services level III. Level III rehabilitation services are services for persons with usually nonreversible, multiple function impairments of a moderate-to-severe complexity resulting in major changes in the patient's lifestyle and requiring intervention by several rehabilitation disciplines. Services are multidisciplinary, including such specialists as a rehabilitation nurse; and physical, occupational, and speech therapists; and vocational counseling; and a

physiatrist. The service is provided in a dedicated unit with a separate nurses station staffed by nurses with specialized training and/or experience in rehabilitation nursing. While the service may specialize (i.e., spinal cord injury, severe head trauma, etc.), the service is able to treat all persons within the designated diagnostic specialization regardless of the level of severity or complexity of the impairments;

(G) Specialized inpatient pediatric services. The service is designed, staffed, and equipped to treat complex pediatric cases for more than twenty-four hours. The service has a staff of pediatric specialists and subspecialists.

(ii) The department shall review, periodically revise, and update the list of tertiary services. The department shall change the tertiary services list following the procedures identified in WAC ((248-19-235)) 246-310-035;

(iii) The offering of an inpatient tertiary health service by a health maintenance organization or combination of health maintenance organizations is subject to the provisions under chapter ((248-19)) 246-310 WAC unless the offering is exempt under the provisions of RCW 70.38.111.

(e) Any increase in the number of dialysis stations in a kidney disease center;

(f) Any capital expenditure in excess of the expenditure minimum for the construction, renovation, or alteration of a nursing home. However, a capital expenditure, solely for any one or more of the following, which does not substantially affect patient charges, is not subject to certificate of need review:

(i) Communications and parking facilities;

(ii) Mechanical, electrical, ventilation, heating, and air conditioning systems;

(iii) Energy conservation systems;

(iv) Repairs to, or the correction of, deficiencies in existing physical plant facilities necessary to maintain state licensure;

(v) Acquisition of equipment, including data processing equipment, not for use in the direct provision of health services;

(vi) Construction, involving physical plant facilities, including administrative and support facilities, not for use in the provision of health services;

(vii) Acquisition of land; and

(viii) Refinancing of existing debt.

(g) Any expenditure for the construction, renovation, or alteration of a nursing home or change in nursing home services in excess of the expenditure minimum made in preparation for any undertaking subject to the provisions under chapter ((248-19)) 246-310 WAC and any arrangement or commitment made for financing such undertaking;

(h) No person may divide a project in order to avoid review requirements under any of the thresholds specified under this section; and

(i) The department may issue certificates of need authorizing only predevelopment expenditures, without authorizing any subsequent undertaking for which the predevelopment expenditures are made.

(2) No person shall engage in any undertaking subject to certificate of need review unless:

- (a) A certificate of need authorizing such undertaking is issued and remains valid; or
- (b) An exemption is granted in accordance with the provisions of this chapter.

NEW SECTION

WAC 246-310-035 TERTIARY SERVICES IDENTIFICATION. (1) The criteria in this section shall be used as guidelines when examining services to determine whether the service is considered a tertiary service.

(2) In determining whether a service is a tertiary service the department shall consider the degree to which the service meets the following criteria:

- (a) Whether the service is dependent on the skills and coordination of specialties and subspecialties. Including, but not limited to, physicians, nurses, therapists, social workers;
- (b) Whether the service requires immediate access to an acute care hospital;
- (c) Whether the service is characterized by relatively few providers;
- (d) Whether the service is broader than a procedure;
- (e) Whether the service has a low use rate;
- (f) Whether consensus supports or published research shows that sufficient volume is required to impact structure, process, and outcomes of care; and
- (g) Whether the service carries a significant risk or consequence.

(3) Annually the department shall request review of proposed changes to the list of tertiary services identified in WAC 246-310-020. The annual review shall be conducted as follows:

(a) The department shall send notice to all persons who have sent the certificate of need program a written request to be notified of the annual review of tertiary services.

(b) The notice shall contain the following:

- (i) Identification of the thirty-day period during which written comments may be received. This thirty-day period shall be called the comment period;
- (ii) The criteria listed in this section; and
- (iii) The name and address of the person in the department to whom written comments are to be addressed.

(c) The written comments must address whether a service meets or partially meets the criteria in this section.

(d) Within sixty days after the close of the comment period the department shall determine whether to propose any changes to the list of tertiary services in chapter 246-310 WAC. This sixty-day period shall be called the consideration period.

(e) During the consideration period information may be exchanged between the department and persons proposing changes to the list of tertiary services in chapter 246-310 WAC.

(4) The department shall convene a technical work group at least every three years to do the following:

(a) Review the criteria listed in this section to determine whether the criteria appropriately define a tertiary service; and

(b) Propose any necessary changes to the list of tertiary services in WAC 246-310-020.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-050 APPLICABILITY DETERMINATION. (1) Any person wanting to know whether an action the person is considering is subject to certificate of need requirements (chapter ~~((248-19))~~ 246-310 WAC) should submit a written request to the certificate of need unit requesting a formal determination of applicability of the certificate of need requirements to the action.

(a) A copy of a written request for determination of applicability shall be sent simultaneously to the appropriate advisory review agencies.

(b) The written request shall be in a form prescribed by the department and contain an explicit description of the action. The description shall include the nature and extent of any construction, changes in services, and the estimated total costs of the action.

(2) The department may request such additional written information as is reasonably necessary to make an applicability determination on the action.

(3) The department shall respond in writing to a request for an applicability determination within thirty days of receipt of all the information needed for such determination. In the written response, the department shall state the reasons for its determination that the action is or is not subject to certificate of need requirements.

(4) Information or advice given by the department as to whether an action is subject to certificate of need requirements shall not be considered an applicability determination unless it is in written form in response to a written request submitted in accordance with provisions of this section.

(5) A written applicability determination on an action in response to a written request and based on written information shall be binding upon the department: PROVIDED, The nature, extent, or cost of the action does not significantly change.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-080 LETTER OF INTENT. Any person planning to propose an undertaking subject to certificate of need review shall submit a letter of as follows:

(1) A copy of the letter of intent shall include the following information:

- (a) A description of the extent of the services proposed;
- (b) The estimated cost of the proposed project;
- (c) A description of the service area.

(d) Any person proposing an undertaking subject to certificate of need review shall send simultaneously a copy of the letter of intent to the regional health council

or councils, if any, for the health service area or areas in which the project is to be located and, in the case of a hospital project, to the hospital commission.

(e) The letter of intent shall not constitute "notice of intent" with respect to the acquisition of major medical equipment (~~as required by WAC 248-19-403~~).

(2) Expedited or regular review. Any person proposing an undertaking subject to an expedited or regular review shall submit a letter of intent at least thirty days prior to the submission of the application.

(3) Concurrent review.

(a) Any person proposing undertakings subject to concurrent review shall submit a letter of intent according to the applicable schedule.

(b) Within thirty days following the last day of the letter of intent submittal period, the department, after consultation with the advisory review agencies, shall determine which of the proposed undertakings compete with other proposed undertakings. Two or more undertakings within the same concurrent review cycle may be competing when the proposed nursing home beds would be located in the same county or nursing home planning area and/or the undertakings propose nursing home beds to be allocated from the same statewide continuing care retirement community (CCRC) bed pool as defined in WAC (~~248-19-373~~) 246-310-380.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-090 SUBMISSION AND WITHDRAWAL OF APPLICATIONS. (1) General.

(a) A person proposing an undertaking subject to review shall submit a certificate of need application in such form and manner and containing such information as the department, after consultation with the advisory review agencies, has prescribed and published as necessary to such a certificate of need application.

(i) The information, which the department prescribes and publishes as required for a certificate of need application, shall be limited to the information necessary for the department to perform a certificate of need review and shall vary in accordance with and be appropriate to the category of review or the type of proposed project: PROVIDED HOWEVER, That the required information shall include that which is necessary to determine whether the proposed project meets applicable criteria and plan standards.

(ii) Information regarding a certificate of need application submitted by an applicant after the department has given "notification of the beginning of review" in the manner prescribed by WAC (~~248-19-310~~) 246-310-170 shall be submitted in writing to the department, the regional health council, and for hospital projects, to the hospital commission.

(iii) Except as provided in WAC (~~248-19-325~~) 246-310-326, no information regarding a certificate of need application submitted by an applicant after the conclusion of a public hearing conducted under the provisions of WAC (~~248-19-320~~) 246-310-180 or the date of the final action of the appropriate regional health council or the date of the final action of the hospital commission on the application, whichever occurs last,

shall be considered by the department in reviewing and taking action on a certificate of need application. An exception to this rule shall be made when, during its final review period, the department finds an unresolved pivotal issue requires submission of further information by an applicant and the applicant agrees to an extension of the review period in order to resolve this issue as provided for in WAC (~~248-19-330 (2)(b), 248-19-340 (2)(c), and 248-19-350(4)~~) 246-310-160 (2)(b), 246-310-150 (2)(c), and 246-310-140(4). The department shall furnish copies of its request to the applicant for such additional information to the appropriate advisory review agencies. The department shall give public notice of such request for additional information through the same newspaper in which the "notification of beginning of review" for the project was published. The notice shall identify the project, the nature of the unresolved issue and the information requested of the applicant, and shall state the period of time allowed for receipt of written comments from interested persons.

(b) A person submitting a certificate of need application shall simultaneously submit copies of such application to the certificate of need unit of the department and the appropriate advisory review agencies.

(i) The original and two copies of the application shall be submitted to the certificate of need unit of the department.

(ii) At least three and such additional copies of the application as may be required by the regional health council shall be submitted to the appropriate regional health council.

(iii) For a hospital project, one copy shall be submitted to the hospital commission.

(c) On or before the last day of the applicable screening period for a certificate of need application, as prescribed in subsections (2) and (3) of this section, the department shall send a written notice to the person submitting the application stating whether or not the application has been declared complete. If an application has been found to be incomplete, the notice from the department shall specifically identify the portions of the application in which the information provided has been found to be insufficient or indefinite and request the supplemental information needed to complete the application. The notice from the department shall incorporate the findings as to insufficient or indefinite application information transmitted to the department by the regional health council and the hospital commission.

(d) The department shall not request any supplemental information of a type not prescribed and published as being necessary to a certificate of need application for the type of project being proposed. The department may request clarification of information provided in the application.

(e) A response to the department's request for information to supplement an incomplete application shall be written and submitted to the same agencies and in the same numbers as required for an application under the provisions of subsection (1)(b) of this section.

(2) Screening and prereview activities.

(a) The department and the appropriate advisory review agencies shall, within a fifteen-day period for

emergency, expedited, and regular reviews, screen the application to determine whether the information provided in the application is complete and as explicit as is necessary for a certificate of need review. This screening period shall begin on the first day after which the department and the advisory review agencies have each received copies of the application.

(b) The department shall return an incomplete certificate of need application to the person submitting the application if the department has not received a response to a request for the supplemental information sent in accordance with subsection (1)(c) of this section within forty-five days for emergency, expedited, and regular reviews and within one month for concurrent review after such request was sent.

(c) For emergency, expedited, and regular reviews, a person submitting a response to the department's request for supplemental information to complete a certificate of need application within forty-five days after the request was sent by the department, in accordance with subsection (1)(c) of this section, shall have the right to exercise one of the following options:

(i) Submission of written supplemental information and a written request that such information be screened and the applicant be given opportunity to submit further supplemental information if the application is still incomplete;

(ii) Submission of written supplemental information with a written request that review of the certificate of need application begin without the department notifying the applicant as to whether the supplemental information is adequate to complete the application; or

(iii) Submission of a written request that the incomplete application be reviewed without supplemental information.

(d) For concurrent review a person submitting a response to the department's request for supplemental information to complete a certificate of need application within one month after the request was sent by the department, in accordance with subsection (1)(c) of this section, shall submit written supplemental information or a written request that the incomplete application be reviewed. The review shall begin in accordance with the published schedule.

(e) After receipt of a request for review of a certificate of need application, submitted in accordance with subsection (2)(c)(ii) or (iii) of this section, the department shall give notification of the beginning of review in the manner prescribed for a complete application in WAC ((248-19-310)) 246-310-170.

(f) If a person requests the screening of supplemental information in accordance with subsection (2)(c)(i) of this section, such screening shall be carried out in the same number of days and in the same manner as required for an application in accordance with the provisions of subsection (1)(c) and (2)(a) of this section. The process of submitting and screening supplemental information may be repeated until the department declares the certificate of need application complete, the applicant requests that review of the incomplete application begin, or the one hundred twentieth day after the beginning of the first screening period for the application,

whichever occurs first. The department shall return an application to the applicant if it is still incomplete on the one hundred twentieth day after the beginning of the first screening period and the applicant has not requested review of such incomplete application.

(3) Withdrawal of applications.

A certificate of need application shall be withdrawn from the certificate of need process if the department receives a written request for withdrawal of the application from the person submitting the application at any time before final action on such application has been taken by the secretary's designee.

(4) Resubmission of applications withdrawn or returned as incomplete.

A submission of a new certificate of need application shall be required for a certificate of need review of any undertaking for which the department has returned an incomplete application in accordance with subsection (2)(b) of this section, or for which a certificate of need application has been withdrawn in accordance with subsection (3) of this section. The content of the application should be updated as necessary before resubmission.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-100 AMENDMENT OF CERTIFICATE OF NEED APPLICATIONS. (1) The following changes to an application may be considered an amendment of an application:

(a) The addition of a new service or elimination of a service included in the original application.

(b) The expansion or reduction of a service included in the original application.

(c) An increase in the bed capacity.

(d) A change in the capital cost of the project or the method of financing the project.

(e) A substantial change in the rationale used to justify the project.

(2) Direct responses to screening questions will not be considered amendments.

(3) Amendments to certificate of need applications shall include information and documentation consistent with the requirements of WAC ((248-19-280)) 246-310-090 (1)(a)(i) and (b).

(4) Application for emergency review. If an applicant amends an application during the screening period, the department, after consultation with the advisory review agencies, shall determine whether the amended application constitutes a new application. An application amended during the review period shall be considered a new application.

(5) An application for expedited or regular review may be amended during the screening period or the advisory review period.

(a) The advisory review agency recommends to the department that a change to an application constitutes an amendment. When the advisory agency recommends an application has been amended, a written justification shall be submitted to the applicant and the department within five working days after the recommendation is made. The applicant may submit written information to the department within five working days indicating why

the change should not be considered an amendment. The applicant shall also submit the written information to the advisory agency.

(b) The department shall determine within five working days of receipt of the advisory agency recommendation concerning an amendment whether the change constitutes an amendment to an application.

(c) When an application has been amended, the review period may be extended at the written request of the advisory review agency for a period not to exceed forty-five days.

(6) An application for concurrent review may be amended according to the following provisions:

(a) The department, in consultation with the advisory review agency, shall determine when an application has been amended.

(b) An amendment may be made through the first forty-five days of the concurrent review process. When an applicant amends an application, the review period for all applications reviewed concurrently shall be extended by a single thirty-day period. The forty-five days for amendments shall be divided as follows:

(i) During the first thirty days an applicant or applicants may amend an application one or more times.

(ii) When an amendment has been made to an application in the first thirty days, all applicants may make one final amendment during the remaining fifteen days of the forty-five day period.

(iii) The department shall send written notice to all applicants when an amendment to an application is submitted.

(iv) If no amendment has been made to any application through the thirty-day period, no amendments may be made during the subsequent fifteen-day period.

(c) Any information submitted after the amendment period which has not been requested in writing by the department shall be returned to the person submitting the information and shall not be considered in the review of the application.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-110 CATEGORIES OF REVIEW.

(1) In the review of any certificate of need application, one of the following review processes shall be used: Regular review, concurrent review, emergency review, expedited review, or administrative review.

(2) Determination of review process.

The department, after any necessary consultation with the appropriate advisory review agencies, shall determine which review process will be used in the review of a given certificate of need application.

(a) Administrative review.

(i) The secretary's designee shall have the authority to review an abbreviated application proposing the obligation of any capital expenditure by or on behalf of a health care facility decreasing the total number of licensed beds or relocating licensed beds from one facility to another, by ten beds or ten percent, whichever is less, in any two-year period. Prior to making a determination of administrative review, the secretary's designee shall consult with the advisory review agencies.

(ii) An abbreviated application shall be submitted in a form acceptable to the secretary's designee in accordance with the provisions of WAC (~~(248-19-280)~~) 246-310-090 (1)(b).

(iii) Such review shall be completed within ten working days after receipt of an application.

(b) Emergency review.

(i) Beginning January 1, 1981, an emergency review may, with the written consent of the appropriate advisory review agencies, be conducted when an immediate capital expenditure is required in order for a health care facility to maintain or restore basic and essential patient services.

(ii) The department may, after consulting with the appropriate advisory review agencies, determine an application submitted for emergency review does not qualify for such review. Such a determination and notification to the applicant shall be made within five days after receipt of the application. When the department makes a determination an application is not subject to emergency review procedures, the application will be reviewed under another review process appropriate for the type of undertaking proposed. The department will notify the applicant of the other process under which the application will be reviewed.

(c) Expedited review.

Beginning July 24, 1983, an expedited review shall be conducted on a certificate of need application for the following:

(i) Projects proposed for the correction of deficiencies as described in WAC (~~(248-19-415)~~) 246-310-480, except projects for the repair to or correction of deficiencies in the physical plant necessary to maintain state licensure, which are exempt from review by the provisions of WAC (~~(248-19-230(12))~~) 246-310-020, if they do not substantially affect patient charges.

(ii) The replacement of equipment having similar functional capability and not resulting in the offering or development of any new health services.

(iii) Demonstration or research projects: PROVIDED, That such projects do not involve a change in bed capacity or the provision of a new institutional health service.

(iv) Acquisition of an existing health care facility.

(v) Projects limited to predevelopment expenditures.

(d) Regular review process.

The regular review process shall be used for any application unless the department has determined the emergency, expedited, or concurrent review process will be used in the review of such application. The regular review process will also be used to review applications for projects solely for the purposes listed in WAC (~~(248-19-230(12))~~) 246-310-020 determined by the department to substantially affect patient charges, unless the project qualifies for an expedited review under subsection (2)(b)(i) of this section.

(e) Concurrent review process.

The concurrent review process shall be used for all applications determined to be competing in accordance with WAC (~~(248-19-327)~~) 246-310-120.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-120 CONCURRENT REVIEW PROCESS. (1) Projects for which the department may establish concurrent review schedules are identified in RCW 70.38.115(7). An annual concurrent review has been scheduled for competing projects proposing:

- (a) New nursing homes,
- (b) Nursing home bed additions,
- (c) The redistribution of beds from the following facility and service categories to skilled nursing facility beds:
 - (i) Acute care,
 - (ii) Boarding home, or
 - (iii) Intermediate care for the mentally retarded, or
- (d) The redistribution of beds from the following facility and service categories to intermediate care facility beds:
 - (i) Acute care, or
 - (ii) Boarding home, and
- (e) The relocation of nursing home beds from one county or nursing home planning area to another county or nursing home planning area.

(2) Procedures for the concurrent review process shall be as follows:

- (a) Submittal of initial applications.
 - (i) Each applicant shall submit simultaneously copies of the application to each reviewing agency.
 - (ii) Each applicant if requested in writing shall provide a copy of his or her application to the applicant of each other competing application.
- (b) Screening of the initial applications.
 - (i) The department and the appropriate advisory agencies shall screen each initial application during the screening period of the applicable concurrent review cycle schedule.
 - (ii) The screening period shall begin on the first work day following the last day of the initial application submittal period for the applicable concurrent review cycle schedule.
 - (iii) The department by the end of the screening period of the applicable concurrent review cycle schedule shall send a written request for supplemental information to each applicant.
 - (iv) Each applicant by the end of the final application submittal period shall respond to the department's written request for supplemental information in one of the following ways:
 - (A) Submitting the requested written supplemental information, or
 - (B) Submitting a written request that the incomplete application be reviewed without supplemental information.
- (c) Reviewing of final applications.
 - (i) The department shall commence the review of competing applications on the date prescribed for the applicable concurrent review cycle schedule.
 - (ii) The total number of days in the advisory and final review periods shall not exceed one hundred and thirty-five, unless extended in accordance with subsection (2)(d) of this section.

(iii) The appropriate advisory review agencies shall submit written findings and recommendations on each competing application to the department within ninety days from the beginning of the advisory review period, unless the advisory review period is extended in accordance with subsection (2)(d) of this section.

(iv) The department shall conclude its final review and the secretary's designee shall take action on a certificate of need application within forty-five days after the end of the advisory review agencies' review period, unless extended in accordance with subsection (2)(d) of this section.

(d) Extending review of final applications.

(i) The advisory review period shall be extended in accordance with the provisions of WAC ((248-19-295)) 246-310-100(6).

(ii) The final review period may be extended by the department under the following provisions:

(A) The department informs each applicant of the competing applications of the existence of an unresolved pivotal issue.

(B) The department may make a written request for additional information from one or more of the applicants of the competing applications.

(C) The department shall specify in the written request a deadline for receipt of written responses.

(D) Each applicant receiving such written request may provide a written response within the specified deadline.

(E) The department may extend the final review period for all competing applications up to thirty days after the receipt of the last response to the department's request for additional information or after the specified deadline, whichever occurs first.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-130 NURSING HOME CONCURRENT REVIEW CYCLES. (1) The department shall review concurrently during review cycles established under subsection (6) of this section the following:

- (a) New nursing homes,
- (b) Nursing home bed additions, or
- (c) Redistribution of beds from the following facility or service categories to skilled nursing care beds:

- (i) Acute care,
- (ii) Boarding home care, or
- (iii) Intermediate care for the mentally retarded; or
- (d) Redistribution of beds from the following facility or service categories to intermediate care facility beds:

- (i) Acute care, or
- (ii) Boarding home care.

(2) Undertakings of type A continuing care retirement communities (CCRCs), as defined in subsection (3)(b)(i) of this section which do not propose or are not operating within a transition period as defined in subsection (3)(d) of this section during development, and which meet the following conditions, shall be reviewed under the regular review process per WAC ((248-19-330)) 246-310-160:

- (a) The number of nursing home beds requested in a single undertaking shall not exceed sixty; and

(b) After project completion, the number of nursing home beds, including those with which the CCRC contracts, shall not exceed one bed for each four independent living units within the CCRC. In computing this ratio, only independent living units of the CCRC already existing, and/or scheduled for completion at the same time as the proposed nursing home beds under the same financial feasibility plan, shall be counted.

(3) For purposes of this section, the following definitions shall be used:

(a) "Continuing care contract" means a contract to provide a person, for the duration of the person's life or for a term in excess of one year, shelter along with nursing, medical, health-related, or personal care services, in exchange for payment of an entrance fee, periodic charges, or both. Continuing care contracts include, but are not limited to, life care agreements and mutually terminable contracts. The living space and services under a continuing care contract may or may not be provided at the same location.

(b) "Continuing care retirement community (CCRC)" means any of a variety of entities providing shelter and services based on continuing care contracts with its enrollees. CCRCs are categorized as follows:

(i) "Type A CCRC" means a CCRC meeting the following requirements:

(A) Maintains for a period in excess of one year a CCRC contract with its enrollees or residents for a contractually guaranteed range of services from independent living through nursing home care, including some form of assistance with activities of daily living;

(B) Continues a contract if an enrollee or resident is no longer able to pay for services;

(C) Offers services only to contractual enrollees with limited exception related to use of transition periods; and

(D) Prohibits Medicaid program liability for costs of care even if the member depletes his or her personal resources.

(ii) "Type B CCRC" means a CCRC meeting the following requirements:

(A) Maintains for a period in excess of one year a CCRC contract with its enrollees or residents,

(B) May provide a range of services beyond nursing home care,

(C) May terminate a contract if an enrollee or resident is unable to pay for services,

(D) May admit patients to the nursing home who are not CCRC enrollees or residents, and

(E) May maintain Medicaid contracts and/or other requirements for third-party payment.

(c) "Enrollee" of a CCRC means an individual who has signed a continuing care contract with a CCRC.

(d) "Transition period" means a period of time, not exceeding five years, between the date an enrollee becomes the first resident of a type A CCRC and the date it fully meets the requirements of a type A CCRC as contained in the current state health plan.

(4) The annual nursing home concurrent review consists of the following cycles:

(a) One of the annual cycles is reserved for the review of competing applications submitted by or on behalf of:

(i) Type A CCRCs applying for nursing home beds available from the statewide CCRC allotment as described in WAC ((~~248-19-373(8)~~) 246-310-380(5));

(ii) Type A CCRCs which propose or are operating within a transition period during development and are not applying for nursing home beds available from any nursing home planning area; and

(iii) Type B CCRCs applying for nursing home beds available from the statewide CCRC allotment ((~~as described in WAC 248-19-373(8)~~)).

(b) Two other cycles are for review of competing applications for nursing home beds needed in half of the nursing home planning areas; and

(c) Until whichever occurs first, December 31, 1990, or issuance of a certificate of need for all or part of those available beds, one cycle is reserved for the review of competing applications submitted for nursing home beds available from the King County AIDS nursing home bed allotment established under WAC ((~~248-19-373(9)~~) 246-310-400).

(5) The department shall use the following nursing home concurrent review application filing procedures:

(a) Each applicant shall:

(i) File the required number of copies of each application as specified in the application information requirements, and

(ii) Mail or deliver the application so that the department receives it no later than the last day for initial application receipt as prescribed in the schedule for that concurrent review cycle.

(b) The department shall:

(i) Only review applications for which a letter of intent, as described in WAC ((~~248-19-270~~) 246-310-080), was mailed or delivered to the department before the last day for receipt of letters of intent as indicated below;

(ii) Begin screening all applications received during the initial application period on the first working day following the close of that period; and

(iii) Return to the applicant any application received after the last day of the initial application receipt period.

(6) The schedules for the annual nursing home bed concurrent review cycles shall be as follows:

(a) For those applications described in subsection (4)(a) of this section, the concurrent review cycle schedule shall be as follows:

(i) Period for receipt of letters of intent shall begin on the first working day of June and end on the first working day of July,

(ii) Period for receipt of initial applications shall begin on the first working day of July and end on the first working day of August,

(iii) End of initial application completeness screening period is the first working day of September,

(iv) End of final application receipt period is the first working day of October, and

(v) Beginning of concurrent review period is October 16 or first working day after that date.

(b) For competing applications submitted for nursing home beds available for the Chelan/Douglas, Clallam, Clark/Skamania, Cowlitz, Grant, Grays Harbor, Island excluding Camano, Jefferson, King, Kittitas, Klickitat,

Okanogan, Pacific, San Juan, Skagit, Spokane, and Yakima nursing home planning areas, the concurrent review cycle schedule shall be as follows:

(i) Period for receipt of letters of intent shall begin on the first working day of July and end on the first working day of August,

(ii) Period for receipt of initial applications shall begin on the first working day of August and end on the first working day of September,

(iii) End of initial application completeness screening period is the first working day of October,

(iv) End of final application receipt period is the first working day of November, and

(v) Beginning of concurrent review period is November 16 or first working day after that date.

(c) For competing applications submitted for nursing home beds available for the Adams, Asotin, Benton, Columbia, Ferry, Franklin, Garfield, Kitsap, Lewis, Lincoln, Mason, Pend Oreille, Pierce, Snohomish including Camano, Stevens, Thurston, Wahkiakum, Walla Walla, Whatcom, and Whitman nursing home planning areas, the concurrent review cycle schedule shall be as follows:

(i) Period for receipt of letters of intent shall begin on the first working day of August and end on the first working day of September,

(ii) Period for receipt of initial applications shall begin on the first working day of September and end on the first working day of October,

(iii) End of initial application completeness screening period is the first working day of November,

(iv) End of final application receipt period is the first working day of December, and

(v) Beginning of concurrent review period is December 16 or first working day after that date.

(d) For those applications described in subsection (4)(c) of this section, the concurrent review cycle shall be as follows:

(i) Period for receipt of letters of intent shall begin on February 17, 1989, and end on March 3, 1989;

(ii) Period of receipt of initial applications shall begin on March 6, 1989, and end on March 20, 1989;

(iii) End of initial application completeness screening period is April 3, 1989;

(iv) End of final application receipt period is April 17, 1989;

(v) Beginning of concurrent review period is April 17, 1989;

(vi) End of the advisory review period is June 16, 1989; and

(vii) End of the final review period is July 14, 1989.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-150 EXPEDITED REVIEW PROCESS. (1) The expedited review process shall not exceed fifty days from the beginning of the review period unless extended in accordance with the provisions of subsection (2) of this section: PROVIDED HOWEVER, That the appropriate regional health council consents in writing to a thirty-day review period. If the regional health council

does not consent to a thirty-day review period, the expedited review process shall not exceed eighty days from the beginning of the review period.

(a) If the advisory agencies' review period is thirty days, advisory review agencies shall submit written findings and recommendations to the department within thirty days of the beginning of the review period. If the advisory agencies' review period is sixty days, the advisory review agencies shall submit written findings and recommendations to the department within sixty days of the beginning of the review period.

(b) The department shall complete its final review and the secretary's designee shall make his or her decision on a certificate of need application under an expedited review within twenty days of the end of the review period or extended review period of the advisory review agencies.

(2) The review period for an expedited review may be extended according to the following provisions:

(a) If the regional health council has consented to a thirty-day review period, the review period may be extended for up to an additional thirty days upon the written request of the advisory review agency when additional time is needed by the advisory review agency, to complete the review and submit written findings and recommendations to the department and/or up to an additional forty-five days in accordance with WAC ((248-19-295)) 246-310-100. The department may grant further extensions to this review period: PROVIDED, The person submitting the certificate of need application gives written consent to further extension.

(b) If an issue, which is pivotal to the decision of the secretary's designee remains unresolved, the department may make one request for additional information from the person submitting the application. The department may extend its final expedited review period up to but not exceeding thirty days after receipt of the applicant's written response to the department's request for information.

(c) The department may extend either the expedited review period for the advisory review agencies or the department's final review period upon receipt of a written request of the person submitting the application: PROVIDED HOWEVER, That such an extension shall not exceed sixty days.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-160 REGULAR REVIEW PROCESS. (1) The regular review process shall not exceed ninety days from the beginning of the review period and shall be conducted in accordance with this section unless the review period is extended in accordance with the provisions of subsection (2) of this section.

(a) Within sixty days from the first day of the review period, the advisory review agencies shall submit written findings and recommendations on a certificate of need application to the department unless either of the advisory review agencies has requested and received an extension of this review period from the department.

(b) The department shall complete its final review and the secretary's designee shall make a decision on a certificate of need application within thirty days of the end of the review period or extended review period of the advisory review agencies.

(2) The review period for a regular review may be extended according to the following provisions:

(a) The advisory agencies' review period may be extended for up to an additional thirty days upon the written request of either of the advisory review agencies when such additional time is needed to complete the review and submit written findings and recommendations to the department and/or up to an additional forty-five days in accordance with WAC ((~~248-19-295~~) 246-310-100). The department may grant further extensions to this review period: PROVIDED, The person submitting the certificate of need application gives written consent to such further extensions.

(b) If an issue, which is pivotal to the decision of the secretary's designee remains unresolved, the department may make one request for additional information from the person submitting the application. The department may extend its final review period up to but not exceeding thirty days after receipt of the applicant's written response to the department's request for information.

(c) The department may extend either the review period for the advisory review agencies or the department's final review period upon receipt of a written request of the person submitting the application: PROVIDED HOWEVER, That such an extension shall not exceed ninety days.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-170 NOTIFICATION OF BEGINNING OF REVIEW. (1) Notice required.

The department shall provide written notification of the beginning of the review of a certificate of need application and notification of the beginning of the review of a proposed withdrawal of a certificate of need to affected persons (other than persons residing within the geographic area served or to be served by the applicant, any persons regularly using health care facilities within that geographic area, and third-party payers reimbursing health care facilities for services in the health service area in which the project is proposed to be located), and any other person submitting a written request that the person's name be on the mailing list for such notice. Notification of the beginning of the review of a certificate of need application shall be provided to persons residing within the geographic area served or to be served by the applicant, to any person regularly using health care facilities within that geographic area, and third-party payers reimbursing health care facilities for services in the health service area in which the project is proposed to be located, through a newspaper of general circulation in the health service area of the project.

(2) Specific notice requirements.

(a) The department shall give "notification of the beginning of review" of an application after the department and the appropriate advisory review agencies have

each received a complete application or the applicant's request, submitted in accordance with WAC ((~~248-19-280~~) 246-310-090 (2)(c)), that review of the application begin. Such notice shall be given according to the following requirements:

(i) Emergency review.

When an application is being reviewed under the emergency review process, required notices shall be given within five working days following the receipt of a complete application or the applicant's written request that review of the application begin.

(ii) Expedited and regular review.

When an application is being reviewed under the expedited or regular review process, required notices shall be given within five working days of a declaration that the application is complete or the applicant's request that review of the application begin.

(b) The department shall give notification of the beginning of the review of a proposed withdrawal of a certificate of need when the department determines there may be good cause to withdraw a certificate of need.

(c) The notices shall include:

(i) A general description of the project;

(ii) In the case of a proposed withdrawal of a certificate of need, the reasons for the proposed withdrawal;

(iii) The proposed review schedule;

(iv) The period within which one or more affected persons may request the conduct of a public hearing during the review;

(v) The name and address of the agency to which a request for a public hearing should be sent;

(vi) The manner in which notification will be provided of the time and place of any hearing so requested;

(vii) Notice that any affected person wishing to receive notification of a meeting on the application called by the department after the end of the advisory agencies review period shall submit a written request to the department to receive notification of such meetings; and

(viii) The period within which any affected person may request notification of the meetings referenced in subsection (2)(c)(vii) of this section.

(d) The notices to other affected persons shall be mailed on the same date the notice to the public is mailed to the newspaper for publication.

(3) Beginning of review.

(a) Review of a certificate of need application under the expedited or regular review process shall begin on the day the department sends notification of the beginning of review to the general public and other affected persons unless the department has received a written request from the applicant pursuant to WAC ((~~248-19-280~~) 246-310-090 (2)(c)(iii)), in which case review shall begin upon receipt of such request.

(b) Review of certificate of need applications under the concurrent review process shall begin fifteen days after the conclusion of the published time period for the submission of final applications subject to concurrent review.

(c) Review of a certificate of need application under emergency review shall begin on the first day after the date on which the department and the appropriate advisory review agencies have determined the application is

complete, or have each received a written request to begin review submitted by the applicant in accordance with WAC ((~~248-19-280~~) 246-310-090) (2)(c).

(d) Review of a proposed withdrawal of a certificate of need shall begin on the day the department sends notification of the beginning of review to the general public and to other affected persons.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-180 PUBLIC HEARINGS. (1) "Opportunity for a public hearing," as used in this section, shall mean a public hearing will be conducted if a valid request for such a hearing has been submitted by one or more affected persons.

(2) The department shall provide opportunity to affected persons for a public hearing on:

(a) A certificate of need application which is under review, unless the application is being reviewed according to the emergency or expedited review processes; and

(b) The proposed withdrawal of a certificate of need.

This requirement for a public hearing shall be satisfied if the appropriate regional health council has provided opportunity for such a public hearing to "affected persons" as this term is defined in WAC ((~~248-19-220~~) 246-310-010): PROVIDED HOWEVER, That the department has delegated the responsibility for such hearing to the appropriate regional health council, and such regional health council has followed public hearing procedures required under the provisions of this section.

(3) To be valid, a request for a public hearing on a certificate of need application or on the proposed withdrawal of a certificate of need shall:

(a) Be submitted in writing;

(b) Be received by the agency identified in the "notification of beginning of review" within fifteen days after the date on which the department's "notification of beginning of review" for the particular certificate of need application or proposed withdrawal of a certificate of need was published in a newspaper of general circulation; and

(c) Include identification of the particular certificate of need application or proposed certificate of need withdrawal for which the public hearing is requested and the full name, complete address, and signature of the person making the request.

(4) The department or the regional health council to which the department delegated responsibility for public hearings shall give written notice of a public hearing conducted pursuant to this section.

(a) Written notice shall be given to affected persons and the public at least fifteen days prior to the beginning of the public hearing.

(b) The notices shall include: Identification of the certificate of need application or certificate of need on which the public hearing is to be conducted and the date, time, and place of the public hearing.

(c) Notice to the general public to be served by the proposed project to which the certificate of need application or certificate of need pertains shall be through a newspaper of general circulation in the health service

area of the proposed project. The notices to other affected persons shall be mailed on the same date the notice to the public is mailed to the newspaper for publication.

(5) In a public hearing on a certificate of need application or on a proposed withdrawal of a certificate of need, any person shall have the right to be represented by counsel and to present oral or written arguments and evidence relevant to the matter which is the subject of the hearing. Any person affected by the matter may conduct reasonable questioning of persons who make relevant factual allegations.

(6) The department or regional health council, whoever conducts the hearing, shall maintain a verbatim record of a public hearing and shall not impose fees for the hearing.

(7) The department shall not be required to conduct a public hearing on a certificate of need application being reviewed according to the emergency or expedited review procedures.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-190 EX PARTE CONTACTS. (1) There shall be no ex parte contacts as defined in WAC ((~~248-19-220~~) 246-310-010)(17) after whichever of the following occurs last:

(a) The conclusion of a public hearing held in accordance with WAC ((~~248-19-320~~) 246-310-180), or

(b) The final action of the appropriate regional health council, or

(c) The final action of the hospital commission.

(2) Any of the following communications shall not be considered ex parte contacts:

(a) A communication regarding the procedure or process of the review.

(b) A communication made in a meeting open to the public requested by the department and reasonable notice of the meeting has been given to the applicant, the advisory review agencies, all applicants in a concurrent review, and all persons having previously requested in writing to be notified of all such meetings or written requests for information concerning a specific application for certificate of need or a specific proposed withdrawal of a certificate of need.

(c) A written request for information made by the department and provided to all persons specified in subsection (2)(b) of this section.

(d) A response to a request made by the department in a meeting held in accordance with subsection (2)(b) of this section or in response to subsection (2)(c) of this section, and submitted to the department and to all persons specified in subsection (2)(b) of this section.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-200 BASES FOR FINDINGS AND ACTION ON APPLICATIONS. (1) The findings of the department's review of certificate of need applications and the action of the secretary's designee on such applications shall, with the exceptions provided for

in WAC (~~(248-19-410 and 248-19-415)~~) 246-310-470 and 246-310-480 be based on determinations as to:

- (a) Whether the proposed project is needed;
- (b) Whether the proposed project will foster containment of the costs of health care;
- (c) Whether the proposed project is financially feasible; and
- (d) Whether the proposed project will meet the criteria for structure and process of care identified in WAC (~~(248-19-390)~~) 246-310-230.

(2) The decision on a certificate of need application shall be consistent with the state health plan in effect at the time the secretary's designee made the original or reconsidered or remanded decision. A finding of inconsistency shall not be based solely on the fact a proposed project is not specifically referenced in the state health plan.

(3) Criteria contained in this section and in WAC (~~(248-19-370, 248-19-380, 248-19-390, and 248-19-400)~~) 246-310-210, 246-310-220, 246-310-230, and 246-310-240 shall be used by the department in making the required determinations.

(a) In the use of criteria for making the required determinations, the department shall consider:

(i) The consistency of the proposed project with the applicable regional health plan (RHP) and annual implementation plan (AIP), and the state health plan (SHP);

(ii) The standards in the state health plan identified to be used for certificate of need review purposes and applicable to the type of project under review;

(iii) In the event standards in the state health plan or regional health plan do not address in sufficient detail for a required determination the services or facilities for health services proposed, the department may consider standards not in conflict with the state health plan or regional health plan in accordance with subsection (3)(b) of this section;

(iv) The findings and recommendations of the regional health council and the hospital commission (in relation to the immediate and long-range financial feasibility of a hospital project as well as the probable impact of such project on the cost of and charges for providing health services by the hospital, including recommendations to approve, conditionally approve, partially approve, or deny an application); and

(v) The relationship of the proposed project to the long-range plan (if any) of the person proposing the project.

(b) The department may consider any of the following in its use of criteria for making the required determinations:

(i) Nationally recognized standards from professional organizations;

(ii) Standards developed by professional organizations in Washington state;

(iii) Federal Medicare and Medicaid certification requirements;

(iv) State licensing regulations;

(v) The hospital commission's policies, guidelines and regulations;

(vi) Applicable standards developed by other individuals, groups, or organizations with recognized expertise related to a proposed undertaking; and

(vii) The written findings and recommendations of individuals, groups, or organizations with recognized expertise related to a proposed undertaking, with whom the department consults during the review of an application.

(c) At the request of an applicant, the department shall identify the criteria and standards it will use prior to the submission and screening of a certificate of need application: **PROVIDED HOWEVER**, That when a person requests identification of criteria and standards prior to the submission of an application, the person shall submit such descriptive information on a project as is determined by the department to be reasonably necessary in order to identify the applicable criteria and standards. The department shall respond to such request within fifteen working days of its receipt. In the absence of an applicant's request under this subsection, the department shall identify the criteria and standards it will use during the screening of a certificate of need application. The department shall inform the applicant about any consultation services it will use in the review of a certificate of need application prior to the use of such consultation services.

(d) Representatives of the department or consultants whose services are engaged by the department may make an on-site visit to a health care facility, or other place for which a certificate of need application is under review, or for which a proposal to withdraw a certificate of need is under review when the department deems such an on-site visit is necessary and appropriate to the department's review of a proposed project.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-210 DETERMINATION OF NEED. The determination of need for any project shall be based on the following criteria, except these criteria will not justify exceeding the limitation on increases of nursing home beds provided in WAC (~~(248-19-373)~~) 246-310-810.

(1) The population served or to be served has need for the project and other services and facilities of the type proposed are not or will not be sufficiently available or accessible to meet that need. The assessment of the conformance of a project with this criterion shall include, but need not be limited to, consideration of the following:

(a) In the case of a reduction, relocation, or elimination of a service, the need the population presently served has for the service, the extent to which the need will be met adequately by the proposed relocation or by alternative arrangements, and the effect of the reduction, elimination, or relocation of the service on the ability of low-income persons, racial and ethnic minorities, women, handicapped persons, and other underserved groups and the elderly to obtain needed health care;

(b) In the case of health services or facilities proposed to be provided, the efficiency and appropriateness of the

use of existing services and facilities similar to those proposed;

(c) In the case of an application by an osteopathic or allopathic facility for a certificate of need to construct, expand, or modernize a health care facility, acquire major medical equipment, or add services, the need for that construction, expansion, modernization, acquisition of equipment, or addition of services on the basis of the need for and the availability in the community of services and facilities for osteopathic and allopathic physicians and their patients, and the impact on existing and proposed institutional training programs for doctors of osteopathy and medicine at the student, internship, and residency training levels; and

(d) In the case of a project not involving health services, the contribution of the project toward overall management and support of such services.

(2) All residents of the service area, including low-income persons, racial and ethnic minorities, women, handicapped persons, and other underserved groups and the elderly are likely to have adequate access to the proposed health service or services. The assessment of the conformance of a project with this criterion shall include, but not be limited to, consideration as to whether the proposed services makes a contribution toward meeting the health-related needs of members of medically underserved groups which have traditionally experienced difficulties in obtaining equal access to health services, particularly those needs identified in the applicable regional health plan, annual implementation plan, and state health plan as deserving of priority. Such consideration shall include an assessment of the following:

(a) The extent to which medically underserved populations currently use the applicant's services in comparison to the percentage of the population in the applicant's service area which is medically underserved, and the extent to which medically underserved populations are expected to use the proposed services if approved;

(b) The past performance of the applicant in meeting obligations, if any, under any applicable federal regulations requiring provision of uncompensated care, community service, or access by minorities and handicapped persons to programs receiving federal financial assistance (including the existence of any unresolved civil rights access complaints against the applicant);

(c) The extent to which Medicare, Medicaid, and medically indigent patients are served by the applicant; and

(d) The extent to which the applicant offers a range of means by which a person will have access to its services (e.g., outpatient services, admission by house staff, admission by personal physician).

(3) The resources for the proposed project are not needed for higher priority alternative uses identified in applicable health plans.

(4) The applicant has substantiated any of the following special needs and circumstances the proposed project is to serve.

(a) The special needs and circumstances of entities such as medical and other health professions schools, multidisciplinary clinics and specialty centers providing a substantial portion of their services or resources, or

both, to individuals not residing in the health service areas in which the entities are located or in adjacent health service areas.

(b) The special needs and circumstances of biomedical and behavioral research projects designed to meet a national need and for which local conditions offer special advantages.

(c) The special needs and circumstances of osteopathic hospitals and nonallopathic services.

(5) The project will not have an adverse effect on health professional schools and training programs. The assessment of the conformance of a project with this criterion shall include consideration of:

(a) The effect of the means proposed for the delivery of health services on the clinical needs of health professional training programs in the area in which the services are to be provided; and

(b) If proposed health services are to be available in a limited number of facilities, the extent to which the health professions schools serving the area will have access to the services for training purposes.

(6) The project is needed to meet the special needs and circumstances of enrolled members or reasonably anticipated new members of a health maintenance organization or proposed health maintenance organization and the services proposed are not available from nonhealth maintenance organization providers or other health maintenance organizations in a reasonable and cost-effective manner consistent with the basic method of operation of the health maintenance organization or proposed health maintenance organization. In assessing the availability of health services from these providers, the department shall consider only whether the services from these providers:

(a) Would be available under a contract of at least five years' duration;

(b) Would be available and conveniently accessible through physicians and other health professionals associated with the health maintenance organization or proposed health maintenance organization (for example – whether physicians associated with the health maintenance organization have or will have full staff privileges at a nonhealth maintenance organization hospital);

(c) Would cost no more than if the services were provided by the health maintenance organization or proposed health maintenance organization; and

(d) Would be available in a manner administratively feasible to the health maintenance organization or proposed health maintenance organization.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-250 OPEN HEART SURGERY.

(1) Open heart surgery means a specialized surgical procedure (excluding organ transplantation) which utilizes a heart-lung bypass machine and is intended to correct congenital and acquired cardiac and coronary artery disease.

(2) Open heart surgery is a tertiary service as listed in WAC (~~(248-19-231)~~) 246-310-020. To receive approval an open heart surgery program must meet the following standards in addition to applicable review criteria in

WAC ((~~248-19-370, 248-19-380, 248-19-390 and 248-19-400~~)) 246-310-210, 246-310-220, 246-310-230, and 246-310-240.

(3) There shall be a minimum volume of two hundred adult open heart surgery procedures (one hundred if exclusively pediatric) performed annually in each institution performing open heart surgery within three years of initial operation.

(4) To receive approval an application shall meet the following standards unless the department finds that the new open heart surgery operating rooms are needed to substantially improve access to care.

(a) New open heart surgery services shall not result in a number of open heart operating rooms that exceeds the maximum number of open heart operating rooms needed in the area by 1995, as determined by multiplying the state's most recent (at the time of the application) adult or pediatric open heart surgery use rate by the area's 1995 adult or pediatric populations, and dividing the result by the minimum capacity of adult or pediatric units (two hundred or one hundred surgeries, respectively).

(b) There shall be no new open heart surgery operating rooms approved until all facilities providing open heart surgery in the planning area are performing at least two hundred (one hundred for pediatric) open heart surgeries per year per open heart surgery operating room.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-260 KIDNEY TRANSPLANTATION. (1) Kidney transplantation is a tertiary service as listed in WAC ((~~248-19-231~~)) 246-310-020.

(2) To receive approval a kidney transplant center must meet the following standards in addition to applicable review criteria in WAC ((~~248-19-370, 248-19-380, 248-19-390, and 248-19-400~~)) 246-310-210, 246-310-220, 246-310-230, and 246-310-240.

(a) A center shall perform at least fifteen transplants annually by the fourth year of operation.

(b) A center shall document that it will meet the requirements of membership to the United Network for Organ Sharing (UNOS) or its successor organization.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-270 AMBULATORY SURGERY.

(1) To receive approval, an ambulatory surgical facility must meet the following standards in addition to applicable review criteria in WAC ((~~248-19-370, 248-19-380, 248-19-390, and 248-19-400~~)) 246-310-210, 246-310-220, 246-310-230, and 246-310-240.

(2) The area to be used to plan for operating rooms and ambulatory surgical facilities is the secondary health services planning area.

(3) Secondary health services planning areas are: San Juan, Whatcom, East Skagit, Whidbey-Fidalgo, Western North Olympic, East Clallam, East Jefferson, North Snohomish, Central Snohomish, East Snohomish, Southwest Snohomish, Kitsap, North King, East King,

Central King, Southwest King, Southeast King, Central Pierce, West Pierce, East Pierce, Mason, West Grays Harbor, Southeast Grays Harbor, Thurston, North Pacific, South Pacific, West Lewis, East Lewis, Cowlitz-Wahkiakum-Skamania, Clark, West Klickitat, East Klickitat, Okanogan, Chelan-Douglas, Grant, Kittitas, Yakima, Benton-Franklin, Ferry, North Stevens, North Pend Oreille, South Stevens, South Pend Oreille, Southwest Lincoln, Central Lincoln, Spokane, Southwest Adams, Central Adams, Central Whitman, East Whitman, Walla Walla, Columbia, Garfield, and Asotin.

(4) Outpatient operating rooms should ordinarily not be approved in planning areas where the total number of operating rooms available for both inpatient and outpatient surgery exceeds the area need.

(5) When a need exists in planning areas for additional outpatient operating room capacity, preference shall be given to dedicated outpatient operating rooms.

(6) An ambulatory surgical facility shall have a minimum of two operating rooms.

(7) Ambulatory surgical facilities shall document and provide assurances of implementation of policies to provide access to individuals unable to pay consistent with charity care levels provided by hospitals affected by the proposed ambulatory surgical facility. The amount of an ambulatory surgical facility's annual revenue utilized to finance charity care shall be at least equal to or greater than the average percentage of total patient revenue, other than medicare or medicaid, that affected hospitals in the planning area utilized to provide charity care in the last available reporting year.

(8) The need for operating rooms will be determined using the method identified in subsection (9) of this section.

(9) Operating room need in a planning area shall be determined using the following method:

(a) Existing capacity.

(i) Assume the annual capacity of one operating room located in a hospital and not dedicated to outpatient surgery is ninety-four thousand two hundred fifty minutes. This is derived from scheduling forty-four hours per week, fifty-one weeks per year (allowing for five weekday holidays), a fifteen percent loss for preparation and clean-up time, and fifteen percent time loss to allow schedule flexibility. The resulting seventy percent productive time is comparable to the previously operating hospital commission's last definition of "billing minutes" which is the time lapse from administration of anesthesia until surgery is completed.

(ii) Assume the annual capacity of one operating room dedicated to ambulatory surgery is sixty-eight thousand eight hundred fifty minutes. The derivation is the same as (a)(i) of this subsection except for twenty-five percent loss for prep/clean-up time and scheduling is for a thirty-seven and one-half hour week. Divide the capacity minutes by the average minutes per outpatient surgery (see (a)(vii) of this subsection). Where survey data are unavailable, assume fifty minutes per outpatient surgery, resulting in a capacity for one thousand three hundred seventy-seven outpatient surgeries per room per year.

(iii) Calculate the total annual capacity (in number of surgeries) of all dedicated outpatient operating rooms in the area.

(iv) Calculate the total annual capacity (in number of minutes) of the remaining inpatient and outpatient operating rooms in the area, including dedicated specialized rooms except for twenty-four hour dedicated emergency rooms. When dedicated emergency operating rooms are excluded, emergency or minutes should also be excluded when calculating the need in an area. Exclude cystoscopic and other special purpose rooms (e.g., open heart surgery) and delivery rooms.

(b) Future need.

(i) Project number of inpatient and outpatient surgeries performed within the hospital planning area for the third year of operation. This shall be based on the current number of surgeries adjusted for forecasted growth in the population served and may be adjusted for trends in surgeries per capita.

(ii) Subtract the capacity of dedicated outpatient operating rooms from the forecasted number of outpatient surgeries. The difference continues into the calculation of (b)(iv) of this subsection.

(iii) Determine the average time per inpatient and outpatient surgery in the planning area. Where data are unavailable, assume one hundred minutes per inpatient and fifty minutes per outpatient surgery. This excludes preparation and cleanup time and is comparable to "billing minutes."

(iv) Calculate the sum of inpatient and remaining outpatient (from (b)(ii) of this subsection) operating room time needed in the third year of operation.

(c) Net need.

(i) If (b)(iv) of this subsection is less than (a)(iv) of this subsection, divide their difference by ninety-four thousand two hundred fifty minutes to obtain the area's surplus of operating rooms used for both inpatient and outpatient surgery.

(ii) If (b)(iv) of this subsection is greater than (a)(iv) of this subsection, subtract (a)(iv) of this subsection from the inpatient component of (b)(iv) of this subsection and divide by ninety-four thousand two hundred fifty minutes to obtain the area's shortage of inpatient operating rooms. Divide the outpatient component of (b)(iv) of this subsection by sixty-eight thousand eight hundred fifty to obtain the area's shortage of dedicated outpatient operating rooms.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-280 KIDNEY DISEASE TREATMENT CENTERS. (1) To receive approval, a kidney disease treatment center must meet the following standards in addition to applicable review criteria in WAC ((248-19-370, 248-19-380, 248-19-390, and 248-19-400)) 246-310-210, 246-310-220, 246-310-230, and 246-310-240.

(2) End stage renal disease planning areas shall be health service areas. The health service areas are as follows:

(a) Health service Area I includes Clallam, Jefferson, San Juan Island, Kitsap, Pierce, King, Snohomish, Skagit, and Whatcom counties.

(b) Health service Area II includes Thurston, Mason, Grays Harbor, Pacific, Wahkiakum, Lewis, Cowlitz, Clark, Skamania, and Klickitat counties.

(c) Health service Area III includes Okanogan, Chelan, Douglas, Grant, Kittitas, Yakima, Benton, and Franklin counties.

(d) Health service Area IV includes Ferry, Stevens, Pend Oreille, Lincoln, Spokane, Adams, Whitman, Walla Walla, Columbia, Garfield, and Asotin counties.

(3) The maximum number of dialysis stations needed in an end stage renal disease planning area shall be determined using the following data:

(a) Utilization of a dialysis station or a center.

(i) One hundred percent utilization equals twelve dialyses per week.

(ii) Eighty percent utilization equals 9.6 dialyses per week.

(iii) When determining the utilization of an existing center each station on which at least six patients have been self/home trained annually shall be deducted from the approved stations.

(iv) When determining the utilization of an existing center, the utilization rate may be reduced to seventy-five percent and seventy percent in facilities with ten percent and twenty percent peritoneal dialysis patients respectively.

(b) At the time of the application, the most recent Washington state office of financial management population data.

(c) Historical data of the Northwest renal network.

(d) The health service area's most recent three-year average shall be used for incidence, death, transplant, and home training rates.

(4) The maximum number of dialysis stations projected as needed in an ESRD planning area shall be determined using the following methodology:

(a) Identify the number of incenter patients expected in the planning area in the year in which the application is submitted.

(i) Add expected new ESRD and re-entry cases per year.

(ii) Subtract expected ESRD patient deaths per year.

(iii) Subtract expected ESRD home training patients per year.

(iv) Subtract the number of expected functional transplants per year.

(b) Calculate the number of expected dialyses by multiplying the number of incenter patients by three treatments per week.

(c) Calculate the number of dialysis stations needed in the applicant's projected third full year of operation using eighty percent utilization.

(5) All kidney disease treatment centers within a reasonable driving time must be operating at an eighty percent utilization rate before additional stations are approved.

(6) New kidney disease treatment centers must reasonably project an eighty percent utilization rate by the third year of operation.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-350 NURSING HOME AND CONTINUING CARE RETIREMENT COMMUNITY DEFINITIONS. The department shall use the definitions in this section in sections WAC ((248-19-805)) 246-310-360 Nursing home bed need projection method through WAC ((248-19-886 Continuing care retirement community (CCRC) structure and process of care review standards)) 246-310-390 Nursing home bed need adjustment.

(1) "Baseline bed need" means the number of additional nursing home beds needed in the state or a planning area by the resident population by the projection year.

(2) "Baseline projection" means the number of nursing home beds calculated by the department as necessary state-wide or within a planning area, by the end of the projection period, for reasonable and appropriate use by the resident population.

(3) "Bedded" is a term which describes the adequacy of the bed supply within a planning area relative to the baseline projection.

(a) A planning area is "under-bedded" if the area's bed-to-population ratio is less than the target ratio.

(b) A planning area is "adequately bedded" if the area's bed-to-population ratio is between the target ratio and the state-wide current ratio.

(c) A planning area is "over-bedded" if its bed-to-population ratio is greater than the state-wide current ratio.

(4) "Bed supply" means within a geographic area the total number of:

(a) Nursing home beds which are licensed or certificate of need approved but not yet licensed, excluding:

(i) Those nursing home beds certified as intermediate care facility for the mentally retarded (ICF-MR) the operators of which have not signed an agreement on or before July 1, 1990, with the department of social and health services to give appropriate notice prior to termination of the ICF-MR service;

(ii) New or existing nursing home beds within a Type A CCRC which are approved under the provisions of WAC ((248-19-810)) 246-310-380(5); or

(iii) Nursing home beds within a CCRC which is excluded from the definition of a health care facility per RCW 70.38.025(6); and

(iv) In computing the bed supply of a planning area, but not in computing state-wide bed supply, new nursing home beds within a Type B CCRC as defined in subsection (8)(b) of this section.

(b) Licensed hospital beds used for long-term care or certificate of need approved hospital beds to be used for long-term care not yet in use, excluding swing-beds.

(5) "Bed-to-population ratio" means the bed supply per one thousand persons of the estimated or forecast resident population age sixty-five and older, and includes the following:

(a) "State-wide current ratio" means a bed-to-population ratio computed from the most recent state-wide

bed supply and the most recent estimate of the state-wide resident population.

(b) "Target ratio" means a bed-to-population ratio of forty-five established for planning and policy-making purposes.

(6) "Concurrent reviews" have been scheduled in WAC ((248-19-327)) 246-310-120 for competing projects proposing nursing home beds. The redistribution of nursing home beds certified as intermediate care for the mentally retarded (ICF-MR) to skilled nursing facility beds will not be subject to concurrent review when the ICF-MR beds have been counted in the "bed supply" as referenced in subsection (4)(a)(i) of this section.

(7) "Continuing care contract" means a contract providing a person, for the duration of that person's life or for a term in excess of one year, shelter along with nursing, medical, health-related, or personal care services. The contract is conditioned on the transfer of property, the payment of an entrance fee to the provider of such services, or the payment of periodic charges for the care and services involved. A continuing care contract is not excluded from this definition because the contract is mutually terminable or because shelter and services are not provided at the same location.

(8) A "continuing care retirement community (CCRC)" means any of a variety of entities, unless excluded from the definition of health care facility under RCW 70.38.025(6), which provides shelter and services based on continuing care contracts with its members. CCRCs are categorized as follows:

(a) "Type A CCRC" means a CCRC which:

(i) Maintains for a period in excess of one year a CCRC contract with a member which provides or arranges for at least the following specific services:

(A) Independent living units;

(B) Nursing home care with no limit on the number of medically needed days;

(C) Assistance with activities of daily living; and

(D) Services equivalent in scope to either state chore services or Medicaid home health services;

(ii) Continues a contract, if a member is no longer able to pay for services;

(iii) Offers services only to contractual members with limited exception during a transition period; and

(iv) Holds the Medicaid program harmless from liability for costs of care, even if the member depletes his or her personal resources.

(b) "Type B CCRC" means a CCRC which:

(i) Maintains for a period in excess of one year a CCRC contract with its members;

(ii) Provides shelter along with nursing, medical, health-related, or personal care services;

(iii) May terminate a contract, if a member is unable to pay for services;

(iv) May admit patients to the nursing home who are not CCRC members; and

(v) May maintain Medicaid contracts and/or other requirements for third party payment.

(9) A "member" of a CCRC means an individual who has signed a continuing care contract with a CCRC.

(10) "Net bed need" means baseline bed need of a planning area changed by any redistributions as follows:

(a) Adding nursing home beds being redistributed from another nursing home planning area or areas; or

(b) Subtracting nursing home beds being redistributed to another nursing home planning area or areas.

(11) "Planning and service area" (PSA) means the geographic area of one or more counties designated by the department of social and health services' aging and adult services administration to be represented by a single area agency on aging.

(12) "Planning area" means each individual county designated by the department as the smallest geographic area for which nursing home bed need projections are developed, except as follows:

(a) Clark and Skamania counties shall be one planning area.

(b) Chelan and Douglas counties shall be one planning area.

(c) Camano Island shall be included in Snohomish County and excluded from Island County.

(13) "Projection period" means the interval of time between July 1, 1990, and June 30, 1993.

(14) "Projection year" means the time interval between July 1, 1992, and June 30, 1993.

(15) "Redistribution" means a shift of net bed need among planning areas in accordance with a redistribution plan as described in WAC ((~~248-19-810~~)) 246-310-380(4).

(16) "Resident population" means the number of residents sixty-five years of age and older living within the same geographic area which:

(a) Excludes contract holders living within a Type A CCRC:

(i) With approval for new nursing home beds under the provisions of WAC ((~~248-19-810~~)) 246-310-380(5); or

(ii) Excluded from the definition of a health care facility per RCW 70.38.025(6);

(b) Is calculated using demographic data obtained from:

(i) The office of financial management; and

(ii) Certificate of need applications and exemption requests previously submitted by Type A CCRC.

(17) "Swing beds" means up to the first five hospital beds designated by an eligible rural hospital which are available to provide either acute care or long-term nursing services as required.

(18) "Transition period" means the period of time, not exceeding five years, between the date the facility is inhabited by a member and the date it fully meets the requirements of a Type A CCRC as contained in subsection (8)(a) of this section.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-400 AIDS LONG-TERM CARE PILOT FACILITY REVIEW STANDARDS. (1) Until an AIDS long-term care pilot facility has received a license to operate as a nursing home in this state, the department shall apply the standards in this section and those in WAC ((~~248-19-810~~ and ~~248-19-820~~)) 246-310-380 in the review of applications for an AIDS long-term care pilot facility.

(2) The department shall use the standards in this subsection to interpret the certificate of need review criteria contained in WAC ((~~248-19-370~~)) 246-310-210.

(a) Applicants for a certificate of need shall propose a facility to be:

(i) Licensed for not more than thirty-five nursing home beds;

(ii) Located in the King County nursing home planning area;

(iii) Located in reasonable proximity to:

(A) A hospital;

(B) An outpatient radiology service; and

(C) An outpatient laboratory service; and

(iv) Operated with admissions policies which select patients with the following characteristics:

(A) Rapidly fluctuating care needs including at least some period of needing skilled nursing care;

(B) Do not need acute hospitalization; and

(C) Need some level of twenty-four hour care, but cannot live at home.

(v) Designated to provide a residential environment supporting people in living at the maximum level of independence possible.

(b) Applicants for a certificate of need shall:

(i) Make a commitment of at least five years to maintaining the facility as described in the application; and

(ii) Admit patients with fluctuating care needs similar to those with AIDS.

(3) The department, in interpreting the certificate of need review criteria contained in WAC ((~~248-19-380~~)) 246-310-220, shall give preference to those applicants that demonstrate substantial financial support from a combination of community, federal, and/or private foundation sources.

(4) The department shall use the standards in this subsection to interpret the certificate of need review criteria contained in WAC ((~~248-19-390~~)) 246-310-230.

(a) Applicants for a certificate of need shall:

(i) Show how planning the facility includes input from community AIDS service organizations;

(ii) Show how they will integrate the facility's services with the services provided by other public and private AIDS services organizations; and

(iii) Document their experience in health care services delivery to patients with AIDS.

(b) Applicants for a certificate of need shall express their intent to develop a policy advisory board after the facility is in operation, to include representatives from the groups served by the facility.

(5) The department, in interpreting the certificate of need review criteria contained in WAC ((~~248-19-400~~)) 246-310-240, shall require that applicants demonstrate their capability to evaluate the project and state their willingness to share the information with the assistant secretary for HIV/AIDS infectious diseases.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-410 SWING BED REVIEW STANDARDS. (1) The department shall use the following rules, in addition to those under WAC ((~~248-19-810~~ and ~~248-19-820~~)) 246-310-380 to interpret the

certificate of need review criteria contained in WAC (~~248-19-370, 248-19-380, 248-19-390, and 248-19-400~~) 246-310-210, 246-310-220, 246-310-230, and 246-310-240 for applications by hospitals proposing an increase in the number of designated swing beds.

(2) Swing beds are defined as up to the first five hospital beds, so designated by an eligible rural hospital, which are available to provide either acute care or long-term care nursing services as required.

(3) Hospitals proposing swing bed projects shall:

(a) Be located in geographic areas of the state defined by the United States Bureau of the Census as a nonstandardized metropolitan statistical area; and

(b) Have total licensed bed capacity not exceeding fifty.

(4) Hospitals shall demonstrate ability to meet minimum Medicare standards of care for rural hospital swing beds.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-470 REVIEW AND ACTION ON HEALTH MAINTENANCE ORGANIZATION PROJECTS. (1) Undertakings requiring a certificate of need.

A certificate of need shall be required for any undertaking which, in accordance with WAC (~~248-19-230~~) 246-310-020, is subject to the provisions of chapter (~~248-19~~) 246-310 WAC, unless an exemption has been granted for such undertaking under the provisions of WAC (~~248-19-405~~) 246-310-040.

(2) Required approval.

The secretary's designee shall issue a certificate of need for a proposed project if the certificate of need applicant for the proposed project is a health maintenance organization or a health care facility controlled (directly or indirectly) by a health maintenance organization and the department finds the proposed project meets the criteria set forth in WAC (~~248-19-370~~) 246-310-210(6).

(3) Limitation on denials.

The secretary's designee shall not deny a certificate of need to a health maintenance organization or a health care facility controlled (directly or indirectly) by a health maintenance organization solely because a proposed project is not discussed in the applicable regional health plan, annual implementation plan, or state health plan.

(4) Sale, acquisition, or lease of facilities or equipment for which a certificate of need has been issued.

A health care facility (or portion thereof) or medical equipment for which a certificate of need has been issued under the provisions of this section shall not be sold or leased and a controlling interest in such facility or equipment or in a lease of the facility or equipment shall not be acquired unless an exemption or a certificate of need for such sale, lease, or acquisition has been granted by the secretary's designee.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-480 PROJECTS PROPOSED FOR THE CORRECTION OF DEFICIENCIES. (1) For the purposes of this section, "correction of deficiencies" shall mean one or more of the following:

(a) Eliminating or preventing imminent safety hazards as defined by federal, state, or local fire, building, or life safety codes or regulations; or

(b) Complying with state licensing standards; or

(c) Complying with accreditation or certification standards which must be met to receive reimbursement under Titles XVIII or XIX of the Social Security Act.

(2) An application submitted for a project limited to the correction of deficiencies, as defined in subsection (1) of this section, shall be approved unless the department finds, after consultation with the appropriate regional health council, that:

(a) The facility or service with respect to which such capital expenditure is proposed is not needed; or

(b) The obligation of such capital expenditure is not consistent with the state health plan in effect.

(3) A determination a facility or service is not needed shall be made only if the department finds the facility or service has been identified in the state health plan as not being needed.

(4) An application submitted for the correction of deficiencies shall be reviewed under the expedited review process, in accordance with WAC (~~248-19-340~~) 246-310-150, unless it qualifies for emergency review in accordance with WAC (~~248-19-350~~) 246-310-140.

(5) An application reviewed under the provisions of this section shall be approved only to the extent the capital expenditure is needed for the correction of the deficiency.

(6) If the department finds any portion of the project or the project as a whole is not needed for the correction of deficiencies, such portion or entire project shall be reviewed in accordance with WAC (~~248-19-360, 248-19-370, 248-19-380, 248-19-390, and 248-19-400~~) 246-310-200, 246-310-210, 246-310-220, 246-310-230, and 246-310-240.

(7) If the department finds a proposed capital expenditure is needed to correct deficiencies, as defined in subsection (1) of this section, the criteria in WAC (~~248-19-370~~) 246-310-210 shall not be applied to the consideration of the project.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-490 WRITTEN FINDINGS AND ACTIONS ON CERTIFICATE OF NEED APPLICATIONS. (1) Written findings.

(a) The findings of the department's review of a certificate of need application shall be stated in writing and include the basis for the decision of the secretary's designee as to whether a certificate of need is to be issued or denied for the proposed project.

(b) In making its findings and taking action on a certificate of need application, the department shall use all

criteria contained in chapter ~~((248-19))~~ 246-310 WAC applicable to the proposed project.

(i) The written findings shall identify any criterion the department has decided is not applicable to the particular project and give the reason for such decision.

(ii) The secretary's designee may deny a certificate of need if the applicant has not provided the information which is necessary to a determination that the project meets all applicable criteria and which the department has prescribed and published as necessary to a certificate of need review of the type proposed: PROVIDED HOWEVER, That the department has requested such information in a screening letter sent in accordance with WAC ~~((248-19-280))~~ 246-310-090 (1)(c).

(c) The department shall make written findings on the extent to which the project meets the criteria set forth in WAC ~~((248-19-370))~~ 246-310-210 (1) and (2) when the secretary's designee issues a certificate of need directly related to the provision of health services, beds, or major medical equipment: PROVIDED HOWEVER, That no such written finding shall be necessary for projects for the correction of deficiencies of the types described in WAC ~~((248-19-415))~~ 246-310-480 and for projects proposed by or on behalf of a health maintenance organization or a health care facility controlled, directly or indirectly, by a health maintenance organization.

(d) When, as a part of concurrent review proceedings, the secretary's designee makes a decision to approve an application or applications and to disapprove other competing applications, he or she shall provide a specific written statement of reasons for determining the approved application or applications to be superior.

(2) Separability of application and action.

When a certificate of need application is for multiple services or multiple components or the proposed project is to be multiphased, the secretary's designee may take individual and different action on separable portions of the proposed project.

(3) Conditional certificate of need.

(a) The secretary's designee in making his or her decision on a certificate of need application may decide to issue a conditional certificate of need if the department finds the project is justified only under specific circumstances: PROVIDED HOWEVER, That conditions shall relate directly to the project being reviewed and to review criteria.

(b) When the department finds a project for which a certificate of need is to be issued does not satisfy the review criteria set forth in WAC ~~((248-19-370))~~ 246-310-210 (1) and (2), the secretary's designee may impose a condition or conditions that the applicant take affirmative steps so as to satisfy those review criteria. In evaluating the accessibility of the project, the current accessibility of the facility as a whole shall be taken into consideration.

(c) The conditions attached to a certificate of need may be released by the secretary's designee upon the request of the health care facility or health maintenance organization for which the certificate of need was issued.

(i) The request must include information needed by the department demonstrating the conditions are no

longer valid and the release of such conditions would be consistent with the purpose of chapter 70.38 RCW.

(ii) A request for the removal of a condition must be submitted in accordance with WAC ~~((248-19-280))~~ 246-310-090 and will be reviewed in accordance with the regular or expedited review procedures described in WAC ~~((248-19-330 or 248-19-340))~~ 246-310-160 or 246-310-150.

(4) Distribution of written findings and statement of decision.

(a) A copy of the department's written findings and statement of the decision of the secretary's designee on a certificate of need application shall be sent to:

(i) The person submitting the certificate of need application;

(ii) The regional health council for the health service area in which the proposed project is to be located;

(iii) The hospital commission, if the proposed project is for a hospital;

(iv) In the case of a project proposed by a health maintenance organization, the appropriate regional office of the United States Department of Health and Human Services; and

(v) When the secretary's designee issues a certificate of need for a project which does not satisfy the review criteria set forth in WAC ~~((248-19-370))~~ 246-310-210 (1) and (2), the appropriate regional office of the Department of Health and Human Services.

(b) The written findings and statement of the decision of the secretary's designee on a certificate of need application shall be available to others requesting the certificate of need unit to provide access to a copy of such findings and statement.

(5) Explanation of inconsistency with the regional health council recommendation or plan.

The department shall send to the applicant and to the appropriate regional health council a detailed, written statement as to the reasons why a decision the secretary has made on a certificate of need application is inconsistent with any of the following:

(a) The regional health council's recommendation as to the action to be taken on the certificate of need application;

(b) The goals and policies of the applicable regional health plan; or

(c) The priorities of the applicable annual implementation plan.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-560 PROVISION FOR RECONSIDERATION DECISION. (1) Any person or affected person may, for good cause shown, request a public hearing for the purpose of reconsideration of the decision of the secretary's designee on a certificate of need application or withdrawal of a certificate of need.¹

(2) The department shall conduct a reconsideration hearing if it finds the request is in accord with the following requirements:

(a) The request for a reconsideration hearing shall be written, be received by the department within thirty days of the department's decision on the certificate of need

application or withdrawal of the certificate of need, state in detail the grounds which the person requesting the hearing believes to show good cause, and be signed by the person making the request.

(b) Grounds which the department may deem to show good cause for a reconsideration hearing shall include but not be limited to the following:

(i) Significant relevant information not previously considered by the department which, with reasonable diligence, could not have been presented before the department made its decision;

(ii) Information on significant changes in factors or circumstances relied upon by the department in making its findings and decision; or

(iii) Evidence the department materially failed to follow adopted procedures in reaching a decision.

(3) A reconsideration hearing shall commence within thirty days after receipt of the request for the hearing.

(4) Notification of a public reconsideration hearing on a certificate of need application or withdrawal of a certificate of need shall be sent prior to the date of such hearing by the department to the following:

(a) The person requesting the reconsideration hearing;

(b) The person submitting the certificate of need application which is under reconsideration or the holder of the certificate of need;

(c) The regional health council for the health service area in which the proposed project is to be offered or developed;

(d) The hospital commission, if the proposed project is a hospital project;

(e) Health care facilities and health maintenance organizations located in the health service area where the project is proposed to be located providing services similar to the services under review;

(f) In the case of a concurrent review, other applicants competing as described in WAC ((~~248-19-270~~)) 246-310-080; and to

(g) Other persons requesting the department to send them such notification.

(5) The department shall, within forty-five days after the conclusion of a reconsideration hearing, make written findings stating the basis of the decision made after such hearing.

(6) The secretary's designee may, upon the basis of the department's findings on a reconsideration hearing, issue or reissue, amend, revoke, or withdraw a certificate of need or impose or modify conditions on a certificate of need for the project about which the reconsideration hearing was conducted.

Note:

¹No fee will be charged for a reconsideration hearing.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-570 CIRCUMSTANCES FOR WHICH AN AMENDED CERTIFICATE OF NEED IS REQUIRED. (1) An amended certificate of need shall be required for any of the following modifications of a project for which a certificate of need was issued:

(a) An addition of a new service;

(b) An expansion of a service beyond that which was included in the certificate of need application on which the issuance of the certificate of need was based;

(c) An increase in the inpatient bed capacity; or

(d) A significant reduction in the scope of a project for which a certificate of need has been issued without a commensurate reduction in the cost of the project, or the project cost increases (as represented in bids on a construction project or final cost estimate or estimates acceptable to the person to whom the certificate of need was issued) when the total of such increases exceeds twelve percent or fifty thousand dollars, whichever is greater, over the maximum capital expenditure specified by the secretary's designee in issuing the certificate of need: **PROVIDED HOWEVER**, That the review of such reductions or cost increases shall be restricted to the continued conformance of the project with the criteria contained in WAC ((~~248-19-380 and 248-19-400~~)) 246-310-220 and 246-310-240.

(2) An application for an amended certificate of need shall be submitted in accordance with the provisions of WAC ((~~248-19-280~~)) 246-310-090.

(3) An application for an amended certificate of need may be reviewed under the expedited review process set forth in WAC ((~~248-19-340~~)) 246-310-150.

(4) The department shall, after consultation with the appropriate advisory review agencies, provide a written determination as to the requirement for an amended certificate of need within twenty-one days after receipt of a request for such determination.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-590 MONITORING OF APPROVED PROJECTS. (1) The department, in cooperation with the advisory review agencies, shall monitor the costs and components of approved projects so as to assure conformance with certificates of need that have been issued.

(2) The department shall require periodic progress reports from those applicants to whom certificates of need have been issued.

(a) Progress reports shall be required at least annually and at no greater frequency than quarterly.

(b) Progress reports shall be submitted in the form and manner prescribed and published by the department.

(3) Information required on approved projects may include:

(a) Actual project costs;

(b) Changes in the project;

(c) Financing arrangements, different than approved under the certificate of need;

(d) Project commencement date;

(e) Progress toward completion of construction; and

(f) Project completion date.

(4) The information required on approved projects may vary according to the nature of the projects.

(5) Progress reports on a project for which a particular certificate of need has been issued shall terminate when the project has been completed and the department finds it has received all the information necessary

to determine the project has been completed in accordance with the certificate of need which had been issued and the provisions of chapter ~~((248-19))~~ 246-310 WAC.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-600 **WITHDRAWAL OF A CERTIFICATE OF NEED.** (1) The secretary's designee may withdraw a certificate of need if the department determines, after consultation with the appropriate advisory review agencies, that the holder of a certificate is not meeting the timetable specified in the certificate of need application for making services or equipment available or completing the project and is not making a good-faith effort to meet such timetable.

(2) In reviewing a proposed withdrawal of a certificate of need, the department shall adhere to the provisions of WAC ~~((248-19-310, 248-19-320, 248-19-326, and 248-19-430))~~ 246-310-170, 246-310-180, 246-310-190, and 246-310-560.

(3) The review period for a proposed withdrawal of a certificate of need shall not exceed ninety days unless extended by the department to allow sufficient time for the conduct of a public hearing pursuant to the provisions of WAC ~~((248-19-320))~~ 246-310-180. The review period of the appropriate advisory review agencies shall not exceed sixty days unless extended by the department at the written request of the regional health council to allow sufficient time for the conduct of a public hearing pursuant to the provisions of WAC ~~((248-19-320))~~ 246-310-180. Such extension shall not exceed thirty days.

(4) The findings of the department's review of a proposed withdrawal of a certificate of need shall be stated in writing and include the basis for the decision of the secretary's designee as to whether the certificate of need is to be withdrawn for a proposed project. A copy of the department's written findings and statement of the decision of the secretary's designee on the proposed withdrawal of a certificate of need shall be sent to:

- (a) The holder of the certificate of need;
- (b) The regional health council for the health service area in which the proposed project is to be located;
- (c) The hospital commission, if the proposed project is for a hospital; and
- (d) In the case of a project proposed by a health maintenance organization, the appropriate regional office of the United States Department of Health and Human Services.

(5) The written findings and statement of the decision of the secretary's designee on the proposed withdrawal of a certificate of need shall be available to others requesting the certificate of need unit to provide access to a copy of such findings and statement.

(6) The department shall send to the appropriate regional health council a detailed, written statement as to the reasons why a decision which the secretary's designee has made is inconsistent with any of the following:

- (a) The regional health council's recommendation as to the action to be taken;

(b) The goals of the applicable regional health plan; or

(c) The priorities of the applicable annual implementation plan.

(7) When a certificate of need is for multiple services or multiple components or the proposed project is to be multiphased, the secretary's designee may take individual and different action regarding withdrawal of the certificate of need on separable portions of the certificate of need.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-610 **ADJUDICATIVE PROCEEDING.** (1) An applicant denied a certificate of need or a certificate holder whose certificate was suspended or revoked has the right to an adjudicative proceeding.

(2) A certificate applicant or holder contesting a department certificate decision shall within twenty-eight days of receipt of the decision:

(a) File a written application for an adjudicative proceeding by a method showing proof of receipt with the ~~((Office of Appeals, P.O. Box 2465, Olympia, WA 98504))~~ Administrative Hearings Unit, Department of Health, 1300 Quince Street S.E., P.O. Box 47851, Olympia, WA 98504-7851; and

(b) Include in or with the application:

- (i) A specific statement of the issue or issues and law involved;
- (ii) The grounds for contesting the department decision; and
- (iii) A copy of the contested department decision.

(3) The proceeding is governed by the Administrative Procedure Act (chapter 34.05 RCW), this chapter, and chapter ~~((248-08))~~ 246-08 WAC. If a provision in this chapter conflicts with chapter ~~((248-08))~~ 246-08 WAC, the provision in this chapter governs.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-630 **PUBLIC ACCESS TO RECORDS.** The general public shall have access in accordance with the provisions of chapter 42.17 RCW to all applications reviewed by the department and to all other written materials essential to any review by the department pursuant to the provisions of chapter ~~((248-19))~~ 246-310 WAC.

NEW SECTION

WAC 246-310-900 **CAPITAL EXPENDITURE MINIMUM ADJUSTMENT PROCEDURES.** These rules and regulations are adopted pursuant to RCW 70.38.025 (6) and (12) for the purpose of establishing the index to be used and procedures for making adjustments to the "expenditure minimum" for capital expenditures and to the annual operating costs for new "institutional health services" which are subject to the requirements of the certificate of need program established under the provisions of chapter 70.38 RCW.

(1) Index to be used. For the purposes of the certificate of need program, the United States Department of

Commerce Composite Construction Cost Index shall be used in the annual adjustments of the following:

(a) The "expenditure minimum" as this term is defined in RCW 70.38.025 and WAC 246-310-010; and

(b) The minimum annual operating costs entailed in the provision of new "institutional health services," as this term is defined in RCW 70.38.025 and WAC 246-310-010, which will cause a new institutional health service to be subject to the provisions of chapter 246-310 WAC, the certificate of need rules and regulations.

(2) Procedure for adjustment.

(a) On or before the first day of each January, the department shall adjust and publish the adjusted expenditure minimum for capital expenditures and the adjusted minimum annual operating costs for institutional health services. Such adjusted minimums shall be in effect during the entire calendar year for which they are established.

(b) The adjustments in the minimums shall be based on the changes which occurred in the Department of Commerce Composite Construction Cost Index during the twelve month period ending the preceding October.

(c) The adjusted minimums shall be published by the department by public notice in one or more newspapers of general circulation within the state and through a written notice sent to each health systems agency, the hospital commission, each health care facility subject to the requirements of the certificate of need program, each statewide organization of such health care facilities, and the state health coordinating council.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-310-990 CERTIFICATE OF NEED REVIEW FEES. (1) An application for a certificate of need under chapter ((248-19)) 246-310 WAC shall include payment of a fee consisting of the following:

(a) An application processing fee in the amount of seven hundred fifty dollars which shall not be refundable;

(b) A review fee based on the project description and the total capital expenditure.

Project Description	Capital Expenditure Range	Review Fee
Additional kidney disease treatment center stations	\$ 0 - \$ 100,000 100,001 - 250,000 250,001 or more	\$ 4,300 5,700 7,600
Administrative or emergency review	0 - 250,000 250,001 or more	5,400 8,100
Amendment to a certificate of need		5,000
Bed addition of less than 10 beds	0 - 100,000 100,001 - 5,000,000 5,000,001 or more	4,300 5,700 7,600
Bed addition of 10 beds or more	0 - 500,000 500,001 - 5,000,000 5,000,001 or more	8,100 11,900 15,700
Bed redistribution or bed relocation	0 - 100,000 100,001 - 2,000,000 2,000,001 or more	7,000 10,600 13,200
Capital expenditure over the minimum expenditure	Exp. min. - 5,000,000 5,000,001 - 10,000,000 10,000,001 or more	7,600 9,600 13,600

Project Description	Capital Expenditure Range	Review Fee
Establishment of a new hospital, nursing home, or continuing care retirement community	0 - 2,000,000 2,000,001 or more	10,600 15,700
Establishment of a new home health agency, hospice, ambulatory surgery facility, or kidney disease treatment center	0 - 100,000 100,001 or more	3,700 5,700 7,600
Extension of the certificate of need validity period (projects involving plans review by construction review unit)		150
Extension of the certificate of need validity period (other projects)		900
Replacement of an existing health care facility	1 - 2,000,000 2,000,001 - 5,000,000 5,000,001 or more	5,400 8,100 9,600
Sale, purchase, or lease of part or all of an existing hospital	1 - 5,000,000 5,000,001 or more	7,600 11,500
Substantial change in services, or offering a new tertiary health service	0 - 100,000 100,001 - 2,000,000 2,000,001 or more	8,100 10,600 15,700
Transfer of a certificate of need		2,700

(c) A nonrefundable two thousand dollar actuarial review fee surcharge for an application sponsored by an existing or proposed continuing care retirement community (CCRC) as defined in WAC ((248-19-328)) 246-310-130 (3)(b).

(2) For purposes of subsection (1)(b) of this section, "total capital expenditure" means the total project costs to be capitalized according to generally accepted accounting principles consistently applied, and includes, but is not limited to, the following:

- (a) Legal fees;
- (b) Feasibility studies;
- (c) Site development;
- (d) Soil survey and investigation;
- (e) Consulting fees;
- (f) Interest expenses during construction;
- (g) Temporary relocation;
- (h) Architect and engineering fees;
- (i) Construction, renovation, or alteration;
- (j) Total costs of leases of capital assets;
- (k) Labor;
- (l) Materials;
- (m) Equipment;
- (n) Sales taxes;
- (o) Equipment delivery; and
- (p) Equipment installation.

(3) Where more than one project description under subsection (1)(b) of this section applies to an application, the applicant shall use the project description and capital expenditure range with the highest review fee in calculating the payment to accompany the application submittal.

(4) The applicant shall accompany the submittal of an amendment to a certificate of need application with a fee consisting of the following:

(a) A nonrefundable processing fee of five hundred dollars;

(b) When the amendment increases the capital expenditure, or results in a project description with a larger review fee, an additional review fee based on the difference between the review fee previously paid when the application was submitted and the review fee applicable to the greater capital expenditure or new project description; and

(c) When the amendment decreases the capital expenditure, or results in a project description with a smaller review fee, the department shall refund to the applicant the difference between the review fee previously paid when the application was submitted and the review fee applicable to the smaller capital expenditure or new project description.

(5) When an application for a certificate of need is returned by the department in accordance with the provisions of WAC ((~~248-19-280~~)) 246-310-090 (2)(b) or (e), the department shall refund all review fees paid.

(6) When an applicant submits a written request to withdraw an application before the beginning of review, the department shall refund any review fees paid by the applicant.

(7) When an applicant submits a written request to withdraw an application after the beginning of review, but before the beginning of the ex parte period as determined by the department consistent with WAC ((~~248-19-326~~)) 246-310-190, the department shall refund one-half of all review fees paid.

(8) When an applicant submits a written request to withdraw an application after the beginning of the ex parte period as determined by the department consistent with WAC ((~~248-19-326~~)) 246-310-190, the department shall not refund any of the review fees paid.

(9) Other certificate of need program fees are:

(a) A nonrefundable two hundred fifty dollar processing fee for each request for an exemption from certificate of need review submitted under the provisions of WAC ((~~248-19-405~~)) 246-310-040; and

(b) A nonrefundable two hundred fifty dollar processing fee for each request for an exemption from certificate of need review submitted under the provisions of RCW 70.38.105 (4)(d).

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 246-310-002 PURPOSE OF CHAPTER
248-156 WAC.

WAC 246-310-030 INDEX AND PROCEDURES
FOR ADJUSTMENT.

WAC 246-310-030A TERTIARY SERVICES
IDENTIFICATION.

AMENDATORY SECTION (Amending Order 121,
filed 12/27/90, effective 1/31/91)

WAC 246-316-010 DEFINITIONS. For the purposes of these regulations, the following words and phrases shall have the following meanings unless the context clearly indicates otherwise.

(1) "Abuse" means the injury, sexual use or sexual mistreatment of an individual resident by any person under circumstances which indicate the health, welfare, and safety of the resident is harmed thereby. Abuse includes emotional, as well as physical, abuse.

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

(b) "Emotional abuse" means verbal or nonverbal actions which constitute harassment.

(2) "Ambulatory" means physically and mentally capable of walking or traversing a normal path to safety, including the ascent and descent of stairs, without the physical assistance of another person.

(a) "Semi-ambulatory" means physically and mentally capable of traversing a normal path to safety with the use of mobility aids, but unable to ascend or descend stairs without the physical assistance of another person.

(b) "Nonambulatory" means physically or mentally unable to walk or traverse a normal path to safety without the physical assistance of another person.

(c) "Physical assistance" as used in subsection (2)(a) and (b) of this section means carrying, pushing, pulling, holding, or dragging a resident along a normal path to safety.

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

(4) "Bathing facility" means a bathtub, shower or sit-down shower.

(5) "Bathroom" means a room containing at least one bathing facility.

(6) "Board" as used in RCW 18.20.020(2) means the provision of daily meal service and lodging.

(7) "Boarding home" means:

(a) A facility as defined in RCW 18.20.020(2) and in this chapter;

(b) The licensee or person granted a license by the department to operate a boarding home.

(8) "Department" means the Washington state department of ((social and)) health ((services - (DSHS))) (DOH).

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

(10) "Domiciliary care," as used in RCW 18.20.020 and this chapter, means the care offered an individual in his or her living accommodation which includes the assumption of a general responsibility for the safety and well-being of the individual and provision of assistance in the activities of daily living, as needed.

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

(12) "Foot candle" means a measurement of light approximately equal to the light produced by a lighted candle at the distance one foot away from the candle.

(13) "Functional abilities" means the physical, mental, emotional and social abilities to cope with the affairs and activities of daily living.

(14) "Grade" means the level of the ground adjacent to the building measured at required windows with ground level or sloping downward for a distance of at least ten feet from the wall of the building.

(15) "Health care practitioner" means any individual, group or organization providing health care as authorized by Washington state law, including, but not limited to, physician, chiropractor, naturopath, certified registered nurse, physician's assistant.

(16) "Home health care agency" means any nursing or other service provided by licensed nurses, other practitioners or aides on a periodic or short-term basis excluding continuous nursing care.

(17) "Infirmity," as used in RCW 18.20.020 and this chapter, means a disability which materially limits normal activity without causing an individual to need inpatient medical or nursing care of a type provided by institutions licensed under the provisions of chapters 18.46, 18.51, 70.41 or 71.12 RCW. An infirmity may be based on conditions including, but not limited to, physical handicap, mental illness, developmental disability, chemical addiction or habituation or mental confusion, disability or disturbance.

(18) "Lavatory" means a plumbing fixture designed and equipped to serve for handwashing purposes.

(19) "May" means to permit, at the discretion of the department.

(20) "Medication" means all pharmaceuticals, vitamins, and nutrient supplements, both over-the-counter and prescribed.

(21) "Medication administration" means an act in which a single dose of a medication is given to a resident by an authorized person, other than the resident, under laws and regulations governing such acts and entailing:

(a) Removing an individual dose from a previously dispensed, properly labeled container;

(b) Reviewing the label on the container with prescriber's order or with a direct copy of a verified transcription of the order;

(c) Giving an individual dose to the proper resident; and

(d) Properly recording the time and dose given.

(22) "Minor alteration" means:

(a) Physical or functional modification in a boarding home without changing department-approved use of the modified room or area; and

(b) Prior department review of the plan specified in WAC ((~~248-16-055~~)) 246-316-070 is not required.

(23) "Neglect" means negligent treatment or maltreatment; an act or omission which evinces a disregard of consequences of such a magnitude as to constitute a clear and present danger to a resident's health, welfare, and/or safety.

(24) "New construction" means:

(a) Constructing or building a new physical plant or facility to be used as a boarding home;

(b) Additions to an existing facility or physical plant constructed for intended use as part of a boarding home;

(c) A physical alteration, modification, or renovation changing department-approved use of a room or area excluding "minor alteration."

(25) "Nurse" means either a licensed practical nurse under provisions of chapter 18.78 RCW or a registered nurse.

(26) "Nursing care" means services:

(a) Designed to maintain or promote achievement of optimal, independent function, and health status; and

(b) Planned, supervised, and evaluated by a registered nurse in the context of an overall individual plan of care as in WAC 248-14-001.

(27) "Physician" or "doctor," as used in RCW 18.20-.160 and in this chapter, means an individual licensed as a physician under chapters 18.57 or 18.71 RCW.

(28) "Prescriber" means a physician, dentist under chapter 18.32 RCW, or registered nurse with prescriptive authority or others legally authorized in Washington state to prescribe drugs.

(29) "Registered nurse" means an individual licensed under chapter 18.88 RCW.

(30) "Resident" means an individual who, by reason of age or infirmity, requires domiciliary care and who is not related by blood or marriage to the operator of the boarding home.

(31) "Room" means a space set apart by floor to ceiling partitions on all sides with all openings provided with doors or windows.

(32) "Self-administration of medication" means medication administration by a resident taking his or her own medication from a properly labeled container.

(33) "Sit-down shower" means a shower which has a molded seat, fold-down type of seat, or an equivalent means for sitting and is designed for bathing while in a sitting position.

(34) "Suitable chair" means a piece of furniture intended to accommodate the act of sitting which is sturdy, comfortable, and appropriate for the age and physical condition of a resident.

(35) "Supervised medication service Category A" means:

(a) A level of self-medication or self-administration; or

(b) Self-directed medication service for a resident requiring limited assistance or no assistance, and monitoring by boarding home staff to assure medication is taken and stored properly.

(36) "Supervised medication service Category B" means a level of service for residents requiring assistance and monitoring by boarding home staff to assure:

(a) Medications taken in accordance with a health care practitioner's instructions; and

(b) Inaccessibility of medications to other residents.

(37) "Supervised medication service Category C" means a full medication administration service.

(38) "Toilet" means a disposal apparatus consisting of a hopper, fitted with a seat and flushing device, used for urination and defecation.

(39) "Usable floor space" means floor area available for:

(a) Use in a resident bedroom excluding areas with ceiling height under seven feet six inches and walk-in closets if initially and continuously licensed prior to December 31, 1988; or

(b) Living and sleeping, excluding bathrooms, toilets, toilet compartments, closets, halls, storage, or utility spaces if initially licensed after December 31, 1988.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-316-020 BOARDING HOME LICENSE APPLICATION—DEPARTMENT DENIAL, SUSPENSION, REVOCATION OF LICENSE. (1) Boarding home license applicants shall:

(a) Submit appropriate, signed, completed department application forms to the department;

(b) Apply at least thirty days prior to expiration of license for renewal;

(c) Promptly report changes in information related to the application including identity of:

(i) Officers and directors if operated by a legally incorporated entity; and

(ii) Partners if a legal partnership.

(2) The department shall:

(a) Evaluate qualifications of persons named in boarding home license application prior to granting initial and subsequent licenses;

(b) Deny, suspend, or revoke a boarding home license if the department finds persons named unqualified or unable to operate or direct operation of the facility as described in chapter 18.20 RCW and this chapter ((248-16 WAC));

(c) Determine if reasonable relationship exists between any previous conviction of the applicant and ability to competently, safely oversee, or operate a boarding home;

(d) Deny, suspend, or revoke a boarding home license if any person named:

(i) Was previously denied a license to operate an agency for care of children, aged, ill, or infirm in Washington or elsewhere;

(ii) Had a license to operate an agency for treatment or care of people revoked or suspended;

(iii) Has a record of a criminal or civil conviction for:

(A) Operating an agency for care of aged, children, ill, or infirm without an appropriate, applicable license; or

(B) Any crime involving physical harm to another person.

(iv) Is identified on department abuse registry as perpetrator of substantiated abuse described in chapter 26.44 RCW;

(v) Committed, permitted, aided, or abetted an illegal act on boarding home premises;

(vi) Demonstrated cruelty, abuse, negligence, assault, or indifference to welfare and well-being of a resident;

(vii) Failed to exercise fiscal accountability and responsibility involving:

(A) A resident;

(B) The department;

(C) Public agencies; or

(D) The business community.

(3) The department may grant a license to operate a boarding home to previously disqualified licensees as specified in subsection (2) of this section if such person provides evidence including demonstrated ability to operate a boarding home according to applicable laws and rules.

(4)(a) The department's notice of a denial, suspension, modification, or revocation of a license shall be consistent with RCW (~~((43.20A.XXX and section 95, chapter 175, Laws of 1989))~~ 43.70.115. An applicant or license holder has the right to an adjudicative proceeding to contest a license decision.

(b) A license applicant or holder contesting a department decision shall within twenty-eight days of receipt of the decision:

(i) File a written application for an adjudicative proceeding by a method showing proof of receipt with the (~~(Office of Appeals, P.O. Box 2465, Olympia, WA 98504))~~ Administrative Hearings Unit, Department of Health, 1300 Quince Street S.E., P.O. Box 47851, Olympia, WA 98504-7851; and

(ii) Include in or with the application:

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

(B) The grounds for contesting the department decision; and

(C) A copy of the contested department decision.

(c) The proceeding is governed by the Administrative Procedure Act (chapter 34.05 RCW), this chapter, and chapter (~~((248-08))~~ 246-08 WAC. If a provision in this chapter conflicts with chapter (~~((248-08))~~ 246-08 WAC, the provision in this chapter governs.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-316-030 CHANGE OF LICENSEE.

(1) Boarding homes shall:

(a) Notify the department in writing at least thirty days prior to planned change of boarding home license including:

(i) Full names of the present licensee and prospective licensee;

(ii) Name and address of the boarding home concerned;

(iii) The date of the proposed change; and

(iv) The kind of change to be made, such as sale, lease, or rental.

(b) If a corporation or partnership:

(i) Notify the department, in writing, with the name and address of the responsible officers in corporation or controlling partners; and

(ii) Submit a signed statement testifying the new controlling officer or officers is in compliance with WAC (~~((248-16-031))~~ 246-316-020).

(2) Applicants for an initial boarding home license shall submit a new application thirty days or more before proposed effective date of license as specified in WAC (~~((248-16-031))~~ 246-316-020).

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-316-040 REQUIREMENT FOR AND QUALIFICATIONS OF BOARDING HOME ADMINISTRATOR. (1) Boarding homes shall have continuous availability of an administrator or designated alternate who:

- (a) Is available in person or by phone or page at all times;
- (b) Is at least twenty-one years of age;
- (c) Is not a resident as defined in WAC ((248-16-001)) 246-316-010(30);
- (d) Possesses a high school diploma or equivalent unless administering a boarding home in Washington state prior to January 1, 1958;

(e) Has demonstrated competence and experience in management of a boarding home or completed high school or post-high school courses including:

- (i) Basic accounting, except when a designated alternate administrator is in charge for two weeks or less;
- (ii) Management including personnel management; and
- (iii) Care of persons characteristic of those admitted or accepted as residents in a specific boarding home, such as frail elderly, developmentally disabled, or mentally ill persons.

(f) Meets requirements as specified in WAC ((248-16-046)) 246-316-050 (2)(b).

(2) Boarding homes shall notify the department when changes in the administrator occur including:

- (a) Provide written notice to the department of new administrator's name upon appointment; and
- (b) Provide a statement of administrator's compliance with ((WAC 248-16-036)) this section and ((248-16-046)) WAC 246-316-050.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-316-070 NEW CONSTRUCTION—MODIFICATION OF EXISTING STRUCTURE. (1) Boarding homes shall forward plans for new construction, if applicable, to the department including:

- (a) Preliminary documents with:
 - (i) Description of program, services, and operational methods affecting boarding home building, premises, or residents;
 - (ii) Scaled drawings for any physical or functional construction or modification;
 - (iii) Two sets of plans drawn to scale including:
 - (A) Plot plan showing streets and driveways;
 - (B) Water supply;
 - (C) Sewage disposal system;
 - (D) Grade and location of each building;
 - (E) Designated function of each room; and
 - (F) Fixed equipment.
 - (iv) General description of construction and materials.
- (b) Final construction documents requiring department approval which are two sets of final plans and specifications including:
 - (i) Plot plans;

- (ii) Plans for each floor of each affected building designating function for each room and fixed equipment;
- (iii) Interior and exterior elevations, building sections, and construction details;
- (iv) A schedule of floor, wall, and ceiling finishes and the type and size of doors and windows;
- (v) Plumbing, heating, ventilating, and electrical systems;
- (vi) Specifications which fully describe workmanship and finishes; and
- (vii) A sample of each different carpet, if provided, including tests for flame spread and smoke density conducted by an independent testing laboratory approved by the department.

(2) Boarding homes involved in new construction projects shall:

- (a) Obtain department approval of final construction documents prior to starting construction;
- (b) Consult with the department prior to changing approved plans and specifications;
- (c) Submit modified plans or addenda if required by the department;
- (d) Construct only changes approved by the department;
- (e) Provide a written notice of construction project completion to the department indicating date to be completed and compliance with requirements of chapter 18.20 RCW and this chapter ((248-16-WAC)); and
- (f) Occupy and use buildings or rooms only after authorization by the department.

(3) When modifications or alterations to existing boarding home structure are planned, boarding homes shall forward plans to the department including:

- (a) Preliminary documents with:
 - (i) Descriptive drawings of each floor of proposed modifications indicating area to be modified;
 - (ii) Description of impacts on physical plant, operations, and services;
 - (iii) A plan showing existing and proposed function of each room and fixed equipment; and
 - (iv) A sample of carpets, if provided, including tests for flame spread and smoke density conducted by an independent testing laboratory approved by the department.

(b) Final plans submitted after department review of preliminary documents.

(4) Boarding homes involved in alteration or modification projects shall:

- (a) Begin modifications only after department approval of final plans; and
- (b) Make adequate provisions for the health, safety, and comfort of residents during construction.

(5) Boarding homes shall obtain approval of the Washington state division of fire protection prior to new construction, modifications, alterations, and minor alterations under RCW 18.20.130.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-316-090 WATER SUPPLY. Boarding homes shall:

(1) Provide a water supply system and water meeting requirements described in chapter ((248-54)) 246-290 WAC public water supplies;

(2) Maintain water supply systems free of cross-connections;

(3) Provide hot and cold water under adequate pressure readily available throughout the facility;

(4) Provide hot water not to exceed 120° Fahrenheit at lavatories and bathing facilities used by residents;

(5) Label or color code unsafe or nonpotable water supplies used for irrigation, fire protection, and purposes other than domestic use;

(6) Meet laundry requirements of WAC ((248-16-160)) 246-316-190; and

(7) Meet dishwashing machine requirements in WAC ((248-16-141)) 246-316-170.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-316-100 SEWAGE AND LIQUID WASTE DISPOSAL. Boarding homes shall:

(1) Have all sewage and waste water drain into a sewerage system approved by the governmental agency having jurisdiction;

(2) Prevent discharge of sewage or liquid wastes directly on the surface of the ground or directly into ground water; and

(3) For new construction, if on-site sewage disposal systems are used, discharge sewage and liquid wastes per chapter ((248-96)) 246-272 WAC on-site sewage disposal or chapter 173-240 WAC.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-316-150 RESIDENT ROOM—ROOM FURNISHINGS—STORAGE. (1) Boarding homes shall have resident sleeping rooms with:

(a) Eighty square feet usable floor space in a one-person room;

(b) At least seventy square feet of usable floor space per person in rooms occupied by two or more;

(c) Ceiling heights of at least seven feet six inches over all portions of rooms considered usable floor space;

(d) Accommodations for a maximum of four persons per room if initially and continuously licensed before July 1, 1989;

(e) Maximum occupancy of two persons per room for boarding homes applying for initial license or increasing number of resident sleeping rooms after June 30, 1989;

(f) Appropriate room identification and resident capacity consistent with department-approved list;

(g) Unrestricted direct access to a hallway, living room, outside, or other acceptable common-use area;

(h) An exclusion for use as corridors or passageways;

(i) Window sill or sills of a window or windows used for required window area, under subsection (1)(j) of this section:

(i) No more than three feet eight inches from the floor;

(ii) At or above grade extending ten or more feet outside horizontally from the window sill.

(j) Windows, excluding openings into window wells, enclosed porches, light or ventilation shafts, or similarly enclosed areas, providing:

(i) Clear glass area at least one-tenth of required room area;

(ii) Minimum area of ten square feet.

(k) Windows designed to operate freely if necessary for fire exit or ventilation;

(l) Adjustable window curtains, shades, blinds, or equivalent for visual privacy;

(m) One or more duplex electrical outlets per bed if initially licensed after July 1, 1983;

(n) Switch at entry of bedroom to control one or more light fixtures in room;

(o) Artificial lighting at bedside if requested by a resident under WAC ((248-16-105)) 246-316-120; and

(p) Noncombustible wastebaskets.

(2) Boarding homes shall provide or ensure each resident has:

(a) Sufficient storage facilities either in or immediately adjacent to his or her sleeping room to adequately store a reasonable quantity of clothing and personal possessions;

(b) Individual towel and washcloth rack or equivalent;

(c) A secure space for valuables at least one-half cubic foot and a minimum dimension of four inches if requested by the resident;

(d) A comfortable bed appropriate for size of resident and at least thirty-six inches wide with:

(i) A mattress which:

(A) Fits the bed frame;

(B) Is in good condition; and

(C) Is at least four inches thick unless otherwise requested or necessary for resident health and/or safety.

(ii) Spacing at least three feet from the other beds unless otherwise requested by all affected residents; and

(iii) Acceptable types including:

(A) Standard household bed;

(B) Studio couch;

(C) Hide-a-bed;

(D) Day bed; and

(E) Water bed if it is structurally and electrically safe.

(e) One or more comfortable pillows;

(f) Clean, and in good repair, bedding at least one time per week, or as necessary to maintain cleanliness;

(g) Clean towels and washcloths at least once each week or more often if necessary to maintain cleanliness; and

(h) At least one suitable chair excluding those used to permanently furnish the day room, dining room, or other common-use rooms.

(3) Boarding homes may permit a resident to use his or her own furniture and furnishings when consistent with health and safety of all residents including:

(a) Cooking equipment, coffee makers, and other equipment and appliances in sleeping rooms when approved by the Washington state director of fire protection; and

(b) Food and beverage storage and preparation area in sleeping room if maintained in a sanitary condition.

(4) Boarding homes shall regularly:

(a) Ascertain functional ability of residents to use cooking facilities safely; and

(b) Take appropriate actions to prohibit resident access to cooking facilities when a resident is judged unable to cook safely, including:

- (i) Rewire, disconnect, or remove stove or appliance;
- (ii) Transfer of resident to another accommodation; or
- (iii) Ensure constant attendance by a responsible person when resident has access to or use of cooking facilities.

(5) Boarding homes may use and allow use of carpets or other floor coverings if:

(a) Securely fastened to the floor or provided with nonskid backing;

(b) Free of hazards such as curling edges or tattered sections; and

(c) Clean.

(6) If a boarding home plans to install carpeting, the boarding home shall submit samples to the department for approval prior to purchase and installation as required in WAC ((248-16-055)) 246-316-070 (3)(a)(iv).

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-316-170 FOOD AND NUTRITION SERVICES. (1) Boarding homes shall maintain food service facilities and practices required in chapter ((248-84)) 246-215 WAC food service sanitation. Boarding homes may use home-canned high-acid foods with a pH of less than 4.6, such as fruit, jelly, and jam.

(2) Boarding homes using dishwashing machines shall ensure:

(a) Machine operation per manufacturer directions; and

(b) "Home-type" machines, without high temperature sanitizing cycles, maintain water temperature at 155° Fahrenheit or above.

(3) Boarding homes shall:

(a) Provide a minimum of three meals in each twenty-four-hour period;

(b) Deviate from minimum of three meals in a twenty-four-hour period only following written approval by the department;

(c) Allow no more than fourteen hours between the evening meal and breakfast unless a snack contributing to the daily nutrient total is served or made available to all residents between the evening meal and breakfast;

(d) Provide sufficient time for residents to consume meals;

(e) Have written menus which:

(i) Are available at least one week in advance;

(ii) Include date, day of week, month, and year;

(iii) Are retained at least six months; and

(iv) Provide a variety of foods with cycle duration of at least three weeks before repeating.

(f) Prepare palatable, attractively served foods, meals, and nourishments sufficient in quality, quantity, and variety to meet the recommended dietary allowances of the food and nutrition board, National Research Council, 1980;

(g) When substituting for food contributing to daily nutrient total requirement, use food of comparable nutrient value and record food actually served;

(h) Keep a record of all food and snacks served and contributing to nutritional requirements; and

(i) Maintain an adequate dining area approved by the department with seating capacity for fifty percent or more residents per meal setting.

(4) Boarding homes shall prepare and serve:

(a) Resident specific modified or therapeutic diets when and as prescribed by a health care practitioner using a dietitian-approved menu or diet manual; and

(b) Only nutrient concentrates and supplements prescribed in writing by a health care practitioner.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-316-200 STORAGE SPACE. (1) Boarding homes shall provide adequate storage space for:

(a) Supplies;

(b) Equipment;

(c) Linens; and

(d) Personal possessions of residents including spaces described in WAC ((248-16-121)) 246-316-150(2).

(2) Boarding homes shall maintain storage space to:

(a) Prevent fire or accident hazards; and

(b) Provide separate, lockable storage for disinfectants and poisonous compounds in drawers, rooms, or equivalent.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-316-240 ADMISSION, PLACEMENT AND RETENTION OF RESIDENTS. (1) Prior to admission or acceptance as a resident, boarding homes shall obtain sufficient information to evaluate whether or not a resident/applicant can be safely housed and provided domiciliary care in the particular facility, including information in reference to:

(a) Resident/applicant's ability to function with respect to the physical premises, equipment, and staff of the boarding home;

(b) Space, equipment, and furniture requirements;

(c) Ambulatory status;

(d) Currently demonstrated overt behavior dangerous to self or others;

(e) Need for care in a hospital, nursing home, or other licensed facility under chapters 18.51, 70.41, and 71.12 RCW;

(f) Requirements for assistance in obtaining or administering medications; and

(g) Need or desire for nursing care exceeding periodic visits by staff of a home health care agency or a licensed nurse employed by an individual resident.

(2) Boarding homes shall accept, admit, and retain persons as residents only when:

(a) Ambulatory unless the boarding home is approved by the Washington state director of fire protection to:

(i) Care for semi-ambulatory residents; or

(ii) Care for nonambulatory residents not needing medical or nursing care as specified in subsection (2)(f)(ii) and (iii) of this section.

(b) Nonsmoking residents can be accommodated with smoke-free rooms and smoke-free common-use areas to prevent contact with smoke;

(c) Smoking residents can be accommodated by areas meeting the requirements in WAC ((~~248-16-115~~) 246-316-140(2));

(d) The individual resident can be accommodated by:

(i) Physical plant, facilities, and spaces;

(ii) Furniture and equipment; and

(iii) Staff who are available and sufficient to provide nature of domiciliary care required and desired by the resident.

(e) The amount and nature of needed assistance with medication or medication service is available in the boarding home under RCW 18.20.160 and WAC ((~~248-16-229~~) 246-316-300); and

(f) Individuals do not:

(i) Exhibit continuing overt behavior which is a danger to others or self;

(ii) Need inpatient care in a hospital, nursing home, or other facility licensed under chapters 18.51, 70.12, or 70.41 RCW; or

(iii) Need continuous nursing care exceeding periodic or short-term services from:

(A) Staff of a home health care agency; or

(B) A licensed nurse retained by an individual resident.

(3) Upon admission or acceptance of an individual as a resident, boarding homes shall determine a resident's choice regarding:

(a) Definite arrangements with a health care practitioner; and

(b) Who to call in case of resident illness or death.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-316-320 RESIDENT HEALTH RECORD. (1) Boarding homes shall maintain a health record in ink, typewritten or equivalent, for each resident including:

(a) Full name, date of birth, and former address of resident;

(b) Date admitted as resident and date discharged;

(c) Name, address, and telephone number of next-of-kin or other responsible person;

(d) Name, address, and telephone number of resident's personal physician or health care practitioner;

(e) Signed staff entries about:

(i) Dates and descriptions of resident illnesses, accidents, or incidents;

(ii) Changes in resident functional abilities or physical and mental coordination; and

(iii) Actions of staff related to subdivision (e)(i) and (ii) of this subsection.

(f) Orders signed by a resident's physician or health care practitioner for any modified diet, concentrate or supplement provided by the boarding home; and

(g) Medication orders and records as specified in WAC ((~~248-16-229~~) 246-316-300).

(2) Boarding homes shall:

(a) Maintain a systematic, secure method of identifying and filing resident health records for ease in locating; and

(b) Retain each resident health record at least five years following resident discharge.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-316-330 ADULT DAY CARE. (1) Boarding homes choosing to provide adult day care services and to accept or admit adults for domiciliary care in a boarding home for less than a contiguous twenty-four hours shall:

(a) Accept and retain for day care only those adults meeting resident criteria described in WAC ((~~248-16-213~~) 246-316-240);

(b) Provide day room and dining room facilities complying with WAC ((~~248-16-141 and 248-16-150~~) 246-316-170 and 246-316-180);

(c) Provide toilets and lavatories complying with WAC ((~~248-16-131~~) 246-316-160);

(d) Provide comfortable, suitable chairs and furniture;

(e) Provide sufficient furniture for comfort of residents and day care adults including, but not limited to:

(i) Napping furniture for day care adults such as lounge chairs, recliners, couches; and

(ii) Ability to space napping furniture at least three feet apart if needed or requested.

(f) Provide staff to supervise and assist day care adults in activities of daily living and medication management as described in WAC ((~~248-16-216 and 248-16-229~~) 246-316-260 and 246-316-300);

(g) Provide a meal meeting at least one-third of the recommended dietary allowance during every five-hour period of stay (the exception to the recommended dietary allowance is during normal sleeping hours when fasting periods greater than fourteen hours are prohibited);

(h) Ensure and provide rights, services, notification, and safety as described in WAC ((~~248-16-215, 248-16-216, 248-16-223, 248-16-226~~) 246-316-250, 246-316-260, 246-316-280, and 246-316-290);

(i) Maintain a separate register of all day care adults using format described in WAC ((~~248-16-230~~) 246-316-310);

(j) Maintain a health record for each day care adult as described for residents in WAC ((~~248-16-235~~) 246-316-320).

(2) Boarding homes choosing to accept adults for day care shall:

(a) Notify the department of the plan to accept or admit adults to day care;

(b) Provide information as required for the department to establish compliance with this section; and

(c) Obtain written department approval for maximum day care adult capacity prior to accepting or admitting adults for day care.

(3) When notified of boarding home licensee's plan to accept day care adults, the department shall:

(a) Determine whether or not a boarding home complies with this section;

- (b) Issue written approval for occupancy based on compliance with ~~((WAC 248-16-300))~~ this section; and
- (c) Indicate approved capacity for day care adults on the boarding home license.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-010 DEFINITIONS. For the purposes of this chapter (~~((248-18-WAC))~~) and chapter 70.41 RCW, the following words and phrases shall have the following meanings unless the context clearly indicates otherwise. All adjectives and adverbs such as adequate, approved, suitable, properly, or sufficient used in these regulations to qualify a requirement shall be determined by the department.

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

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

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

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

(3) "Adolescent" means an individual during that period of life beginning with the appearance of secondary sex characteristics and ending with the cessation of somatic growth.

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

(5) "Alterations":

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

(b) "Minor alterations" means any physical or functional modification within existing hospitals not changing the approved use of the room or area. (Minor alterations performed under this definition do not require prior review of the department as specified in WAC (~~((248-18-510))~~) 246-318-510 (3)(a); however, this does not constitute a release from other applicable requirements.)

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

(7) "Authenticate" means to authorize or validate an entry in a record by:

(a) A signature including first initial, last name, and discipline; or

(b) A unique identifier allowing identification of the responsible individual.

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

(9) "Birthing room" or "labor, delivery, recovery (LDR) room" or "labor-delivery-recovery-postpartum (LDRP) room" means a room designed and equipped to provide care of a woman, fetus, and newborn and to accommodate her support persons during the complete process of vaginal childbirth.

(10) "Children" means young persons of either sex between infancy and adolescence.

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

(12) "Critical care" means a special physical and functional nursing unit for the segregation, concentration, and close or continuous observation and care of patients critically, acutely, or seriously ill and in need of intensive, highly skilled services.

(13) "Department" means the Washington state department of health.

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

(15) "Diagnostic radiologic technician" means an individual:

(a) Certified or eligible for certification as a diagnostic radiologic technologist under chapter 18.84 RCW; or

(b) Trained by a radiologist and approved by a radiologist member of medical staff to perform specified diagnostic radiologic procedures.

(16) "Dialysis facility" means a separate physical and functional nursing unit of the hospital serving patients receiving renal dialysis.

(17) "Dialysis station" means an area designed, equipped, and staffed to provide dialysis services for one patient.

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

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

(20) "Drug administration" means an act in which a single dose of a prescribed drug or biological is given to a patient by an authorized person in accordance with all laws and regulations governing such acts. The complete act of administration entails:

(a) Removing an individual dose from a previously dispensed, properly labeled container (including a unit dose container);

(b) Reviewing the label on the container with a verified transcription, a direct copy or the original medical practitioner's orders;

(c) Giving the individual dose to the proper patient; and

(d) Properly recording the time and dose given.

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

(22) "Easily cleanable" means of material or finish and so fabricated to allow complete removal of residue by normal cleaning methods.

(23) "Electrical receptacle outlet" means an outlet where one or more electrical receptacles are installed.

(24) "Facilities" means a room or area and equipment serving a specific function.

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

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

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

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

(26) "Governing body" means the person or persons responsible for establishing the purposes and policies of the hospital.

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

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

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

(30) "High-risk infant" means an infant, regardless of gestational age or birth weight, whose extrauterine existence is compromised by a number of factors, prenatal, natal, or postnatal needing special medical or nursing care.

(31) "Hospital" means any institution, place, building, or agency providing accommodations, facilities and services over a continuous period of twenty-four hours or more, for observation, diagnosis, or care of two or more individuals not related to the operator who are suffering from illness, injury, deformity, or abnormality, or from any other condition for which obstetrical, medical, or surgical services would be appropriate for care or diagnosis. "Hospital" as used in this chapter does not include:

(a) Hotels, or similar places furnishing only food and lodging, or simply domiciliary care;

(b) Clinics, or physicians' offices where patients are not regularly kept as bed patients for twenty-four hours or more;

(c) Nursing homes, as defined and which come within the scope of chapter 18.51 RCW;

(d) Maternity homes, which come within the scope of chapter 18.46 RCW;

(e) Psychiatric or alcoholism hospitals, which come within the scope of chapter 71.12 RCW; nor

(f) Any other hospital or institution specifically intended for use in the diagnosis and care of those suffering from mental illness, mental retardation, convulsive disorders, or other abnormal mental conditions.

(g) Furthermore, nothing in this chapter shall be construed as authorizing the supervision, regulation, or control of the remedial care or treatment of residents or patients in any hospital conducted for those who rely primarily upon treatment by prayer or spiritual means in accordance with the creed or tenets of any well-recognized church or religious denominations.

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

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

(34) "Intermediate care nursery" means an area designed, organized, staffed, and equipped to provide constant care and treatment for mild to moderately ill infants not requiring neonatal intensive care, but requiring or may require physical support and treatment beyond support required for a normal neonate and may include the following:

(a) Electronic cardiorespiratory monitoring;

(b) Gavage feedings;

(c) Parenteral therapy for administration of drugs; and

(d) Respiratory therapy with intermittent mechanical ventilation not to exceed a continuous period of twenty-four hours for stabilization when trained staff are available.

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

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

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

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

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

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

(41) "Medical staff" means physicians and may include other practitioners appointed by the governing body to practice within the parameters of governing body and medical staff bylaws.

(42) "Movable equipment" means equipment not built-in, fixed, or attached to the building.

(43) "Neglect" means mistreatment or maltreatment; an act or omission evincing; a serious disregard of consequences of a magnitude constituting a clear and present danger to an individual patient's health, welfare, and safety.

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

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

(44) "Nuclear medicine technologist" means an individual certified or eligible for certification as a nuclear medicine technologist under chapter 18.84 RCW.

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

(46) "Neonatal intensive care nursery" means an area designed, organized, equipped, and staffed to provide constant nursing and medical care and treatment for high-risk infants who may require:

(a) Continuous ventilatory support, twenty-four hours per day;

(b) Intravenous fluids or parenteral nutrition;

(c) Preoperative and postoperative monitoring when anesthetic other than local is administered; or

(d) Cardiopulmonary or other life support on a continuing basis.

(47) "Neonatologist" means a pediatrician who is board certified in neonatal-perinatal medicine or board eligible in neonatal-perinatal medicine, provided the period of eligibility does not exceed three years, as defined and described in Directory of Residency Training Programs by the Accreditation Council for Graduate Medical Education, American Medical Association, 1981-1982 or the American Osteopathic Association Yearbook and Directory, 1981-1982.

(48) "Newborn care" means provision of nursing and medical services described by the hospital and appropriate for well and convalescing infants including supportive care, ongoing physical assessment, and resuscitation.

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

(a) New buildings to be used as hospitals;

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

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

(d) Alterations.

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

(51) "Nursing unit, general" means a separate physical and functional unit of the hospital including a group of patient rooms, ancillary and administrative, and service facilities necessary to provide nursing service to the

occupants of these patient rooms. Facilities serving other areas of the hospital and creating traffic unnecessary to the functions of the nursing unit are excluded.

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

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

(54) "Occupational therapist" means an individual licensed under the provisions of chapter 18.59 RCW.

(55) "Patient" means an individual receiving (or has received) preventive, diagnostic, therapeutic, rehabilitative, maintenance, or palliative health services at the hospital. "Outpatient" means a patient receiving services that generally do not require admission to a hospital bed for twenty-four hours or more.

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

(57) "Pediatrician" means a physician:

(a) Having successfully completed a residency program approved by the American Board of Pediatrics as described in the Directory of Residence Training Programs Accredited by the Accreditation Council for Graduate Medical Education, American Medical Association, 1981-1982; or

(b) Approved by the American Osteopathic Board of Pediatrics as described in the American Osteopathic Association Yearbook and Directory, 1981-1982; and

(c) Board certified or board eligible for period not to exceed three years.

(58) "Pediatric service" means any diagnostic, treatment, or care service provided for infants, children, or adolescents.

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

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

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

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

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

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

(65) "Physician's assistant" means an individual who is not a physician but practices medicine under provisions, rules, and regulations of chapter 18.71A RCW, or

provisions, rules, and regulations under chapter 18.57A RCW.

(66) "Physician member of medical staff qualified in nuclear medicine" means a physician with staff privileges who is:

(a) Certified or eligible for certification by the American Board of Radiology (ABR) or the American Board of Nuclear Medicine (ABNM) in radiologic physics including diagnostic, therapeutic, and medical nuclear physics; and

(b) Included in the 1987-1989 list of board-certified physicians maintained by ACR Professional Bureau, 1899 Preston White Drive, Reston, VA 22091.

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

(68) "Protocols" and "standing order" mean written descriptions of actions and interventions for implementation by designated hospital personnel under defined circumstances and authenticated by a legally authorized person under hospital policy and procedure.

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

(70) "Psychiatrist" means a physician having successfully completed a three-year residency program in psychiatry and is eligible for certification by the American Board of Psychiatry and Neurology as described in the Directory of Residency Training Programs Accredited by the Accreditation Council for Graduate Medical Education, American Medical Association, 1981-1982, or eligible for certification by the American Osteopathic Board of Neurology and Psychiatry as described in the American Osteopathic Association Yearbook and Directory, 1981-1982.

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

(72) "Radiation oncologist" means a physician who successfully completed an approved residency program in therapeutic radiology and is either board certified or eligible for board certification in radiation oncology by:

(a) The American Board of Radiology described under Directory of Residency Programs Accredited by the Accreditation Council for Graduate Medical Education, American Medical Association, 1981-82, with:

(i) Certification in use of both external and brachytherapy techniques; and

(ii) Continuing education requirements of the board met; or

(b) The American Osteopathic Board of Radiology described in the American Osteopathic Association Yearbook and Directory, 1981-82 with:

(i) Certification in use of both external and brachytherapy techniques; and

(ii) Continuing education requirements of the board met.

(73) "Radiologist" means a physician who is board certified or eligible for certification in radiology and meeting continuing education requirements of:

(a) The American Board of Radiology described under Directory of Residency Programs Accredited by the Accreditation Council for Graduate Medical Education, American Medical Association, 1981-82; or

(b) The American Osteopathic Board of Radiology described under American Osteopathic Association Yearbook and Directory, 1981-82.

(74) "Recreational therapist" means an individual with a bachelors degree including a major or option in therapeutic recreation or recreation for the ill and handicapped.

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

(76) "Referred outpatient diagnostic service" means a service provided to an individual receiving medical diagnosis, treatment, and other health care services from one or more sources outside the hospital limited to diagnostic tests and examinations:

(a) Not involving administration of a parenteral injection, the use of a local or general anesthesia or the performance of a surgical procedure; and

(b) Ordered by a health care practitioner, legally permitted to order such tests and examinations, to whom the hospital reports the findings and results of the tests and examinations.

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

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

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

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

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

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

occupant at all times. Inside or outside rooms may be acceptable.

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

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

(85) "Sensitive area" means a room used for surgery, obstetrical delivery, nursery, post-anesthesia recovery, special procedures where invasive techniques are used, or critical care including, but not limited to, intensive and cardiac care.

(86) "Shall" means compliance is mandatory.

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

(88) "Sinks":

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

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

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

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

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

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

(92) "Surgical procedure" means any manual or operative procedure performed upon the body of a living human being for the purpose of preserving health, diagnosing or curing disease, repairing injury, correcting deformity or defect, prolonging life or relieving suffering, and involving any of the following:

(a) Incision, excision, or curettage of tissue or an organ;

(b) Suture or other repair of tissue or an organ including a closed as well as an open reduction of a fracture;

(c) Extraction of tissue including the premature extraction of the products of conception from the uterus; or

(d) An endoscopic examination with use of a local or general anesthesia.

(93) "Therapeutic radiologic technologist" means an individual certified or eligible for certification as a therapeutic radiologic technologist under chapter 18.84 RCW.

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

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

(96) "Tuberculous patient" means an individual receiving diagnostic or treatment services because of suspected or known tuberculosis.

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

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

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

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

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

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-013 LICENSE EXPIRATION DATES—NOTICE OF DECISION—ADJUDICATIVE PROCEEDING. (1) The department shall issue hospital licenses initially and reissue hospital licenses as often thereafter as necessary to stagger license expiration dates throughout the calendar year so as to cause approximately one-twelfth of the total number of hospital licenses to expire on the last day of each month, but no license issued pursuant to this chapter shall exceed thirty-six months in duration. If there is failure to comply with the provisions of chapter 70.41 RCW or this chapter, the department may, in its discretion, issue a provisional license to permit the operation of the hospital for a period of time to be determined by the department.

(2) The department may deny, suspend, modify, or revoke a license for cause.

(3)(a) The department's notice of a denial, suspension, modification, or revocation of a license shall be consistent with RCW (~~43.20A.XXX and section 95, chapter 175, Laws of 1989~~) 43.70.115. An applicant or license holder has the right to an adjudicative proceeding to contest a license decision.

(b) A license applicant or holder contesting a department license decision shall within twenty-eight days of receipt of the decision:

(i) File a written application for an adjudicative proceeding by a method showing proof of receipt with the (~~Office of Appeals, P.O. Box 2465, Olympia,~~

~~WA-98504~~) Administrative Hearings Unit, Department of Health, 1300 Quince Street S.E., P.O. Box 47851, Olympia, WA 98504-7851; and

(ii) Include in or with the application:

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

(B) The grounds for contesting the department decision; and

(C) A copy of the contested department decision.

(c) The proceeding is governed by the Administrative Procedure Act (chapter 34.05 RCW), this chapter, and chapter ((248-08)) 246-08 WAC. If a provision in this chapter conflicts with chapter ((248-08)) 246-08 WAC, the provision in this chapter governs.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-015 EXEMPTIONS AND INTERPRETATIONS. (1) If a hospital that is required to be licensed under this act does not normally provide a particular service or department, the section or sections of these regulations relating to such service or department will not be applicable.

(2) The department may, in its discretion, exempt certain hospitals from complying with parts of these regulations when it has been found after thorough investigation and consideration that such exemption may be made in an individual case without placing the safety or health of the patients in the hospitals involved in jeopardy.

(3) The secretary of the department or his or her designee may, upon written application of a hospital, allow the substitution of procedures, materials, or equipment for those specified in these regulations when such procedures, materials, or equipment have been demonstrated to his or her satisfaction to be at least equivalent to those prescribed. The secretary or his or her designee shall send a written response to a hospital which has applied for approval of a substitution. The response shall approve or disapprove the substitution and shall be issued within thirty working days after the department has received all the information necessary to the review of the application.

(4) A hospital may, upon submission of a written request to the secretary of the department or his or her designee, obtain an interpretation of a rule or regulation contained in this chapter ((248-18 WAC)). The secretary or his or her designee shall, in response to such a request, send a written interpretation of the rule or regulation within thirty working days after the department has received complete information relevant to the requested interpretation.

(5) A copy of each exemption or substitution granted or interpretation issued pursuant to the provisions of this section shall be reduced to writing and filed with the department and the hospital.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-017 SINGLE LICENSE TO COVER TWO OR MORE BUILDINGS—WHEN

PERMISSIBLE. When an applicant and the hospital facility for which such application is submitted meet the licensure requirements of chapter 70.41 RCW and this chapter ((248-18 WAC)), the department may issue a single hospital license to include two or more buildings, provided:

(1) The licensee shall operate the multiple buildings as a single integrated system.

(a) All buildings or portions of buildings under a single license shall be governed by a single governing body and under administrative control of a single administrator, and

(b) All hospital facilities operating under a single license shall have a single medical staff.

(2) Buildings connected by a heated, enclosed passageway are considered a single building and the passageway shall be constructed and maintained to permit the safe transfer of patients, equipment, and supplies.

(3) Safe, appropriate, and adequate transport of patients between buildings shall be provided.

(4) Hospital buildings included under one license shall not be located more than ten surface miles apart.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-018 HOSPITAL LICENSE TO COVER ATTACHED NURSING HOME BUILDING—WHEN PERMISSIBLE. A building meeting the requirements of this chapter ((248-14 WAC)) and which has been approved by the department of social and health services as a nursing home may be licensed as a part of a hospital by means of a hospital license rider provided:

(1) The hospital makes application for license of the nursing home facility as a part of the hospital;

(2) The hospital and nursing home facility organization, administration and operation are integrated;

(3) The nursing home facility is connected to the hospital by an enclosed, heated passageway which has been approved by the department for the transport of patients, equipment and supplies; and

(4) The hospital establishes and maintains a mechanism whereby placement and retention of patients in the nursing home facility are reviewed by a professional group representative of the hospital's administrative, medical and nursing staffs to assure that use of the nursing home facility is limited to patients who require nonacute, convalescent or chronic care only.

And further provided that where requirements of this chapter ((248-14 WAC)) affecting only the maintenance and operation of the nursing home facility are in conflict with this chapter ((248-18 WAC)), then such conflicts may be resolved by each hospital individually: PROVIDED, That maintenance and operation of the facility meet either chapter 248-14 WAC or this chapter ((248-18 WAC)).

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-025 REQUIRED APPROVAL FOR OCCUPANCY AFTER COMPLETION OF

NEW CONSTRUCTION. (1) Prior to occupancy and use of a building or any room or other portion of a building constituting the whole or part of a new construction project, a hospital shall have obtained written authorization for such occupancy from the department.

(2) The hospital shall notify the department when either of the following has been substantially completed: An entire new construction project, or any room or other portion of a new construction project the hospital plans to occupy before the entire new construction project is finished.

(3) The department shall authorize occupancy if the new construction has been completed in accordance with this chapter (~~((248-18 WAC))~~) and the department has received written approval of such occupancy from the state fire marshal.

(4) The department may authorize occupancy of a building or any room or other portion of a building when the new construction is deficient in relation to this chapter (~~((248-18 WAC))~~): PROVIDED, That the department has determined, after thorough investigation and consideration, the deficiencies will not impair services to patients or otherwise jeopardize the safety or health of patients, the hospital has provided written assurance of completion or correction of deficient items within a period of time acceptable to the department, and the department has received written approval of such occupancy from the state fire marshal.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-035 INFECTION CONTROL PROGRAM. Each hospital shall maintain an effective hospital wide program for the surveillance, prevention, and control of infection including:

(1) Designation of an infection control committee to oversee the program with:

(a) Multidisciplinary membership on the committee including representatives from medical staff, nursing, administration, and persons directly responsible for management of the infection control program;

(b) Description of the program approved by the committee and including surveillance, prevention, and control activities;

(c) Delegation of authority, approved in writing by administrative and medical staff, to institute surveillance, prevention, and control measures when there is reason to believe any patient or personnel may be at risk of infection;

(d) Regularly scheduled meetings at least quarterly;

(e) Maintenance of written minutes and reports of findings presented during committee meetings; and

(f) A method for forwarding recommendations to the medical staff, nursing, administration, quality assurance, and other committees and departments as appropriate.

(2) Management of the infection control program by one or more persons with documented evidence of qualifications related to infection surveillance, prevention, and control including:

(a) Education;

(b) Training;

(c) Certification; or

(d) Supervised experience.

(3) Establishing the following components of the infection control program:

(a) Review of patient and personnel infections, as appropriate, to determine whether an infection is nosocomial using definitions and criteria established by the committee;

(b) Written policies and procedures describing the types of surveillance carried out to monitor:

(i) Rates of nosocomial infections;

(ii) Systems used to collect and analyze data; and

(iii) Activities to prevent and control infections;

(c) A system for reporting communicable diseases and following requirements under chapter (~~((248-100))~~) 246-100 WAC, Communicable and certain other diseases;

(d) A procedure for reviewing and approving infection control aspects of policies and procedures used in each area of the hospital;

(e) Provision of consultation regarding patient care practices, equipment, and supplies influencing risk of infection;

(f) Provision of consultation regarding appropriate procedures and products used for cleaning, disinfection, and sterilization;

(g) Provision of information on infection control for orientation and in-service education of employees, and nonemployees performing direct patient care;

(h) Development of recommendations, consistent with federal, state, and local laws and rules, on methods for the proper disposal to prevent unsafe or unsanitary conditions related to:

(i) Sewage;

(ii) Solid and liquid wastes; and

(iii) Infectious wastes including safe management of sharps;

(i) Defining indications for specific precautions to prevent transmission of infections;

(j) Coordinating of or cooperating with the employee health activities relating to control of hospital exposure and transmission of infections to or from employees and others performing patient services;

(k) Designing and monitoring of the physical environment of the hospital for infectious disease control.

(4) Provision of the following in any hospital providing inpatient services for tuberculous patients:

(a) Designated patient rooms for patients with suspected or known infectious tuberculosis including:

(i) Ventilation to maintain a negative pressure condition in each patient room relative to adjacent spaces, except bath and toilet areas with:

(A) Air movement or exhaust from the patient room to the out-of-doors;

(B) Ventilation at the rate of six air changes per hour, exhaust; and

(C) Make-up or supply air from adjacent ventilated spaces permitted only when a minimum of two air changes is tempered with outside air;

(ii) Ultraviolet generator irradiation as follows:

(A) Use of ultraviolet fluorescent fixtures with lamps emitting wave length of 253.7 nanometers to irradiate ceiling and upper space of patient room;

(B) The average reflected irradiance approximately 0.2 microwatts per square centimeter in the room at the five foot level;

(C) Fixture installation conforming to the recommendations of the Illuminating Engineering Society Handbook, 5th edition, section 25, "Ultraviolet Energy";

(D) Lamps changed as recommended by the manufacturer;

(b) Transfer of discharge information to the health department of the patient's county of residence;

(c) Mantoux tuberculin skin testing of employees in contact with infectious tuberculosis cases within one year of contact if regularly working in areas described under subsection (4)(a)(i) and (ii) of this section.

(d) Tuberculin skin testing employees as required by the local health officer or the department for contact investigations. Positive skin tests for contact investigations are 5 mm induration read at forty-eight to seventy-two hours.

(5) Implementation of a human immunodeficiency virus (HIV) and acquired immunodeficiency syndrome (AIDS) education plan including:

(a) Verifying or arranging for appropriate education and training of personnel on the prevention, transmission, and treatment of HIV and AIDS consistent with RCW 70.24.310; and

(b) Use of infection control standards and educational material consistent with the department-approved curriculum manual KNOW - HIV/AIDS, Prevention Education for Health Care Facility Employees, ((~~May 31, 1989~~) January 1991, published by the office on HIV/AIDS.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-040 PERSONNEL. (1) Hospitals shall employ sufficient qualified personnel to operate each department of the hospital with verification of required license, certification, or registration.

(2) Hospitals shall ensure that nonemployees providing direct patient care comply with hospital policies and procedures.

(3) Hospitals shall establish written job descriptions for each job classification, minimally including:

(a) Job title, reporting relationships, summary of duties and responsibilities, and qualifications; and

(b) Provisions for review every two years with revision when necessary.

(4) Hospitals shall:

(a) Ensure a periodic performance appraisal of employees and volunteers related to:

(i) Satisfactory performance of assigned tasks; and

(ii) Competence in delivering health care services;

(b) Document background checks required under RCW 43.43.830 through 43.43.842 for all prospective employees and volunteers who may have regularly scheduled unsupervised access to:

(i) Children under sixteen years of age;

(ii) Groups of children under certain circumstances;

(iii) The elderly;

(iv) The developmentally disabled;

(v) Individuals declared mentally incompetent or unable to participate in consent to care given; and

(vi) Others as required under chapter 43.43 RCW;

(c) Designate an employee responsible for volunteer services and activities;

(d) Plan and implement orientation and education programs minimally to include:

(i) New employee and volunteer orientation for:

(A) Organizational structure;

(B) Building layout;

(C) Infection control;

(D) Safety, including the fire and disaster plan;

(E) Policies and procedures; and

(F) Equipment pertinent to the job;

(ii) Employee continuing education for maintaining and improving skills;

(iii) Documentation of orientation, in-service, and continuing education for employees; and

(iv) HIV/AIDS training for employees as specified under WAC ((~~246-18-035~~) 246-318-035;

(e) Establish a nursing service under the direction of a registered nurse to:

(i) Provide for adequate numbers of registered nurses on duty at all times; and

(ii) Require registered nurse supervision of employees and others performing nursing service functions;

(f) Ensure adequate supervision of employees and nonemployees;

(g) Maintain a current employee call back list for disasters;

(h) Require each employee to have on employment a tuberculin skin test by the Mantoux method within thirty days of employment and as follows:

(i) For new employees, a negative skin test is defined as less than ten millimeters of induration read at forty-eight to seventy-two hours. Employees with negative reactions to the first test and thirty-five years of age or older shall have a second test one to three weeks after the first test;

(ii) New employees with positive reactions to either test shall have a chest x-ray within thirty days. Hospitals shall:

(A) Retain records of test results, reports of x-ray findings, exceptions, or exemptions in the facility; and

(B) Provide a copy of test results to the employee;

(iii) Exclude from skin testing:

(A) New employees documenting a positive Mantoux test in the past;

(B) New employees providing documentation of meeting requirements under subsection (4)(h)(i) and (ii) of this section within the six months preceding the date of employment; and

(C) An employee with a written waiver from the department after stating the tuberculin skin test by the Mantoux method presents a hazard to his or her health and presenting supportive medical data to the department tuberculosis control program;

(i) Document the following when individuals request tuberculosis skin test waivers from the department:

(i) Department notification of the individual requesting a waiver from tuberculosis skin testing and department decision; and

(ii) Department advice to the individual employee and the hospital regarding department screening requirements if a waiver is granted.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-180 DIETARY AND/OR FOOD SERVICE. Each hospital shall have an organized dietary and/or food service.

(1) There shall be a designated individual responsible for management of dietary and/or food service. Personnel from dietary and/or food service shall be present in the hospital during all patient meal times.

(2) The dietary and/or food service shall incorporate the ongoing and regularly scheduled input of a dietitian. A dietitian shall be responsible for developing policies and procedures for adequate nutritional and dietary consultation services for patients and food service. Patient consultation shall be documented in the medical record.

(3) At least three scheduled meals a day shall be served at regular intervals with not more than fifteen hours between the evening meal and breakfast. Snacks of nourishing quality shall be available at all times.

(4) Meals and nourishments shall provide a variety of food of sufficient quantity and quality to meet the nutritional needs of each patient. Unless contraindicated, Recommended Dietary Allowances, Ninth edition, 1980, the Food and Nutrition Board of the National Research Council, adjusted for activity, shall be used.

(5) Written menus shall be planned in advance and approved by a dietitian. Substitutes shall be of similar nutritional value, as approved by a dietitian. A record of the planned menus, with substitutions as served, shall be retained for one month.

(6) There shall be written orders (by an authorized individual) for all patient diets. Diets shall be prepared and served as prescribed. A current diet manual, approved in writing by the dietitian and medical staff, shall be used for planning and preparing diets.

(7) Food service sanitation shall be in compliance with chapter ((248-84)) 246-215 WAC Food service ((sanitation)), except for WAC ((248-84-070)) 246-215-149.

(8) There shall be current written policies and procedures to include safety, infection control, food acquisition, food storage, food preparation, management of food not provided or purchased by dietary/food service, serving of food, and scheduled cleaning of all food service equipment and work areas.

(9) There shall be current written policies and procedures, with documentation of orientation and inservice, of dietary and food service employees.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-210 PEDIATRIC SERVICES. (1) Hospitals admitting, treating, or diagnosing infants, children, and adolescents shall have readily available equipment and supplies of appropriate sizes including:

(a) Intubation equipment;

(b) Oxygen masks and ventilatory bags;

(c) Blood pressure cuffs;

(d) Stethoscope;

(e) Defibrillator and paddles;

(f) Emergency medications;

(g) Intravenous equipment and supplies; and

(h) Measuring devices for length, height, weight, and circumferences.

(2) Hospitals providing services for infants, children, and adolescents shall establish written policies and procedures specific to pediatric services, consistent with WAC ((248-18-190 (2)(g)), 248-18-202, and 248-18-336)) 246-318-190 (2)(g), 246-318-200, and 246-318-435 and minimally including:

(a) Admission criteria;

(b) Conditions requiring transfer or transport;

(c) Room assignment of infants and children considering requirements for observation and developmental age level needs;

(d) Safety measures in terms of equipment, including but not limited to:

(i) Cribs, bassinets, and beds;

(ii) Restraint use;

(iii) Side rails;

(iv) Electrical outlet protection; and

(v) Toys.

(e) Placement of infants, children, and adolescents with infection, suspected infection, or exposure to infection;

(f) Nutritional guidelines for infants, children, and adolescents to include normal diets and diets for special nutritional needs;

(g) Safe administration of pediatric doses of blood, blood products, medications, intravenous fluids, and admixtures including:

(i) Intake and output;

(ii) Precalculated dosages of emergency drugs immediately available or posted;

(iii) An established list of pediatric dosages approved by the hospital pharmacist and the physician responsible for medical policies in pediatric services;

(iv) List of agents requiring double checking prior to administration; and

(v) Hospital-approved method of double checking by appropriately licensed personnel or medical staff which include nurses, physicians, or pharmacists.

(3) Hospitals providing organized, distinct pediatric units or service areas shall provide and establish:

(a) An accessible examination or treatment area;

(b) A sufficient area for diversional play activities;

(c) Criteria and procedures for use of established areas for isolation;

(d) Medical services directed by a physician member of medical staff having experience in treatment of infants, children, and adolescents whose functions and scope of responsibility are delineated by medical staff;

(e) Review of policies, procedures, protocols, and standing orders as necessary and at least every two years with revision as necessary;

(f) A registered nurse responsible for implementation of nursing policies and procedures;

(g) Adequate nursing staff for the pediatric unit or service area available to perform all the specialized nursing skills required.

(4) Hospitals providing nurseries in pediatric services or elsewhere in the hospital shall meet requirements for intermediate care nursery or neonatal intensive care nursery under WAC ((248-18-224)) 246-318-230.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-220 OBSTETRICAL SERVICES.

(1) Hospitals providing obstetrical services shall provide:

(a) Medical services directed by a physician member or members of the medical staff having experience in obstetrics and newborn care, whose functions and scope of responsibility are delineated by the medical staff;

(b) Adequate staff supervised by a registered nurse, prepared by education and experience in obstetrical and newborn care nursing;

(c) Capability for performing caesarean sections twenty-four hours per day.

(2) Hospitals providing obstetrical services shall establish written policies and procedures to include:

(a) Infection control principles under WAC ((248-18-035)) 246-318-035 including:

(i) Room assignment and placement of obstetrical patients and newborns;

(ii) Visitors;

(iii) Special clothing requirements for staff and visitors;

(iv) Handwashing, posted as appropriate;

(v) Isolation;

(vi) Employee health; and

(vii) Handling and storage of breast milk and formula.

(b) Screening criteria to ascertain patients appropriate for each option of labor, delivery, postpartum, and newborn care;

(c) Provisions for transfer and transport of a woman or a newborn to obtain a more intensive level of medical and nursing care;

(d) Deliveries occurring outside the obstetrical service area or areas;

(e) Requirement for authentication of all orders, standing orders, and protocols with:

(i) Delineation of the circumstances when a particular protocol is used;

(ii) Provisions for notification of appropriate medical staff;

(iii) Description of minimum qualifications or training of persons required to execute a particular order or protocol;

(iv) Written approval of policies, standing orders, and protocols by appropriate representatives of the medical, nursing, and administrative staffs;

(v) Orders for drug or treatment administration including:

(A) A description of the treatment with the name of each drug or agent;

(B) The dosage and concentration of the drug or agent;

(C) The route or method of administration; and

(D) Where pertinent, the time interval, frequency, or duration of administration.

(f) Requirements for documenting orders and protocols in the patient's medical record;

(g) Provision for maintaining body heat of each newborn;

(h) Provision for intrapartum evaluation of fetal heart rate;

(i) Procedures and protocols for the management of obstetrical and newborn emergencies, including resuscitation;

(j) Review of policies, procedures, protocols, and standing orders as necessary and at least every two years with revisions if necessary; and

(k) Recordkeeping including, but not limited to:

(i) Specific notes describing the status of mother, fetus, and newborn during labor, birth, and postpartum;

(ii) Completion of birth and death certificates as necessary;

(iii) Hospital staff's verification of initial and discharge identification of the newborn;

(iv) Documentation that the newborn screening test was obtained and forwarded, as required under RCW 70.83.020 and chapter ((248-103)) 246-650 WAC, now or as hereafter amended;

(v) Documentation of newborn eye treatment, required under ((RCW 70.24.040 and chapter 248-100)) WAC 246-100-206, now or as hereafter amended; and

(vi) Medical records register or registers and index or indexes described under WAC ((248-18-440)) 246-318-440.

(3) A hospital providing obstetrical services shall:

(a) Designate and maintain facilities and equipment for care of woman, fetus, and newborn either in:

(i) Labor rooms with birth occurring in a delivery room; or

(ii) Birthing rooms including labor, delivery, recovery and labor, delivery, recovery, post partum services; or

(iii) A combination of labor, delivery, and birthing rooms; or

(iv) Rooming-in, if provided.

(b) Locate any hospital room designated by the hospital as a labor room within the obstetrical service area;

(c) Utilize rooms designated by the hospital as labor rooms:

(i) For short-term patient occupancy of twenty-four hours or less; or

(ii) For patients in labor only unless the room meets the requirements for a patient room described under WAC ((248-18-190)) 246-318-190.

(d) Maintain accommodations and environment in obstetrical delivery rooms, if present, including:

(i) Lighting and equipment for care of woman, fetus, and newborn during delivery including requirements described under WAC ((248-18-251)) 246-318-290(2);

(ii) A minimum area of two hundred and seventy square feet with a minimum linear dimension of fifteen feet; and

(iii) A minimum room temperature of at least sixty-eight degrees Fahrenheit with a reliable method for monitoring temperature.

(e) Maintain systems for scrub up, clean up, sterilization, storage, housekeeping, and staff change room facilities; and

(f) Meet requirements described under WAC ((~~248-18-253~~ and ~~248-18-256~~) 246-318-300 and 246-318-310 for anesthesia and post-anesthesia recovery.

(4) Hospitals providing birthing or delivery services shall provide sufficient and appropriate area in rooms to accommodate not only patients, staff, and designated attendants, but also furnishings and equipment for the care of the woman, fetus, and newborn including:

(a) Adequate and appropriate equipment and supplies as follows:

(i) A bed or equivalent suitable for labor, birth, and post partum;

(ii) Oxygen with individual flow meters and mechanical suction for woman and newborn;

(iii) Newborn resuscitation bag, masks, endotracheal tubes, laryngoscopes, oral airways, and mechanical suction in the room for each birth;

(iv) Emergency equipment, medications, and supplies for care of newborn and woman required under WAC ((~~248-18-251~~) 246-318-290 (2)(b)(ii);

(v) Newborn beds available;

(vi) Radiant heat source available for the newborn;

(vii) General lighting source and provision for examination lights;

(viii) A clock with a sweep hand or equivalent second indicator visible from each patient's bedside;

(ix) Provision for receiving, covering, and transporting soiled linens and waste materials;

(x) Appropriate storage for necessary linens, instruments, supplies, medications, and equipment;

(xi) Work surfaces;

(xii) A signal device for use by staff and accessible to summon emergency back-up personnel when needed;

(xiii) Emergency power for lighting and operation of equipment;

(xiv) Easily cleanable floors, walls, cabinets, ceilings, and furnishings; and

(xv) Fetal monitoring equipment.

(b) Additional requirements if birthing rooms are provided including:

(i) A lavatory located within each birthing room;

(ii) A designated lavatory and water closet conveniently located for use of patient and support person or persons;

(iii) A bathing facility convenient for patient use;

(iv) Wardrobe unit or closets in the vicinity for the belongings of the patient and her support person or persons;

(v) A signaling device accessible for each woman; and

(vi) Room temperature of at least sixty-eight degrees Fahrenheit maintained with a reliable method for monitoring.

(5) Hospitals may use an operating room as a delivery room if the hospital has established policy and procedures about use of operating rooms including establishing priority over routine obstetrical procedures and non-emergent surgical procedures for:

(a) Patients with parturition imminent;

(b) Patients with obstetrical emergencies requiring immediate medical intervention to preserve life and health of woman and infant.

(6) Any hospital providing obstetrical services shall provide appropriate newborn care including, but not limited to:

(a) Devices for measuring weight, length, and circumference;

(b) Access to and availability of portable x-ray;

(c) Provisions for stabilization, transfer, and transport of high-risk newborns and infants;

(d) An established system to identify newborns prior to separation from mother;

(e) Established policies and procedures minimally including:

(i) Ongoing clinical assessment of newborn or infant;

(ii) Provisions for direct supervision of each newborn by nursing staff and family in a nonpublic area, considering:

(A) Physical well being;

(B) Safety; and

(C) Security, including prevention from abduction.

(f) Access to oxygen, oxygen analyzers, warmed and humidified oxygen, resuscitation equipment, emergency equipment, measuring devices, mechanical suction, medical air and supplies specifically for infants and newborns.

(7) Hospitals with a newborn and infant nursery shall provide services, facilities, and equipment including:

(a) Requirements in subsection (6) of this section;

(b) Wall clock with sweep second hand or equivalent second indicator visible from each nursery room;

(c) Oxygen source with provision for warming, humidifying, analyzing, and blending oxygen;

(d) A nursery room or rooms with at least twenty square feet per bassinets and with sufficient room to move between bassinets;

(e) Handwashing facilities located at the entrance to the nursery and in each nursery room;

(f) Emergency call systems from the nursery to another nearby appropriately staffed area;

(g) A system to maintain an environmental temperature of at least sixty-eight degrees Fahrenheit; and

(h) Appropriate emergency equipment, medications, and supplies for infant care and as required under WAC ((~~248-18-251~~) 246-318-290 (2)(b).

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-230 INTERMEDIATE CARE NURSERY SERVICE—NEONATAL INTENSIVE CARE NURSERY SERVICE. (1) Hospitals providing intermediate care nursery services or neonatal intensive care nursery services or both shall meet requirements described under WAC ((~~248-18-221~~) 246-318-220 (6) and (7).

(2) Additional requirements for hospitals providing intermediate care nursery service include:

(a) Infant stations having adequate space within each station to accommodate equipment, supplies, and staff required for treatment of intermediate care infants;

(b) Provision for emergency power to support equipment requirements for each infant station;

(c) Oxygen, air, and suction capabilities including:

(i) One oxygen outlet in each infant station with other sources of oxygen available;

(ii) One medical air source available for each infant station;

(iii) Provision for blending, warming, humidifying, and monitoring oxygen mixtures; and

(iv) One electrical-mechanical or pneumatic suction in each infant station with other mechanical suctions available in the hospital.

(d) All equipment and supplies for infant resuscitation immediately available and present within the intermediate care nursery service area;

(e) One cardiorespiratory monitor in the intermediate care nursery area and others available;

(f) Sufficient micro-volumetric infusion pumps available;

(g) A waiting and instruction area available;

(h) A registered nurse responsible for neonatal nursing and implementation of policies;

(i) Provision of adequate nursing staff for the intermediate care nursery available to perform all the specialized nursing skills required;

(j) Laboratory, pharmacy, radiological, and respiratory care services appropriate for infants available at all times and in the hospital during assisted ventilation;

(k) Medical staff with experience in neonatal medicine available at all times during assisted ventilation;

(l) A physician with experience in neonatal medicine who is continuously available to come to the hospital as required;

(m) Medical services directed by a physician member or members of the medical staff having experience in neonatal intensive care whose functions and scope of responsibility are delineated by the medical staff;

(n) Requirements for authentication of all orders, standing orders, and protocols when used with:

(i) Delineation of the circumstances when a particular protocol is used;

(ii) Provision of notification of appropriate medical staff;

(iii) Description of minimum qualifications or training of persons required to execute a particular order or protocol;

(iv) Written approval of policies, standing orders, and protocols by appropriate members of the medical, nursing, and administrative staffs;

(v) Orders for drug or treatment administration including:

(A) A description of the treatment with the name of each drug or agent;

(B) The dosage and concentration of the drug or agent;

(C) The route or method of administration; and

(D) Where pertinent, the time interval, frequency, or duration of administration.

(vi) Review of policies, procedures, protocols, and standing orders at least every two years with revisions as necessary.

(o) A hospital-approved procedure for double checking certain drugs, biologicals, and agents by appropriately licensed personnel or medical staff including nurses, physicians, and pharmacists.

(3) Hospitals providing neonatal intensive care nursery service shall meet requirements described under WAC ((~~248-18-221~~)) 246-318-220(6) and subsection (2) of this section, and additionally provide:

(a) At least fifty square feet within each infant station;

(b) Twelve electrical outlets, with at least eight clearly identified as being on emergency power, available in each infant station;

(c) Oxygen, air, and suction capabilities including:

(i) Two separate oxygen outlets in each infant station;

(ii) Two medical air outlets in each infant station;

(iii) One mechanism for blending oxygen and medical air for each infant station;

(iv) Sufficient numbers of oxygen analyzers available to continuously monitor oxygen;

(v) A means for warming, humidifying, and monitoring temperature of oxygen mixtures on a continuous basis; and

(vi) Two electrical-mechanical or pneumatic suctions in each infant station with others available if needed.

(d) All equipment and supplies for infant resuscitation available and present within the neonatal intensive care nursery service area;

(e) Continuous ventilatory support equipment available at all times;

(f) Equipment for continuous monitoring of respirations and heart rate in each infant station;

(g) Equipment for continuous hemodynamic monitoring and status of oxygenation available;

(h) Equipment for continuous monitoring of body temperature available;

(i) Sufficient microvolumetric infant infusion pumps immediately available at all times in the neonatal intensive care nursery service area;

(j) Laboratory, radiology, and respiratory care and pharmacy services appropriate for neonates and infants available in the hospital at all times;

(k) Twenty-four-hour availability of an anesthesia services and a pharmacist to come to the hospital as required or requested available at all times;

(l) Provision of a registered nurse responsible for neonatal intensive care nursery services and implementation of policies;

(m) Provision of sufficient and adequate nursing staff in the neonatal intensive care nursery service to perform all specialized nursing skills required;

(n) Medical responsibility for intensive care nursery services by a neonatologist member of the medical staff;

(o) Twenty-four-hour availability of a neonatologist to come for in-house consultation as required or requested;

(p) A designated physician in the hospital available at all times to the neonatal intensive care nursery service with experience or skills including:

(i) Neonatal and infant resuscitation; and

(ii) Ventilator management including chest tube placement.

(q) Standing orders, protocols, patient discharge/transfer plans and evaluation of neonatal intensive care nursery services meeting requirements under subsection (2) of this section and WAC ((~~248-18-221~~)) 246-318-220 (6)(c);

(r) Provision for referral or arranging for social work services as required; and

(s) Provision for patient access to other services as required.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-250 RENAL DIALYSIS SERVICES. Hospitals providing renal dialysis services shall:

(1) Reuse dialyzers only when the cleaning and sterilization procedure meets guidelines under Association for Advancement of Medical Instrumentation (AAMI), July 1986, "Recommended Practices for Re-use of Hemodialyzers";

(2) Provide adequate space for:

(a) Equipment and supplies necessary for the dialyzing patient;

(b) Preparation of materials necessary for dialysis; and

(c) Cleaning and disinfecting equipment;

(3) Provide water treatment, if necessary to ensure water quality, meeting recommendations under AAMI guidelines under subsection (1) of this section;

(4) Test water for bacterial contamination monthly and chemical purity as required under AAMI, July 1986;

(5) Test dialysis machine for bacterial contamination monthly or demonstrate a quality assurance program establishing effectiveness of disinfection methods and intervals;

(6) Take appropriate measures to prevent contamination, including backflow prevention under chapter ((~~248-54~~)) 246-290 WAC, between:

(a) Dialysis machines;

(b) Dialysis machines and potable water supply; and

(c) Dialysis machine, drain line, and sewer;

(7) Provide for the availability of any special dialyzing solutions required by a patient;

(8) Meet requirements under WAC ((~~248-18-001~~ through ~~248-18-445~~)) 246-318-010 through 246-318-450.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-260 LONG-TERM CARE SERVICES. (1) Hospitals providing inpatient long-term care services shall:

(a) Meet requirements under WAC ((~~248-18-190~~)) 246-318-190;

(b) Require an assessment of each patient by a registered nurse upon admission to determine immediate care needs;

(c) Require documentation of the initial plan of care in the patient's medical record;

(d) Make the plan of care accessible to direct caregivers who have a need to know in order to provide actual health care services to the patient;

(e) Establish a plan of care individualized to the needs of each patient and:

(i) Developed by those disciplines involved in a patient's care;

(ii) Implemented in conjunction with a registered nurse responsible for total care of the patient for the duration of hospitalization in a long-term care service unit or area; and

(iii) Maintained in a confidential manner;

(f) Require a physician's order for use of any physical restraint restricting freedom of movement or position change, including the specific reason, type, and location of restraint, and:

(i) Establish and follow a policy on release of patients from physical restraints for specified intervals and monitoring of patients in restraints;

(ii) Require documentation in a patient's medical record of patient's restraint - release time intervals;

(iii) Document reason for use of any restraint on a patient in the patient care plan.

(2) Hospitals providing long-term care shall establish written policies and procedures specifying:

(a) Rights of patients including:

(i) Informing each patient of individual rights at the time of admission;

(ii) Documenting evidence of informing a legally delegated person about a patient's rights when a patient is unable to receive and understand the information;

(b) A mechanism to:

(i) Identify social and emotional needs of the patients;

(ii) Refer patients in need of social services to appropriate social agencies.

(3) Hospitals with inpatient long-term care services shall provide:

(a) An activities program designed to encourage each long-term care patient to maintain or attain normal activity and achieve an optimal level of independence;

(b) A community dining area;

(c) Handrails on both sides of all patient access corridors;

(d) Patient bathrooms and toilets arranged to accommodate wheelchair patients;

(e) A shower stall accommodating a shower chair on the same level and convenient to patient rooms.

(4) Hospitals providing long-term care services and permitting pets shall:

(a) Require and provide for humane care and maintenance of pets under conditions prohibiting animals, except for fish in an aquarium, in rooms or areas for:

(i) Food storage and preparation;

(ii) Group dining areas during the times food is served and consumed;

(iii) Cleaning and storage of cooking and eating utensils;

(iv) Linen storage or laundry;

(v) Drug or sterile supply storage; and

(vi) Patient bedrooms if the condition of a patient in the room contraindicates the presence of the animal;

(b) Permit seeing eye, hearing, and assistance dogs as needed;

(c) Provide reasonable opportunity for a patient to have regular contact with animals, if the patient desires;

(d) Consider preferences of the long-term care patients through a long-term care resident council, poll, or other means;

(e) Ensure the presence of animals does not compromise the rights, preferences, and medical requirements of individual patients;

(f) Permit animals such as dogs, cats, fish, gerbils, hamsters, guinea pigs, and birds;

(g) Require veterinarian certification of psittacine birds certified free of psittacosis or other diseases and meeting United States Department of Agriculture (USDA) quarantine procedures;

(h) Require regularly scheduled veterinarian examinations and appropriate immunizations for animals living on the premises, with records retained in the hospital;

(i) Keep animals living on the premises clean and free of external parasites such as fleas and ticks.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-270 ALCOHOLISM AND/OR SUBSTANCE ABUSE UNIT. (1) Definitions specific to WAC ((~~248-18-235~~ and ~~248-18-532~~) 246-318-270 and 246-318-810:

(a) "Alcoholism" means an illness characterized by lack of control as to the consumption of alcoholic beverages, or the consumption of alcoholic beverages to the extent an individual's health is substantially impaired or endangered, or his or her social or economic function is substantially disrupted.

(b) "Alcoholism counselor" means an individual with adequate education, experience, and knowledge regarding the nature and treatment of alcoholism, who is knowledgeable about community resources providing services alcoholics may need, and who knows and understands the principles and techniques of alcoholism counseling with minimal requirements to include:

(i) No history of alcohol or other drug misuse for a period of at least two years immediately prior to time of employment as an alcoholism counselor with no misuse of alcohol or other drugs while employed as an alcoholism counselor;

(ii) A high school diploma or equivalent;

(iii) Satisfactory completion of at least twelve quarter or eight semester credits from a college or university, including at least six quarter credits or four semester credits in specialized alcoholism courses exclusive of field experience credits.

(c) "Detoxification" means care or treatment of an intoxicated person during a period in which the individual recovers from the effects of intoxication.

(i) "Intoxication" means acute alcohol poisoning or temporary impairment of an individual's mental or physical functioning caused by alcohol in the body.

(ii) "Acute detoxification" means a method of withdrawing a patient from alcohol where nursing services

are available and medications are routinely administered to facilitate the patient's withdrawal from alcohol.

(d) "Family" means individuals important to and designated by a patient who need not be relatives.

(e) "Individualized treatment plan" means a written statement of care to be provided for a patient based upon assessment of his or her strengths and physical and psychosocial problems. When appropriate, the statement shall be developed with participation of the patient.

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

(2) Rules and regulations in this chapter ((~~248-18~~ WAC)) shall apply with addition of the following:

(a) There shall be a room adequate for counseling and social activities of patients.

(b) Adequate provision for space and privacy shall be made for interviewing, group and individual counseling, and physical examinations.

(c) Policies and procedures shall include and address, as appropriate:

(i) Development, implementation, and review of the individualized treatment plan, including the participation of the multidisciplinary treatment team, the patient, and the family, as appropriate.

(ii) Patient rights to include:

(A) Treatment and care of patients in a manner promoting dignity and self-respect;

(B) Protection from invasion of privacy: PROVIDED, That reasonable means may be used to detect or prevent contraband from being possessed or used on the premises;

(C) Confidential treatment of clinical and personal information in communications with individuals not associated with the plan of treatment;

(D) A means of implementing federal requirements related to confidentiality of records, Title 42, Code of Federal Regulations, Part 2, Federal Register, July 1, 1975;

(E) Provision of reasonable opportunity to practice religion of choice insofar as such religious practice does not infringe upon rights and treatment of others or the treatment program: PROVIDED, That the patient also has the right to refuse participation in any religious practice.

(F) Communication with significant others in emergency situations.

(G) Freedom from physical abuse or other forms of abuse against patient's will, including being deprived of food, clothes, or other basic necessities.

(iii) Patient work assignments related to treatment program, if applicable.

(d) Personnel, staff, other services.

(i) Clinical responsibility for alcoholism and substance abuse units shall be assigned to an individual having demonstrated experience in this type of treatment and care. This individual shall be designated and function as specified by the governing body.

(ii) There shall be on staff at least one alcoholism counselor and such additional alcoholism counselors as

necessary to provide alcoholism counseling services needed by patients.

(iii) There shall be a licensed nurse on duty on the unit whenever acute detoxification is taking place on the unit.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-280 PSYCHIATRIC UNITS AND SERVICES. (1) Definitions.

In addition to definitions in WAC ((248-18-001) 246-318-010, the following words and phrases are defined for the purpose of this section and WAC ((248-18-536) 246-318-820 unless the context clearly indicates otherwise.

(a) "Acutely mentally ill" means a condition limited to a short-term severe crisis episode of:

(i) A mental disorder, meaning any organic, mental, or emotional condition having substantial adverse effects on an individual's cognitive or volitional functions;

(ii) Suicidal or self-destructive behavior;

(iii) Actual or threatened behavior harmful to others;

(iv) Behavior which caused substantial damage to property; or

(v) Being gravely disabled, meaning a condition in which a person, as a result of a mental disorder:

(A) Is in danger of serious physical harm resulting from a failure to provide for his or her essential human needs of health and safety; or

(B) Manifests severe deterioration in routine functioning evidenced by repeated and escalating loss of cognitive or volitional control over his or her actions and is not receiving care essential for his or her health or safety.

(b) "Child" or "children" means children and adolescents seventeen years of age or younger.

(c) "Child psychiatrist" means a physician, board-certified or board-eligible in child psychiatry under:

(i) The directory of residency training programs accredited by the accreditation council for graduate medical education, American Medical Association, 1981-82; or

(ii) The American Osteopathic Association Yearbook and Directory, American Osteopathic Board of Neurology and Psychiatry, 1981-82.

(d) "Child mental health specialist" means a mental health professional with:

(i) A minimum of one hundred actual, rather than semester, hours of specialized training devoted to a study of child development and the treatment of children; and

(ii) The equivalent of one year full-time experience in the treatment of children under supervision of a child mental health specialist.

(e) "Consultation" means review and recommendations regarding patient care and treatment programs.

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

(g) "Individualized treatment plan" means a written statement of care planned for a patient based upon assessment of the patient's developmental, biological, psychological, and social strengths and problems, and including:

(i) Treatment goals, with time frames stipulated;

(ii) Specific services utilized;

(iii) Designation of individual responsible for specific service provided;

(iv) Discharge criteria with estimated timeframes; and

(v) Participation of the patient and the patient's designee as appropriate.

(h) "Least restrictive alternative" means the setting, environment, or service in which the individual functions at maximum independence.

(i) "Mental health professional" or "MHP" means:

(i) A psychiatrist;

(ii) A psychiatric nurse, social worker, physician, or psychologist; or

(iii) A person with at least a masters degree in behavioral sciences, nursing science, or related field from an accredited college or university and two years experience in direct treatment of mentally ill individuals under the supervision of a mental health professional.

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

(k) "Psychiatric nurse" means a registered nurse with:

(i) A bachelors degree from an accredited college or university and at least two years experience in direct treatment of mentally ill or emotionally disturbed persons with such experience gained under supervision of a psychiatrist or psychiatric nurse; or

(ii) Three years experience in the direct treatment of mentally ill or emotionally disturbed persons with such experience gained under the supervision of a psychiatrist or psychiatric nurse.

(l) "Psychiatric service" means admission of patients with primary psychiatric diagnoses for treatment pertinent to the psychiatric diagnosis in any available bed in the hospital whether or not the hospital maintains a psychiatric unit.

(m) "Psychiatric unit" means a nursing unit specifically reserved for the care of individuals with primary psychiatric diagnoses.

(n) "Recreational therapist" means an individual:

(i) With a bachelors degree including a major or option in therapeutic recreation or recreation for the ill and handicapped; and

(ii) Preferably certified or certification-eligible under Certification Standards for Therapeutic Recreation Personnel, June 1, 1988, National Council for Therapeutic Recreation Certification, 49 South Main Street, Suite 005, Spring Valley, New York 10977.

(2) Hospitals with psychiatric units shall provide a therapeutic environment to maintain safe, secure, adequate care of acutely mentally ill persons including:

(a) Access to at least one seclusion room;

(b) Provisions for close observation of patients including provision of security windows or maximum security windows and relites appropriate to the area and program;

(c) Adequate space suitably equipped including:

(i) A day room on the unit;

(ii) Dining and therapeutic program activities either on the unit or elsewhere in the hospital appropriate to meet each patient's needs;

(iii) Space for physical and recreational activities of patients on the hospital premises; and

(iv) One area permitted to accommodate functions in (c)(i), (ii), and (iii) of this subsection if scheduled appropriately.

(d) An examination or treatment room available within the hospital;

(e) Space and privacy for interviewing, group and individual counseling, and patient and family visiting; and

(f) Separate patient sleeping rooms for children and adults.

(3) Hospitals providing a psychiatric unit shall:

(a) Provide adequate staff to implement individualized treatment plans;

(b) Assign and designate responsibility for the psychiatric unit programming to a mental health professional;

(c) Designate a psychiatrist with medical staff privileges, available for ongoing psychiatric unit consultation;

(d) Have a physician and mental health professional available for consultation and communication with each patient and the unit staff on a twenty-four hour per day, seven day a week basis;

(e) Employ a full-time psychiatric nurse responsible for nursing care;

(f) Designate staff or contract with persons or agencies responsible for:

(i) Provision of social work services with consultations by a social worker experienced in working with mentally ill patients;

(ii) Provision of occupational therapy services with the ongoing input of an occupational therapist experienced in working with mentally ill patients;

(iii) Provision of recreational therapy services with the ongoing input of a recreational therapist experienced in working with mentally ill patients; and

(iv) Providing access to psychological evaluation by or under direction of a psychologist.

(g) Provide documented staff training relating to the needs of psychiatric patients for all psychiatric unit personnel including:

(i) The utilization of least restrictive alternatives;

(ii) Methods of patient care;

(iii) Managing assaultive and self-destructive behavior;

(iv) Patient rights under chapters 71.05 and 71.34 RCW;

(v) The special needs of children, minorities, the elderly, and handicapped when appropriate.

(h) For hospitals providing a child or adolescent psychiatric unit:

(i) Assign and designate responsibility for the child and adolescent psychiatric unit programming to a child mental health specialist;

(ii) Designate a child psychiatrist with medical staff privileges available for ongoing input and consultation to the child and adolescent psychiatric unit;

(iii) Have a physician and child mental health specialist available for consultation and communication

with each patient and unit staff on a twenty-four hour per day, seven days per week basis;

(iv) Employ a full-time psychiatric nurse meeting requirements of a child mental health specialist under subsection (1)(d) of this section responsible for nursing care;

(v) Designate staff or contract with persons or agencies responsible for:

(A) Provision of social work services with consultation and ongoing input by a social worker experienced in working with mentally ill children and adolescents;

(B) Provision of occupational and recreational therapy services as required under (f)(ii) and (iii) of this subsection;

(C) Provision of access to psychological evaluation as required under (f)(iv) of this subsection;

(D) Provision of documented staff training as required under (g) (i) through (v) of this subsection; and

(E) Provision of educational services.

(4) Hospitals providing psychiatric units shall establish and implement written policies and procedures including:

(a) Provision or arrangement for the care and treatment of acutely mentally ill patients;

(b) Informing patients of their rights as required under chapters 71.05 and 71.34 RCW;

(c) Posting of patient rights in prominent locations;

(d) Development of an initial individualized treatment plan for each patient within twenty-four hours of admission;

(e) Continued development of the individualized treatment plan within seventy-two hours of admission, excluding holidays, by a multidisciplinary treatment team, the patient, family, and other agencies as appropriate;

(f) Provision of or arrangement for appropriate services including:

(i) Psychological evaluation and services;

(ii) Social work services;

(iii) Occupational therapy services;

(iv) Recreational therapy services; and

(v) Other specialized services as appropriate;

(g) Completion of a physical examination and history by a member of the medical staff and an evaluation by a mental health professional within twenty-four hours of admission with consultation of a psychiatrist as indicated;

(h) Admission, retention and transfer criteria, based upon health and safety needs of patients, including a referral and transfer mechanism for persons in need of care and not meeting the admission criteria;

(i) Continuity of care, coordination and integration of services, including discharge planning consistent with WAC ((~~248-18-445~~) 246-318-450);

(j) Prohibiting use of patients to perform basic maintenance of the hospital and equipment, housekeeping, or food service except when tasks are:

(i) Included in and appropriate to the individualized treatment plan; and

(ii) Performed under direct supervision.

(k) Appropriate response to assaultive, self-destructive, or out-of-control behavior including the use of seclusion and restraints and subject to the following conditions:

(i) Use of seclusion and restraints only to the extent and duration necessary to ensure the safety of patients, staff, and property;

(ii) Infliction of physical pain for punitive purposes is prohibited, regardless of whether or not objective damage occurs;

(iii) All assaultive incidents documented in the medical record;

(iv) Staff observation of any patients in restraint or seclusion at least every fifteen minutes with:

(A) Interventions as indicated and required; and

(B) Observations and interventions recorded in the medical record;

(v) Notification of and authorization by a physician within one hour for emergency use of patient restraint or seclusion and including:

(A) Physician examination of the patient and renewal of physician order for every twenty-four continuous hours of restraint and seclusion; and

(B) Patient evaluation by a mental health professional or registered nurse when secluded or restrained more than two continuous hours with repeat evaluation at least one time every eight hours thereafter.

(l) Notification of the family and other agencies as appropriate as soon as possible, in event of:

(i) Serious injury or physical illness of the patient;

(ii) Death of the patient; or

(iii) Disappearance of the patient.

(m) For hospitals providing child or adolescent psychiatric units:

(i) Requirements under (a) through (l) of this subsection except:

(A) Substitute for (g) of this subsection - completion of a physical examination and history by a member of the medical staff and an evaluation by a child mental health specialist within twenty-four hours of admission with consultation by a child psychiatrist as indicated; and

(B) In (k)(v)(B) of this subsection, require patient evaluation by a child mental health specialist every two hours when a child is secluded or restrained.

(ii) Evaluation by a child mental health specialist within twenty-four hours of admission including consultation with a child psychiatrist as indicated;

(iii) Requirement for designated staff to make and document a determination of the hospital's ability to safely care for each child; and

(iv) Coordination with appropriate educational agencies, as appropriate.

(5) Hospitals with psychiatric units or psychiatric services shall maintain a medical records system required under WAC ((~~248-18-440~~) 246-318-440) and require diagnoses, abbreviations, and terminology consistent with the "American Psychiatric Association Diagnostic and Statistical Manual of Mental Disorders," III R edition, 1987, and "International Classification of Diseases," 9th edition, 1989.

(6) Hospitals with psychiatric units or services shall establish and implement policies and procedures to protect patient confidentiality and release of records and information consistent with requirements under chapters 71.05 and 71.34 RCW.

(7) Hospitals providing any inpatient psychiatric service shall establish and implement written policies and procedures including:

(a) Provision of a therapeutic environment to maintain safe, secure, adequate care of acutely mentally ill patients;

(b) Provision of facilities appropriate to the scope of the psychiatric service;

(c) Designation of responsibility for psychiatric services programming to a mental health professional;

(d) Provision for close observation of patients with a security room available;

(e) Designation of a psychiatrist with medical staff privileges available for consultation;

(f) A physician and mental health professional available on staff or by contract for consultation and communication with the patient and the hospital staff on a twenty-four hour per day, seven day a week basis;

(g) Designation of a staff person responsible for developing a plan for arranging needed special services as identified in the individualized treatment plan for each patient;

(h) Employment of a registered nurse with experience and/or specialized education in psychiatric nursing responsible for nursing care twenty-four hours a day;

(i) Designation of a staff person responsible for arranging for social work services;

(j) Provision for transfer to a hospital with a psychiatric unit or appropriate psychiatric services within twenty-four hours when the hospital is unable to establish and implement procedures required under (a) through (i) of this subsection.

(k) Designating staff responsible for documented training relating to the needs of psychiatric patients for all personnel responsible for care of psychiatric patients including:

(i) The availability and utilization of the least restrictive alternatives;

(ii) Methods of patient care;

(iii) Managing assaultive and self-destructive behavior;

(iv) The special needs of children, minorities, the elderly, and handicapped as appropriate;

(v) Patient rights under chapters 71.05 and 71.34 RCW.

(l) Implementation of requirements in subsection (4) of this section except requirement for recreational or occupational therapy services under subsection (4)(f)(iii) and (iv) of this section;

(m) For hospitals providing any child or adolescent psychiatric services, with or without a psychiatric unit:

(i) All requirements under (a) through (l) of this subsection apply;

(ii) Establish and implement policy and procedures for age and behavior specific criteria in determining appropriate room assignment.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-290 SURGERY—OPERATING ROOMS AND AREAS—SPECIAL PROCEDURE ROOMS—SURGICAL TREATMENT OR DIAGNOSTIC AREAS. (1) Operating rooms, facilities, personnel, equipment, policies and procedures shall be appropriate to the scope of surgical services offered in each hospital.

(2) Environment – facilities – equipment.

(a) Operating room facilities and services, when provided, shall be located in a segregated area or areas of the hospital with access limited by hospital policy and procedures.

(b) Operating rooms and operating room service areas and facilities shall be properly equipped, easily cleanable, and of adequate size to accommodate the equipment and personnel required for surgical procedures performed.

(i) Each operating room shall have available:

(A) Operating light and adequate general lighting;

(B) Operating table, stretcher, or equivalent;

(C) Oxygen;

(D) Suction;

(E) Appropriate electrical outlets;

(F) X-ray film illuminator;

(G) Cardiac monitor;

(H) Anesthesia equipment and supplies;

(I) Emergency signaling device which automatically registers at a location from or through which additional assistance is always available;

(J) Source of emergency power; and

(K) Emergency lighting.

(ii) Each hospital shall provide appropriately maintained emergency equipment, supplies, and services available within sixty seconds and appropriate for the care of adults, children, and infants minimally to include:

(A) Ventilatory equipment, including airways;

(B) Cardiac defibrillator;

(C) Cardiac monitor;

(D) Laryngoscopes and endotracheal tubes;

(E) Suctions; and

(F) Emergency drugs and fluids including schedules of pediatric dosages.

(c) There shall be adequate operating room scrub sinks with provisions for a cleansing agent located adjacent to operating rooms and providing hot and cold water and equipped with knee, foot, elbow, or automatic faucet controls.

(d) Separate and adequate refrigerated storage facilities with appropriate alarms shall be provided for blood if blood is stored in the operating room area.

(e) There shall be a dressing area with appropriate locker storage available for persons entering operating rooms.

(f) Toilet facilities shall be available.

(g) Adequate types and quantities of surgical instruments, equipment, and supplies for procedures performed shall be provided and maintained in a sanitary and safe condition.

(h) There shall be adequate storage within the operating room service area for clean and sterile supplies and equipment.

(i) A designated area shall be provided for collection and cleaning of soiled instruments and equipment.

(j) There shall be adequate, cleanable facilities for safe and appropriate waste collection and disposal.

(k) Housekeeping facilities shall be located within operating room service areas. These may be included in a soiled utility room equipped with a clinic service sink or service sink.

(l) There shall be filtered clean air in each operating room. A positive pressure ventilation gradient to adjoining corridors shall be maintained in operating rooms.

(m) Operating rooms shall be equipped with a room temperature control device or system capable of maintaining appropriate patient body temperature.

(3) Policies – procedures – responsibility.

(a) The organization plan of the hospital shall identify lines of authority, responsibility, and accountability within all operating room areas and areas where surgical procedures are performed or anesthesia administered.

(i) There shall be a physician designated and responsible for implementation of hospital policy related to medical staff in operating rooms and operating room service areas.

(ii) A designated registered nurse shall supervise personnel as specified in hospital policy in operating rooms and operating room service areas and shall be responsible for:

(A) Development and implementation of operating room and operating room service staffing plans to maintain adequate and safe patient care.

(B) Provision for orientation and ongoing training of personnel providing services within operating rooms and operating room service areas.

(C) Defining nursing responsibility between the time of patient entry into and exit from operating rooms and operating room service areas.

(b) Written policies and procedures shall be approved in writing by appropriate representatives of administration, medical staff, and nursing services.

(i) Information, policies and procedures available to nursing and scheduling staff shall include:

(A) A current roster of medical staff including delineated surgical privileges as granted by the governing body.

(B) Policies and delineated privileges, responsibilities, and accountability of others approved by medical staff and governing body to provide services in operating rooms including, but not limited to, dentists, oral surgeons, and podiatrists.

(C) Requirements for surgical and technical-professional assistants, including current licensure and/or other qualifications and any limitations related to patient care activities within the operating room or operating room service areas including, but not limited to, surgical technicians, other technicians, nurses, or technicians who are not hospital personnel or students.

(ii) There shall be a policy and procedures for obtaining surgical assistants.

(iii) There shall be policies and procedures specifying responsibility to document all aspects of patient care in operating rooms and operating room service areas.

(iv) Written infection control policies approved by the infection control or equivalent interdisciplinary group shall delineate responsibility in training and orientation of operating room and operating room service area personnel and others. Infection control policies and procedures shall specifically address:

(A) Surgical attire;

(B) Appropriate surgical scrub procedures;

(C) Housekeeping functions specific to operating room and operating room service areas before, between, and after cases;

(D) Cleaning, disinfecting, sanitizing, packaging, sterilizing, and storage of equipment and supplies;

(E) Disposal of wastes;

(F) Nonhospital and hospital-owned equipment that may be brought into the operating room or operating room service areas including requirements for cleaning and sterilization including, but not limited to, tools for repairing equipment and physician-owned instruments.

(G) People who may enter operating room areas including those who are not hospital personnel, such as repairmen and vendors.

(v) Written policies and procedures related to patient safety or protection shall address servicing, maintenance, and safety checks of electrical-electronic equipment and other patient care equipment including nonhospital-owned equipment.

(vi) Policies and procedures shall address and define responsibility for continuous patient care and documentation when a patient is transferred from one place to another in the course of performing a surgical or invasive procedure.

(4) Preoperative patient care shall be addressed in written hospital policies which shall define requirements for patient care during the preoperative period to include:

(a) A current patient history and report of physical examination by a practitioner, authorized by medical staff rule, included in the patient medical record prior to surgery. "Current," as used in this subsection, shall be defined by hospital policy.

(b) Documented assessment of patient needs for care including, but not limited to, allergies, fears, anxieties, changes in condition, vital signs.

(c) Written consent for procedure or surgery and anesthesia available in the medical record.

(d) Identification of patients by a secured name band.

(e) Test results available prior to surgery or procedure.

(5) Short stay or short term or ambulatory or one-day surgery services or special procedures, regardless of where performed, shall function according to written policies and procedures approved by representatives of hospital administration, medical staff, and nursing services and include:

(a) Patient identification system, patient consent, and preoperative patient assessment requirements.

(b) Provisions for appropriate monitoring or observation of patients undergoing procedures by at least one qualified person in addition to the medical staff authorized practitioner performing the procedure.

(c) Written approved infection control and equipment safety policies as specified in ~~((WAC 248-18-25+))~~ subsection (3)(b) of this section.

(d) Emergency equipment as required for all operating rooms, available within sixty seconds as specified in ~~((WAC 248-18-25+))~~ subsection (2)(b)(ii) of this section.

(e) Documentation of patient assessment prior to, during, and post procedure.

(f) Teaching protocols for post procedure period including what signs and symptoms the patient should report, who to contact, limitations on activities or diet, medication control, driving, operation of mechanical equipment, and instructions for follow-up.

(g) Patient evaluation prior to discharge.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-300 ANESTHESIA SERVICES.

(1) Anesthesia facilities, equipment, personnel, staff, policies and procedures shall be appropriate to the scope of surgical, obstetrical, or other care offered in each hospital.

(2) There shall be a designated physician member of medical staff responsible for anesthesia services and for establishing general policies for administration of anesthesia to patients throughout the hospital.

(3) Written policies and procedures shall be established to provide safety for all anesthetized patients to include:

(a) Provision for appropriate monitoring and attendance of all anesthetized patients.

(b) Qualifications and responsibilities of persons performing anesthesia services and care in compliance with applicable federal and state laws and rules.

(c) Evaluation of each patient prior to anesthesia.

(d) Pertinent information recorded in the medical record at the time of the preoperative anesthesia evaluation.

(e) Criteria or protocols for assessment of all patients by qualified persons prior to discharge from any post-anesthesia recovery area or the hospital.

(f) Precautions or procedures for safe administration of anesthetizing agents and other drugs consistent with hospital policy approved by the appropriate medical staff committee in accordance with WAC ~~((248-18-190))~~ 246-318-190 (1)(n) and ((248-18-190)) (2)(f).

(g) Preparation, administration, and documentation of intravenous solutions, medications, and admixtures consistent with WAC ~~((248-18-335 and 248-18-336))~~ 246-318-430 and 246-318-435.

(4) All information specific to condition and treatment of the patient occurring during anesthesia induction, anesthesia maintenance, or emergence from anesthesia shall be documented and retained in the medical record of the patient.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-310 POST-ANESTHESIA RECOVERY AREAS. (1) Post-anesthesia facilities, equipment, personnel, staff, policies and procedures shall be appropriate to the scope of surgical, obstetrical, or other care offered in each hospital.

(2) Environment – facilities.

(a) A handwashing sink, soap dispenser, and towel dispenser shall be available within each post-anesthesia recovery room or area.

(b) There shall be provisions for visual privacy for patients.

(c) Suction and oxygen shall be available for each patient.

(d) Emergency equipment and supplies shall be appropriately maintained and available within sixty seconds, as specified in WAC ((~~248-18-251~~)) 246-318-290 (2)(b)(ii).

(e) Adequate, easily cleanable storage facilities shall be provided.

(f) There shall be a soiled utility room available.

(g) An emergency signalling device registering at a location from or through which additional assistance is always available shall be available within recovery rooms or areas.

(3) Policies – procedures – responsibility.

(a) The organization plan of the hospital shall identify lines of authority, responsibility, and accountability within post-anesthesia recovery rooms or areas.

(i) There shall be a physician designated and responsible for implementation of hospital policy related to medical staff in post-anesthesia recovery rooms and areas. Policy shall specify amount and degree of physician availability to post-anesthesia recovery areas at all times when patients are present.

(ii) A designated registered nurse shall supervise personnel as specified in hospital policy in post-anesthesia recovery rooms and areas and shall be responsible for:

(A) Developing and implementing post-anesthesia recovery service staffing plans to maintain adequate and safe patient care, and

(B) Providing for orientation and ongoing training of personnel providing services within post-anesthesia recovery rooms or areas.

(b) There shall be criteria or protocols for assessment of all patients by qualified persons prior to discharge or release from any post-anesthesia recovery room or area.

(c) There shall be policies and procedures regarding management of infected or infectious cases, approved by the infection control committee.

(4) Nursing and other staff providing patient care in post-anesthesia recovery areas shall have documented orientation and demonstrated appropriate skills related to life support activities or functions.

(5) There shall be written orders authenticated by a physician for all drugs, intravenous solutions, blood, and medical treatments. Standing medical orders or protocols, when used, shall be in the patient medical record and authenticated by a physician.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-320 PROCESSING AND STERILIZING SERVICES. (1) Hospitals shall make adequate provisions for proper cleaning, disinfection, and sterilization of supplies, equipment, utensils, and solutions.

(2) Processing and sterilizing services and areas shall have adequate space and equipment for sorting, processing, and storage.

(a) Separation between soiled and clean items shall be maintained during sorting, processing, transporting, and storage.

(b) Positive air pressure shall be maintained in clean areas in relation to adjacent areas.

(c) Negative air flow shall be maintained in soiled areas.

(d) Equipment including sterilizers of the proper type for adequate sterilization shall be provided and maintained in a satisfactory and safe condition.

(e) If ethylene oxide sterilizers are used, mechanical aerators shall be provided and maintained in a safe and satisfactory condition.

(3) Processing and sterilizing services shall be adequately staffed with trained personnel:

(a) Orientation and inservice, including infection control and safe practices, shall be provided.

(b) Written policies and procedures shall specify scheduled activities and routines of personnel.

(4) There shall be written policies and procedures, approved by the infection control committee or an equivalent interdisciplinary group, for the activities performed in all processing and sterilizing areas in the hospital addressing:

(a) Collecting, receiving, decontaminating, packaging, sterilizing, and distributing of items;

(b) Aerating of items exposed to ethylene oxide;

(c) A recognized method of checking sterilizer performance by mechanical monitoring of time, temperature, and pressure as well as biological and chemical testing;

(d) Establishment of shelf life determined by packaging material and storage environment;

(e) Recall, disposal, and reprocessing of outdated, improperly sterilized, and limited-use items;

(f) Maintaining clean areas free of external shipping containers.

(5) There shall be written policies and procedures addressing emergency collection and disposition of supplies when special warnings have been issued by a manufacturer or safety agency.

(6) Processed and sterilized items shall be maintained as specified in WAC ((~~248-18-190~~)) 246-318-190 (3)(a), (b), (c), (d), and (e).

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-350 EMERGENCY CARE SERVICES. The hospital shall have a well defined system for providing emergency care services. The nature and scope of the hospital's emergency care services should be

in accord with the community's needs and the hospital's capabilities.

(1) The hospital shall provide the following basic, outpatient emergency care services.

(a) Assessment of a person's condition to determine the nature, acuity, and severity of the person's immediate medical need.

The condition of each person, who comes or is brought to the hospital for emergency medical care, shall, upon arrival, be assessed by a registered nurse, physician, or physician's assistant for the purpose of determining the nature and urgency of the person's medical need and the timing and place of the person's care and treatment.

(b) Immediate diagnosis and treatment of any life threatening cardiac arrhythmia, respiratory insufficiency or shock.

(c) Appropriate transfer or referral of a patient who needs medical care services not provided by the hospital. Prior to transfer of an emergency patient to another health care facility, the hospital shall:

(i) Perform the emergency procedures needed to minimize aggravation of the patient's condition during transport to the other health care facility; and

(ii) Ascertain that the means by which the patient is to be transported to the other health care facility are suitable for the patient.

(2) A hospital shall not be required to comply with (~~WAC 248-18-285~~) subsections (3)(h), (~~248-18-285~~) (4)(a) and (d), (~~248-18-285~~) (5)(a), and (~~248-18-285~~) (6)(a) of this section if the hospital does not offer outpatient emergency care services regularly and only provides the outpatient emergency services required under (~~WAC 248-18-285~~) subsection (1) of this section to the occasional emergency patient who comes or is brought to the hospital by chance.

(3) The hospital shall have, in effect, written policies and procedures which supplement and are coordinated with the hospital's basic policies and are specific to emergency care services. These policies and procedures shall be: Reviewed and revised as necessary to keep them current and, in any case, at least annually; dated and approved in writing by appropriate representatives of the hospital's administrative, medical, and nursing staffs; and made known and readily available to physicians, nurses, and other persons having a responsibility for emergency care services. Policies and procedures pertaining to emergency care services shall include the following.

(a) Policies on the scope and extent of the emergency care services to be provided.

(i) The hospital shall establish the conditions under which treatment is to be provided in the emergency care area, the types of procedures that are to be performed in another area of the hospital (e.g., surgery) rather than the emergency area, the conditions under which a patient is to be admitted as an inpatient, the conditions under which a patient is to be transferred to another health care facility, the conditions under which a patient is to be referred to a private physician or another health care facility, and the conditions under which arrangements should be made for a patient to return to the hospital for treatment.

(ii) A patient shall not be transferred to another health care facility until the other health care facility has been contacted and has consented to accept the patient.

(iii) A record containing the following data shall be sent with an emergency patient who is transferred to another health care facility: Patient identification data, identification of the patient's illness or injury, treatment given to the patient, and an appraisal of the patient's condition upon transfer.

(b) Policies and procedures which prescribe the course of action to be taken when the number of emergency patients, who have arrived or are expected, constitute an overload for the emergency service facilities and staff on hand.

The hospital shall establish who is to be notified when an overload of emergency patients occurs, the conditions under which arrangements are to be made for care of some emergency patients at other hospitals, the conditions under which additional physicians, nurses, and other persons are to be summoned, the methods by which necessary, additional supplies and equipment are to be obtained, and the conditions under which rooms and areas outside the emergency service area of the hospital are to be used for emergency care and treatment.

(c) Medical policies, standing emergency medical orders, and written medical procedures to guide the action of nurses and other personnel when a person presents a medical emergency and a physician is not present.

(i) Medical policies shall delineate the circumstances under which particular medical policies are to be followed, provide for a physician to be called as rapidly as possible, and establish the minimum qualifications or training of persons who may execute particular emergency medical orders.

(ii) There shall be written procedures, approved in writing by a representative of the medical staff, for any use of defibrillators, respirators or other special medical equipment and for the performance of the special, emergency medical procedures listed in (~~WAC 248-18-285~~) subsection (4)(c) of this section.

(iii) A standing medical order for administration of a drug or other treatment during a medical emergency shall include: A description of the treatment which includes the name of any drug or other agent; the dosage, concentration or intensity of any drug or other agent; the route or method of administration; where pertinent, the time interval, frequency, or duration of administration; and the signature of a representative of the medical staff.

(d) Policies which delineate medical staff responsibilities for emergency care services as related to assigned clinical privileges, physician coverage of emergency care services, and physician participation in the training of personnel.

(e) Policies regarding the notification of an emergency patient's next of kin or legal guardian.

(f) Policies relevant to obtaining consent for treatment from an emergency patient or other person who may legally give consent for treatment of the patient.

These shall include instructions regarding action to be taken when the condition of an emergency patient and

the absence of another person legally able to act on behalf of the patient make it impossible to gain an informed consent for critically needed treatment or consent for critically needed treatment is refused.

(g) Policies and procedures pertaining to the care and handling of persons whose conditions require special medical or medico-legal consideration.

(i) Policies and procedures shall prescribe the course of action to be followed in the care of persons who manifest severe emotional disturbances, are under the influence of alcohol or other drugs, are victims of suspected child abuse, are victims of other suspected criminal acts, have a contagious disease, have been contaminated by radioactive material, are diagnosed dead on arrival, or present other conditions requiring special directions regarding action to be taken.

(ii) Definite provision shall be made for communications, as indicated, with health authorities, police or coroner relative to a person whose condition or its cause are reportable.

(h) Policies governing special diagnostic and therapeutic services (e.g., clinical laboratory, x-ray, pharmacy, surgery) to emergency patients.

These shall be designed to ensure prompt availability of necessary diagnostic and therapeutic services and establish the types, scope, and extent of the special diagnostic and therapeutic services to be provided for the care of emergency patients.

(i) Policies regarding notification of an emergency outpatient's personal physician and procedures for transfer of relevant reports to the personal physician.

(j) Policies regarding disclosure of information about an emergency patient.

(4) Organization and staffing for emergency care services shall be in accord with the anticipated patient load and the services provided by the hospital.

(a) There shall be a physician responsible for the medical direction of the hospital's emergency care services. This physician shall be a representative of the medical staff or a physician whose services the hospital has arranged on a regular basis. The functions and responsibilities of the physician responsible for medical direction of the emergency care services shall be delineated in writing and made known to members of the medical and nursing staffs.

(b) At all times, there shall be a physician on duty or call for emergency care services. A current schedule of the names of on-call physicians and the telephone numbers of these physicians or the call service(s) through which they can be contacted rapidly shall be posted in the emergency care area.

(c) At all times, there shall be on duty within the hospital at least one registered nurse who is immediately available and responsible for emergency care services and who is qualified to perform the following: Administration of intravenous fluids, electrocardiography and defibrillation of life threatening arrhythmias, cardio-pulmonary resuscitation, control of hemorrhage, gastric lavage, and basic neurological evaluation. It is recommended that such a nurse also be qualified to perform endotracheal intubation and arterial puncture.

(d) There shall be additional nursing staff and other personnel for emergency care services as are necessary to provide the types and amount of care required by patients.

(i) Staffing for emergency care services shall be adequate to ensure that each applicant for emergency medical care is seen within a period of time commensurate with the nature, acuity and severity of his or her immediate medical need.

(ii) Each hospital employee engaged in the provision of emergency care shall have had the education and training necessary to perform the emergency medical procedures and other functions and duties for which he or she may be responsible.

(5) The physical plant facilities, equipment, and supplies for emergency care services shall be commensurate with the scope, types and volume of the services provided by the hospital.

(a) A hospital which regularly offers emergency care services shall maintain a distinct emergency service area.

(i) The emergency service area shall be in close proximity to an emergency entrance and separate from the surgery and delivery suites and inpatient nursing units.

(ii) The emergency service area shall provide adequate space for reception and screening of patients and have examination, treatment, and observation rooms in such numbers, sizes, and arrangements as are necessary to assure safe and effective treatment of patients.

(iii) There shall be some means of providing visual privacy to patients in all rooms or areas in which patients are examined or treated.

(iv) At the emergency entrance there shall be an outside night call bell which, when activated, sounds in an area of the hospital in which nursing personnel are always on duty.

(b) A hospital which limits its emergency care services to care of the occasional emergency patient shall not be required to maintain a distinct emergency service area, but shall designate the area(s) to be used for emergency care and provide the equipment, pharmaceuticals and other supplies essential to providing basic emergency care services required under (~~WAC 248-18-285~~) subsection (1) of this section. Emergency equipment and supplies shall be maintained in such a location and manner (e.g., on a "crash" cart) that they may be brought into use immediately upon arrival of a person who presents a medical emergency.

(c) The equipment, pharmaceuticals and other supplies necessary to provide emergency care services shall be readily available at all times.

(i) There shall be specific, designated locations for storage of drugs, parenteral solutions, other supplies, instruments and special equipment so personnel can obtain them rapidly.

(ii) There shall be a system for regular inventory and replenishment of the stock of emergency supplies and equipment to ensure an adequate supply at all times.

(iii) There should be regular inspection and maintenance servicing of medical equipment to keep it in a safe and operable condition.

(d) Current references on toxicology, antidote information and the telephone number of the regional poison

control center shall be readily available in the emergency care area.

(e) Telephone numbers of the pharmacist, the blood bank, the ambulance service, the Washington state patrol, Military Assistance Safety and Traffic (MAST), the fire department, the police department, local health authorities, the coroner and other persons or organizations emergency service personnel may need to contact rapidly shall be posted in the emergency service area.

(f) Hospital to ambulance radio communication compatible with the state-wide emergency communication system is recommended for any hospital which regularly provides emergency care services.

(6) The hospital shall maintain an emergency service register and a medical record for each person who has received emergency care service.

(a) There shall be a permanent, current register for all emergency patients.

(i) The register shall contain at least the following data for each person who comes or is brought to the hospital for immediate medical care services: Full name, age, date and time of arrival, the identifying number, the disposition of the patient and the time of the patient's departure from the emergency service area.

(ii) Data on patients shall be entered in the register in chronological order according to the dates and times of arrivals.

(iii) Identification data on a person who is dead on arrival shall be entered in the register.

(b) The hospital shall maintain a medical record for each person who receives emergency care services. Each medical record shall contain the following data.

(i) Patient identification data.

(ii) The date and time of arrival, the means by which the patient came to the hospital and by whom the patient was transported or accompanied.

(iii) Pertinent history of the patient's injury or illness which may include information on first aid or emergency care given the patient prior to his or her arrival.

(iv) Description of significant clinical findings derived from an assessment or examination of the patient.

(v) Any clinical laboratory or roentgenologic findings.

(vi) Diagnosis (tentative or definitive).

(vii) Treatment given.

(viii) Orders for administration of drugs or other treatments which are received by telephone, radio, or verbally from a physician or other person legally authorized to prescribe and acting within the scope of his or her license.

Such a telephone or verbal order shall be received, entered in the patient's medical record and signed by a registered nurse. The counter-signature of the physician or other legally authorized practitioner who gave the order shall be obtained as soon as possible thereafter. This shall not be interpreted to include verbal orders which are received from a physician or other legally authorized practitioner to whom one is providing direct assistance in care of the patient or to include standing emergency medical orders which have been established in accordance with ~~((WAC 248-18-285))~~ subsection (3)(c)(iii) of this section.

(ix) Appraisal of the patient upon transfer or departure.

(x) Disposition of the patient, which shall include a resume of any instruction given to the patient or his family regarding necessary follow-up care.

Entries of data listed as (iv), (vi), (vii), (ix), and (x) above shall be authenticated by the signature of the person who rendered the service.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-370 LABORATORY. (1) Each hospital shall ensure:

(a) Availability of laboratory services sufficient in size and scope to provide adequate care of all patients minimally to include provisions for:

(i) Obtaining blood and blood products,

(ii) Performing hemoglobin or hematocrit,

(iii) Performing white blood count,

(iv) Performing platelet estimate,

(v) Performing urinalysis,

(vi) Performing blood glucose, and

(vii) Performing serum potassium.

(b) Disposal of contaminated materials in a safe manner (see WAC ~~((248-18-170))~~ 246-318-170);

(c) Appropriate maintenance, safety, and cleanliness of hospital laboratory facilities and equipment (see WAC ~~((248-18-035, 248-18-150, 248-18-155, and 248-18-170))~~ 246-318-035, 246-318-150, 246-318-155, and 246-318-170);

(d) Provision for pathology services appropriate to all services available in the hospital.

(2) Hospitals shall provide laboratory services in accordance with guidelines for laboratory quality assurance program, WAC ~~((248-18-99910))~~ 246-318-99910.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-380 DIAGNOSTIC AND THERAPEUTIC RADIOLOGY AND OTHER IMAGING SERVICES. (1) Hospitals shall:

(a) Ensure availability of radiologic services appropriate to the type and scope of hospital services offered for inpatients and outpatients; and

(b) Provide a written description of the type and scope of nuclear medicine and other diagnostic and therapeutic imaging services when provided in the hospital for inpatients and outpatients.

(2) Hospitals with imaging services shall:

(a) Designate medical responsibility to a physician member of the medical staff and require access to a radiologist, if radiologic services are provided in the hospital;

(b) Designate medical responsibility to one or more physician members of the medical staff qualified in nuclear medicine, if nuclear medicine services are provided;

(c) Designate medical responsibility to one or more physician members of the medical staff qualified in the appropriate specific imaging specialty if other imaging services are provided;

(d) Require performance of radiology, nuclear, and other imaging services only when:

(i) Ordered, in writing, by a member of the medical staff; or

(ii) In accordance with hospital policy and procedures; and

(e) Provide sufficient numbers of personnel and medical staff qualified to safely deliver the type, scope, and volume within each imaging service including:

(i) At least one diagnostic radiologic technician, technologist, or physician available to come to the hospital to perform diagnostic procedures at all times;

(ii) Performance of therapeutic radiologic services by:

(A) A radiologist or radiation oncologist; or

(B) A therapeutic radiologic technologist directed by a radiologist or radiation oncologist;

(iii) Performance of diagnostic radiologic services by:

(A) A physician or radiologist; or

(B) A diagnostic radiologic technician under policies and procedures approved by a radiologist; and

(iv) After December 31, 1990, performance of nuclear medicine services by a nuclear medicine technologist or by a physician member of the medical staff qualified in nuclear medicine.

(f) Establish policies and procedures approved by administration, a radiologist, and other medical staff qualified in the specialties provided including:

(i) Protection of patients and others from radiation hazards including shielding for syringes, vials, and sources of radioactivity;

(ii) Patient preparation, patient examination, and administration of diagnostic agents;

(iii) Medical staff responsibility for preparation and administration of radiopharmaceuticals;

(iv) Designating authorized users of the equipment;

(v) Safe operation of equipment;

(vi) Safe handling, storage, preparation, labeling, transporting, and disposal of radioactive materials;

(vii) Precautions to minimize unnecessary radiation exposure to patients and others;

(viii) Actions required in event of radioactive contamination of patients, personnel, equipment, and environment;

(ix) Prevention of electrical, mechanical, fire, explosion, and other hazards; and

(x) Written reports on any adverse reaction of a patient to diagnostic or therapeutic agents, including notation in the medical record or outpatient report.

(3) Hospitals providing any imaging service shall provide:

(a) Adequate space and facilities for:

(i) Patient privacy;

(ii) Patient access to a toilet;

(iii) Patient examinations;

(iv) Patient reception;

(v) Patient dressing rooms;

(vi) Exposed and unexposed film storage; and

(vii) Safe storage, preparation, labeling, transportation, and disposal of radioactive materials.

(b) Maintenance of safe, clean equipment, facilities, and supplies appropriate for the type and scope of service offered;

(c) Maintenance of all patient care equipment in safe, operating condition;

(d) Emergency equipment, supplies, and medications required under WAC (~~(248-18-251)~~) 246-318-290(5); and

(e) A method for summoning extra appropriate staff for emergencies arising in imaging service areas.

(4) Hospitals providing radiologic areas, rooms, and services shall:

(a) Conduct radiologic services in a safe, appropriately equipped area of the hospital, shielded as necessary to prevent radiation hazards to individuals;

(b) Maintain radiology equipment meeting applicable state rules for radiation protection under chapter (~~(402-28)~~) 246-225 WAC; and

(c) Arrange for services of a qualified expert defined and described under WAC (~~(402-32-100)~~) 246-240-040 as needed for:

(i) Consultation, including periodic radiologic safety testing;

(ii) Supervision of radiation safety measures; and

(iii) Participation in education programs.

(5) Hospitals with imaging services shall:

(a) Maintain authenticated and dated reports of diagnostic and therapeutic procedures, consultations, and interpretations in each patient's medical record;

(b) Retain hard copies or electronic access to authenticated interpretative reports for films, consultations, and therapeutic procedures in the imaging service area for a period defined by the hospital;

(c) Require hospital-authorized practitioners to provide a reason for each examination on all requests for services;

(d) Require authentication of interpretative reports by:

(i) The radiologist for radiology reports; or

(ii) A designated physician member of the medical staff qualified in the appropriate, specific imaging specialty.

(e) Retain patient logs for imaging services and records of equipment calibration inspections and quality assurance testing in the imaging service area for a period defined, in writing, by the hospital;

(f) Maintain records of receipt and disposition of radioactive materials; and

(g) Maintain documentation of:

(i) Maintenance and periodic calibration of all radiation safety equipment;

(ii) Maintenance of all patient care equipment in a safe, operating condition; and

(iii) Calibration of diagnostic and treatment radiologic equipment by:

(A) A qualified expert defined and required under WAC (~~(402-34-190)~~) 246-240-040; or

(B) An individual qualified according to manufacturer's specifications for a particular piece of equipment.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-410 OTHER SERVICES. Hospitals offering and providing diagnostic or therapeutic services other than those specified elsewhere in this chapter (~~(248-18-WAC)~~) shall:

- (1) Maintain adequate space and equipment for the scope of services offered.
- (2) Provide for patient privacy.
- (3) Require professional staff licensure when required by state statute.
- (4) Require evidence of specific medical staff orders for any diagnostic services or treatments for inpatients.
- (5) Establish policy and procedure addressing referral orders issued by persons other than medical staff for outpatient treatments and diagnostic services.
- (6) Maintain appropriate pharmacist participation as described in WAC (~~(248-18-190)~~) 246-318-190 (1)(n) and (2)(f).
- (7) Establish policies and procedures specific to operation of each service offered minimally to include:
 - (a) Providing orientation and inservice for staff,
 - (b) Ensuring patient safety and infection control,
 - (c) Providing maintenance and calibration of equipment, and
 - (d) Maintaining coordination with other hospital services.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-420 HOSPITAL PHARMACY. Each hospital shall provide evidence of current approval by the Washington state board of pharmacy pursuant to chapter 18.64 RCW and chapter (~~(360-17)~~) 246-873 WAC.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-435 INTRAVENOUS ADMINISTRATION. (1) There shall be written policies and procedures including:

- (a) Administration of intravenous solutions, medications, admixtures, blood, and blood products.
- (b) Infection control policies and procedures approved by the infection control or an equivalent committee, and including:
 - (i) Site preparation.
 - (ii) Tubing and dressing management.
 - (iii) Site assessment and rotation.
- (c) Use and control of intravenously administered investigational drugs.
- (d) Administration of parenterally administered drugs causing tissue necrosis upon extravasation.
- (e) Documentation requirements.
- (f) Patient teaching and discharge instruction.
- (g) All orders or prescriptions for intravenous solutions, admixtures, and medications shall minimally include identification of solution or medication, rate of flow or frequency, duration, strength of additive, dilution ratio of solution, identification of patient, and identification of prescribing practitioner.

(h) Use of electronic infusion control devices.

(2) Personnel inserting intravenous devices shall be legally authorized and appropriately trained with demonstrated and documented skills in intravenous insertion techniques.

(3) Personnel administering intravenous solutions and admixtures shall be legally authorized to administer medications with appropriate training, demonstrated and documented skill in intravenous administration, procedures, equipment, and approval of the hospital.

(4) There shall be drug compatibility reference material readily available to individuals who administer intravenous medications and admixtures.

(5) Intravenous solutions shall be administered only upon the order of a legally authorized practitioner authorized by hospital policy to prescribe drugs in the hospital.

(6) Intravenous solution containers shall be labeled to include patient name, identification of solution, identification and strength of additives, volume, rate of flow, expiration time and date of admixture, any special requirement for handling and storage, and identification of individual preparing admixture. There shall be procedures for appropriate labeling of precision volume chambers during times such are used for administering admixtures.

(7) There shall be documentation in the medical record to include:

- (a) Solution, medication or medications, time, date, amount administered, and rate;
- (b) Site and site assessment;
- (c) Date and time of insertion and removal of cannula;
- (d) Device used, including gauge, length and type needle, or cannula;
- (e) Condition of cannula and site at the time removed from patient;
- (f) Use of electronic infusion devices;
- (g) Observed complications and treatment of complications;
- (h) Management of tubing and dressing; and
- (i) Signature. An initial signature identification system is acceptable.

(8) Administration of intravenous preparations to pediatric patients shall comply with regulations in this section and WAC (~~(248-18-215)~~) 246-318-210.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-318-440 RECORDS AND REPORTS—MEDICAL RECORD SYSTEM. Each hospital shall have a well-defined medical record system with facilities, staff, equipment, and supplies necessary to develop, maintain, control, analyze, retrieve, and preserve patient care data and medical records.

(1) Medical record service. Hospitals shall establish an organized medical record service, consistent with recognized principles of medical record management, directed, staffed, and equipped to ensure:

- (a) Timely, complete and accurate checking, processing, indexing, filing, and preservation of medical records; and

(b) The compilation, maintenance, and distribution of patient care statistics.

(2) Policies and procedures related to medical record system. Hospitals shall establish and follow current written policies and procedures related to the medical record system, including requirements for:

(a) An established format for patients' individual medical records;

(b) Access to and release of data in patients' individual medical records and other medical data considering the confidential nature of information in these records;

(c) The retention, preservation, and destruction of medical records; and

(d) Maintenance and disposition of medical and other records in Washington state owned or operated hospitals as required in chapter 40.14 RCW and rules promulgated under chapter 40.14 RCW.

(3) Patients' medical records, general. Hospitals shall:

(a) Develop and maintain an individual medical record for each person, including each neonate, receiving care, treatment, or diagnostic service at the hospital except as permitted in subsection (4)(b) of this section;

(b) Establish a systematic method for identifying each patient's medical record or records to allow ready identification, filing, and retrieval of all of the patient's record or records;

(c) Require prompt, pertinent entries in a patient's medical record on:

(i) A significant observation;

(ii) Any diagnostic or treatment procedure; and

(iii) Other significant events in a patient's clinical course or care and treatment.

(d) Require entries to include:

(i) A date;

(ii) Authentication by the individual assuming responsibility for the entry; and

(iii) A time in accordance with hospital policy.

(e) File the originals or durable, legible, direct copies of originals of reports in patients' individual medical records;

(f) Enter all diagnoses and operative procedures in patients' medical records in terminology consistent with a recognized system of disease and operations nomenclature;

(g) Require legible entries in a patient's medical record which are:

(i) Written in ink;

(ii) Typewritten; or

(iii) Recorded on a computer terminal designed to receive such information.

(4) Hospitals may:

(a) Store entries on magnetic tapes, discs, or other devices suited to the storage of data;

(b) Maintain a simple record system instead of the individual medical records required under subsections (3) and (4)(c) of this section for patients receiving only referred outpatient diagnostic services, as defined in WAC ((~~248-18-001~~) 246-318-010), provided the system permits:

(i) Identification of patient; and

(ii) Filing and retrieval of authenticated reports on all tests or examinations provided to any patient receiving services.

(c) Limit content in individual medical records for patients who would be considered referred outpatients, except for use of parenteral injections during diagnostic tests to:

(i) Relevant history and physical findings where indicated;

(ii) Known allergies or idiosyncratic reactions;

(iii) Diagnostic interpretation;

(iv) Written consent; and

(v) Identifying admission data.

(5) Patients' medical records, content. Hospitals shall require and ensure entry of the following data into a medical record for each period a patient receives inpatient or outpatient services with exceptions only as specified in subsection (4) of this section and WAC ((~~248-18-285~~) 246-318-350(6):

(a) Admission data including:

(i) Identifying and sociological data;

(ii) The full name, address, and telephone number of the patient's next of kin or, when indicated, another person with legal authority over the person of the patient;

(iii) The date of the patient's admission as an inpatient or outpatient;

(iv) The name or names of the patient's attending physician or physicians; and

(v) The admitting or provisional diagnosis or description of medical problem.

(b) A report on any medical history obtained from the patient;

(c) Report or reports on the findings of physical examination or examinations performed upon the patient;

(d) An entry on any known allergies of the patient or known idiosyncratic reaction to a drug or other agent;

(e) Authenticated orders for:

(i) Any drug or other therapy administered to a patient;

(ii) Any diet served to the patient;

(iii) Any standing medical orders used in the care and treatment of the patient except standing medical emergency orders; and

(iv) Any restraint of the patient.

(f) Reports on all:

(i) Roentgenologic examinations;

(ii) Clinical laboratory tests or examinations;

(iii) Macroscopic and microscopic examinations of tissue;

(iv) Other diagnostic procedures or examinations performed upon the patient; and

(v) Specimens obtained from the patient.

(g) An entry on each administration of therapy, including drug therapy, to the patient;

(h) Entries on nursing services to the patient including:

(i) A report on all significant nursing observations and assessments of the patient's condition or response to care and treatment;

(ii) Nursing interventions and other significant direct nursing care including all administration of drugs or other therapy;

(iii) An entry on the time and reason for each notification of a physician or patient's family regarding a significant change in the patient's condition; and

(iv) A record of other significant nursing action on behalf of the patient.

(i) An entry on any significant health education, training, or instruction provided to the patient or family related to the patient's health care;

(j) An entry on any social services provided the patient;

(k) An entry regarding:

(i) Any adverse drug reaction of the patient; and

(ii) Any other untoward incident or accident occurring during hospitalization or outpatient visit and involving the patient.

(l) Operative report or reports on all surgery performed upon the patient;

(m) An entry or report on each anesthetic administered to the patient;

(n) Report or reports on consultation or consultations concerning the patient;

(o) Reports on labor, delivery, and postpartum period for any woman giving birth to a child in the hospital;

(p) Infant status data for any infant born in or enroute to the hospital including:

(i) The date and time of birth;

(ii) Condition at birth or upon arrival at the hospital;

(iii) Sex; and

(iv) Weight, if condition permits weighing.

(q) Progress notes describing the results of treatment and changes in the patient's condition and portraying the patient's clinical course in chronological sequence;

(r) In the event of an inpatient leaving without medical approval, an entry on:

(i) Any known events leading to the patient's decision to leave;

(ii) A record of notification of the physician regarding the patient's leaving; and

(iii) The time of the patient's departure.

(s) Discharge data including:

(i) The final diagnosis or diagnoses;

(ii) Any associated or secondary diagnoses or complications; and

(iii) The titles of all operations performed upon the patient; and

(iv) A discharge summary for any inpatient whose hospitalization exceeded forty-eight hours, except a normal newborn infant or normal obstetrical patient, to:

(A) Recapitulate significant clinical findings and events during the patient's hospitalization;

(B) Describe the patient's condition upon discharge or transfer; and

(C) Summarize any recommendations and arrangements for future care of the patient.

(t) An entry on any transmittal of medical and related data regarding the patient to a health care facility or agency or other community resource when the patient was referred or transferred;

(u) In event of the patient's death in the hospital, entries, reports, and authorizations including:

(i) A pronouncement of death;

(ii) An authorization for the autopsy, if performed;

(iii) A report on the autopsy, if performed, including findings and conclusions; and

(iv) An entry on release of the patient's body to a mortuary or coroner or medical examiner.

(v) Written consents, authorizations, or releases given by the patient or, if the patient was unable to give such consents, authorizations, or releases, by a person or agency with legal authority over the person of the patient;

(w) The relationship, legal or familial, of the signer to the patient clearly stated when a person other than the patient gives written consent, or authorizes treatment, or signs a release.

(6) Hospitals shall regard materials obtained through procedures employed in diagnosing a patient's condition or assessing the patient's clinical course as original clinical evidence excluded from requirements for content of medical records in subsection (5) of this section. Original clinical evidence includes, but is not limited to:

(a) X-ray films;

(b) Laboratory slides;

(c) Tissue specimens; and

(d) Medical photographs.

(7) Registers.

(a) Hospitals shall maintain current registers with data entered in chronological order including:

(i) An inpatient register containing at least the following data for each inpatient admission:

(A) The patient's identifying number;

(B) The patient's full name, and birth date or age; and

(C) The date of the patient's admission.

(ii) One or more outpatient registers other than registers for emergency care services to:

(A) Contain sufficient data on each outpatient to ensure positive identification; and

(B) Permit rapid retrieval of all of the outpatient's medical record or records when indicated.

(iii) An emergency service register as required under WAC ((~~248-18-285~~) 246-318-350 (6)(a));

(iv) An operation register containing at least the following data for each operation performed in a hospital surgery:

(A) The date;

(B) The identifying number and full name of the patient;

(C) The descriptive name of the operation;

(D) The names of the surgeon and the surgeon's assistant or assistants;

(E) The type of anesthesia; and

(F) The name and title of the person who administered the anesthesia.

(b) Hospitals may maintain separate registers or suitable combinations of registers if the combined register contains data for each specific register as required in subsection (7)(a) of this section.

(8) Indexes. Hospitals shall establish and maintain:

(a) A master patient index containing a master reference card or equivalent for each person receiving inpatient or outpatient care or treatment in the hospital.

(i) Master reference cards or equivalent shall contain:

(A) The patient's medical record number or numbers;

- (B) The patient's full name; and
- (C) The patient's date of birth.
- (ii) Master patient indexes may be omitted for:
 - (A) Referred outpatients; and
 - (B) Outpatient emergency patients provided the hospital retains and preserves an emergency service register for the same period of time as the medical record.
- (b) Current indexes with required entries on index cards or equivalent completed within three months after discharge or transfer of the patient;
- (c) A disease index containing index cards or equivalent for all categories of diseases or conditions treated in the hospital on an inpatient basis with entries on index card or cards for a given category of disease including:
 - (i) The identifying number, sex, and age of each patient treated for that category of disease; and
 - (ii) The code for the particular disease or condition for which each patient was treated.
- (d) An operation index containing index cards or equivalent for all categories of operations performed in a hospital surgery on an inpatient or outpatient basis with entries on the index card or cards for a given category of operation with:
 - (i) Identifying information including the medical record number, age, and sex of each patient upon whom that category of operation was performed; and
 - (ii) The code for the particular operative procedure performed upon each patient.
- (e) Codes for entries in the disease and operation indexes in accordance with the coding system and the recognized diagnostic classification system of disease and operation nomenclature adopted by the hospital;
- (f) A physicians' index, separate or combined with the disease and operation indexes, as follows:
 - (i) A combined physician's-disease operation index with the name or code number of the physician treating the patient to whom a particular entry pertains; or
 - (ii) A separate physicians' index containing:
 - (A) A record for every member of the hospital's medical staff; and
 - (B) Entries on each physician's index card or equivalent record including the medical record number or name of each patient the particular physician treated in the hospital on an inpatient basis.
- (9) Reports on hospital services. Hospitals shall prepare the following separate or combined reports:
 - (a) Census reports including:
 - (i) A daily inpatient census report on admissions to inpatient services, births, and discharges including deaths and transfers to another health care facility; and
 - (ii) Regular monthly or more frequent reports on admissions to outpatient services and the number of emergency care patients.
 - (b) Analyses of hospital services.
- (10) Storage, handling, and control of medical records and other medical data. Hospitals shall:
 - (a) Control access to patients' individual medical records and other personal or medical data on patients;
 - (b) Prevent access to records by unauthorized persons;
 - (c) Protect medical records and other personal and medical data from undue deterioration or destruction; and

(d) Maintain a system permitting easy retrieval of medical records and information for medical or administrative purposes.

(11) Retention, preservation, and final disposal of medical records and other patient care data and reports.

(a) Hospitals shall retain and preserve:

(i) Each patient's medical record or records, excluding reports on referred outpatient diagnostic services for a period of:

(A) No less than ten years following the most recent discharge of the adult patient; or

(B) For patients who are minors at the time of care, treatment, or diagnosis, no less than three years following the date upon which the minor patient attained the age of eighteen years or ten years following the most recent discharge, whichever is longer.

(ii) Reports on referred outpatient diagnostic services for at least two years;

(iii) A master patient index card (or equivalent) for at least the same period of time as the medical record or records for the patient to whom the master patient index card or equivalent pertains;

(iv) Data in the inpatient and outpatient registers for at least three years;

(v) Data in an emergency service register for at least the same period of time as the medical record or records for any patient on whom data were entered in the register;

(vi) Data in the operation register, the disease and operation indexes, the physicians' index, and annual reports on analyses of hospital services for at least three years; and

(vii) Patients' medical records, registers, indexes, and analyses of hospital service in original form or in photographic form in accordance with the provisions of chapter 5.46 RCW.

(b) A hospital may elect to retain and preserve an emergency service register for only three years after last entry if the hospital includes all outpatient emergency care patients in the master patient index.

(c) During final disposal, each hospital shall prevent retrieval and subsequent use of any data permitting identification of individuals in relation to personal or medical information.

(d) In event of transfer of ownership of the hospital, the hospital shall keep patients' medical records, registers, indexes, and analyses of hospital services in the hospital to be retained and preserved by the new owner in accordance with state statutes and regulations.

(e) If the hospital ceases operation, the hospital shall:

(i) Make immediate arrangements for preservation of its medical records and other records of or reports on patient care data in accordance with applicable state statutes and regulations; and

(ii) Obtain approval of the department for the planned arrangements prior to the cessation of operation.

(12) Records kept by approved eye banks pursuant to WAC ((248-33-100)) 246-333-040 are not medical records or registers within the meaning of this section.

(13) Nothing in these regulations shall be construed to prohibit hospitals from collecting additional health

and/or medical information or retaining medical records beyond the statutory requirements.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-321-010 DEFINITIONS. For the purposes of these regulations, the following words and phrases shall have the following meanings unless the context clearly indicates otherwise.

(1) "Active volunteer" means unpaid worker or workers providing direct care to patients or clients and/or working with clinical records or confidential client information.

(2) "Adjunctive therapies" means those prescribed services provided by medically related disciplines which include but are not limited to physical therapy, occupational therapy, recreational therapy, music therapy, respiratory therapy.

(3) "Administrator" means an individual appointed as chief executive officer by the governing body of the center to act in its behalf in the overall management of the hospice care center.

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

(5) "Bathing facility" means a bathtub, shower, or equivalent.

(6) "Bereavement care" means consultation, support, counseling, and follow-up of the client before and following the death of a patient.

(7) "Client" means the patient and family which together compose the unit of care in the hospice care center.

(8) "Client education" means provision of information on physical care, disease symptomatology, palliative treatment, psychosocial coping skills, availability, and utilization of community resources.

(9) "Clinical record" means a file containing all pertinent clinical information about a particular patient to include: Identifying information, data bases, assessment, individualized comprehensive care plan, diagnosis, treatment, progress notes, other clinical events, and a discharge summary.

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

(11) "Dietitian" means a person who is eligible for membership in the American Dietetic Association.

(12) "Drug" means medication, chemical, device, or other material used in the diagnosis and/or treatment of injury, illness, or disease.

(13) "Drug administration" means an act in which a single dose of a prescribed drug or a biological is given to a patient by an authorized person in accordance with all laws and regulations governing such acts. The complete act of administration entails removing an individual dose from a previously dispensed, properly labeled container, verifying it with the order of the physician, giving the individual dose to the proper patient, and properly recording the time and dose given.

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

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

(16) "Governing body" means the individual or group legally responsible for the operation and maintenance of the hospice care center.

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

(18) "Hospice care center" means any building, facility, place, or equivalent organized, maintained, and operated specifically to provide beds, accommodations, facilities, and services over a continuous period of twenty-four hours or more for palliative care of two or more individuals, not related to the operator, who are diagnosed as being in the latter stages of an advanced disease which is expected to lead to death. Hospice care centers are specialized types of health care facilities which come within the scope of chapter 70.41 RCW, hospital licensing and regulation. Hospice care centers may be free-standing or separately licensed portions or areas of another type of health care facility: PROVIDED, That the hospice care center is under control and administered by a separate and autonomous governing body. Hospice care centers as used in this chapter do not include hotels or similar places furnishing only food and lodging or similar domiciliary care; nor does it include clinics or physicians' offices where patients are not regularly kept as bed patients for twenty-four hours or more; nor does it include hospitals licensed pursuant to chapter 70.41 RCW which provide services in addition to or in combination with hospice care services; nor does it include nursing homes as defined and which come under the scope of chapter 18.51 RCW; nor does it include psychiatric hospitals, which come under the scope of chapter 71.12 RCW; nor any other hospital or institution specifically intended for use in the diagnosis and care of those suffering mental illness, mental retardation, convulsive disorders, or other abnormal mental conditions. Furthermore, nothing in this act or the rules and regulations adopted pursuant thereto shall be construed as authorizing the supervision, regulation, or control of the remedial care or treatment of residents or patients in any hospital conducted for those who rely primarily upon treatment by prayer or spiritual means in accordance with the creeds or tenets of any well-recognized church or religious denomination.

(19) "Hospital" means any institution, place, building, or agency which provides accommodations, facilities, and services over a continuous period of twenty-four hours or more for observation, diagnosis, or care of two or more individuals not related to the operator who are

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

(20) "Individualized care plan" means a written statement of care to be provided for a client based upon physical, psychosocial, spiritual assessment of the patient, and assessment of family as appropriate. This statement shall include short- and long-term goals, client education, discharge planning, and the name of the individual member of the interdisciplinary care team designated as responsible for implementation. This statement shall be developed with participation of clients as appropriate.

(21) "Interdisciplinary care team" means a group composed of the patient, the family, and professional care providers which may include, but is not limited to, required adjunctive therapists, registered nurses, nutritionists, spiritual advisors, pharmacists, physicians, mental health professionals, or social workers. "Core team" means those individuals required to provide services for clients within the hospice care center program and shall include a registered nurse, physician, medical director, social worker, spiritual consultant or advisor, and volunteer director.

(22) "Lavatory" means a plumbing fixture designed and equipped for handwashing purposes.

(23) "Licensed nurse" means a registered nurse under provisions of chapter 18.88 RCW or a licensed practical nurse under provisions of chapter 18.78 RCW.

(24) "Medical staff" means physicians and other medical practitioners appointed by the governing body to practice within the parameters of the medical staff by-laws of the hospice care center.

(25) "New construction" means any of the following started after promulgation of these rules and regulations:

(a) New building or buildings to be used as part of the hospice care center;

(b) Addition or additions to existing hospice care center to be used as part of the hospice care center;

(c) Alteration or alterations or modification or modifications other than minor alteration or alterations to a hospice care center. "Minor alteration or alterations" means any structural or functional modification within the existing center which does not change the approved use of the room or area. Minor alterations performed under this definition do not require prior approval of the department.

(26) "Palliative care" means activities, interventions, and interactions which are planned and executed to cause a lessening or reduction of physical, psychosocial and spiritual pain, and intended to ease without curing.

(27) "Patient" means the terminally ill individual.

(28) "Patient care coordinator" means a designated, qualified employee who is responsible for the organization, implementation, and evaluation of the individualized care plan of a patient.

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

(30) "Personnel" means individuals employed and receiving monetary payment from the hospice care center.

(31) "Pharmacist" means an individual who is licensed by the state board of pharmacy to engage in the practice of pharmacy under the provisions of chapter 18.64 RCW.

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

(33) "Prescription" means a written or oral order for drugs issued by a medical practitioner, licensed in the state of Washington, in the course of his or her professional practice, as defined by Washington state statute, for a legitimate medical purpose (RCW 18.64.011 (3)(a)).

(34) "Registered nurse" means an individual licensed under the provisions of the law regulating the practice of registered nursing in the state of Washington, chapter 18.88 RCW.

(35) "Scheduled drug" means those substances or immediate precursors listed in Schedules I through V, Article II, RCW 69.50.201, State Uniform Substance Act, now or as hereafter amended.

(36) "Self-administration" means those instances when a patient or member of the client family administer a medication from a properly labeled container while on the premises of the hospice care center.

(37) "Shall" means compliance ((when)) with the regulation is mandatory.

(38) "Should" means compliance with the regulation or rule is suggested or recommended but not required.

(39) "Social worker" means an individual with a masters degree in social work from an accredited school of social work or an individual eligible for membership in the academy of certified social workers.

(40) "Staff" means those individuals providing services within the hospice care center. These individuals may be paid or unpaid and shall be designated as medical staff, personnel, or volunteers, respectively.

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

(42) "Useable floor area" means floor spaces in patient rooms excluding areas taken up by vestibules, closets, wardrobes, portable lockers, lavatories, and toilet rooms.

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

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-321-012 LICENSURE—NOTICE OF DECISION—ADJUDICATIVE PROCEEDING. (1) After January 1, 1982, no person acting separately or jointly with any other person shall establish, maintain, conduct or operate a hospice care center in this state or use the words "hospice care center" to describe or identify a place or building which does not have a license as a hospice care center as defined and described herein.

(2) An application for a hospice care center license shall be submitted to the department on forms provided by the department. The application shall be signed by the operator of the facility and the legal representative of the governing body.

(3) Other requirements related to licensure, fees, and inspection are as stipulated in RCW 70.41.100, 70.41.110, 70.41.120, 70.41.130, 70.41.150, 70.41.160 (~~and~~), 70.41.170, and WAC 246-321-990.

(4) There shall be compliance with other regulations to include:

(a) Applicable rules and regulations for hospice care centers adopted by the Washington state fire marshal pursuant to RCW 70.41.080 and chapter 48.48 RCW;

(b) Applicable national, state, and local electrical, fire, zoning, building, and plumbing codes.

(5)(a) The department's notice of a denial, suspension, modification, or revocation of a license shall be consistent with RCW (~~43.20A.205~~) 43.70.115. An applicant or license holder has the right to an adjudicative proceeding to contest the decision.

(b) A license applicant or holder contesting a department license decision shall within twenty-eight days of receipt of the decision:

(i) File a written adjudicative proceeding application by a method showing proof of receipt with the (~~Office of Appeals, P.O. Box 2465, Olympia, WA 98504~~) Administrative Hearings Unit, Department of Health, 1300 Quince Street S.E., P.O. Box 47851, Olympia, WA 98504-7851; and

(ii) Include in or with the application:

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

(B) The grounds for contesting the department decision; and

(C) A copy of the contested department decision.

(c) The proceeding is governed by the Administrative Procedure Act (chapter 34.05 RCW), this chapter, and chapter (~~248-08~~) 246-08 WAC. If a provision in this chapter conflicts with chapter (~~248-08~~) 246-08 WAC, the provision in this chapter governs.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-321-017 HIV/AIDS EDUCATION AND TRAINING. Hospice care centers shall:

(1) Verify or arrange for appropriate education and training of personnel on the prevention, transmission, and treatment of human immunodeficiency virus (HIV) and acquired immunodeficiency syndrome (AIDS) consistent with RCW 70.24.310; and

(2) Use infection control standards and educational material consistent with the approved curriculum manual Know - HIV/AIDS Prevention Education for Health Care Facility Employees, (~~May 31, 1989~~) January 1991, published by the office on HIV/AIDS.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-321-030 FOOD AND DIETARY SERVICES. (1) The dietary and food service shall be provided and managed by an individual trained in food service.

(2) Food and dietary services shall incorporate the periodic input of a dietitian. Appropriate nutritional and dietary consultation shall be provided patients.

(3) Food shall be prepared and served at intervals appropriate to the needs of patients. Unless contraindicated, current recommendations of the food and nutrition board of the national research council adjusted for age, sex, and activity shall be used. Snacks of a nourishing quality shall be available as needed for patients. Cultural and ethnic preferences of patients should be respected in planning and serving meals.

(4) There shall be written physician orders for all therapeutic diets served to patients. A current therapeutic diet manual approved in writing by a dietitian and the medical director shall be used for planning and preparing therapeutic diets.

(5) All menus shall be retained for one year.

(6) When the hospice care center policy provides for allowing for the preparation and/or storage of personal food brought in by clients for consumption by clients, there shall be adequate mechanical refrigeration capable of maintaining a temperature of forty-five degrees fahrenheit or lower and dishwashing facilities which provide hot water at a temperature of not less than one hundred fifty degrees fahrenheit. Suitable dining area(s) should be provided for clients.

(7) Food service sanitation shall be governed by chapter (~~248-84~~) 246-215 WAC, rules and regulations of the state board of health governing food service sanitation.

(8) There shall be current written policies and procedures for food storage, food preparation, food service, scheduled cleaning of all food service equipment and work areas. A copy of the procedures shall be kept within the food service area and shall be available for reference by dietary or food service personnel and other personnel at all times.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-321-035 INFECTION CONTROL. (1) There shall be written policies and procedures addressing infection control, including: Housekeeping; cleaning, sterilization, disinfection, sanitization, and storage of supplies and equipment; health of personnel; pets; food service sanitation.

(2) Provision shall be made for isolation of patients with infectious conditions in accordance with Isolation Techniques For Use In Hospitals, United States Department of Health and Human Services, most recent edition.

(3) There shall be reporting of communicable disease in accordance with chapter ((248-100)) 246-100 WAC.

(4) Recognized standards of medical aseptic technique including basic handwashing practices shall be followed in all direct personal care of patients.

(5) Methods for cleaning, disinfecting or sterilizing, handling and storage of all supplies and equipment shall be such as to prevent the transmission of infection.

(6) Written procedures shall specify daily and periodic cleaning schedules and routines for facility and equipment.

(7) Sewage, garbage, refuse, and liquid waste shall be collected and disposed of in a manner to prevent the creation of an unsafe or unsanitary condition or nuisance.

(8) There shall be in effect a current system of discovering, reporting, investigating, and reviewing infections among patients and personnel with maintenance of records on such infections.

(9) Upon employment and annually thereafter each employee and volunteer shall have or provide documented evidence of a tuberculin skin test by the Mantoux method, unless medically contraindicated. A negative skin test shall consist of less than ten millimeters induration read at forty-eight to seventy-two hours. A positive skin test shall consist of ten millimeters of induration, or greater, read at forty-eight to seventy-two hours. Positive reactors shall have a chest x-ray within ninety days of the first day of employment. Exemptions and specific requirements are as follows:

(a) New employees who can document a positive Mantoux test in the past shall have an initial screening in the form of a chest x-ray;

(b) After entry, annual screening in the form of a skin test or chest x-ray shall not be required for reactors;

(c) Those with positive skin tests who have completed the recommended course of preventive or curative treatment, as determined by the local health officer, shall be exempted from testing;

(d) Records of test results, x-rays or exemptions from such, shall be kept by the facility.

(10) Employees with a communicable disease in a known infectious stage shall not be on duty. Policy and procedures shall specify conditions for staff who are working despite presence of communicable disease.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-321-050 PHYSICAL ENVIRONMENT AND EQUIPMENT. (1) The hospice care center shall provide a safe and clean environment for clients, staff, and visitors. Equipment shall be kept clean, calibrated, adjusted, and in good repair.

(2) The hospice care center shall be accessible and equipped to accommodate physically handicapped individuals, to include minimally:

(a) Corridors serving as egress from patient rooms eight feet wide;

(b) Corridors elsewhere in the center minimally four feet wide;

(c) Doorways for use by clients at least thirty-two inches clear width (thirty-four inch door);

(d) Doorways for patient rooms and exterior exit doors from eight foot corridors forty-four inches clear width, (forty-six inch door);

(e) Minimally, one toilet, lavatory, and bathing facility which meet barrier free code, on each floor used for client services;

(f) Stairways and stairwells shall be minimally forty-four inches clear width;

(i) Interior and exterior stairways and stairwells shall have handrails on both sides. Railing ends shall be returned to wall;

(ii) Exterior stairways and stairwells shall have adequate protection from moisture, ice, other hazards, and slipping.

(iii) Exterior steps shall be equipped with nonslip material on treads; open risers are prohibited; nosing shall be flush, slip resistant and rounded to one-half inch maximum radius.

(g) Ramps shall be minimally forty-four inches clear width;

(i) There shall be handrails on both sides;

(ii) Ramps shall not exceed slope ratio of one in twelve;

(iii) Ramps shall be provided with nonslip surfaces.

(3) There shall be provision for adequate personal privacy for personal and private activities such as toileting, bathing, dressing, sleeping, communicating with family and time alone.

(4) Patient rooms:

(a) Each patient room shall be directly accessible from a corridor or common use activity room or an area for patients;

(b) Each sleeping room shall have a clear window or relite area of approximately one-tenth of the usable floor area providing for patient visibility of the out-of-doors. A court or glass covered atrium may be equivalent to out-of-doors. Distance from relites to exterior windows or atrium relites shall not exceed eight feet, six inches.

(i) Windows shall be at least twenty-four feet from other buildings or the opposite wall of a court or at least ten feet from a property line, except on street sides;

(ii) If the depth of a court is less than one-half its width, the width requirement shall not apply.

(iii) Outside window walls shall be at least eight feet from outside public walkways.

(iv) Operable windows or openings that serve for ventilation shall be provided with screening.

(c) No room more than two foot six inches below grade shall be used for the housing of patients. Room size shall be determined by program, provided all patient rooms have at least one hundred square feet of usable floor space in each single patient room. Multipatient rooms shall provide not less than eighty-five square feet of usable floor area per bed. There shall not be less than seven and one-half foot ceiling height over the usable floor area;

(d) Each patient shall be provided an enclosed space suitable for hanging garments and storage of personal belongings within his or her room or nearby. There shall be provision for secure storage of patient valuables;

(e) Each patient shall be provided a bed appropriate to the special needs and size of the patient with a cleanable mattress which is in good repair and a cleanable or disposable pillow;

(f) Room furnishings shall be provided and maintained in a clean and safe condition;

(g) Patient beds shall be spaced so that they do not interfere with entrance, exit or traffic flow within the room. Patient rooms shall be of a dimension and conformation allowing not less than three feet between beds.

(5) There shall be, minimally, one bathing facility for each six patients within the center, or major fraction thereof, (tub, shower, portable shower, portable tub or equivalent). This ratio includes the bathing facility described in WAC (~~248-21-050~~) 246-321-050 (2)(e).

(6) Toilets shall be in a ratio of at least one toilet for every four patients, or major fraction thereof. This ratio excludes toilet described in WAC (~~248-21-050~~) 246-321-050 (2)(e).

(7) Lavatories shall be provided in a ratio of at least one lavatory for each toilet located in toilet room(s). Lavatories shall be provided in a ratio of at least one per four patients. Lavatories shall be located at entry of patient rooms used for isolation.

(8) At least one toilet and lavatory shall be provided on each floor for use by those who are not patients. This may include toilet and lavatory described in WAC (~~248-21-050~~) 246-321-050 (2)(e).

(9) Carpets may be used in patient and nonpatient occupied areas with the following exceptions; toilet rooms, bathing facilities, isolation rooms, laundry rooms, utility rooms, examination or treatment rooms, housekeeping closets;

(a) Specifications for acceptable carpeting include:

(i) Carpet material which meets the standards of the state fire marshal and is easily cleanable;

(ii) Pile tufts shall be a minimum of sixty-four per square inch or equivalent density;

(iii) Rows shall be a minimum of eight per square inch or equivalent density;

(b) Installation of carpet material.

(i) Pad and carpet shall be installed according to manufacturer recommendations;

(ii) Edges of carpet shall be covered and cove or base shoe used at all wall junctures. Seams shall be sewn or bonded together with manufacturer recommended cement.

(10) There shall be adequate visiting and lounge areas provided, excluding hallways and corridors. Ratio of fifteen square feet per patient bed and not less than one hundred eighty square feet per facility recommended, excluding hallways and corridors.

(11) There shall be adequate meeting rooms and office areas for use by the interdisciplinary care team. Other rooms or areas may serve as meeting rooms provided confidentiality is maintained.

(12) Linen and laundry:

(a) A safe and adequate clean linen storage area shall be provided with a supply of clean linen available for patients use;

(b) Any laundry done in the facility shall be done in a laundry room separate from the kitchen, dining areas, clean and soiled storage and handling areas;

(c) The soiled laundry storage and sorting area shall be in a well ventilated area separate from the clean linen handling area, clean storage areas, and food preparation areas. If linen or laundry is washed on the premises, an adequate supply of hot water shall be available to provide water at a minimum of one hundred sixty degrees fahrenheit in the washing machine.

(13) Utility and storage facilities:

(a) Sufficient clean storage and handling room(s) shall provide closed storage for clean and sterile supplies and equipment;

(b) Washing, disinfection, storage and other handling of medical and nursing supplies and equipment shall be accomplished in a manner which ensures segregation of clean and sterile supplies and equipment from those that are contaminated;

(c) Soiled room(s) shall provide:

(i) Clinic service sink, siphon jet or equivalent;

(ii) Space for soiled linen or laundry containers;

(iii) Counter top, double compartment sink, and goose-neck spout or equivalent;

(iv) Storage for cleaning supplies and equipment.

(14) Housekeeping:

(a) Adequate and clean housekeeping equipment shall be maintained;

(b) At least one service sink and housekeeping closet or enclosed cabinet equipped with shelving shall be provided in a suitable setting within the facility. May be combined with a soiled room as described in (~~WAC 248-21-050~~) subsection (13)(c) of this section. Clinic service sink may be considered equivalent to service sink.

(15) Communications:

(a) There shall be a telephone readily available for patients to make and receive confidential calls;

(b) There shall be at least one "nonpay" telephone per floor readily accessible in event of fire and other emergencies.

(c) A nurse call shall be provided at each bed and in each toilet room and bathing facility.

(16) Appropriate first aid supplies and equipment shall be maintained and available in a safe and sanitary location.

(17) Water supply and plumbing. The water supply plumbing, the fixtures and the waste and drainage system of the hospice care center shall be maintained to avoid insanitary conditions:

(a) There shall be an adequate supply of hot and cold running water under pressure which conforms with chapter ~~((248-54))~~ 246-290 WAC;

(b) Hot water shall be a safe temperature at all fixtures used by patients. Hot water temperatures at bathing fixtures used by patients shall be automatically regulated so as not to exceed one hundred and twenty degrees fahrenheit;

(c) There shall be devices to prevent backflow into the water supply system from fixtures where extension hoses or other cross connections may occur.

(18) Heating. Heating systems shall be operated and maintained to provide a comfortable, healthful temperature in rooms used by patients during the coldest weather conditions ordinarily encountered in the geographical location of the hospice care center.

(19) Ventilation. There shall be ventilation of all rooms used by patients and personnel sufficient to remove all objectional odors, excess heat, and condensation. Inside rooms including toilets, bathrooms, smoking rooms, and other rooms in which excessive moisture, odors or contaminants originate shall be provided with mechanical exhaust ventilation.

(20) Lighting, wiring, and power. Adequate lighting shall be provided in all usable areas of the hospice care center, appropriate to the function:

(a) Appropriate, adequate, and safe electrical service shall be provided;

(b) Adequate emergency lighting for means of egress, (battery operated acceptable);

(c) Adequate emergency power available, (battery operated acceptable).

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-323-010 DEFINITIONS. (1) "Abuse" means injury, sexual abuse or negligent treatment or maltreatment of a child or adolescent by a person who is legally responsible for the child's/adolescent's welfare under circumstances which indicate that the child's/adolescent's health, welfare and safety is harmed thereby. (RCW 26.44.020.)

Person "legally responsible" shall include a parent or guardian or a person to whom parental responsibility has been delegated (e.g., teachers, providers of residential care, providers of day care).

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

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

(2) "Administrator" means the individual appointed as chief executive officer by the governing body of the facility, to act in its behalf in the overall management of the residential treatment facility.

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

(4) "Child psychiatrist" means a psychiatrist who has specialization in the assessment and treatment of children and youth with psychiatric impairments. This individual shall be certified in child psychiatry by the board of psychiatry and neurology or board eligible.

(5) "Client" means an individual child or youth who is living in a residential treatment facility for the purpose of receiving treatment and/or other services for a psychiatric impairment.

(6) "Clinical staff" means mental health professionals who have been appointed by the governing body of a residential treatment facility to practice within the parameters of the clinical staff bylaws as established by the governing body of that residential treatment facility.

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

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

(9) "Dietician" means a person who is eligible for membership in the American dietetic association.

(10) "Discipline" means actions taken by personnel and staff to encourage the establishment of habits of self-control or to regulate unacceptable client behavior. The individualized treatment plan shall define both of these.

(11) "Drug administration" means an act in which a single dose of a prescribed drug or biological is given to a patient by an authorized person in accordance with all laws and regulations governing such acts. The complete act of administration entails removing an individual dose from a previously dispensed, properly labeled container (including a unit dose container), verifying it with the physician's orders, giving the individual dose to the proper patient, and properly recording the time and dose given.

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

(13) "Governing body" means the individual or group which is legally responsible for operation and maintenance of the residential treatment facility.

(14) "Individualized treatment plan" means a written statement of care to be provided to a client based upon assessment of his/her strengths, assets, interests, and problems. This statement shall include short and long-term goals with an estimated time frame stipulated, identification of the process for attaining the goals and a discharge plan. When possible, this statement shall be developed with participation of the client.

(15) "Mental health professional" means those individuals described in RCW 71.05.020 and WAC ~~((275-55-100))~~ 275-55-020.

(16) "Multidisciplinary treatment team" means a group comprised, when indicated, of individuals from various clinical services, to include medicine, psychiatry, psychology, social work, nursing, occupational and recreational therapies, dietary, pharmacy, education, speech, and hearing. Members of this group shall assess,

plan, implement, and evaluate treatment for clients under care.

(17) "Neglect" means negligent treatment or maltreatment or an act of omission which evinces a serious disregard of consequences of such a magnitude as to constitute a clear and present danger to a child's/adolescent's health, welfare, and safety. (RCW 26.44.020.)

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

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

(18) "New construction" means any of the following started after promulgation of these rules and regulations:

(a) New building(s) to be used as part of the residential treatment facility;

(b) Addition(s) to or conversions of existing building(s) to be used as part of the residential treatment facility;

(c) Alteration(s) or modification(s) other than minor alteration(s) to a residential treatment facility or to a facility seeking licensure as a residential treatment facility.

"Minor alteration(s)" means any structural or functional modification(s) within the existing residential treatment facility which does not change the approved use of the room or area. Minor alterations performed under this definition do not require prior approval of the department; however, this does not constitute a release from the applicable requirements contained in chapter 248-16 WAC.

(19) "Occupational therapist" means a person eligible for certification as a registered occupational therapist by the American Occupational Therapy Association.

(20) "Occupational therapy services" means activities directed toward provision of ongoing evaluation and treatment which will increase the client's ability to perform those tasks necessary for independent living, including daily living skills, sensory motor, cognitive and psychosocial components.

(21) "Owner" means an individual, firm, or joint stock association or the legal successor thereof who operates residential treatment facilities for psychiatrically impaired children, whether owning or leasing the premises.

(22) "Pharmacist" means a person who is licensed by the state board of pharmacy to engage in the practice of pharmacy under the provisions of chapter 18.64 RCW.

(23) "Physician" means a doctor of medicine or a doctor of osteopathy licensed to practice in the state of Washington.

(24) "Prescription" means the written or oral order for drugs issued by a duly licensed medical practitioner in the course of his/her professional practice, as defined by Washington state statutes for legitimate medical purposes. (RCW 18.64.011.)

(25) "Psychiatric impairment" means severe emotional disturbance corroborated by clear psychiatric diagnosis provided that one or more of the following symptomatic behaviors is exhibited:

(a) Bizarreness, severe self-destructiveness, schizophrenic ideation, chronic school failure, or other signs or symptoms which are the result of gross, ongoing distortions in thought processes;

(b) School phobias, suicide attempts, or other signs or symptoms associated with marked severe or chronic affective disorders as defined in the most recent edition of American Psychiatric Association Diagnostic and Statistical Manual;

(c) Chronic sexual maladjustment, history of aggressive unmanageability including violent, chronic, grossly maladaptive behaviors which are associated with (a) or (b) above.

(26) "Psychiatrist" means a physician who has successfully completed a three-year residency program in psychiatry and is certified by the American board of psychiatry and neurology.

(27) "Psychological services" means activities directed towards the provision of interpretation, review and supervision of psychological evaluations; treatment services; participation in admission and discharge; diagnostic formulation; consultation and research.

(28) "Psychologist" means a person who is licensed as a psychologist in the state of Washington under provisions of chapter 18.83 RCW with training in child clinical psychology.

(29) "Registered nurse" means an individual licensed under the provisions of chapter 18.88 RCW, regulating the practice of registered nursing in the state of Washington.

(30) "Recreational therapist" means a person with a bachelor's degree with a major or option in therapeutic recreation or in recreation for ill and handicapped or a bachelor's degree in a related field with equivalent professional experience.

(31) "Recreational therapy services" means those activities directed toward providing assessment of a client's current level of functioning in social and leisure skills and implementation of treatment in areas of deficiency.

(32) "Residential treatment facility for psychiatrically impaired children and youth" means a residence, place or facility designed and organized to provide twenty-four hour residential care and long-term individualized, active treatment for clients who have been diagnosed or evaluated as psychiatrically impaired.

(33) "Restraint" means any apparatus or chemical used for the purpose of preventing or limiting volitional body movement.

(34) "Scheduled drugs" means those drugs, substances, or immediate precursors listed in Scheduled I through V, Article II, RCW 69.50.201, State Uniform Controlled Substance Act, as now or hereafter amended.

(35) "Self-administration of medication" means that a client administers or takes his/her own medication from a properly labeled container: PROVIDED, That the facility maintains the responsibility for seeing that medications are used correctly and that the client is responding appropriately.

(36) "Shall" means that compliance with regulation is mandatory.

(37) "Should" means that compliance with a regulation or standard is suggested or recommended but not required.

(38) "Social work services" means "professional social work services" which includes activities and/or services which are performed to assist individuals, families, groups or communities in improving their capacity for social functioning or in effecting changes in their behavior, emotional responses or social conditions.

(39) "Social worker" means a person with a master's degree in social work obtained from an accredited school of social work.

(40) "Special services" means clinical and rehabilitative activities and/or programs which shall include but not be limited to: Laboratory, radiology and anesthesiology services; education and vocational training; speech, language, hearing, vision, dentistry, and physical rehabilitation.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-323-020 LICENSURE. Residential treatment facilities shall be licensed under chapter 71.12 RCW, Private establishments. Chapter ~~((248-23)) 246-323~~ WAC establishes minimum licensing standards for the safety, adequate care and treatment of clients who are residents in a residential treatment facility.

(1) Application for license.

(a) An application for a residential treatment facility license shall be submitted on forms furnished by the department. Applications shall be signed by the legal representative of the owner.

(b) The applicant shall furnish to the department full and complete information and promptly report any changes which would affect the current accuracy of such information as to the identity of each officer and director of the corporation, if the program is operated by a legally incorporated entity, profit or nonprofit, and of each partner, if the program is a legal partnership.

(2) Disqualified applicants.

(a) Each and every individual named in an application for a residential facility license shall be considered separately and jointly as applicants, and if anyone is deemed disqualified/unqualified by the department in accordance with the law or these rules and regulations, a license may be denied, suspended or revoked. A license may be denied, suspended or revoked for failure or refusal to comply with the requirements established by chapter 71.12 RCW or with rules and regulations promulgated pursuant thereto, and, in addition, for any of the following:

(i) Obtaining or attempting to obtain a license by fraudulent means or misrepresentation;

(ii) Permitting, aiding or abetting the commission of an illegal act on the premises of the residential treatment facility;

(iii) Cruelty, abuse, neglect or assault, or indifference to the welfare of any client;

(iv) Misappropriation of the property of the client; and

(v) Failure or inability to exercise fiscal accountability and responsibility toward the individual client, the department, or the business community.

(b) Before granting a license to operate a residential treatment facility, the department shall consider the ability of each individual named in the application to operate the residential treatment facility in accordance with the law and with these regulations. Individuals who have previously been denied a license to operate a health care or child care facility in this state or elsewhere, or who have been convicted civilly or criminally of operating such a facility without a license, or who have had their license to operate such a facility suspended or revoked, shall not be granted a license unless, to the satisfaction of the department, they affirmatively establish clear, cogent and convincing evidence of their ability to operate the residential treatment facility, for which the license is sought, in full conformance with all applicable laws, rules and regulations.

(3) Visitation and examination of the residential treatment facility by the department to ascertain compliance with this chapter and chapter 71.12 RCW shall occur as necessary and at least one time each twelve months.

(4) Denial, suspension, modification, or revocation of a license; adjudicative proceeding.

(a) When the department determines that a facility has failed or refused to comply with the requirements of chapter 71.12 RCW and/or these rules, the department may, if the interests of the clients so demand, issue to the applicant or licensee a notice to deny a license application or to suspend, modify, or revoke a license to a license holder. The department's notice of a denial, suspension, modification, or revocation of a license shall be consistent with RCW ~~((43-20A-XXX and section 95, chapter 175, Laws of 1989)) 43.70.115~~. An applicant or license holder has the right to an adjudicative proceeding to contest the decision.

(b) A license applicant or holder contesting a department license decision shall within twenty-eight days of receipt of the decision:

(i) File a written application for an adjudicative proceeding by a method showing proof of receipt with the ~~((Office of Appeals, P.O. Box 2465, Olympia, WA 98504))~~ Administrative Hearings Unit, Department of Health, 1300 Quince Street S.E., P.O. Box 47851, Olympia, WA 98504-7851; and

(ii) Include in or with the application:

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

(B) The grounds for contesting the department decision; and

(C) A copy of the contested department decision.

(c) The proceeding is governed by the Administrative Procedure Act (chapter 34.05 RCW), this chapter, and chapter ~~((248-08)) 246-08~~ WAC. If a provision in this chapter conflicts with chapter ~~((248-08)) 246-08~~ WAC, the provision in this chapter governs.

(5) Submission of plans. The following shall be submitted with an application for license: PROVIDED, HOWEVER, That when any of the required plans are already on file with the department through previous

applications for license or construction approval, only plans for portions or changes which are not on file need to be submitted.

(a) A plot plan showing street, driveways, water and sewage disposal systems, the location of buildings on the site and grade elevations within ten feet of any building in which clients are to be housed.

(b) Floor plans of each building in which clients are to be housed. The floor plans shall provide the following information:

(i) Identification of each client's sleeping room by use of a lettering or numbering system, or some equivalent mechanism of identification;

(ii) The usable square feet of floor space in each room;

(iii) The clear window glass area in each client's sleeping room;

(iv) The height of the lowest portion of the ceiling in any client's sleeping room;

(v) The floor elevations referenced to the grade level.

(6) Posting of license. A license for the residential treatment facility shall be posted in a conspicuous place on the premises.

(7) New construction.

(a) When new construction is contemplated, the following shall be submitted to the department for review:

(i) A written program containing, at a minimum, information concerning services to be provided and operational methods to be used which will affect the extent of facilities required by these regulations.

(ii) Duplicate sets of preliminary plans which are drawn to scale and include: A plot plan showing streets, driveways, the water and sewage disposal systems, grade and location of building(s) on the site; the plans for each floor of the building(s), existing and proposed, which designate the functions of each room and show all fixed equipment. The preliminary plans shall be accompanied by a statement as to the source of the water supply and the method of sewage and garbage disposal and a general description of construction and materials, including interior finishes.

(b) Construction shall not be started until duplicate sets of final plans (drawn to scale) and specifications have been submitted to and approved by the department. Final plans and specifications shall show complete details to be furnished to contractors for construction of buildings. These shall include:

(i) Plot plans;

(ii) Plans for each floor of the building(s) which designate the function of each room and show all fixed equipment and the planned location of beds and other furniture in client's sleeping rooms;

(iii) Interior and exterior elevations, building sections and construction details;

(iv) A schedule of floors, wall and ceiling finishes, and the types and sizes of doors and windows;

(v) Plumbing, heating, ventilation, and electrical systems; and

(vi) Specifications which fully describe workmanship and finishes.

(c) Adequate provisions shall be made for the safety and comfort of clients as construction work takes place in or near occupied areas.

(d) All construction shall take place in accordance with the approved final plans and specifications. The department shall be consulted prior to making any changes from the approved plans and specifications. When indicated by the nature or extent of proposed changes, the department may require the submission of modified plans or addenda for review prior to considering proposed change(s) for approval. Only those changes which have been approved by the department may be incorporated into a construction project. In all cases, modified plans or addenda on changes which are incorporated into the construction project shall be submitted for the department's file on the project even though it was not required that these be submitted prior to approval.

(8) Exemptions. The ~~((state board of health))~~ department may, in its discretion, exempt a residential treatment facility from complying with parts of these rules pursuant to the procedures set forth in WAC ~~((248-08-595))~~ 246-08-210.

(9) Compliance with other regulations.

(a) Rules and regulations adopted by the Washington state fire marshal under provisions of RCW 71.12.485 which are found in Title 212 WAC apply.

(b) If there is no local plumbing code, the uniform plumbing code of the international association of plumbing and mechanical officials shall be followed.

(c) Compliance with these regulations does not exempt a residential treatment facility from compliance with local and state electrical codes or local zoning, building and plumbing codes.

(10) Transfer of ownership. The ownership of a residential treatment facility shall not be transferred until the transferee has been notified by the department that the transferee's application for a license has been approved. Change in administrator shall be reported to the department.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-323-040 HIV/AIDS EDUCATION AND TRAINING. Residential treatment facilities for psychiatrically impaired children and youth shall:

(1) Verify or arrange for appropriate education and training of personnel on the prevention, transmission, and treatment of human immunodeficiency virus (HIV) and acquired immunodeficiency syndrome (AIDS) consistent with RCW 70.24.310; and

(2) Use infection control standards and educational material consistent with the approved curriculum manual Know - HIV/AIDS Prevention Education for Health Care Facility Employees, ~~((May 31, 1989))~~ January 1991, published by the office on HIV/AIDS.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-323-050 CLIENT CARE SERVICES.

(1) The residential treatment facility shall have written policies regarding admission criteria and treatment

methods. The admission of clients shall be in keeping with the stated policies and shall be limited to clients for whom the facility is qualified by staff, services, and equipment to give adequate care.

(2) Acceptance of a client for admission and treatment shall be based upon an assessment and intake procedure that determines the following:

(a) A client requires treatment which is appropriate to the intensity and restrictions of care provided by the programs; and/or

(b) The treatment required can be appropriately provided by the program(s) or program component(s); and

(c) Alternatives for less intensive or restrictive treatment are not available.

(3) Treatment and discharge planning.

(a) An initial treatment plan shall be developed for each client upon admission.

(b) The multidisciplinary treatment team shall develop an individualized treatment plan for each client within fourteen days of admission to the facility.

(i) This plan shall be developed following a complete client assessment which shall include, but not be limited to assessment of physical, psychological, chronological age, developmental, family, educational, social, cultural, environmental, recreational, and vocational needs of the clients.

(ii) The individualized treatment plan shall be written and interpreted to the client, guardian, and client care personnel.

(iii) There shall be implementation of the individualized treatment plan by the multidisciplinary treatment team with written review and evaluation at least one time each thirty days. Modifications in the treatment plan shall be made as necessary. Implementation and review shall be evidenced in the clinical record.

(iv) The individualized treatment plan shall include a written discharge plan developed and implemented by the multidisciplinary treatment team.

(v) The individualized treatment plan shall be included in the clinical record.

(4) A written plan shall be developed describing the organization of clinical services. This plan shall address the following:

(a) Medical services.

(i) A comprehensive health assessment and medical history shall be completed and recorded by a physician within five working days after admission unless a comprehensive health assessment and history have been completed within thirty days prior to admission and records are available to the residential treatment facility.

(ii) A complete neurological evaluation shall be completed when indicated.

(iii) A physician member of the clinical staff shall be responsible for the care of any medical condition that may be present during residential treatment.

(iv) Orders for medical treatment shall be signed by a physician.

(v) There shall be a physician on call at all times to advise regarding emergency medical problems. Provisions shall be made for emergency medical services when needed.

(vi) A psychiatric evaluation shall be completed and documented by a psychiatrist within thirty days prior or fourteen days following admission.

(vii) If there is not a child psychiatrist on the staff, there shall be a child psychiatrist available for consultation.

(b) Psychological services. There shall be a psychologist with documented evidence of skill and experience in working with children and youth available either on the clinical staff or by consultation, responsible for planning and reviewing psychological services and for developing a written set of guidelines for psychological services.

(c) Nursing service. There shall be a registered nurse, with training and experience in working with psychiatrically impaired children and youth, on staff as a full-time or part-time employee who shall be responsible for all nursing functions.

(d) Social work services. There shall be a social worker with experience in working with children and youth on staff as a full-time or part-time employee who shall be responsible for social work functions and the integration of these functions into the individualized treatment plan.

(e) Special services.

(i) There shall be an educational/vocational assessment of each client with appropriate educational/vocational programs developed and implemented or assured on the basis of that assessment.

(ii) Special services shall be provided by qualified persons as necessary to meet the needs of the clients.

(f) Occupational therapy services. There shall be an occupational therapist available who has experience in working with psychiatrically impaired children and youth responsible for occupational therapy functions and the integration of these functions into treatment.

(g) Recreational therapy services. There shall be a recreational therapist available who has had experience in working with psychiatrically impaired children and youth responsible for the recreational therapy functions and the integration of these functions into treatment.

(h) Food and dietary services.

(i) Food and dietary services shall be provided and managed by a person knowledgeable in food service.

(ii) Dietary service shall incorporate the services of a dietician in order to meet the individual nutritional needs of clients.

(iii) All menus shall be written at least one week in advance, approved by a dietician, and retained for one year.

(iv) There shall be client-specific physician orders for therapeutic diets served to clients. Therapeutic diets shall be prepared and served as prescribed. A current therapeutic diet manual approved by the dietician shall be used for planning and preparing therapeutic diets.

(v) Meals and nourishment shall provide a well balanced diet of good quality food in sufficient quantity to meet the nutritional needs of children and youth. Unless contraindicated, the dietary allowances of the food and nutrition board of the national research council adjusted for age, sex, and activity shall be used. Snacks of a nourishing quality shall be available as needed for clients.

(vi) Food service sanitation shall be governed by chapter ~~((248-84))~~ 246-215 WAC, "food service sanitation."

(5) Other client safety and care requirements.

(a) Disciplinary policies and practices shall be stated in writing.

(i) Discipline shall be fair, reasonable, consistent, and related to the behavior of the client. Discipline, when needed, shall be consistent with the individualized treatment plan.

(ii) Abusive, cruel, hazardous, frightening, or humiliating disciplinary practices shall not be used. Seclusion and restraints shall not be used as punitive measures. Corporal punishment shall not be used.

(iii) Disciplinary measures shall be documented in the clinical record.

(b) Assault, abuse and neglect. Clients shall be protected from assault, abuse and neglect. Suspected or alleged incidents of nonaccidental injury, sexual abuse, assault, cruelty or neglect to a child or adolescent shall be reported to a law enforcement agency or to the department.

Reporting requirements for suspected incidents of child abuse and/or neglect shall comply with chapter 26.44 RCW.

(i) Staff and/or practitioners legally obligated to report suspected abuse or neglect include licensed practical nurses, registered nurses, physicians and their assistants, podiatrists, optometrists, chiropractors, dentists, social workers, psychologists, pharmacists, professional school personnel, and employees of the department.

(ii) Orientation material shall be made available to the facility personnel, clinical staff and/or consultants informing practitioners of their reporting responsibilities and requirements. Appropriate local police and department phone numbers shall be available to personnel and staff.

(iii) When suspected or alleged abuse is reported, the clinical record shall reflect the fact that an oral or written report has been made to the child protective services of the department or to a law enforcement agency. This note shall include the date and time that the report was made, the agency to which it was made and the signature of the person making the report. Contents of the report need not be included in the clinical record.

(iv) Conduct conforming with reporting requirements of this section or chapter 26.44 RCW shall not be deemed a violation of the confidential communication privileges of RCW 5.60.060 (3) and (4) and 18.83.110.

(c) Allowances, earnings, and expenditures shall be accounted for by the facility. When a client is discharged, he/she may be permitted to take the balance of his/her money or be fully informed about the transfer of his/her money to another facility or other transfer as permitted by state or federal law.

(d) Clients shall not be used to carry the responsibility for basic housekeeping and maintenance of the facility and equipment. Assigned tasks may be performed insofar as they are appropriate and are a part of the individualized treatment plan. Work assignments shall be adequately supervised and there shall be documentation

of the work as part of the treatment program. Work assignments shall be appropriate to the age, physical and mental condition of the client.

(e) Written policy statements and procedures shall describe client rights as specified in WAC 275-55-170, 275-55-200(1), 275-55-260, and 275-55-270.

(f) There shall be current written policies and orders signed by a physician to guide the action of facility personnel when medical emergencies or a threat to life arise and a physician is not present.

(i) Medical policies shall be reviewed as needed and at least biennially and approved in writing by representatives of the medical, nursing, and administrative staffs.

(ii) There shall be current transfer agreement with an acute care general hospital. Medical and related data shall be transmitted with the client in the event of a transfer.

(g) Written policies and procedures shall address notification of legal guardian or next of kin in the event of a serious change in the client's condition, transfer of a client to another facility, elopement, death, or when unusual circumstances warrant.

(h) There shall be written policies and procedures addressing safety precautions to include:

(i) Smoking by personnel, clients, visitors, and others within the facility.

(ii) Provision for immediate emergency access to sleeping rooms, toilets, showers, bathrooms, or any other rooms occupied by clients.

(iii) Use and monitoring of seclusion rooms and restraints in accordance with WAC ~~((275-55-280 (2)(o); (p)(i) through (iv)))~~ 275-55-263 (2)(c).

(iv) Availability and access to emergency supplies and equipment to include airways, bag resuscitators and other equipment as identified in the emergency medical policies.

(v) Summoning of internal or external resource agencies or persons, e.g., poison center, fire department, police.

(vi) Systems for routine preventative maintenance, checking and calibration of electrical, biomedical, and therapeutic equipment with documentation of the plan and dates of inspection.

(vii) Fire and disaster plans which include a documentation process and evidence of rehearsals on a regular basis.

(viii) Immediate actions or behaviors of facility staff when client behavior indicates that he/she is assaultive, out of control, or self-destructive. There shall be documentation that rehearsals of staff occur on a regular basis.

(i) There shall be written policies and procedures governing actions to be taken following any accident or incident which may be harmful or injurious to a client which shall include documentation in the clinical record.

(j) There shall be written policies addressing transportation of clients which shall include consideration of the following:

(i) When transportation is provided for clients in a vehicle owned by the facility, the vehicle shall be in safe operating condition as evidenced by preventive maintenance records.

(ii) Authorization of all drivers of vehicles transporting clients by administration of the facility. Drivers shall possess a current driver's license.

(iii) Observation of maximum safe vehicle driving capacity. Seat belts or other safety devices shall be provided for and used by each passenger.

(iv) Conditions under which clients may be transported in nonfacility-owned vehicles.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-323-070 INFECTION CONTROL. (1) There shall be written policies and procedures addressing infection control and isolation of clients (should isolation be necessary and medically appropriate for an infectious condition).

(2) There shall be reporting of communicable disease in accordance with WAC (~~(248-100-075 and 248-100-080)~~) 246-100-075 and 246-100-080 as now or hereafter amended.

(3) There shall be a current system for reporting, investigating and reviewing infections among clients and personnel and for maintenance of records on such infections.

(4) Upon employment, each person shall have or provide documented evidence of a tuberculin skin test by the Mantoux method, unless medically contraindicated. When the skin test is negative (less than ten millimeters induration read at forty-eight to seventy-two hours), no further tuberculin skin test shall be required. A positive skin test shall consist of ten millimeters of induration, or greater, read at forty-eight to seventy-two hours. Positive reactors shall have a chest x-ray within ninety days of the first day of employment. Exemptions and specific requirements are as follows:

(a) Those with positive skin tests who have completed a recommended course of preventive or curative treatment, as determined by the local health officer, shall be exempted from testing.

(b) Records of test results, x-rays or exemptions to such shall be kept by the facility.

(5) Employees with communicable diseases in an infectious stage shall not be on duty.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-323-090 PHYSICAL ENVIRONMENT. (1) The residential treatment facility shall provide a safe, clean environment for clients, staff, and visitors.

(2) The residential treatment facility shall be accessible to physically handicapped persons.

(3) Client sleeping rooms.

(a) Each sleeping room shall be directly accessible from a corridor or a common use activity room or an area for clients.

(b) Sleeping rooms shall be outside rooms with a clear glass window area of approximately one-eighth of the usable floor area. Windows shall be shatter-proof and of the security type. This may be an operating security type window.

(c) No room more than three feet six inches below grade shall be used for the housing of clients. There shall be a minimum of ninety square feet of usable floor space in a single bedroom and multiclient rooms shall provide not less than eighty square feet of floor area per bed. The maximum capacity of a sleeping room shall be two clients. There shall not be less than seven and one-half foot ceiling height over the required floor area.

(d) There shall be provision for visual privacy from other clients as needed. This may be achieved through program assuring privacy in toileting, bathing, showering and dressing.

(e) Each client shall be provided an enclosed space suitable for hanging garments and storage of personal belongings within or convenient to his/her room. There shall be provision in the room or elsewhere for secure storage of client valuables.

(f) Each client shall have access to his/her room except when contraindicated by the determination of the treatment team staff.

(g) Each client shall be provided a bed at least thirty-six inches wide or appropriate to the special needs and size of the client with a cleanable, firm mattress and cleanable or disposable pillow.

(h) Sufficient room furnishings shall be provided and maintained in a clean and safe condition.

(i) Client beds shall be spaced so that they do not interfere with entrance, exit or traffic flow within the client's room. Client rooms shall be of a dimension and conformation allowing not less than three feet between beds.

(4) Each client-occupied floor of the facility shall provide one toilet and sink for each five clients or any fraction thereof. There shall be one bathing facility for each five clients or fraction thereof. If there are more than five clients, separate toilet and bathing facility for each sex are required. Privacy shall be assured.

(5) Adequate lighting shall be provided in all areas of the residential treatment facility.

(a) An adequate number of electrical outlets shall be provided to permit use of electrical fixtures appropriate to the needs of the program. These outlets shall be of a tamper-proof type.

(b) General lighting shall be provided for sleeping rooms. There shall be an electrical wall switch located at the door of each sleeping room to control one built-in light fixture within the room.

(c) Emergency lighting equipment, such as flashlights or battery-operated lamps, shall be available and maintained in operating condition.

(6) Ventilation.

(a) Ventilation of all rooms used by clients or personnel shall be sufficient to remove objectionable odors, excessive heat or condensation.

(b) Inside rooms, including toilets, bathrooms, and other rooms in which excessive moisture, odors or contaminants originate shall be provided with mechanical exhaust ventilation.

(7) There shall be an adequate supply of hot and cold running water under pressure which conforms with the standards of the state board of health, chapter (~~(248-54)~~) 246-290 WAC.

(a) The hot water temperature at bathing fixtures used by clients shall be automatically regulated and shall not exceed one hundred twenty degrees Fahrenheit.

(b) There shall be hot water at a temperature of one hundred forty degrees Fahrenheit available for laundry equipment and dishwashing.

(c) There shall be devices to prevent backflow into the water supply system from fixtures where extension hoses or other cross-connections may be used.

(8) Linen and laundry.

(a) An adequate storage area and supply of clean linen, washcloths and towels shall be available for client use.

(b) At least one laundry room with washer and dryer located in an area separate from the kitchen and dining area shall be available.

(c) Soiled laundry/linen storage area and sorting areas shall be in a well-ventilated area physically separated from the clean linen handling area, the kitchen and the eating areas.

(9) Within the facility, at least one private area shall be provided for the visiting of clients and visitors.

(10) An adequate number of rooms shall be provided for group and individual therapy.

(a) These rooms shall be enclosed and reasonably sound-proofed as necessary to maintain confidentiality.

(b) When seclusion or maximum security rooms are required by program(s), at least one seclusion room intended for short-term occupancy, which provides for direct supervision by the treatment team staff shall be provided.

(i) Seclusion rooms and furnishings shall be designed to provide maximum security for clients.

(ii) Seclusion rooms shall have provisions for natural or artificial light and may be inside or outside rooms.

(iii) There shall be window lights in doors or other provisions for direct visibility of a client at all times during occupancy.

(iv) Seclusion rooms shall provide fifty square feet of floor space, exclusive of fixed equipment, with a minimum dimension of six feet.

(11) When physical examinations of clients are done on a regular basis within the facility, there should be an examination room available which provides privacy and adequate light. A handwashing facility and soap dispenser shall be available.

(12) When medical and nursing supplies and equipment are washed, disinfected, stored or handled within the facility, there shall be utility and storage areas which shall be designed and equipped for these functions providing for segregation of clean and sterile supplies and equipment from those that are contaminated.

(13) Housekeeping facilities.

(a) At least one service sink and housekeeping closet equipped with shelving shall be provided in a suitable setting.

(b) Sewage, garbage, refuse and liquid wastes shall be collected and disposed of in a manner to prevent the creation of an unsafe or unsanitary condition or nuisance.

(14) The heating system shall be operated and maintained to provide a comfortable, healthful temperature

in rooms used by clients during the coldest weather conditions ordinarily encountered in the geographical location of the residential treatment facility.

(15) There shall be an area provided for secure storage of client records and for privacy of authorized personnel to read and document in the client records.

(16) There shall be a dining room(s) or area(s) large enough to provide table service for all clients. Appropriate furnishings shall be provided for dining.

(a) If a multipurpose room is used for dining and recreational activities or meetings, there shall be sufficient space to accommodate each of the activities without their interference with one another.

(b) At least forty square feet per bed shall be provided for the total combined area which is utilized for dining, social, educational, recreational activities and group therapies.

(17) There shall be at least one "nonpay" telephone readily accessible in the event of fire or other emergencies. There shall be a telephone which is readily available for use of clients (located so that privacy is possible).

(18) A safely maintained outdoor recreation area shall be available for use of clients.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-325-010 DEFINITIONS. (1) "Abuse" means injury, sexual use or abuse, negligent or maltreatment of a resident by a person legally responsible for the resident's welfare under circumstances which indicate harm to the resident's health, welfare, and safety.

Person "legally responsible" shall include a guardian or a person to whom legal responsibility has been delegated (e.g., providers of residential care, day care, etc.).

(a) "Physical abuse" means damaging or potentially damaging, nonaccidental acts or incidents resulting in bodily injury or death.

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

(2) "Administrator" means the individual appointed as chief executive officer by the governing body of the facility, to act in the facility's behalf in the overall management of the residential rehabilitation center.

(3) "Adult residential rehabilitation center" or "center" means a residence, place, or facility designed and organized primarily to provide twenty-four-hour residential care, crisis and short-term care, and/or long-term individualized active rehabilitation and treatment for residents diagnosed or evaluated as psychiatrically impaired or chronically mentally ill as defined herein or in chapter 71.24 RCW.

(4) "Ambulatory" means physically and mentally able to:

(a) Walk unaided or move about independently with only the help of a cane, crutches, walkerette, walker, wheelchair, or artificial limb;

(b) Traverse a normal path to safety unaided by another individual;

(c) Get into and out of bed without assistance of another individual; and

(d) Transfer to a chair or toilet or move from place to place without assistance of another individual.

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

(6) "Board and domiciliary care" means provision of daily meal service, lodging, and care offered within the living accommodation and includes the general responsibility for safety and well-being of the resident with provision of assistance in activities of daily living as needed.

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

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

(9) "Dietitian" means an individual meeting the eligibility requirements described in "Directory of Dietetic Programs Accredited and Approved," American Dietetic Association, Edition 100, 1980.

(10) "Discipline" means actions taken by personnel and staff to encourage the establishment of habits of self-control or to regulate unacceptable resident behavior. The individualized treatment plan shall define establishment of habits of self-control and unacceptable resident behavior.

(11) "Drug administration" means an act where a single dose of a prescribed drug or biological is given to a resident by an authorized person in accordance with all laws and regulations governing such acts. The complete act of administration entails removing an individual dose from the previously dispensed, properly labeled container (including the unit dose container), verifying the individual dose with the physician's orders, giving the individual dose to the proper resident, and properly recording the time and the dose given.

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

(13) "Dwelling" means any building or any portion thereof which is not an apartment house, lodging house or hotel, containing one or two guest rooms used, rented, leased, let, or hired out to be occupied for living purposes.

(14) "Governing body" means the individual or group responsible for establishing and maintaining the purposes and policies of the residential rehabilitation center.

(15) "Independent living skill training" consists of:

(a) Social skill training: A service designed to aid residents in learning appropriate social behavior in situations of daily living (e.g., the use of appropriate behavior in families, work settings, the residential center and other community settings).

(b) Self-care skills training: A service designed to aid residents in developing appropriate skills of grooming, self-care and other daily living skills such as eating, food

preparation, shopping, handling money, the use of leisure time, and the use of other community and human services.

(16) "Individualized treatment plan or ITP" means a written statement of care to be provided to a resident based upon assessment of his or her strengths, assets, interests, and problems. The statement shall include stipulation of an estimated time frame, identification of the process for attaining the goals, and a discharge plan.

(17) "Licensed practical nurse (LPN)" means an individual licensed under provisions of chapter 18.78 RCW.

(18) "Mental health professional" means the individuals described in RCW 71.05.020 and WAC 275-55-020.

(19) "Multidisciplinary treatment team" means the availability of a group comprised, when indicated, of individuals from various clinical disciplines, to include medicine, psychiatry, psychology, social work, nursing, occupational and recreational therapies, dietary, pharmacy, speech, and hearing services. Members of the team shall assess, plan, implement, and evaluate rehabilitation and treatment for residents under care.

(20) "Neglect" means negligent treatment or maltreatment or an act of omission, evincing a serious disregard of consequences of such a magnitude as to constitute a clear and present danger to a resident's health, welfare, and safety.

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

(b) "Emotional neglect" means acts such as rejection, lack of stimulation or other acts of commission or omission, resulting in emotional or behavioral problems, or physical manifestations.

(21) "New construction" means any of the following started after promulgation of these rules and regulations:

(a) New building(s) to be used as a part of the residential rehabilitation center;

(b) Addition or additions to or conversions, either in whole or in part, of the existing building or buildings to be used as part of the residential rehabilitation center;

(c) Alteration or modification other than minor alteration to a residential rehabilitation center or to a facility seeking licensure as a residential rehabilitation center;

(d) "Minor alteration" means any structural or functional modification within the existing residential rehabilitation center, without changing the approved use of the room or area. Minor alterations performed under this definition do not require prior approval of the department; however, this does not constitute a release from the applicable requirements contained in this chapter (~~248-25 WAC~~).

(22) "Occupational therapist" means an individual licensed as an occupational therapist under provisions of chapter 18.59 RCW.

(23) "Owner" means an individual, partnership or corporation, or the legal successor thereof, operating residential rehabilitation centers for psychiatrically impaired adults, whether owning or leasing the premises.

(24) "Paraprofessional" means a person qualified, through experience or training, or a combination thereof, deemed competent while under supervision of a mental health professional, to provide counseling, rehabilitation, training, and treatment services to psychiatrically impaired adults. Such a person shall have, at a minimum:

(a) One year of training in the field of social, behavioral, or health sciences, and one year of experience in an approved treatment program for the mentally ill; or

(b) Two years of training in the field of social, behavioral, or health sciences; or

(c) Three years of work experience in an approved treatment program for the mentally ill.

(25) "Pharmacist" means an individual licensed by the state board of pharmacy to engage in the practice of pharmacy under the provisions of chapter 18.64 RCW.

(26) "Physician" means an individual licensed under the provisions of chapter 18.57 or 18.71 RCW.

(27) "Prescription" means the written or oral order for drugs or devices issued by a duly licensed medical practitioner in the course of his or her professional practice, as defined by Washington state statutes for legitimate medical purposes under the provisions of RCW ((18.64.011) [18.64.001]) 18.64.011(8).

(28) "Private adult treatment home" or "treatment home" means a dwelling which is the residence or home of one or more adults providing food, shelter, beds, and care for two or fewer psychiatrically impaired residents, provided these residents are detained under chapter 71.05 RCW and the home is certified as an evaluation and treatment facility under provisions of chapter 71.05 RCW.

(29) "Psychiatric impairment" means serious mental disorders, excluding mental retardation, substance abuse disorders, simple intoxication with alcohol or drugs, personality disorders, and specific developmental disorders as defined in the American Psychiatric Association's Diagnostic and Statistical Manual of Mental Disorders, third edition, revised (DSM-III-R), where one or more of the following symptomatic behaviors is exhibited:

(a) Bizarreness, severe self-destructiveness, schizophrenic ideation, or other signs or symptoms resulting from gross, on-going distortions in thought processes;

(b) Suicide attempts or other signs or symptoms associated with marked, severe, or chronic affective disorders;

(c) Chronic sexual maladjustment, or other grossly maladaptive behaviors, in accordance with subsection (29) (a) or (b) of this section.

(30) "Psychiatrist" means a physician having successfully completed a three-year residency program in psychiatry and is eligible for certification by the American Board of Psychiatry and Neurology (ABPN) as described in Directory of Residency Training Programs Accredited by the Accreditation Council for Graduate Medical Education, American Medical Association, 1981-1982, or eligible for certification by the American Osteopathic Board of Neurology and Psychiatry as described in American Osteopathic Association Yearbook and Directory, 1981-1982.

(31) "Psychologist" means a person licensed as a psychologist in the state of Washington under provisions of chapter 18.83 RCW.

(32) "Recreational therapist" means a person with a bachelors degree with a major or option in therapeutic recreation or in recreation for ill and handicapped or a bachelors degree in a related field with equivalent professional experience.

(33) "Registered nurse" means an individual licensed under the provisions of chapter 18.88 RCW, regulating the practice of registered nursing in the state of Washington.

(34) "Rehabilitation services" means a combination of social, physical, psychological, vocational, and recreational services provided to strengthen and enhance the capability of psychiatrically impaired persons and to enable these persons to function with greater independence. The services include, but are not limited to, training in independent living skills.

(35) "Rehabilitation specialist" means mental health professionals, paraprofessionals, and medical personnel employed to work in a residential rehabilitation center to provide direct resident treatment, training, and rehabilitation services within the residential rehabilitation center, and includes full-time and part-time staff and consultants.

(36) "Resident" means an individual living in an adult residential rehabilitation center or private adult treatment home for the purpose of participating in rehabilitation and treatment for psychiatric impairment or an individual living in the facility for board and domiciliary care.

(37) "Restraint" means any apparatus or chemical used for the purpose of preventing or limiting free body movement.

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

(39) "Self-administration of medication" means the resident administers or takes his or her own medication from a properly labeled container: PROVIDED, That the facility maintains the responsibility to assure medications are used correctly and the resident is responding appropriately.

(40) "Shall" means compliance with regulation is mandatory.

(41) "Should" means compliance with a regulation or standard is suggested or recommended, but not required.

(42) "Social worker" means an individual holding a masters degree in social work from a graduate school of social work.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-325-012 LICENSURE—ADULT RESIDENTIAL REHABILITATION CENTERS AND PRIVATE ADULT TREATMENT HOMES. Centers and treatment homes shall obtain a license under chapter 71.12 RCW. This chapter ((248-25 WAC)) establishes minimum licensing standards for the safety, adequate care, and treatment of residents living in centers or treatment homes.

(1) Application for license.

(a) Applicants shall apply for a center or treatment home license on forms furnished by the department. The owner or a legal representative of the owner shall sign the application.

(b) The applicant shall furnish to the department full and complete information and promptly report any changes affecting the current accuracy of such information as to:

(i) The identity of each officer and director of the corporation, if the program is operated by legally incorporated entity, profit or nonprofit; and

(ii) The identity of each partner, if the program is a legal partnership.

(2) Disqualified applicants.

(a) The department shall consider each and every individual named in an application for a center or treatment home license, separately and jointly, as applicants. If the department deems anyone disqualified or unqualified in accordance with the law or these rules, a license may be denied, suspended, or revoked.

(b) The department may deny, suspend, or revoke a license for failure or refusal to comply with the requirements and rules established under provisions of chapter 71.12 RCW, and in addition, but not limited to, for any of the following:

(i) Obtaining or attempting to obtain a license by fraudulent means or misrepresentation;

(ii) Permitting, aiding, or abetting the commission of an illegal act on the premises of a center or treatment home;

(iii) Cruelty, abuse, neglect or assault, or indifference to the welfare of any resident;

(iv) Misappropriation of the property of the resident;

(v) Failure or inability to exercise fiscal accountability and responsibility toward the individual resident, the department, or the business community.

(c) The department shall consider the ability of each individual named in the license application prior to granting a license to determine:

(i) Ability of each individual to operate the center or treatment home in accordance with the law and these rules;

(ii) If there is cause for denial of a license to an individual named in the application for any of the following reasons:

(A) Previous denial of a license to operate a health or personal care facility in Washington state or elsewhere, or

(B) Civil or criminal conviction for operating a health or personal care facility without a license, or

(C) Previous revocation or suspension of a license to operate a health or personal care facility.

(d) The department shall deny a license for reasons listed in subsections (2)(c)(ii) of this section unless an applicant affirmatively establishes clear, cogent, and convincing evidence of ability to operate a center or treatment home in full conformance with all applicable laws, rules and regulations.

(3) Inspection of premises. Centers and treatment homes shall permit the department to visit and examine the premises of centers and treatment homes annually

and as necessary to ascertain compliance with chapter 71.12 RCW and this chapter ((248-25 WAC)).

(4) Denial, suspension, or revocation of a license; adjudicative proceeding.

(a) The department shall issue a letter to an applicant or licensee stating the department is denying an application, or is suspending, modifying, or revoking a license because:

(i) Findings upon inspection reveal failure or refusal of a center or treatment home to comply with chapter 71.12 RCW and this chapter ((248-25 WAC)); and

(ii) The criteria in WAC ((248-25-010)) 246-325-012 (2)(b) are satisfied; and

(iii) The health, safety, or welfare of residents is endangered.

(b) The department's notice of a denial, suspension, modification, or revocation of a license shall be consistent with RCW ((43-20A-XXX and section 95, chapter 175, Laws of 1989)) 43.70.115. An applicant or license holder has the right to an adjudicative proceeding to contest the decision.

(c) A license applicant or holder contesting a department license decision shall within twenty-eight days of receipt of the decision:

(i) File a written application for an adjudicative proceeding by a method showing proof of receipt with the ((Office of Appeals, P.O. Box 2465, Olympia, WA 98504)) Administrative Hearings Unit, Department of Health, 1300 Quince Street S.E., P.O. Box 47851, Olympia, WA 98504-7851; and

(ii) Include in or with the application:

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

(B) The grounds for contesting the department decision; and

(C) A copy of the contested department decision.

(d) The proceeding is governed by the Administrative Procedure Act (chapter ((34-04)) 34.05 RCW), this chapter, and chapter ((248-08)) 246-08 WAC. If a provision in this chapter conflicts with chapter ((248-08)) 246-08 WAC, the provision in this chapter governs.

(5) Submission of plans and programs for centers. Centers shall submit the following with an application for license unless already on file with the department:

(a) A written description of activities and functions containing, at a minimum, information concerning services to be provided and operational methods to be used affecting the physical plant and facilities required by this chapter ((248-25 WAC));

(b) A plot plan showing street, driveways, water and sewage disposal systems, the location of buildings on the site, and grade elevations within ten feet of any building housing residents;

(c) Floor plans of each building housing residents with the following information:

(i) Identification of each resident's sleeping room by use of a lettering or numbering system, or some equivalent mechanism of identification;

(ii) The usable square feet of floor space in each room;

(iii) The clear window glass area in each resident's sleeping room;

(iv) The height of the lowest portion of the ceiling in any resident's sleeping room; and

(v) The floor elevations referenced to the grade level.

(6) New construction for centers.

(a) Centers shall submit the following to the department for review when new construction is contemplated:

(i) A written description of activities and functions containing, at a minimum, information concerning services to be provided and operational methods to be used affecting the physical plant and facilities required by these regulations;

(ii) Duplicate sets of preliminary plans drawn to scale and including:

(A) A plot plan showing streets, driveways, the water and sewage disposal systems, grade and location of building or buildings on the site; and

(B) The plans for each floor of the building or buildings, existing and proposed, designating the functions of each room and showing all fixed equipment.

(iii) A statement about:

(A) Source of the water supply;

(B) The method of sewage and garbage disposal; and

(C) A general description of construction and materials, including interior finishes.

(b) Licensees and applicants shall start construction only after department receipt and approval of:

(i) Specifications and duplicate sets of final plans drawn to scale;

(ii) Specifications showing complete details to contractors for construction of buildings; and

(iii) Plans and specifications including:

(A) Plot plans;

(B) Plans for each floor of each building designating the function of each room and showing all fixed equipment and the planned location of beds and other furniture in residents' sleeping rooms;

(C) Interior and exterior elevations, building sections, and construction details;

(D) A schedule of floor, wall and ceiling finishes, and the types and sizes of doors and windows;

(E) Plumbing, heating, ventilation, electrical systems, fire safety; and

(F) Specifications fully describing workmanship and finishes.

(c) Centers shall make adequate provisions for safety and comfort of residents as construction work takes place in or near occupied areas.

(d) Centers shall:

(i) Ensure all construction takes place in accordance with department approved final plans and specifications;

(ii) Consult with the department prior to making any changes from the approved plans and specifications;

(iii) Incorporate only department-approved changes into a construction project;

(iv) Submit modified plans or addenda on changes incorporated into a construction project to the department file on the project even though submission of the modified plans or addenda was not required by the department prior to approval.

(e) The department may require submission of modified plans or addenda for review prior to considering a proposed change or changes for approval.

(7) Compliance with other regulations.

(a) Centers shall comply with rules and regulations adopted by the Washington state fire marshal under provisions of RCW 71.12.485.

(b) Centers involved in construction shall comply with the state building code as required in chapter 19.27 RCW.

(c) ~~((Center))~~ Compliance with this chapter ~~((248-25 WAC))~~ does not exempt ~~((it))~~ centers from compliance with codes under other state authorities or local jurisdictions, such as state electrical codes or local zoning, building, and plumbing codes.

(8) Posting of license. Centers shall post the license in a conspicuous place on the premises.

(9) Transfer of ownership. A center shall transfer ownership or, if a corporation, sell a majority of stock, only after the transferee has received department approval of the license application and reported change of center administrator.

(10) Exemptions.

(a) The secretary or designee may exempt a center or treatment home from compliance with specified subsections of these regulations when the department ascertains such exemptions may be made in an individual case without jeopardizing the safety or health of the residents in a particular center or treatment home.

(b) Centers and treatment homes shall keep all written exemptions granted by the department pursuant to this chapter ~~((248-25 WAC))~~ on file in the center or treatment home.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-325-015 LICENSURE—PRIVATE ADULT TREATMENT HOME. Private adult treatment homes shall be licensed under chapter 71.12 RCW, private establishments. This chapter ~~((248-25 WAC))~~ establishes minimum licensing rules and regulations for safety and adequate care of psychiatrically-impaired clients living in a private adult treatment home. WAC ~~((248-25-010))~~ 246-325-010 (1), (2), (3), (4), (6), (8), (9), and (10) shall apply. All other rules and regulations for private adult treatment homes are contained in WAC ~~((248-25-002, 248-25-100, and 248-25-120))~~ 246-325-010, 246-325-100, and 246-325-120.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-325-025 HIV/AIDS EDUCATION AND TRAINING. Adult residential rehabilitation centers and private adult treatment homes shall:

(1) Verify or arrange for appropriate education and training of personnel on the prevention, transmission, and treatment of human immunodeficiency virus (HIV) and acquired immunodeficiency syndrome (AIDS) consistent with RCW 70.24.310; and

(2) Use infection control standards and educational material consistent with the approved curriculum manual Know - HIV/AIDS Prevention Education for Health Care Facility Employees, ~~((May 31, 1989))~~ January 1991, published by the office on HIV/AIDS.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-325-030 RESIDENT CARE SERVICES IN ADULT RESIDENTIAL REHABILITATION CENTERS OR PRIVATE ADULT TREATMENT HOMES. (1) Policies and procedures. Centers shall establish and follow written policies regarding admission criteria and treatment methods ensuring:

(a) Admission of residents in keeping with stated policies and limited to residents for whom a center is qualified by staff, services, and equipment, to give adequate care;

(b) Acceptance of a psychiatrically impaired resident based upon prior assessment by a mental health professional as defined in chapter 71.05 RCW or by a community mental health program under chapter 71.24 RCW.

(2) Resident assessments. Centers shall require documentation of the assessment of each psychiatrically impaired resident by a mental health professional or program to establish:

(a) Resident requirements are appropriate to the intensity and restrictions of care available and provided;

(b) Resident services required can be appropriately provided by the center or treatment home program or program components; and

(c) The resident is free of a physical condition requiring medical or nursing care available only in a hospital.

(3) Board and domiciliary care. Centers may admit and provide services for residents requiring only board and domiciliary care.

(4) Resident admission limitations. Unless excepted in writing by the Washington state fire marshal and the department, centers and treatment homes shall prohibit admission and retention of individuals who:

(a) Need physical restraints,

(b) Are not ambulatory,

(c) Lack adequate cognitive functioning to enable response to a fire alarm, or

(d) Are unable to evacuate the premises in an emergency without assistance.

(5) Individual treatment and discharge planning.

(a) Centers and treatment homes shall ensure an initial assessment of each resident within seventy-two hours of admission with development of a provisional individualized treatment plan (ITP) for each psychiatrically impaired resident.

(b) A multidisciplinary treatment team shall develop a written ITP for each resident within fourteen days of admission.

(i) The center or treatment home shall provide interpretation of the ITP to resident care staff.

(ii) Each resident and/or an individual selected or chosen by the resident shall be provided an opportunity to participate in development of the ITP.

(iii) The center or treatment home and the multidisciplinary treatment team shall implement the ITP with written review and evaluation as necessary and at least once each thirty days with:

(A) Modifications in the ITP as necessary; and

(B) Implementation and review evidenced in the clinical record.

(iv) Centers and treatment homes shall include the ITP in the clinical record.

(6) Treatment and rehabilitation delivery services. Centers and treatment homes shall develop a written plan describing the organization of services. Consistent with the plan, policies and procedures shall address the following:

(a) ~~((A))~~ Requirements for physician authentication of a completed comprehensive health assessment and medical history within three working days after admission unless a comprehensive health assessment or review performed within the previous thirty days is available upon admission;

(b) Arrangements for physician care of any resident with a medical condition present;

(c) Signing of orders for medical treatment by a physician or other authorized practitioner acting within the scope of Washington state statutes defining practice;

(d) Provisions for emergency medical services;

(e) Completion of a psychiatric evaluation for each psychiatrically impaired resident with authentication by a psychiatrist within thirty days prior to or three working days following admission;

(f) Requirements for a registered nurse, with training and experience in working with psychiatrically impaired adults as follows:

(i) Employed full or part-time or under contract or written agreement; and

(ii) Responsible for all nursing functions.

(g) Access to and availability of mental health professionals, occupational therapists, recreational therapists, LPN, rehabilitation specialists, and paraprofessionals with experience in working with psychiatrically impaired adults, as necessary to develop, integrate, and implement the ITP.

(h) Rehabilitation services under long-term care to include:

(i) An educational and vocational assessment of each resident with appropriate educational and vocational programs developed and implemented or arranged on the basis of the assessment; and

(ii) Training in independent living skills provided by qualified persons as necessary to meet the needs of the residents.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-325-045 FOOD STORAGE—PREPARATION—SERVICE. (1) Centers shall maintain food service facilities and practices complying with chapter ~~((248-84))~~ 246-215 WAC.

(2) Centers and treatment homes shall provide:

(a) A minimum of three meals in each twenty-four hour period;

(b) Evidence of written approval by the department when a specific request for fewer than three meals per twenty-four hour period is granted;

(c) A maximum time interval between the evening meal and breakfast of fourteen hours unless a snack contributing to the daily nutrient total is served or made

available to all residents between the evening meal and breakfast;

(d) Dated, written menus which:

(i) Are written at least one week in advance,

(ii) Are retained six months, and

(iii) Provide a variety of foods with cycle duration of at least three weeks before repeating.

(e) Substitutions for food on menus of comparable nutrient value;

(f) Palatable, attractively served diets, meals, and nourishments sufficient in quality, quantity, and variety to meet the recommended dietary allowances of the food and nutrition board, national research council, 1980 edition; and

(g) A record of all food and snacks served and contributing to nutritional requirements.

(3) Centers and treatment homes shall prepare and serve:

(a) Resident specific modified or therapeutic diets when prescribed and as prescribed by a physician with menus approved by a dietitian; and

(b) Only those nutrient concentrates and supplements prescribed in writing by a physician.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-325-050 INFECTION CONTROL IN ADULT RESIDENTIAL REHABILITATION CENTERS. (1) Centers shall establish written policies and procedures addressing infection control and isolation of residents (should isolation be necessary and medically appropriate for an infectious condition).

(2) Centers shall report communicable disease in accordance with chapter ~~((248-100))~~ 246-100 WAC.

(3) Centers shall maintain:

(a) A current system for reporting, investigating, and reviewing infections among residents and personnel; and

(b) A system for keeping records on such infections.

(4) Centers shall require off-duty status or restrict resident contact where an employee is known to have a communicable disease in an infectious stage and is likely to be spread by casual contact.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-325-060 CLINICAL RECORDS. (1) Centers shall maintain and retain:

(a) A well-defined clinical record system, adequate and experienced staff;

(b) Adequate facilities, equipment, and supplies necessary to the development, maintenance, security, control, retrieval, analysis, use, and preservation of resident care data; and

(c) A person demonstrating competency and experience or training in clinical record administration responsible for the clinical record system.

(2) Centers and treatment homes shall document and maintain individual resident records and a record system in accordance with recognized principles of clinical record management to include:

(a) Ready access for appropriate members of staff;

~~((b) Systematic methods for identifying the record of each resident; and~~

~~(c) Legible, dated, authenticated entries (ink, type-written, computer terminal, or equivalent) on all diagnostic and treatment procedures and other clinical events];))~~

(b) Systematic methods for identifying the record of each resident; and

(c) Legible, dated, authenticated entries (ink, type-written, computer terminal, or equivalent) on all diagnostic and treatment procedures and other clinical events].

(3) Centers shall have current policies and procedures related to the clinical record system including:

(a) An established format and documentation expectations for the clinical record of each resident;

(b) Control of access to and release of data in clinical records including confidentiality of information contained in records and release of information in accordance with chapter 71.05 RCW;

(c) Retention, preservation, and final disposal of clinical records and other resident care data to ensure:

(i) Retention and preservation of:

(A) Each resident's clinical record for a period of no less than five years, or for five years following the resident's most recent discharge, whichever is the longer period of time;

(B) A complete discharge summary, authenticated by an appropriate member of the staff, for a period of no less than ten years or no less than ten years following the resident's most recent discharge, whichever is the longer period of time; and

(C) Reports of tests related to the psychiatric condition of each resident for a period of no less than ten years or no less than ten years following the resident's most recent discharge, whichever is the longer period of time.

(ii) Final disposal of any resident clinical record, indices, or other reports permitting identification of the individual shall be accomplished so retrieval and subsequent use of data contained therein are impossible;

(iii) In the event of transfer of ownership of the center or treatment home, resident clinical records, indices, and reports remain in the center or treatment home, retained and preserved by the new operator in accordance with this section;

(iv) Center or treatment home arrangements for preservation of clinical records, reports, indices, and resident data in accordance with this section if the center or treatment home ceases operation; and

(v) Department approval of plans for preservation and retention of records prior to cessation of operation.

(d) Psychiatric diagnoses, abbreviations, and terminology consistent with the American Psychiatric Association's Diagnostic and Statistical Manual of Mental Disorders, third edition, revised (DSM-III-R), physical diagnoses, abbreviations, and terminology consistent with International Classification of Diseases, ninth revision, Clinical Modification (ICD-9-CM);

(e) Clinical records identifying information, assessments by the multidisciplinary treatment team, regular progress notes by members of the multidisciplinary

treatment team, individualized treatment plans, final evaluation, and a discharge summary;

- (f) A master resident index;
- (g) Identifying information;
- (h) Assessments and regular progress notes by the multidisciplinary treatment team;
- (i) Individualized treatment plans; and
- (j) Final evaluation and discharge summary.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-325-070 PHYSICAL ENVIRONMENT IN ADULT RESIDENTIAL REHABILITATION CENTERS. (1) Each center shall provide a safe, clean environment for residents, staff, and visitors.

- (2) Centers shall provide:
 - (a) A ground floor accessible to the physically handicapped; and
 - (b) Program activity areas and sleeping quarters for any physically handicapped residents on floors meeting applicable standards.
- (3) Residents' sleeping rooms.
 - (a) Centers shall provide sleeping rooms which:
 - (i) Are directly accessible from a corridor or common-use activity room or an area for residents;
 - (ii) Are outside rooms with a clear glass window area of approximately one-tenth of the usable floor area;
 - (iii) Have windows above the ground floor level appropriately screened or have a security window;
 - (iv) Provide a minimum of eighty square feet of usable floor space in a single-bed room;
 - (v) Provide no less than seventy square feet of usable floor area per bed in multi-bed rooms;
 - (vi) Accommodate no more than four residents;
 - (vii) Provide no less than seven and one-half feet of ceiling height over the required floor area;
 - (viii) Provide space so beds do not interfere with the entrance, exit, or traffic flow within the room;
 - (ix) Have dimensions and conformation allowing placement of beds three feet apart; and
 - (x) Have room furnishings maintained in a clean, safe condition.
 - (b) Centers shall prohibit use of any room more than three feet, six inches below grade as a resident sleeping room.
 - (c) Centers shall provide:
 - (i) Visual privacy for each resident as needed and may achieve this through a program assuring privacy in toileting, bathing, showering, and dressing;
 - (ii) An enclosed space suitable for hanging garments and storage of personal belongings for each resident within or convenient to his or her room; and
 - (iii) Secure storage of resident valuables in the room or elsewhere.
 - (d) Centers shall provide each resident access to his or her room with the following exceptions:
 - (i) If appropriate, center rules may specify times when rooms are unavailable; and/or
 - (ii) An ITP may specify restrictions on use of a room.
 - (e) Centers shall provide a bed for each resident which is:
 - (i) At least thirty-six inches wide or appropriate to the special needs and size of the resident; and
 - (ii) Provided with a clean, cleanable, firm mattress and a clean, cleanable, or disposable pillow.
- (4) Centers shall ensure that each resident occupied floor or level provides:
 - (a) One toilet and sink for each eight residents or any fraction thereof;
 - (b) A bathing facility for each twelve residents or fraction thereof; and
 - (c) Arrangements for privacy in toilets and bathing facilities.
- (5) Centers shall provide:
 - (a) Adequate lighting in all areas;
 - (b) An adequate number of electrical outlets to permit use of electrical fixtures appropriate to the needs of residents and consistent with the program;
 - (c) General lighting for sleeping rooms with an electrical wall switch located at the door of each sleeping room to control one built-in light fixture within the room; and
 - (d) Emergency lighting equipment such as flashlights or battery-operated lamps available and maintained in operating condition.
- (6) Ventilation.
 - (a) Centers shall provide ventilation of all rooms used by residents or personnel sufficient to remove objectionable odors, excessive heat, or condensation.
 - (b) Centers shall provide appropriate vents in inside rooms, including toilets, bathrooms, and other rooms where excessive moisture, odors, or contaminants originate.
- (7) Centers shall provide:
 - (a) An adequate supply of hot and cold running water under pressure conforming with standards of the state board of health, chapter ((248-54)) 246-290 WAC;
 - (b) Hot water temperature at bathing fixtures not to exceed one hundred twenty degrees Fahrenheit;
 - (c) Hot water at a temperature of one hundred forty degrees Fahrenheit available for laundry equipment; and
 - (d) Devices to prevent back-flow into the water supply system from fixtures where extension hoses or other cross connections may be used.
- (8) Linen and laundry. Centers shall provide:
 - (a) An adequate storage area and supply of clean linen, washcloths, and towels available for resident use;
 - (b) Availability of at least one laundry room with washer and dryer located in an area separated from the kitchen and dining area; and
 - (c) Well-ventilated soiled laundry or linen storage and sorting areas physically separated from the clean linen handling area, the kitchen, and the eating areas.
- (9) Centers shall provide at least one private area within the center for visitation of residents and guests.
- (10) Centers shall provide an adequate number of therapy and examination rooms for:
 - (a) Group and individual therapy reasonably sound-proofed to maintain confidentiality;
 - (b) Seclusion or maximum security if required by a program, unless immediately accessible in a hospital, with each room:
 - (i) Under direct staff supervision;

- (ii) Intended for short-term occupancy only;
 - (iii) Designed and furnished to provide maximum security and safety for occupant;
 - (iv) An inside or outside room with natural or artificial light;
 - (v) Provided with window lights in door or other provisions for direct visibility of an occupant at all times; and
 - (vi) A minimum of fifty square feet of floor space, exclusive of fixed equipment and a minimum dimension of six feet.
- (c) Physical examination of residents when performed on a routine basis within the center including:
- (i) Provisions for privacy and adequate light;
 - (ii) A handwashing facility with single-use disposable towels or equivalent; and
 - (iii) A soap dispenser.
- (11) If seclusion or maximum security rooms are not required by program, these shall be immediately available in a hospital or other licensed facility.
- (12) When medical and nursing supplies and equipment are washed, disinfected, stored, or handled within the center, centers shall provide utility and storage areas designed and equipped for these functions providing for segregation of clean and sterile supplies and equipment from contaminated supplies and equipment.
- (13) Centers shall provide housekeeping facilities including:
- (a) At least one service sink and housekeeping closet equipped with shelving; and
 - (b) Provision for collection and disposal of sewage, garbage, refuse, and liquid wastes in a manner to prevent creation of an unsafe or unsanitary condition or nuisance.
- (14) Centers shall provide:
- (a) A heating system operated and maintained to provide a comfortable, healthful temperature in rooms used by residents;
 - (b) An area for secure storage of resident records;
 - (c) An area providing privacy for authorized personnel to read and document in the resident records;
 - (d) An appropriately furnished dining room or rooms or area or areas large enough to provide table service for all residents;
 - (e) Sufficient space to accommodate various activities when a multipurpose room is used for dining as well as recreational activities or meetings; and
 - (f) At least forty square feet per bed for the total combined area utilized for dining, social, educational, recreational activities, and group therapies.
- (15) Centers shall provide:
- (a) Ready access to one "nonpay" telephone in the event of fire or other emergencies; and
 - (b) A readily available telephone for use by residents located so privacy is possible.
- (16) Centers shall arrange availability of a safely maintained outdoor recreational area for use of residents.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-325-100 RESIDENT CARE SERVICES IN PRIVATE ADULT TREATMENT HOMES. (1) The treatment home shall have written policies regarding admission criteria and treatment methods. Admission of residents shall be in keeping with stated policies and limited to psychiatrically impaired residents for whom the home can provide adequate safety, treatment, and care.

(2) Rules and regulations contained in this chapter (~~(248-25-WAC)~~) shall apply except for the following:

- (a) WAC (~~(248-25-010)~~) 246-325-012 (5), (6), (8), and (9);
- (b) WAC (~~(248-25-020)~~) 246-325-020;
- (c) WAC (~~(248-25-030)~~) 246-325-030 (1), (2), (6)(f);
- (d) WAC (~~(248-25-035)~~) 246-325-035 (6)(j)(i)-(ii) and (6)(k);
- (e) WAC (~~(248-25-040)~~) 246-325-040;
- (f) WAC (~~(248-25-050)~~) 246-325-050; and
- (g) WAC (~~(248-25-070)~~) 246-325-070.

(3) The treatment home shall:

- (a) Require a specific order or prescription by a physician or other legally authorized practitioner for resident medications;
- (b) Assume responsibility for security and monitoring of resident medications including:
 - (i) Locked storage or other means to keep medication unaccessible to unauthorized persons;
 - (ii) Refrigeration of medication when required;
 - (iii) External and internal medications stored separately (separate compartments);
 - (iv) Each medication stored in original labeled container;
 - (v) Medication container labels including the name of the resident and the date of purchase;
 - (vi) Limiting disbursement and access to licensee except for self-administered medications;
 - (vii) Medications dispersed only on written approval of an individual or agency having authority by court order to approve medical care;
 - (viii) Medications dispersed only as specified on the prescription label or as otherwise authorized by a physician; and
 - (ix) Ensuring self-administration of medications by a resident in accordance with the following:
 - (A) The resident shall be physically and mentally capable of properly taking his or her own medicine; and
 - (B) Prescription drugs, over-the-counter drugs, and other medical materials used by individuals shall be kept so the prescription drugs are not available to other individuals.
- (4) Clinical records and record systems shall comply with WAC (~~(248-25-060)~~) 246-325-060.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-326-001 PURPOSE. Regulations relating to alcoholism treatment facilities are hereby adopted pursuant to chapter 71.12 RCW. The purpose of these

regulations is to provide health and safety standards and procedures for the issuance, denial, suspension, and/or revocation of licenses for facilities, other than hospitals regulated pursuant to chapter ~~((248-18 or 248-22))~~ 246-318 or 246-322 WAC, maintained and operated primarily for receiving or caring for alcoholics.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-326-010 **DEFINITIONS.** For the purpose of these regulations, the following words and phrases shall have the following meanings unless the context clearly indicates otherwise. All adjectives and adverbs such as adequate, approved, competent, qualified, necessary, reasonable, reputable, satisfactory, sufficiently, effectively, appropriately, or suitable used in these rules and regulations to qualify an individual, a procedure, equipment, or building shall be as determined by the Washington state department of ~~((social and))~~ health ~~((services))~~.

(1) "Abuse," other than substance or alcohol abuse, means the injury, sexual use, or sexual mistreatment of an individual patient by any person under circumstances which indicate the health, welfare, and safety of the patient is harmed thereby.

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

(b) "Emotional abuse" means verbal or nonverbal actions, outside of accepted therapeutic programs, which are degrading to a patient or constitute harassment.

(2) "Administrator" means an individual appointed as the chief executive officer by the governing body of a facility to act in the facility's behalf in the overall management of the alcoholism treatment facility.

(3) "Alcoholic" means a person with alcoholism.

(4) "Alcoholism" means an illness characterized by lack of control as to the consumption of alcoholic beverages, or the consumption of alcoholic beverages to the extent an individual's health is substantially impaired or endangered, or his or her social or economic function is substantially disrupted.

(5) "Alcoholism counselor" means an individual having adequate education, experience, and knowledge regarding the nature and treatment of alcoholism and knowledgeable about community resources providing services alcoholics may need and who knows and understands the principles and techniques of alcoholism counseling with minimal requirements to include:

(a) A history of no alcohol or other drug misuse for a period of at least two years immediately prior to time of employment as an alcoholism counselor and no misuse of alcohol or other drugs while employed as an alcoholism counselor;

(b) A high school diploma or equivalent;

(c) Satisfactory completion of at least twelve quarter or eight semester credits from a college or university, including at least six quarter credits or four semester credits in specialized alcoholism courses.

(6) "Alcoholism treatment facility" means a private place or establishment, other than a licensed hospital, operated primarily for the treatment of alcoholism.

(7) "Alteration" means changes requiring construction in an existing alcoholism treatment facility.

"Minor alteration" means any physical or functional modification within existing alcoholism treatment facilities not changing the approved use of a room or area. Minor alterations performed under this definition do not require prior review of the department; however, this does not constitute a release from any applicable requirements herein.

(8) "Area," except when used in reference to a major section of an alcoholism treatment facility, means a portion of a room containing the equipment essential to carry out a particular function and separated from other facilities of the room by a physical barrier or adequate space.

(9) "Authenticated" means written authorization of any entry in a patient treatment record by means of a signature including, minimally, first initial, last name, and title.

(10) "Authentication record" means a document which is part of each patient treatment record and includes identification of all individuals initialing entries in the treatment record: Full printed name, signature as defined in WAC ~~((248-26-010))~~ 246-326-010(9), title, and initials that may appear after entries in the treatment record.

(11) "Bathing facility" means a bathtub or shower.

(12) "Counseling, group" means an interaction between two or more patients and alcoholism counselor or counselors for the purpose of helping the patients gain better understanding of themselves and develop abilities to deal more effectively with the realities of their environments.

(13) "Counseling, individual" means an interaction between a counselor and a patient for the purpose of helping the patient gain a better understanding of self and develop the ability to deal more effectively with the realities of his or her environment.

(14) "Detoxification" means care or treatment of an intoxicated person during a period where the individual recovers from the effects of intoxication.

(a) "Acute detoxification" means a method of withdrawing a patient from alcohol where nursing services and medications are routinely administered to facilitate the patient's withdrawal from alcohol.

(b) "Subacute detoxification" means a method of withdrawing a patient from alcohol utilizing primarily social interaction between patients and staff within a supportive environment designed to facilitate safety for patients during recovery from the effects of intoxication with no medications administered by the staff.

(15) "Detoxified" means withdrawn from the consumption of alcohol and recovered from the effects of intoxication and any associated acute physiological withdrawal reactions.

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

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

(18) "General health supervision" means provision of the following services as indicated:

(a) Reminding a patient to self-administer medically prescribed drugs and treatments;

(b) Encouraging a patient to follow a modified diet and rest or activity regimen when one has been medically prescribed;

(c) Reminding and assisting a patient to keep appointments for health care services, such as appointments with physicians, dentists, home health care services, or clinics;

(d) Encouraging a patient to have a physical examination if he or she manifests signs and symptoms of an illness or abnormality for which medical diagnosis and treatment are indicated.

(19) "Governing body" means an individual or group responsible for approving policies related to operation of an alcoholism treatment facility.

(20) "Grade" means the level of the ground adjacent to the building measured at the required windows. The ground shall be level or sloped downward for a distance of at least ten feet from the wall of the building.

(21) "Inpatient" means a patient to whom the alcoholism treatment facility is providing board and room on a twenty-four-hour-per-day basis.

(22) "Intoxication" means acute or temporary impairment of an individual's mental or physical functioning caused by alcohol in the body.

(23) "Intoxicated" means in the state of intoxication.

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

(25) "Legend drug" means any drug required by state law or regulation of the state board of pharmacy to be dispensed on prescription only or is restricted to use by practitioners only.

(26) "Licensed nurse" means either a registered nurse or a licensed practical nurse.

(a) "Licensed practical nurse" means an individual licensed pursuant to chapter 18.78 RCW.

(b) "Registered nurse" means an individual licensed pursuant to chapter 18.88 RCW.

(27) "May" means permissive or possible at the discretion of the department.

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

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

(a) New building to be used as an alcoholism treatment facility.

(b) Additions to existing buildings to be used as an alcoholism treatment facility.

(c) Conversion of existing buildings or portions thereof for use as an alcoholism treatment facility.

(d) Alterations.

(30) "Owner" means an individual, firm, partnership, corporation, company, association, or joint stock association or the legal successor thereof operating an alcoholism treatment facility whether he or she owns or leases the premises.

(31) "Patient" means any individual receiving services for the treatment of alcoholism.

(32) "Pharmacist" means an individual licensed as a pharmacist in the state of Washington pursuant to provisions of chapter 18.64 RCW.

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

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

(35) "Secretary" means the secretary of the Washington state department of ((social and)) health ((services)).

(36) "Shall" means compliance is mandatory.

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

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

(39) "Toilet" means a disposal apparatus consisting of a hopper fitted with a seat and flushing device, used for urination and defecation.

(40) "Usable floor space" means, in reference to patient sleeping room, the floor space exclusive of vestibules and closets, wardrobes, or portable lockers.

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

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-326-020 LICENSURE. (1) Application for license.

(a) An application for an alcoholism treatment facility license shall be submitted on forms furnished by the department. An application shall be signed by the owner of the facility, or his or her legal representative, and the administrator.

(b) The applicant shall furnish to the department full and complete information, and promptly report any changes.

(2) Disqualified applicants.

(a) Each and every individual named in an application for an alcoholism treatment facility license shall be considered separately and jointly as applicants and, if anyone be deemed unqualified by the department in accordance with the law or these rules and regulations, the license may be denied, suspended, or revoked.

(b) A license may be denied, suspended, or revoked for failure or refusal to comply with the requirements established by chapter 71.12 RCW or with these rules and regulations and, in addition, any of the following:

(i) Obtaining or attempting to obtain a license by fraudulent means or misrepresentation;

(ii) Permitting, aiding, or abetting the commission of any illegal act on the premises of the alcoholism treatment facility;

(iii) Cruelty, assault, abuse, neglect, or indifference to the welfare of any patient;

(iv) Misappropriation of the property of the patients;

or

(v) Failure or inability to exercise fiscal accountability and responsibility toward the individual patient, the department, or the business community.

(c) Before granting a license to operate an alcoholism treatment facility, the department shall consider the ability of each individual named in the application to operate the alcoholism treatment facility in accordance with the law and these regulations. Individuals having been previously denied a license to operate a health or personal care facility in this state or elsewhere, or having been convicted civilly or criminally of operating such a facility without a license, or having had their license to operate such a facility suspended or revoked shall not be granted a license unless to the satisfaction of the department they affirmatively establish clear, cogent, and convincing evidence of their ability to operate the alcoholism treatment facility, for which the license is sought, in full conformance with all applicable laws, rules, and regulations.

(d) Individuals convicted of a felony, child abuse, and/or any crime involving physical harm to another person, or individuals identified as perpetrators of substantiated child abuse pursuant to chapter 26.44 RCW, shall be disqualified by reason of such conviction if such conviction is reasonably related to the competency of the person to exercise responsibilities for ownership, operation, and/or administration of an alcoholism treatment facility unless, to the satisfaction of the department, the individual establishes clear, cogent, and convincing evidence of sufficient rehabilitation subsequent to such conviction or abuse registry listing to warrant public trust.

(3) Submission of plans. The following shall be submitted with an application for license: PROVIDED HOWEVER, That whenever any of the required plans are already on file with the department through previous applications for license or construction approval, only plans for portions or changes not on file need to be submitted.

(a) A plot plan showing streets, driveways, water and sewage disposal systems, locations of buildings on the site, and grade elevations within ten feet of any building where patients are to be housed.

(b) Floor plans of each building where patients are to be housed. The floor plans shall provide the following information:

- (i) Identification of each room by use of a system;
- (ii) Identification of category of service intended for each room;
- (iii) The usable square feet of floor space in each patient sleeping room;
- (iv) The clear window glass area in each patient's sleeping room;
- (v) The height of the lowest portion of the ceiling in any patient's sleeping room; and
- (vi) Floor elevations referenced to the grade level.

(c) If new construction or remodeling is planned, requirements in WAC (~~(248-26-020)~~) 246-326-020(7) shall apply.

(4) Classification or categories of alcoholism treatment services. For the purpose of licensing, alcoholism treatment services provided by alcoholism treatment facilities shall be classified as follows:

(a) Alcoholism detoxification services are either acute or subacute services required for the care and/or treatment of individuals intoxicated or incapacitated by alcohol during the initial period the body is cleared of alcohol and the individual recovers from the transitory effects of intoxication. Services include screening of intoxicated persons, detoxification of intoxicated persons, counseling of alcoholics regarding their illness to stimulate motivation to obtain further treatment, and referral of detoxified alcoholics to other, appropriate alcoholism treatment programs.

(b) Alcoholism intensive inpatient treatment services are those services provided to the detoxified alcoholic in a residential setting including, as a minimum, limited medical evaluation and general health supervision, alcoholism education, organized individual and group counseling, discharge referral to necessary supportive services, and a patient follow-through program after discharge.

(c) Alcoholism recovery house services are the provision of an alcohol-free residential setting with supporting services and social and recreational facilities for detoxified alcoholics to aid their adjustment to alcohol-free patterns of living and their engagement in occupational training, gainful employment, or other types of community activities.

(d) Alcoholism long-term treatment services are long-term provision of a residential care setting providing a structural living environment, board, and room for alcoholics with impaired self-maintenance capabilities needing personal guidance and assistance to maintain sobriety and optimum health status.

(5) Authorization and designation of categories of alcoholism treatment service.

(a) The license issued to an alcoholism treatment facility shall show the category or categories of alcoholism treatment the facility is licensed to provide.

(b) For each category of alcoholism treatment service, the licensee shall designate and maintain the particular category or categories of service for which the department has shown approval on the license.

(c) If maintenance and operation are not in compliance with chapter 71.12 RCW or chapter (~~(248-26)~~) 246-326 WAC, the department may deny, suspend, or revoke authorization to provide a particular category of treatment service.

(6) Posting of license. The license for an alcoholism treatment facility shall be posted in a conspicuous place on the premises.

(7) New construction.

(a) When new construction is planned, the following shall be submitted to the department for review:

(i) A written program containing, at a minimum, information concerning services to be provided and operational methods to be used affecting the extent of facilities required by these regulations.

(ii) Duplicate sets of preliminary plans for new construction drawn to scale and including:

(A) A plot plan showing streets, driveways, the water and sewage disposal systems, grade and location of building or buildings on the site;

(B) Plans of each floor of the building or buildings, existing and proposed, designating the function of each room and showing all fixed equipment:

(iii) Preliminary plans shall be accompanied by a statement as to:

(A) Source of the water supply;

(B) Method of sewage and garbage disposal; and

(C) A general description of construction and materials including interior finishes.

(b) Construction shall not be started until duplicate sets of final plans for new construction, drawn to scale, and specifications have been submitted to and approved by the department. Final plans and specifications shall show complete details to be furnished to contractors for construction of buildings. These shall include:

(i) Plot plan;

(ii) Plans of each floor of the building or buildings designating the function of each room and showing all fixed equipment;

(iii) Interior and exterior elevations, building sections, and construction details;

(iv) A schedule of floor, wall, and ceiling finishes, and the types and sizes of doors and windows;

(v) Plumbing, heating, ventilating, and electrical systems; and

(vi) Specifications fully describing the workmanship and finishes.

(c) Adequate provisions shall be made for the safety and comfort of patients if construction work takes place in or near occupied areas.

(d) All construction shall take place in accordance with the approved final plans and specifications.

(i) The department shall be consulted prior to making any changes from the approved plans and specifications.

(ii) When indicated by the nature or extent of proposed changes, the department may require the submission of modified plans or addenda for review prior to considering proposed change or changes for approval.

(iii) Only those changes approved by the department shall be incorporated into a construction project.

(iv) In all cases, modified plans or addenda on changes incorporated into the construction project shall be submitted for the department's file on the project even though it was not required these be submitted prior to approval.

(8) Exemptions.

(a) The secretary or designee may exempt an alcoholism treatment facility from compliance with parts of these regulations when it has been found after thorough investigation and consideration such exemption may be made in an individual case without jeopardizing the safety or health of the patients in the particular alcoholism treatment facility.

(b) The secretary or designee may, upon written application, allow the substitution of procedures, materials, or equipment for those specified in these regulations when such procedures, materials, or equipment have been demonstrated, to the satisfaction of the secretary, to be at least equivalent to those prescribed.

(c) All exemptions or substitutions granted pursuant to the foregoing provisions shall be reduced to writing

and filed with the department and the alcoholism treatment facility.

(9) Compliance with other regulations.

(a) Rules and regulations adopted by the Washington state fire marshal under provision of RCW 71.12.485 which are found in chapter 212-40 WAC apply.

(b) If there is no local plumbing code, the Uniform Plumbing Code of the International Association of Plumbing and Mechanical Officials, 1979 edition, shall be followed.

(c) Compliance with these regulations does not exempt an alcoholism treatment facility from compliance with local and state electrical codes or local zoning, building, and plumbing codes.

(10) Transfer of ownership. The possession or ownership of an alcoholism treatment facility shall not be transferred until the transferee has been notified by the department that the transferee's application for license has been approved.

(11) Denial, suspension, modification, or revocation of licenses or a license appeal; notice; adjudicative proceeding.

(a) When the department determines a facility has failed or refused to comply with the requirements of chapter 71.12 RCW and/or these rules, the department may deny, suspend, modify, or revoke a license. The department's notice of a denial, suspension, modification, or revocation of a license shall be consistent with RCW (~~(43.20A.XXX and section 95, chapter 175, Laws of 1989)~~) 43.70.115. An applicant or license holder has the right to an adjudicative proceeding to contest the decision.

(b) A license applicant or holder contesting a department license decision shall within twenty-eight days of receipt of the decision:

(i) File a written application for an adjudicative proceeding by a method showing proof of receipt with the (~~Office of Appeals, P.O. Box 2465, Olympia, WA 98504~~) Administrative Hearings Unit, Department of Health, 1300 Quince Street S.E., P.O. Box 47851, Olympia, WA 98504-7851; and

(ii) Include in or with the application:

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

(B) The grounds for contesting the department decision; and

(C) A copy of the contested department decision.

(c) The proceeding is governed by the Administrative Procedure Act (chapter 34.05 RCW), this chapter, and chapter (~~(248-08)~~) 246-08 WAC. If a provision in this chapter conflicts with chapter (~~(248-08)~~) 246-08 WAC, the provision in this chapter governs.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-326-030 ADMINISTRATIVE MANAGEMENT. (1) Governing body.

(a) The alcoholism treatment facility shall have a governing body responsible for adopting policies related to the conduct of the alcoholism treatment facility in accordance with applicable laws and regulations.

(b) The governing body shall provide for the personnel, facilities, equipment, supplies, and special services necessary to meet patient needs for services and to maintain and operate the facility in accordance with applicable laws and regulations.

(2) Administrator.

(a) There shall be an administrator at least twenty-one years of age, with no history of drug or alcoholism misuse for a period of two years prior to employment, to manage the alcoholism treatment facility in compliance with chapter 71.12 RCW and chapter ~~((248-26))~~ 246-326 WAC.

(b) The administrator either shall be on duty or readily available at all times except when an alternate administrator meeting qualifications in this section is designated in writing or in written job description and is on duty or readily available.

(c) The administrator shall establish and maintain a current written plan of organization including all positions and delineating the functions, responsibilities, authority, and relationships of all positions within the alcoholism treatment facility.

(d) The administrator shall ensure the existence and availability of policies and procedures which are:

(i) Written, developed, reviewed, and revised as necessary to keep them current;

(ii) Dated and signed by persons having responsibility for approval of the policies and procedures;

(iii) Readily available to personnel; and

(iv) Followed in the care and treatment of patients.

(3) Personnel.

(a) There shall be sufficient numbers of qualified personnel, who are not patients, to provide services needed by patients and to properly maintain the alcoholism treatment facility. At least one staff person shall be on duty or in residence within the alcoholism treatment facility at all times.

(b) There shall be a written job description for each position classification within the facility.

(c) Upon employment each person shall have or provide documented evidence of a tuberculin skin test by the Mantoux method unless medically contraindicated. When this skin test is negative (less than ten millimeters of induration read at forty-eight to seventy-two hours), no further tuberculin skin test shall be required. A positive test consists of ten millimeters or more of induration read at forty-eight to seventy-two hours. Positive reactors shall have a chest x-ray within ninety days of the first day of employment. Exemptions and specific requirements are as follows:

(i) Those with positive tests who have completed a recommended course of preventive or curative treatment, as determined by the local health officer, shall be exempted from testing.

(ii) Records of test results, x-rays, or exemptions to such shall be kept by the facility.

(d) Employees with a communicable disease in an infectious stage shall not be on duty.

(e) A planned, supervised orientation shall be provided to each new employee to acquaint him or her with the organization of the facility, the physical plant layout, his or her particular duties and responsibilities, the policies,

procedures, and equipment pertinent to his or her work, and the disaster plan for the facility.

(f) A planned, training program shall be provided to any employee not prepared for his or her job responsibilities through previous training.

(g) Records shall be maintained of orientation, on-the-job training, and continuing education provided for employees.

(h) At least one staff person on the premises shall be currently qualified to provide basic first aid and cardiopulmonary resuscitation.

(i) Medical or nursing responsibilities, functions, or tasks shall be consistent with current Washington state law governing physician or nursing practice.

(j) Records or documentation of compliance with employee requirements described in chapter ~~((248-26))~~ 246-326 WAC shall be available.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-326-035 HIV/AIDS EDUCATION AND TRAINING. Alcoholism treatment facilities shall:

(1) Verify or arrange for appropriate education and training of personnel on the prevention, transmission, and treatment of human immunodeficiency virus (HIV) and acquired immunodeficiency syndrome (AIDS) consistent with RCW 70.24.310; and

(2) Use infection control standards and educational material consistent with the approved curriculum manual Know - HIV/AIDS Prevention Education for Health Care Facility Employees, ~~((May 31, 1989))~~ January 1991, published by the office on HIV/AIDS.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-326-040 PATIENT CARE AND SERVICES—GENERAL. (1) Individual treatment plan. For each patient, there shall be a plan individualized for treatment to include the treatment prescribed as well as assessment of physical, mental, emotional, social, and spiritual needs.

(a) The patient shall be encouraged to participate in development of the plan.

(b) Work assignments may be permitted when part of the individual treatment plan and under supervision of staff.

(2) General care and treatment.

(a) Each patient shall have available the equipment, supplies, and assistance needed to maintain personal cleanliness and grooming.

(b) The patient shall be treated in a manner respecting individual identity and human dignity with policies and procedures, as appropriate, to include:

(i) Protection from invasion of privacy: PROVIDED, That reasonable means may be used to detect or prevent contraband from being possessed or used on the premises;

(ii) Confidential treatment of clinical and personal information in communications with individuals not associated with the plan of treatment;

(iii) Means of implementing federal requirements related to confidentiality of records, Title 42, Code of Federal Regulations, Part 2, Federal Register, July 1, 1975;

(iv) Provision of reasonable opportunity to practice religion of choice insofar as such religious practice does not infringe upon rights and treatment of other patients or the treatment program in the alcoholism treatment facility: PROVIDED, That a patient also has the right to refuse participation in any religious practice;

(v) Communication with significant others in emergency situations;

(vi) Freedom from physical abuse, corporal punishment, or other forms of abuse against the patient's will, including being deprived of food, clothes, or other basic necessities.

(c) Infection control, general.

(i) There shall be policies and procedures designed to prevent transmission of infection minimally to include aseptic techniques, handwashing, methods of cleaning, disinfecting or sterilizing, handling, and storage of all supplies and equipment.

(ii) There shall be reporting of communicable disease of patients in accordance with chapter (~~248-100~~) 246-100 WAC.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-326-050 HEALTH AND MEDICAL CARE SERVICES—ALL FACILITIES. (1) Admission and retention of patients shall be appropriate to services available.

(a) Each alcoholism treatment facility shall have written policies related to admission, retention, leave, and discharge.

(b) Patients manifesting signs and symptoms of a physical or mental condition requiring medical or nursing care not provided or available in the alcoholism treatment facility shall not remain in the facility. Staff shall facilitate movement of such patients to an appropriate setting as soon as possible and feasible.

(2) Each alcoholism treatment facility shall have a current, transfer agreement with a hospital licensed pursuant to chapter 70.41 or 71.12 RCW.

(3) Medical coverage.

(a) A physician shall be responsible for direction of all medical aspects of the alcoholism treatment program or programs with medical responsibility minimally to include approval of policies and procedures related to:

(i) Initial and ongoing medical screening and assessment of patients;

(ii) Care of patients with minor illnesses or other conditions requiring minor treatment or first aid; and

(iii) Medical emergencies.

(b) There shall be specific arrangements for physician services at all times with schedules, names, and phone numbers posted and available in appropriate locations. Physician services may include hospital emergency departments, group clinic practice, or equivalent emergency facilities.

(c) Medical emergency policy and procedures related to emergency situations shall minimally include:

(i) Delineation of circumstances, signs, and symptoms related to specific actions required of personnel;

(ii) Circumstances warranting immediate contact of physician services or other licensed personnel;

(iii) Minimum qualifications for staff executing procedures; and

(iv) Written approval or acceptance of medical emergency policies and procedures by administrator and responsible physician. When nursing services are provided, approval or acceptance by the responsible registered nurse shall be included.

(4) Nursing services. Nursing services, when provided, shall be planned and supervised by a registered nurse minimally to include:

(a) Responsibility for any nursing functions performed by personnel in the alcoholism treatment facility.

(b) Selection, training, and written evaluation of personnel or volunteers providing nursing observation and/or care.

(c) Written nursing procedures to guide actions of personnel and volunteers providing nursing observation and/or care.

(5) Supplies. Appropriate supplies for first aid, medical, or nursing procedures shall be readily available.

(6) Safety measures.

(a) There shall be written policies and procedures governing actions of staff following any accident or incident jeopardizing a patient's health or life, minimally to include:

(i) Facilitation of patient protection and safety;

(ii) Investigation of accidents or incidents;

(iii) Institution of preventive measures insofar as possible;

(iv) Written documentation in the patient treatment record.

(b) There shall be provision for staff to gain immediate emergency access to any room occupied by a patient.

(7) Individual patient treatment/care records.

(a) There shall be an organized record system providing for:

(i) Maintenance of a current, complete, treatment record for each patient;

(ii) A systematic method of identifying and filing patient records so each record can be located readily;

(iii) Maintenance of the confidentiality of patient treatment records by storing and handling the records under conditions allowing only authorized persons access to the records.

(b) Each entry in the patient's treatment/care record shall be dated and authenticated by the signature and title of the person making the entry. (An authentication record system may be acceptable.)

(c) Each record shall be available to treatment staff and include:

(i) Identifying and sociological data including the patient's full name, birthdate, home address, or last known address if available;

(ii) Date of admission;

(iii) The name, address, and telephone number of the patient's personal physician or medical practitioner if available;

(iv) A record of the findings of any health screenings;

(v) A record of medical findings following examination by a medical practitioner;

(vi) A record of observations of the patient's condition;

(vii) A physician or legally authorized practitioner's written order for any modified diet served to the patient;

(viii) Orders for any drugs or medical treatment shall be dated and signed by a physician or legally authorized practitioner unless self-administered from a container bearing an appropriate pharmacist-prepared label in accordance with instructions on that label;

(ix) A record of any administration of a medication or treatment to a patient by the person legally authorized to administer medications and/or observation of self-administration including time and date of administration and signature of the individual administering the medication or observing self-administration;

(x) Medical progress notes, when applicable, shall be made in the treatment record.

(8) Notification regarding change in patient's condition. A member of the patient's family or another person with whom the patient is known to have a responsible personal relationship shall be notified as rapidly as possible, upon the discretion of the treating physician, should a serious change in the patient's condition, transfer, or death of the patient occur: PROVIDED HOWEVER, That the patient is incapable of rational communication. Such notification shall not occur without the consent of the patient any time when the patient is capable of rational communication.

(9) Food services - general.

(a) Food service sanitation shall be governed by chapter ((248-84)) 246-215 WAC rules and regulations of the state board of health governing food service sanitation.

(b) Areas used for storage and preparation of food shall be used only for performance of assigned food service duties. Through traffic is prohibited.

(c) There shall be current written policies and procedures to include safety, food acquisition, food storage, food preparation, serving of food, and scheduled cleaning of all food service equipment and work areas. These policies shall be readily available to all personnel.

(i) All personnel handling food, including patients assisting in food services, shall follow the procedures.

(ii) Cooking shall not be permitted in sleeping rooms.

(d) Food provided shall be appropriate to meet the needs of patients on a twenty-four hour basis.

(10) Food service - alcoholism intensive inpatient treatment, recovery house, long-term treatment services.

(a) There shall be a designated individual responsible for food service.

(b) Staff trained in food service procedures shall be present during all meal times when meals are served on the premises.

(c) Meals and nourishments shall be palatable, properly prepared, attractively served, and sufficient in quality, quantity, and variety to meet "Recommended Dietary Allowance," Food and Nutrition Board, National Research Council, 1980 edition, adjusted for activity unless medically contraindicated.

(i) At least three meals a day shall be served at regular intervals with not more than fourteen hours between the evening meal and breakfast.

(ii) There shall be written medical orders for any therapeutic diet served to a patient. Therapeutic diets shall be prepared and served as prescribed.

(iii) A current diet manual, approved in writing by a dietitian and physician, shall be used for planning and preparing diets.

(d) Menus shall be planned, written, and dated at least one week in advance.

(i) Food substitutions shall be of comparable nutritional value and recorded as served.

(ii) A record of planned menus with substitutions and food as served shall be retained for six months.

(iii) The written order of a legally authorized medical practitioner is required prior to serving any nutrient concentrate or supplement.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-326-060 MEDICATION RESPONSIBILITY—ADMINISTRATION OF MEDICATIONS AND TREATMENTS. (1) There shall be provisions for timely delivery of necessary patient medications from a pharmacy so a physician's or legally authorized practitioner's orders for medication therapy can be implemented without undue delay.

(2) There shall be written policies and procedures providing for description of types of stock medications, procurement, storage, control, use, retention, release, and disposal of medications in accordance with applicable federal and state laws and regulations.

(a) There shall be adequate medication facilities providing for locked storage of all medications.

(b) There shall be a sink with hot and cold running water, other than the lavatory or sink in a toilet room, available.

(c) Medications, including stock medications, shall be accessible only to authorized staff.

(d) Stock internal and external medicine and medications shall be stored apart from each other.

(e) Medicine or medications requiring special storage conditions shall be stored according to manufacturer's or pharmacist's directions.

(f) The inside temperature of the refrigerator where drugs are stored shall be maintained within a thirty-five to fifty degree Fahrenheit range. Medication stored in a refrigerator shall be enclosed in a container to separate the medications from food or other products.

(g) All medications shall be obtained and kept in containers labeled securely and legibly by a pharmacist, or in original containers labeled by the manufacturer, and shall not be transferred from the container except for preparation of a single dose for administration. A label on a container of medication shall not be altered or replaced except by a pharmacist.

(i) Medication containers having soiled, damaged, incomplete, illegible, or makeshift labels shall be returned to a pharmacist for relabeling or disposal.

(ii) Medication in containers having no labels shall be destroyed.

(h) Any medication having an expiration date shall be removed from usage and destroyed immediately after the expiration date.

(i) All of an individual patient's medications left in the facility following discharge, transfer, or departure, except those released to the patient upon discharge and Schedule II controlled substances, shall be destroyed by authorized staff after departure ((of)) of the patient or returned to a pharmacist for appropriate disposition.

(i) Medications or medicines shall be destroyed in the presence of a witness or by a pharmacist in such a manner that the medications cannot be retrieved, salvaged, or used; medications shall not be discarded with garbage or refuse.

(ii) For any medication destroyed, staff shall make an entry in the individual patient treatment record to include:

- (A) Date;
- (B) Name of medication;
- (C) Strength of medication;
- (D) Quantity of medication;
- (E) Signature of staff who destroyed the medication;

and

(F) Signature of staff who witnessed destruction.

(j) When staff who are legally authorized to administer medications are employed or available in an alcoholism treatment facility, a physician or legally authorized prescribing practitioner may provide an emergency drug or medication supply within a facility: PROVIDED, That the following requirements are met:

(i) The emergency drug or medication supply shall be considered an extension of the physician's or prescribing practitioner's own drug or medication supply and remain his or her responsibility.

(ii) All drugs or medications for an emergency supply shall be kept in a separate, secure, locked, emergency drug drawer or cabinet or equivalent.

(iii) The emergency drug or medication supply shall be limited to medications needed for genuine medical emergencies, including the need for the medical management of an intoxicated person.

(iv) The quantity of any medication in a particular dosage strength shall be limited to a seventy-two hour supply determined by calculating the number of patients and the potential need for emergency medication.

(v) A list of drugs or medications to be kept in the emergency medication supply shall be available with the emergency medication supply.

(A) This list shall include the names and dosage strength of each medication, and be dated and signed by the physician or legally authorized prescribing practitioner.

(B) The emergency medication supply shall contain only those medications on this list.

(vi) There shall be a record of each medication removed or added to the emergency medication supply. This record shall include:

- (A) Name and amount of medication removed or added;
- (B) Date of removal or addition;
- (C) Identification of the patient receiving a medication removed;

(D) Signature of staff removing or adding to the emergency medication supply.

(k) Medications listed as controlled substances in Washington shall be prohibited. This does not preclude individual patient prescriptions or medications kept in an emergency medication supply pursuant to WAC ((248-26-060)) 246-326-060 (2)(j).

(l) The alcoholism treatment facility maintaining nonprescription medications in a first-aid supply shall establish policies and procedures for use of the first-aid supply, approved by signature of a legally authorized prescribing practitioner.

(3) Administration of medications and medical treatments. Policies and procedures shall be established for administration of medications, including self-administration, within each alcoholism treatment facility.

(a) There shall be an organized system designed to ensure accuracy in receiving, transcribing, and implementing orders for administration of medications and treatments.

(i) Orders for medications and treatments, including standing orders, used in the care of a patient shall be entered in the patient's treatment record and shall be signed by a physician or other legally authorized practitioner.

(ii) Orders for drugs and medical treatments shall include:

- (A) Date ordered;
- (B) Name of the medication or description of the treatment including the name of medication, solution, or other agent to be used in the treatment;
- (C) Dosage, concentration, or intensity of a medication, solution, or other agent used;
- (D) Route or method of administration;
- (E) Frequency, time interval between doses, or duration of administration;
- (F) Maximum number of doses or treatments to be administered;
- (G) Circumstances for which the medication or treatment is to be administered; and
- (H) Signature of the legally authorized prescribing practitioner.

(iii) A verbal or telephone order for the administration of medication or medications or medical treatment or treatments shall be received by a licensed nurse from the physician or other practitioner legally authorized to prescribe. Upon receipt of such an order, the following shall be entered immediately into the patient's treatment record.

(A) Data required under WAC ((248-26-060)) 246-326-060 (3)(a)(ii);

(B) Name of the physician or legally authorized practitioner issuing the order;

(C) Signature of the licensed nurse receiving the order;

(D) Physician's or legally authorized practitioner's signature for such an order shall be obtained as soon as possible and not later than five days after receipt of the verbal or telephone order.

(iv) Persons administering medications and medical treatments to patients shall be qualified by training and legally permitted to assume this responsibility.

(v) Any medication administered to a patient shall be prepared, administered, and recorded in the patient's treatment record by the same person. This shall not be interpreted to preclude a physician's administration of a medication having been prepared for administration by a person assisting the physician in the performance of a diagnostic or treatment procedure or the administration of a single, properly labeled medication having been dispensed or issued from a pharmacy so the medication is ready to administer.

(b) Medications shall be administered or self-administered only as legally authorized through written order, approval, or prescription signed by a physician or other legally authorized practitioner or self-administered from a container in accordance with an appropriately affixed pharmacist-prepared label.

(c) Medications shall be administered by appropriately licensed personnel when they are not self-administered.

(d) Self-administration of drugs by a patient shall be in accordance with the following:

(i) The patient shall be physically and mentally capable of administering his or her own medication properly.

(ii) Any medication a patient has for self-administration in the facility shall have been ordered, approved, or prescribed by a legally authorized practitioner.

(iii) Prescription medications, over-the-counter medications purchased independently by the patient, and other medicinal materials used by a patient shall be kept in individual storage units within locked drawers, medicine cabinets, compartments, or equivalent. Access to all medications shall be controlled by authorized staff. Use of such medications and materials in each individual storage unit shall be restricted to the particular patient for self-administration.

(iv) Staff shall observe use of medications by each patient and record the observation in the patient's individual treatment record.

(e) Any medications used in the subacute detoxification service shall be self-administered only with observation of use of medication recorded in the individual treatment record by the staff of the alcoholism treatment facility.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-326-090 PHYSICAL PLANT AND EQUIPMENT. (1) Patients' sleeping rooms.

(a) There shall be at least eighty square feet of usable floor space in single-bed sleeping rooms and seventy square feet of usable floor space per bed in multiple bed sleeping rooms.

(i) No portion of a sleeping room having less than seven foot six inch ceiling height may be counted as part of the required area.

(ii) The maximum capacity of any patient sleeping room shall not exceed twelve beds.

(b) Each sleeping room shall be located to prevent through traffic and minimize the entrance of excessive noise, odors, and other nuisances.

(c) Only rooms having unrestricted direct access to a hallway, living room, outside, or other common-use area shall be used as sleeping rooms.

(d) Sleeping rooms shall be outside rooms with a clear glass window area in a vertical wall not less than one-tenth of the required floor area.

(i) Rooms shall not be considered to be outside rooms if such required window area is within ten feet of another building or other obstruction to view or opens into a window well, enclosed porch, light shaft, ventilation shaft, or other enclosure of similar confining nature.

(ii) Windows designed to open shall operate freely.

(iii) Curtains, shades, blinds, or equivalent shall be provided at each window for visual privacy.

(e) A basement room may be used as a sleeping room provided the floor of the room is no more than three feet eight inches below the base of the window or windows, and there is adequate natural light. The grade shall extend ten feet out horizontally from the base of the window or windows.

(f) Each patient shall be provided with sufficient storage facilities, either in or convenient to his or her sleeping room, to adequately store a reasonable quantity of clothing and personal possessions.

(g) Sleeping rooms, furniture, and furnishings.

(i) Each patient shall be provided a comfortable bed not less than thirty-six inches wide, with a mattress in good condition.

(ii) To be acceptable, a patient's bed shall be a sturdy, nonfolding type, at least thirty-six inches wide and length appropriate to the height of the patient.

(iii) Room design and size shall be adequate to accommodate patient beds spaced three feet apart.

(iv) Sleeping rooms shall be provided with adequate furnishings including one chair per bed available in the facility.

(2) Toilet and bathing facilities.

(a) On each level there shall be one toilet and one lavatory for each eight persons or fraction thereof.

(b) There shall be one bathing facility for each twelve persons or fraction thereof residing in the facility.

(c) The word "persons" used in subsection (2)(a) and (b) of this section includes all patients and staff members not having private toilet and bathing facilities for their exclusive use.

(d) There shall be a lavatory in each toilet room unless the toilet room adjoins a single patient room containing a lavatory.

(e) Each toilet and each bathing facility shall be enclosed in a separate room or stall, with a door or curtain for privacy. One toilet may be permitted in a room containing a single bathing facility. When a room contains more than one toilet or one bathing facility, it shall be used by one sex only.

(f) Grab bars shall be securely mounted at toilets and bathing facilities in such numbers and in such locations that accidental falls will be minimized minimally to include:

(i) One grab bar at each bathing facility.

(ii) One grab bar appropriately mounted at each toilet.

(3) Patient dining, living, and therapy rooms.

(a) The alcoholism treatment facility shall have two or more rooms suitably furnished to accommodate patients' dining, social, educational and recreational activities, group therapy, and staff meetings. At least one of these rooms shall be an outside room with a window or windows.

(i) An adequate dining area shall be provided with capacity to seat at least fifty percent of the patients at each meal setting.

(ii) If a multipurpose room is used for dining and social and recreational activities or meetings, there shall be sufficient space to accommodate each of the activities without their interference with one another.

(iii) At least twenty-five square feet of floor space per bed shall be provided for dining, social, educational, recreational activities, and group therapy.

(b) There shall be at least one room providing privacy for interviewing and counseling of patients on an individual basis. Additional rooms shall be provided in a ratio of 1:12 patient beds or major fraction thereof.

(4) Medical examination room. If there is regular provision for a medical practitioner to perform physical examinations of patients within the facility, there shall be an examination room in the facility. This examination room shall be equipped with an examination table, examination light, and storage units for medical supplies and equipment. There shall be a handwashing facility readily accessible to the examination room.

(5) Utility and storage for medical and nursing supplies and equipment. If the services provided by the alcoholism treatment facility involve the use of medical supplies and equipment, there shall be facilities designed and equipped for washing, disinfection or sterilization, storage, and other handling of supplies and equipment in a manner ensuring segregation of clean and sterile supplies and equipment from those that are contaminated, soiled, or used.

(6) Storage facilities. There shall be sufficient, suitable storage facilities to provide for storage of clean linen and other supplies and equipment under sanitary conditions.

(7) Handrails on stairways and ramps.

(a) All stairways and ramps shall be provided with handrails on both sides.

(b) Adequate guardrails and other safety devices shall be provided on all open stairways and ramps.

(8) Surfaces (floors, walls, ceilings).

(a) The surfaces in each room and area of the alcoholism treatment facility shall be easily cleanable and suited to the functions of the room or area.

(b) Toilet rooms, bathrooms, kitchens, and other rooms subject to excessive soiling or moisture shall have washable, impervious floors.

(c) Ramp surfaces and stairway treads shall be of nonslip materials.

(9) Communications. There shall be at least one telephone and such additional telephones as may be needed to operate the alcoholism treatment facility and to provide for a telephone to be readily accessible in the event of fire or other emergency.

(10) Lighting.

(a) Lighting in all areas of the facility shall provide adequate illumination.

(b) An adequate number of electrical outlets shall be provided.

(c) General lighting shall be provided for sleeping rooms.

(d) Emergency lighting equipment, such as flashlights or battery-operated lamps, shall be available and maintained in operating condition.

(11) Heating-temperature.

(a) The alcoholism treatment facility shall be equipped with an approved heating system capable of maintaining a healthful temperature. Use of portable space heaters is prohibited unless approved in writing by the Washington state fire marshal.

(b) Temperature shall be maintained at a healthful level and not less than sixty-five degrees Fahrenheit.

(12) Ventilation.

(a) Ventilation of all rooms used by patients or personnel shall be sufficient to remove all objectionable odors, excessive heat, or condensation.

(b) All inside rooms, including toilets, bathrooms, and other rooms in which excessive moisture, odors, or contaminants originate, shall be provided with mechanical exhaust ventilation.

(13) Water supply. Hot and cold water under pressure shall be readily available at all times.

(a) Water used for domestic purposes shall meet the standards of the department as described in chapter ((248-54)) 246-290 WAC.

(b) Cross connections of any kind are prohibited.

(c) In the event an unsafe or nonpotable water supply is used for irrigation, fire protection, or other purposes, the system shall be adequately color-coded or labeled to lessen any chance of water use for domestic purposes.

(d) Hot water at lavatories, bathtubs, and showers used by patients shall not exceed one hundred twenty degrees Fahrenheit.

(14) Sewage disposal system. All sewage shall be discharged into a public sewage system where such system is available and is acceptable to the department. Otherwise, sewage shall be collected, treated, and disposed of in an independent sewage disposal system approved by the appropriate local health department.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-326-100 SPECIAL ADDITIONAL REQUIREMENTS FOR FACILITIES PROVIDING ALCOHOLISM DETOXIFICATION SERVICE. (1) When an alcoholism detoxification service is located in an alcoholism treatment facility, it shall be designated as either an acute detoxification service or a subacute detoxification service.

(2) Acute detoxification services shall provide:

(a) Initial medical screening and ongoing nursing assessments of each patient with transfer to an appropriate hospital when signs and symptoms of a serious illness or severe trauma exist.

(b) Nursing services as described in WAC ((248-26-050)) 246-326-050(4) with the following additional requirements:

(i) When there is not a need for full-time services of a registered nurse, part-time registered nurse supervision is acceptable, provided such a supervisor is on duty within the facility at least four hours each week.

(ii) At least one staff member, qualified to provide nursing observation and care needed by patients during detoxification, shall be on duty in the facility at all times.

(A) "Qualified" shall include training and approval by the responsible registered nurse supervisor to provide physiological and psychological observation and care as required.

(B) When a licensed nurse is not on duty, a registered nurse shall be on call who shall come to the alcoholism treatment facility when indicated.

(iii) Continuing observation of each patient's condition shall be by persons competent to recognize and evaluate significant signs and symptoms and to take appropriate action.

(A) Frequency of observation shall correspond with degrees of acuity, severity, and instability of patient's condition with at least one written note on patient condition every eight hours in each individual patient treatment record.

(B) Observation of significant signs and symptoms indicative of abnormality, adverse change, or favorable progress including vital signs, motor and sensory abilities, behavior, and discomfort.

(C) Observations shall be recorded and signed by the person making the observation.

(D) Significant adverse signs and symptoms shall be appropriately reported to a physician with nature of the report and time noted in the patient's treatment record.

(3) Subacute detoxification services shall provide:

(a) Screening of patients by a person knowledgeable about alcoholism and trained and skilled in recognition of significant signs and symptoms of illness or trauma.

(b) Continuing observation of each patient's condition by persons competent to recognize and evaluate significant signs and symptoms and to take appropriate action.

(i) Frequency of observation shall correspond to degree of acuity, severity, and instability of patient's condition with appropriate documentation in the individual treatment record;

(ii) Observation of significant signs and symptoms indicative of abnormality, adverse change, or favorable progress including vital signs, motor and sensory abilities, behavior, and discomfort.

(iii) Observations shall be recorded and signed by the person making the observation.

(c) Personnel on duty having valid, current first-aid and cardiopulmonary resuscitation certificates.

(d) Medication shall not be provided or administered by personnel in the distinct part of the alcoholism treatment facility where subacute detoxification service is located.

(e) A written plan or policies and procedures for management of patient-owned medications to include:

(i) Method of verification of need for patient to continue a medication while in subacute detoxification;

(ii) Method of verification that medication is correct (as labeled);

(iii) Security of patient-owned medication while in the facility;

(iv) Disposition of patient-owned medications when patient leaves; and

(v) Observation and documentation of patient use of any medication in the individual treatment record.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-327-010 DEFINITIONS. For the purpose of chapter 70.127 RCW and chapter ~~((248-27))~~ 246-327 WAC, the following words and phrases shall have the following meaning unless the context clearly indicates otherwise.

(1) "Acute care" means care provided by an agency for patients who are not medically stable or have not attained a satisfactory level of rehabilitation. These patients require frequent monitoring by a health care professional in order to maintain their health status.

(2) "Administrator" means a person managing and responsible for the day-to-day operation of each licensed agency.

(3) "Advanced registered nurse practitioner" means a registered nurse with a ARNP recognition document under chapter ~~((308-120))~~ 246-839 WAC.

(4) "Agency" means a home health agency defined under this section and chapter 70.127 RCW.

(5) "AIDS" means acquired immunodeficiency syndrome defined under WAC ~~((248-100-011))~~ 246-100-011.

(6) "Authorizing practitioner" means a person authorized to sign a home health plan of treatment including a physician licensed under chapter 18.57 or 18.71 RCW, a podiatrist licensed under chapter 18.22 RCW, or an advanced registered nurse practitioner as authorized by the board of nursing under chapter 18.88 RCW.

(7) "Branch office" means a location or site from which an agency provides services within a portion of the total geographic area served by the parent agency. The branch office is part of the agency, included in the license of the agency, and located sufficiently close to share administration, supervision, and services.

(8) "Bylaws" means a set of rules adopted by an agency for governing the agency operation.

(9) "Clinical note" means a written, signed, dated notation of each contact with a patient which may contain a description of signs and symptoms, treatments, medications given, the patient reaction, any changes in physical or emotional condition, and other pertinent information.

(10) "Department" means the department of ~~((social and))~~ health ~~((services or successor state health department))~~.

(11) "Dietitian" means an individual certified under chapter 18.138 RCW, Dietitians and Nutritionists.

(12) "Family" means an individual or individuals who are important to and designated by the patient, and who may or may not be relatives.

(13) "Governing body" means the person, who may be the owner or a group, with responsibility and authority to establish policies related to operation of the agency.

(14) "HIV" means human immunodeficiency virus defined under RCW 70.24.017(7).

(15) "Home health agency" means a private or public agency or organization administering or providing home health aide services or two or more home health services directly or through a contract arrangement to ill, disabled, or infirm persons in places of temporary or permanent residence.

(16) "Home health aid" means an individual registered or certified as a nursing assistant under chapter 18.88A RCW.

(17) "Home health aid services" means services provided by a home health agency under supervision of a registered nurse, physical therapist, occupational therapist, or speech therapist and as further defined under RCW 70.127.010(7).

(18) "Home health plan of care" or "plan of care" means a written plan of care established by a home health agency by appropriate health care professionals, including comprehensive case assessment and management, and describing maintenance care to be provided. A patient or the patient's representative shall be allowed to participate in the development of the plan of care to the extent practicable.

(19) "Home health plan of treatment" or "plan of treatment" means a written plan of care established by a physician, a podiatrist, or an advanced registered nurse practitioner, in consultation with appropriate health care professionals within the agency, including comprehensive case assessment and management, and describing medically necessary acute care to be provided for treatment of illness or injury.

(20) "Home health services" means health or medical services provided to ill, disabled, or infirm persons. Home health services of an acute or maintenance care nature include, but are not limited to:

- (a) Nursing services;
- (b) Home health aide services;
- (c) Physical therapy services;
- (d) Occupational therapy services;
- (e) Speech therapy services;
- (f) Respiratory therapy services;
- (g) Nutritional services;
- (h) Homemaker services;
- (i) Personal care services;
- (j) Medical social services;
- (k) Medical supplies or equipment services; and
- (l) Pharmacy services.

(21) "Homemaker services" means services assisting ill, disabled, or infirm persons with household tasks essential to achieving adequate household and family management, including transportation, shopping, and maintenance of premises.

(22) "Ill, disabled, or infirm persons" means persons needing home health, hospice, or home care services in order to maintain themselves in their places of temporary or permanent residence.

(23) "Licensed practical nurse" means an individual licensed as a practical nurse under chapter 18.78 RCW, Practical nurses.

(24) "Maintenance care" means care provided by home health agencies that is necessary to support an existing level of health and to preserve a patient from further failure or decline.

(25) "Managed care plan" means a plan controlled by the terms of the reimbursement source.

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

(27) "Medical social worker" means an individual with a bachelor's degree in social work, psychology, or a related field and having completed one year of social work experience and registered as a counselor under RCW 18.19.090.

(28) "Nutritional services" means nutritional assessment and counseling, dietary teaching, and the monitoring and management of special diets and hyperalimentation provided by a dietitian or certified nutritionist under chapter 18.138 RCW.

(29) "Occupational therapist" means an individual licensed as an occupational therapist under chapter 18.59 RCW.

(30) "Owner" means the individual, partnership, or corporate entity legally responsible for the business requiring licensure as a home health agency under chapter 70.127 RCW.

(31) "Personal care services" means services assisting ill, disabled, or infirm persons with dressing, feeding, and personal hygiene to facilitate self-care.

(32) "Personnel" means individuals providing patient care on behalf of an agency including employees and individuals under contract.

(33) "Pharmacist" means an individual licensed as a pharmacist under RCW 18.64.080.

(34) "Physical therapist" means an individual licensed as a physical therapist under chapter 18.74 RCW.

(35) "Physician" means an individual licensed as a medical doctor under chapter 18.71 RCW or an osteopathic physician and surgeon licensed under chapter 18.57 RCW, or a podiatrist licensed under chapter 18.22 RCW.

(36) "Prehire screening" means checking of work references, appropriate registration, certification, licensure, and qualifications.

(37) "Registered nurse" means an individual licensed under chapter 18.88 RCW, Registered nurses.

(38) "Respiratory therapist" means an individual certified under chapter 18.89 RCW, Respiratory care practitioners.

(39) "Shall" means compliance is mandatory.

(40) "Speech therapist" means a person meeting:

(a) The education and experience requirements for a certificate of clinical competence in the appropriate area of speech pathology or audiology, granted by the American Speech, Language, and Hearing Association as described in The ASLHA Directory, American Speech, Language, and Hearing Association, 10801 Rockville Pike, Rockville, Maryland 20852, 1983; or

(b) The education requirements for a certificate of clinical competence and in the process of accumulating the supervised experience, as specifically prescribed in The ASLHA Directory, 1983.

(41) "Supervision" means authoritative procedural guidance by a qualified person who assumes the responsibility for the accomplishment of a function or activity and who provides direction and ongoing monitoring and evaluation of the actual act of accomplishing the function or activity.

(42) "Therapist" means a physical therapist, occupational therapist, speech therapist, or respiratory therapist defined under this section or other therapist licensed or certified under Title 18 RCW and providing health or medical care or treatment within their defined scope of practice.

(43) "Therapy assistant" means a licensed occupational therapy assistant defined under chapter 18.59 RCW or physical therapist assistant defined under chapter ((308-42)) 246-915 WAC.

(44) "Therapy services" means those services delivered by a therapist defined under this section.

(45) "Volunteer" means an individual providing assistance to the home health agency and:

(a) Oriented, trained, and supervised to perform specific assigned tasks; and

(b) Working without compensation.

(46) "Without compensation" means:

(a) A recipient of care is not charged a fee for any service delivered by the volunteer; and

(b) An individual delivering care receives no pay, except reimbursement for personal mileage incurred to deliver home health services.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-327-025 LICENSURE OF THE HOME HEALTH AGENCY. (1) After June 30, 1989, persons operating home health agencies defined under chapter 70.127 RCW shall submit applications and fees to the department ((by July 1, 1989)).

(2) After July 1, 1990, no person shall:

(a) Advertise, operate, manage, conduct, open, or maintain a home health agency without first obtaining an appropriate license from the department; or

(b) Use the words "home health agency," "home health care services," or "visiting nurse services" in its corporate or business name, or advertise using such words unless licensed as a home health agency under chapter 70.127 RCW.

(3) Applicants for a home health agency license shall:

(a) Submit a completed application and fee for initial license or renewal to the department on forms furnished by the department, including signature of the owner or legal representative of the owner;

(b) Furnish to the department full and complete information as required by the department for the proper administration of department requirements including:

(i) Evidence of current insurance including:

(A) Professional liability insurance coverage specified under RCW 70.127.080; and

(B) Public liability and property damage insurance coverage specified under RCW 70.127.080.

(ii) Information on organizational and governing structure and the identity of the applicant, officers, directors, partners, managing employees, or owners of ten percent or more of the applicant's assets;

(iii) A list of counties where the applicant will operate;

(iv) A list of branch offices; and

(v) A list of services provided or offered.

(4) Agencies requesting license renewal shall submit a renewal application and fee to the department.

(5) If the applicant or owner meets the requirements of this chapter and chapter 70.127 RCW, the department shall issue or renew a license for the agency.

(6) The department shall:

(a) Deny a license if in the last five years the owner, applicant, officers, directors, partners, managing employees, or owners of ten percent or more of the applicant's assets are found in a civil or criminal proceeding to have committed any act reasonably relating to the fitness of any of the above persons to:

(i) Establish, maintain, or administer an agency; or

(ii) Provide care in the home of another.

(b) Provide a combination of applications and licenses and the reduction of individual license fees if an applicant applies for more than one category of license under chapter 70.127 RCW;

(c) Establish fees to be paid under RCW ((43-20B-110)) 43.70.110 and ((chapter 440-44)) WAC 246-327-990, including providing for the reduction of individual license fees if an applicant applies for more than one category of license under RCW 70.127.110;

(d) Prohibit transfer or reassignment of a license without thirty-day-prior-notice to the department and department approval;

(e) Issue a license following approval of a new or current owner's application;

(f) Conduct on-site reviews of the agency, which may include in-home visits with consent of the patient, to determine compliance;

(g) Examine and audit records of the agency if the department has reason to believe persons are providing care without an appropriate license;

(h) Provide for combined licensure inspections and audits for owners holding more than one license under RCW 70.127.110;

(i) Give written notice of any violations, including a statement of deficiencies observed;

(j) Inform the owner or applicant of the requirement to:

(i) Present a plan of correction to the department within ten working days; and

(ii) Comply within a specified time not to exceed sixty days.

(k) Allow the owner a reasonable period of time, not to exceed sixty days, to correct a deficiency prior to assessing a civil penalty unless:

(i) The deficiency is an immediate threat to life, health, or safety; or

(ii) The owner fails to comply with any of the provisions under WAC ((248-27-045)) 246-327-045 (3)(a), (b), (c), (d), (e), (f), (g), (h), (i), and (j).

(l) Initiate disciplinary action, under RCW 70.127-.170 and this chapter, if the owner or applicant fails to comply.

(7) The department may:

(a) Issue a license effective for one year or less unless the license is suspended or revoked;

(b) Inspect an agency and examine records at any time to determine compliance with chapter 70.127 RCW and this chapter;

(c) Deny, suspend, modify, or revoke an agency license for failure to comply with chapter 70.127 RCW or this chapter.

(8) When a change of ownership is planned, the owner shall notify the department, in writing, at least thirty days prior to the date of transfer, including:

(a) Full name and address of the current owner and prospective new owner;

(b) Name and address of the agency and new name under which the agency will be operating, if known; and

(c) The date of the proposed change of ownership.

(9) The prospective new owner shall submit a new application for an agency license with the fee at least thirty days prior to the change of ownership.

(10) The agency shall inform the department, in writing, at the time of opening or closing the agency or branch offices included in the agency license.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-327-035 LICENSE DENIALS—SUSPENSIONS—MODIFICATIONS—REVOICATIONS.

(1) The department may deny, suspend, modify, or revoke a license or assess civil penalties, or both, against the agency if an applicant, owner, officer, director, or managing employee:

(a) Fails or refuses to comply with the provisions under chapter 70.127 RCW or this chapter;

(b) Continues to operate after the license is revoked or suspended for cause without subsequent reinstatement by the department;

(c) Makes a false statement of a material fact in the application for the license or data attached or in any record required by this chapter or matter under investigation by the department;

(d) Refuses to allow representatives of the department to inspect any part of the agency or books, records, or files required by this chapter;

(e) Willfully prevents or interferes with, or attempts to impede in any way, the work of a representative of the department in the lawful enforcement of chapter 70.127 RCW and this chapter;

(f) Willfully prevents or interferes with a representative of the department in the preservation of evidence of a violation under chapter 70.127 RCW or this chapter;

(g) Fails to pay or make arrangements to pay a civil monetary penalty assessed by the department within ten days after the assessment becomes final, as provided under WAC ((248-27-045)) 246-327-045, Civil fines;

(h) Uses false, fraudulent, or misleading advertising;

(i) Has repeated incidents of personnel performing services beyond services authorized by the agency or law; or

(j) Misrepresents, or is fraudulent in an aspect of, the conduct of the applicant's or owner's business.

(2) If the department finds the public health, safety, or welfare imperatively require emergency action, a license may be summarily suspended pending proceedings for revocation or other action.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-327-055 LICENSE ACTION AND/OR CIVIL FINE—NOTICE—ADJUDICATIVE PROCEEDING. (1) The department's notice of a denial, suspension, modification, or revocation of a license shall be consistent with RCW ((43.20A.XXX and section 95, chapter 175, Laws of 1989)) 43.70.115. An applicant or licensee holder has the right to an adjudicative proceeding to contest the decision.

(2) The department's notice of imposition of a civil fine shall be consistent with RCW ((43.20A.XXX and section 96, chapter 175, Laws of 1989)) 43.70.095. A person the department imposes a civil fine on has the right to an adjudicative proceeding to contest the decision.

(3) A license applicant or holder or a person the department imposes a civil fine on contesting a department decision shall within twenty-eight days of receipt of the decision:

(a) File a written application for an adjudicative proceeding by a method showing proof of receipt with the ((Office of Appeals, P.O. Box 2465, Olympia, WA 98504)) Administrative Hearings Unit, Department of Health, 1300 Quince Street S.E., P.O. Box 47851, Olympia, WA 98504-7851; and

(b) Include in or with the application:

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

(ii) The grounds for contesting the department decision; and

(iii) A copy of the contested department decision.

(4) The proceeding is governed by the Administrative Procedure Act (chapter 34.05 RCW), this chapter, and chapter ((248-08)) 246-08 WAC. If a provision in this chapter conflicts with chapter ((248-08)) 246-08 WAC, the provision in this chapter governs.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-327-105 AIDS EDUCATION AND TRAINING. Home health agencies shall:

(1) Verify or arrange for appropriate education and training of personnel and volunteers on the prevention, transmission, and treatment of HIV and AIDS consistent with RCW 70.24.310; and

(2) Use infection control standards and educational material consistent with the approved curriculum manual KNOW - AIDS EDUCATION FOR HEALTH CARE FACILITY EMPLOYEES, ((March 1, 1989)) January 1991, published by the department office on HIV/AIDS.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-327-155 FUNCTIONS, DUTIES, AND RESPONSIBILITIES OF DIRECT CARE PERSONNEL. (1) Agencies shall describe functions, duties, and responsibilities of direct patient care personnel and volunteers including:

- (a) Initial and ongoing patient assessment, reassessment, and evaluation;
- (b) Participation in development and revision of plan of treatment or care;
- (c) Provision of appropriate services in accordance with agency policy and procedures;
- (d) Participation in case conferences or other processes used to coordinate patient care;
- (e) Teaching and counseling patients and family to meet patient needs identified in the plan of treatment or care;
- (f) Preparation of clinical notes;
- (g) Participation in discharge planning from home health care;
- (h) Development of written directions for use by home health aide or appropriate therapy assistant; and
- (i) Supervision and orientation of home health aide or appropriate therapy assistant to assure safe, therapeutic patient care.

(2) Agencies utilizing the services of licensed practical nurses shall follow agency policies, provide supervision by a registered nurse, and comply with chapter 18.78 RCW.

(3) The agency shall utilize the services of therapy assistants:

(a) Only as defined under WAC (~~(248-27-015)~~) 246-327-010;

(b) Under supervision of an appropriately qualified therapist; and

(c) Following a plan of care compatible with the plan of treatment which is approved and supervised by the qualified therapist.

(4) Home health aide services, when utilized, shall:

(a) Be included in the plan of care or plan of treatment;

(b) Follow a specific written plan of care or treatment; and

(c) Be under the supervision of a registered nurse, therapist, or licensed practical nurse, as appropriate, with:

(i) Orientation of the home health aide to the specific home health care of each patient prior to care given;

(ii) Evidence of an in-home supervisory visit at least once a month if the patient needs acute care and at least once every three months if the patient needs maintenance care; and

(iii) Direct observation of in-home performance of each home health aide at least every six months.

(5) The agency shall define the functions and duties of home health aides including the ability to:

(a) Observe and recognize changes in patient's condition and report changes to the supervisor;

(b) Initiate emergency procedures under the agency policy;

(c) Assist with medications ordinarily self-administered by the patient, with assistance limited to:

(i) Communication of appropriate information to the patient regarding self-administration including:

(A) Reminding a patient of when it is time to take a prescribed medication; and

(B) Reading the label of the medication container.

(ii) Handing a patient-owned medication container to the patient;

(iii) Opening the medication container; or

(iv) Application or installation of skin, nose, eye, and ear preparations only under specific direction of the supervisor.

(d) Record pertinent information in the patient's clinical record.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-329-010 DEFINITIONS. (1) "Administration of drugs" means an act in which a single dose of a prescribed drug or biological is given to a client by an authorized person in accordance with all laws and regulations governing such acts. The complete act of administration entails removing an individual dose from a previously dispensed, properly labeled container, including a unit dose container, verifying it with the orders of a practitioner who is legally authorized to prescribe, giving the individual dose to the proper client and properly recording the time and dose given.

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

(3) "Bathing facility" means a bathtub or shower.

(4) "Birth center or childbirth center" means a type of maternity home which is a house, building, or equivalent organized to provide facilities and staff to support a birth service, provided that the birth service is limited to low-risk maternal clients during the intrapartum period.

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

(6) "Birth service" means the prenatal, intrapartum, and postpartum care provided for individuals with uncomplicated pregnancy, labor, and vaginal birth, to include the newborn care during transition and stabilization.

(7) "Client" means a woman, fetus, and newborn receiving care and services provided by a birth center during pregnancy and childbirth and recovery.

(8) "Clinical staff" means physicians and midwives appointed by the governing body to practice within the birth center and governed by rules approved by the governing body.

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

(10) "Governing body" means the person or persons responsible for establishing and approving the purposes and policies of the childbirth center.

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

(12) "Lavatory" means a plumbing fixture designed and equipped for handwashing purposes.

(13) "Low-risk maternal client" means an individual who:

- (a) Is in general good health with uncomplicated prenatal course and participating in ongoing prenatal care;
- (b) Is participating in an appropriate childbirth and infant care education program;
- (c) Has no major medical problems;
- (d) Has no previous major uterine wall surgery, caesarean section, or obstetrical complications likely to recur;
- (e) Has parity under six unless a justification for a variation is documented by clinical staff;
- (f) Is not a nullipara of greater than thirty-eight years of age unless a justification for a variation is documented by clinical staff;
- (g) Is not less than sixteen years of age unless a justification for variation for ages fourteen through fifteen only is documented by clinical staff;
- (h) Has no significant signs or symptoms of pregnancy-induced hypertension, polyhydramnios or oligohydramnios, abruptio placenta, chorioamnionitis, multiple gestation, intrauterine growth retardation, meconium stained amniotic fluid, fetal complications, or substance abuse;
- (i) Demonstrates no significant signs or symptoms of anemia, active herpes genitalis, pregnancy-induced hypertension, placenta praevia, malpositioned fetus, or breech while in active labor;
- (j) Is in labor, progressing normally;
- (k) Is without prolonged ruptured membranes;
- (l) Is not in preterm labor nor postterm gestation;

(m) Is appropriate for a setting where analgesia is limited; and

(n) Is appropriate for a setting where anesthesia is used in limited amounts and limited to local infiltration of the perineum or pudendal block.

(14) "Maternity home" means any home, place, hospital, or institution in which facilities are maintained for the care of four or more women not related by blood or marriage to the operator during pregnancy or during or within ten days after delivery: PROVIDED HOWEVER, That this chapter shall not apply to any hospital licensed under chapter 70.41 RCW, "Hospital licensing and regulation."

(15) "Midwife" means an individual recognized by the Washington state board of nursing as a certified nurse midwife as provided in chapter 18.88 RCW, chapter ~~((308-120))~~ 246-839 WAC, or an individual possessing a valid, current license to practice midwifery in the state of Washington as provided in chapter 18.50 RCW, chapter 246-834 WAC.

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

- (a) New buildings to be used as a birth center;
- (b) Addition or additions to an existing building or buildings to be used as a childbirth center;
- (c) Conversion of existing buildings or portions thereof for use as a childbirth center;
- (d) Alterations or modifications other than minor alterations.

"Minor alterations" means any structural or physical modification within an existing birth center which does not change the approved use of a room or an area. Minor alterations performed under this definition do not require prior review of the department; however, this does not constitute a release from other applicable requirements.

(17) "Personnel" means individuals employed by the birth center.

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

(19) "Registered nurse" means an individual licensed under the provision of chapter 18.88 RCW, "Registered nurses," who is practicing in accordance with the rules and regulations promulgated thereunder.

(20) "Recovery" means that period or duration of time starting at birth and ending with discharge of a client from the birth center or the period of time between the birth and the time a client leaves the premises of the birth center.

(21) "Shall" means compliance is mandatory.

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

(23) "Support person" means the individual or individuals selected or chosen by a maternal client to provide emotional support and to assist her during the process of labor and childbirth.

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

(25) "Volunteer" means an individual who is an unpaid worker in the birth center, other than a support person.

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

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-329-020 LICENSURE. (1) Application for license(~~(=Fee)~~).

(a) An application for a childbirth center license shall be submitted on forms furnished by the department. The application shall be signed by the legal representative of the governing body.

(b) The applicant shall furnish to the department full and complete information and promptly report any changes which would affect the current accuracy of such information as to the identity of each officer and director of the corporation, if the birth center is operated by a legally incorporated entity, profit or nonprofit, and of each partner if the birth center is operated through a legal partnership.

(c) Each application for license shall be accompanied by a license fee as established by the department under RCW (~~(43-20A-055)~~) 43.70.110: PROVIDED, That no fee shall be required of charitable or nonprofit or government-operated birth centers. Upon receipt of the license fee, when required, the department shall issue a childbirth center license if the applicant and the birth center facilities meet the requirements of this chapter.

(2) License renewal—Limitations—Display.

(a) A license, unless suspended or revoked, shall be renewed annually.

(i) Applications for renewal shall be on forms provided by the department and shall be filed with the department not less than ten days prior to expiration.

(ii) (~~Each application for renewal shall be accompanied by a license fee as established by the department under RCW 43-20A-055.~~)

(iii) The department shall inspect and investigate each childbirth center as needed and at least annually to determine compliance with standards herein (chapter (~~248-29~~) 246-329 WAC) and applicable standards of chapter 18.46 RCW.

(b) Each license shall be issued only for the premises and persons named. Licenses shall be transferrable or assignable only with written approval by the department.

(c) Licenses shall be posted in a conspicuous place on the licensed premises.

(3) Denial, suspension, modification, revocation of a license; notice; adjudicative proceeding.

(a) The department may, if the interests of the clients so demand, deny, suspend, or revoke a license when there has been failure or refusal to comply with the requirements of chapter 18.46 RCW and/or these rules. The department's notice of a denial, suspension, modification, or revocation of a license shall be consistent with RCW (~~(43-20A-XXX and section 95, chapter 175, Laws of 1989)~~) 43.70.115. An applicant or license holder has the right to an adjudicative proceeding to contest the decision.

(b) A license applicant or holder contesting a department license decision shall within twenty-eight days of receipt of the decision:

(i) File a written application for an adjudicative proceeding by a method showing proof of receipt with the (~~Office of Appeals, P.O. Box 2465, Olympia, WA 98504~~) Administrative Hearings Unit, Department of Health, 1300 Quince Street S.E., P.O. Box 47851, Olympia, WA 98504-7851; and

(ii) Include in or with the application:

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

(B) The grounds for contesting the department decision; and

(C) A copy of the contested department decision.

(c) The proceeding is governed by the Administrative Procedure Act (chapter 34.05 RCW), this chapter, and chapter (~~(248-08)~~) 246-08 WAC. If a provision in this chapter conflicts with chapter (~~(248-08)~~) 246-08 WAC, the provision in this chapter governs.

(4) New construction—Major alterations.

(a) When new construction or major alteration is contemplated, the following shall be submitted to the department for review:

(i) A written program containing, at a minimum, information concerning services to be provided and operational methods to be used which will affect the extent of facilities required by these regulations;

(ii) Duplicate sets of preliminary plans which are drawn to scale and include: A plot plan showing streets, driveways, water, and sewage disposal systems, grade and location of the building or buildings on the site; the plans for each floor of each building, existing and proposed, which designate the functions of each room and show all fixed equipment. The preliminary plans shall be accompanied by a statement as to the source of water supply and the method of sewage and garbage disposal and a general description of construction and materials, including interior finishes.

(b) Construction shall not be started until duplicate sets of final plans (drawn to scale) and specifications have been submitted to and approved by the department. Final plans and specifications shall show complete details to be furnished to contractors for construction of buildings or major alterations in existing buildings. These shall include:

(i) Plot plans;

(ii) Plans for each floor of each building which designate the function of each room and show all fixed equipment and the planned location of beds and other furniture;

(iii) Interior and exterior elevations, building sections, and construction details;

(iv) Schedule of floors, wall, and ceiling finishes, and the types and sizes of doors and windows; plumbing, heating, ventilation, and electrical systems; and

(v) Specifications which fully describe workmanship and finishes.

(c) Adequate provisions shall be made for the safety and comfort of clients as construction work takes place in or near an occupied area.

(d) Construction shall take place in accordance with approved final plans and specifications. Only those changes which have been approved by the department

may be incorporated into the construction project. Modified plans, additions, or changes incorporated into the construction project shall be submitted to the department for the department file on the project.

(5) Compliance with other regulations.

(a) Applicable rules and regulations adopted by the Washington state fire marshal.

(b) If there is no local plumbing code, the Uniform Plumbing Code of the National Association of Plumbing and Mechanical Officials shall be followed.

(c) Compliance with these regulations does not exempt birth centers from compliance with the local and state electrical codes or local fire, zoning, building, and plumbing codes.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-329-030 GOVERNING BODY AND ADMINISTRATION. (1) The birth center shall have a governing body.

(2) The governing body shall be responsible for provision of personnel, facilities, equipment, supplies, and special services needed to meet the needs of the clients.

(3) The governing body shall adopt policies for the care of clients within or on the premises of the birth center.

(4) The governing body shall appoint an administrator or director who shall be responsible for implementing the policies adopted by the governing body.

(5) The governing body shall establish and maintain a current written organizational plan which includes all positions and delineates responsibilities, authority, and relationship of positions within the birth center.

(6) The governing body shall have the authority and responsibility for appointments and reappointments of clinical staff and ensure that only members of the clinical staff shall admit clients to the birth center.

(a) Each birth center shall have designated physician participation in clinical services and in the quality assurance program.

(b) Each birth center shall have a written policy and program which shall stipulate the extent of physician participation in the services offered.

(c) Each physician and midwife appointed to the clinical staff shall provide evidence of current licensure in the state of Washington.

(d) The clinical staff shall develop and adopt bylaws, rules, and regulations subject to the approval of the governing body which shall include requirements for clinical staff membership; delineation of clinical privileges and the organization of clinical staff.

(7) The governing body shall be responsible for a quality assurance audit on a regular basis to review cases, minimally to include ongoing compliance with rules in chapter ~~((248-29))~~ 246-329 WAC.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-329-050 HIV/AIDS EDUCATION AND TRAINING. Childbirth centers shall:

(1) Verify or arrange for appropriate education and training of personnel on the prevention, transmission, and treatment of human immunodeficiency virus (HIV) and acquired immunodeficiency syndrome (AIDS) consistent with RCW 70.24.310; and

(2) Use infection control standards and educational material consistent with the approved curriculum manual Know - HIV/AIDS Prevention Education for Health Care Facility Employees, ~~((May 31, 1989))~~ January 1991, published by the office on HIV/AIDS.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-329-060 BIRTH CENTER POLICIES AND PROCEDURES. Written policies and procedures shall include, but not be limited to:

(1) Definition of a low-risk maternal client who shall be eligible for birth services offered by the birth center.

(2) Definition of a client who shall be ineligible for birth services at the birth center.

(3) Identification and transfer of clients who, during the course of pregnancy, are determined to be ineligible.

(4) Identification and transfer of clients who, during the course of labor or recovery, are determined to be ineligible for continued care in the birth center.

(5) Written plans for consultation, backup services, transfer and transport of a newborn and maternal client to a hospital where appropriate care is available.

(6) Written informed consent which shall be obtained prior to the onset of labor and shall include evidence of an explanation by personnel of the birth services offered and potential risks.

(7) Provision for the education of clients, family, and support persons in childbirth and newborn care.

(8) Plans for immediate and long-term follow-up of clients after discharge from the birth center.

(9) Registration of birth and reporting of complications and anomalies, including sentinel birth defect reporting pursuant to RCW 70.58.320 and chapter ~~((248-164))~~ 246-420 WAC, as now or as hereafter amended.

(10) Prophylactic treatment of the eyes of the newborn in accordance with ~~((RCW 70.24.040;))~~ WAC ~~((248-100-295))~~ 246-100-206 (5)(b) as now, or as hereafter, amended.

(11) Metabolic screening of newborns.

(a) Educational materials shall be provided to each client relative to metabolic screening and informed consent for metabolic screening. These materials shall be obtained from the genetics program of the department.

(b) There shall be a mechanism for weekly reporting of all live births to the genetics program of the department on forms provided by the genetics program.

(c) The birth center shall provide each client with instructions and a metabolic screening collection kit, obtained from the genetics program of the department. There shall be a procedure and/or evidence of a plan for follow-up so that blood samples are collected between the seventh and tenth day of life.

(d) When parents refuse metabolic screening, there shall be provisions for a signed refusal statement which shall be sent to the genetics program of the department in lieu of the blood sample.

(12) Infection control to include consideration of housekeeping; cleaning, sterilization, sanitization, and storage of supplies and equipment, and health of personnel. Health records for personnel shall be kept in the facility and include documented evidence of a tuberculin skin test by the Mantoux method upon employment. A copy of the health record shall be given to each employee upon termination of employment. A nonsignificant skin test is defined as less than 10mm induration read at forty-eight to seventy-two hours. A significant skin test is defined as 10mm of induration, or greater, read at forty-eight to seventy-two hours. Positive reactors shall have a chest x-ray within ninety days of the first day of employment. Exemptions and specific requirements are as follows:

(a) New employees who can document a positive Mantoux test in the past shall be excluded from screening;

(b) Those with positive skin tests and abnormal chest x-ray for tuberculosis shall complete the recommended course of preventive or curative treatment, as determined by the local health officer;

(c) Employees with any communicable disease in an infectious stage shall not be on duty.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-329-100 BIRTH CENTER—PHYSICAL ENVIRONMENT. (1) The birth center shall be maintained to provide a safe and clean environment.

(2) At least one birthing room shall be maintained which is adequate and appropriate to provide for the equipment, staff, supplies, and emergency procedures required for the physical and emotional care of a maternal client, her support person or persons, and the newborn during birth, labor, and the recovery period.

(a) Birthing rooms built, modified, or altered after July 31, 1980, shall have a gross floor space of one hundred fifty-six square feet or fourteen and one-half square meters and a minimum room dimension of eleven feet.

(b) Birthing rooms shall be located to provide unimpeded, rapid access to an exit of the building which will accommodate emergency transportation vehicles.

(3) Adequate fixed or portable work surface areas shall be maintained for use in the birthing room or rooms.

(4) Toilet and bathing facilities.

(a) A toilet and lavatory shall be maintained in the vicinity of the birthing room or rooms.

(b) A bathing facility should be available for client use.

(c) All floor surfaces, wall surfaces, water closets, lavatories, tubs, and showers shall be kept clean and in good repair.

(5) There shall be provisions and facilities for secure storage of personal belongings and valuables of clients.

(6) There shall be provisions for visual privacy for each maternal client and her support person or persons.

(7) Hallways and doors providing access and entry into the birth center and birthing room or rooms shall be

of adequate width and conformation to accommodate maneuvering of ambulance stretchers and wheelchairs.

(8) Water supply. There shall be an adequate supply of hot and cold running water under pressure for human consumption and other purposes which shall comply with chapter ~~((248-54))~~ 246-290 WAC, rules and regulations of the Washington state board of health regarding public water supplies.

(9) Heating and ventilation.

(a) A safe and adequate source of heat capable of maintaining a room temperature of at least seventy-two degrees Fahrenheit shall be provided and maintained.

(b) Ventilation shall be sufficient to remove objectionable odors, excessive heat, and condensation.

(10) Lighting and power.

(a) There shall be provisions for emergency lighting.

(b) There shall be general lighting and provision for adequate examination lights in the birthing room.

(11) Linen and laundry.

(a) Soiled linen/laundry storage and sorting areas shall be physically separated from clean linen storage and handling areas, kitchen and eating facilities.

(b) Laundry equipment shall provide hot water at a temperature of one hundred sixty degrees Fahrenheit.

(12) Utility, housekeeping, garbage, and waste.

(a) There shall be utility and storage facilities designed and equipped for washing, disinfecting, storing, and other handling of equipment and medical supplies in a manner which ensures segregation of clean and sterile supplies and equipment from those that are soiled and/or contaminated.

(b) All sewage, garbage, refuse, and liquid waste shall be collected and disposed of in a manner to prevent the creation of an unsafe or unsanitary condition.

(13) Food storage and/or preparation.

(a) Food service and catering of food shall not be provided by the facility.

(b) When birth center policy provides for allowing the preparation or storage of personal food brought in by the client or families of clients for consumption by that family, there shall be an adequate electric or gas refrigerator capable of maintaining a temperature of forty-five degrees Fahrenheit or lower and dishwashing facilities which provide hot water at a temperature of not less than one hundred forty degrees Fahrenheit.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-331-010 DEFINITIONS. For the purpose of chapter 70.127 RCW and chapter ~~((248-31))~~ 246-331 WAC, the following words and phrases shall have the following meaning unless the context clearly indicates otherwise.

(1) "Administrator" means a person managing and responsible for the day-to-day operation of each licensed agency.

(2) "Agency" means a hospice agency defined under this section and chapter 70.127 RCW.

(3) "AIDS" means acquired immunodeficiency syndrome defined under WAC ~~((248-100-011))~~ 246-100-011.

(4) "Branch office" means a location or site from which an agency provides services within a portion of the total geographic area served by the parent agency. The branch office is part of the agency, included in the license of agency, and is located sufficiently close to share administration, supervision, and services.

(5) "Bereavement care" means care provided to the family of a patient with the goal of alleviating the emotional and spiritual discomfort associated with the death of the patient.

(6) "Bylaws" means a set of rules adopted by an agency for governing the agency operation.

(7) "Clinical note" means a written, signed, dated notation of each contact with a patient which may contain a description of signs and symptoms, treatments, medications given, the patient reaction, any changes in physical or emotional condition, and other pertinent information.

(8) "Department" means the department of ~~((social and))~~ health ~~((services or successor state health department))~~.

(9) "Dietitian" means an individual certified under chapter 18.138 RCW, Dietitians and nutritionists.

(10) "Family" means an individual or individuals who are important to and designated by the patient, and who may or may not be relatives.

(11) "Governing body" means the person, who may be the owner or a group, with responsibility and authority to establish policies related to operation of the agency.

(12) "HIV" means human immunodeficiency virus defined under RCW 70.24.017(7).

(13) "Home health aide" means an individual registered or certified as a nursing assistant under chapter 18.88A RCW.

(14) "Home health aide services" means services provided by a hospice under supervision of a registered nurse, physical therapist, occupational therapist, or speech therapist and as further defined under RCW 70.127.010(7).

(15) "Homemaker services" means services assisting ill, disabled, or infirm persons with household tasks essential to achieving adequate household and family management, including transportation, shopping, and maintenance of premises.

(16) "Hospice agency" means a private or public agency or organization administering or providing hospice care directly or through a contract arrangement to terminally ill persons in place of temporary or permanent residence by using an interdisciplinary team composed of at least nursing, social work, physician, and pastoral or spiritual counseling.

(17) "Hospice care" means:

(a) Palliative care provided to a terminally ill person in a place of temporary or permanent residence with the goal of alleviating physical symptoms, including pain, the emotional and spiritual discomfort associated with dying; and

(b) Bereavement care; and

(c) May include health and medical services, personal care, respite care, or homemaker services.

(18) "Hospice plan of care" means a written plan of care established by the interdisciplinary team and periodically reviewed by a physician describing hospice care to be provided to a terminally ill patient for palliation or medically necessary treatment of an illness or injury.

(19) "Ill, disabled, or infirm persons" means persons who need home health, hospice, or home care service in order to maintain themselves in their places of temporary or permanent residence.

(20) "Interdisciplinary team" means all disciplines involved in patient care minimally including a physician, nurse, medical social worker, and spiritual counselor.

(21) "Licensed practical nurse" means an individual licensed as a practical nurse under chapter 18.78 RCW, Practical Nurses.

(22) "Managed care plan" means a plan controlled by the terms of the reimbursement source.

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

(24) "Medical social worker" means an individual with a bachelor's degree in social work, psychology, or a related field having completed one year of social work experience and registered as a counselor under RCW 18.19.090.

(25) "Occupational therapist" means an individual licensed as an occupational therapist under chapter 18.59 RCW.

(26) "Owner" means the individual, partnership, or corporate entity legally responsible for the business requiring licensure as a hospice agency under chapter 70.127 RCW.

(27) "Patient" means the terminally ill individual.

(28) "Patient unit" means the patient and family who together form the unit of care in hospice.

(29) "Personal care services" means services assisting ill, disabled, or infirm persons with dressing, feeding, and personal hygiene to facilitate self-care.

(30) "Personnel" means individuals providing patient care on behalf of an agency including employees and individuals under contract.

(31) "Pharmacist" means an individual licensed as a pharmacist under RCW 18.64.080.

(32) "Physical therapist" means an individual licensed as a physical therapist under chapter 18.74 RCW.

(33) "Physician" means an individual licensed as a medical doctor under chapter 18.71 RCW or an osteopathic physician and surgeon licensed under chapter 18.57 RCW.

(34) "Prehire screening" means checking of work references, appropriate registration, licensure or certification, and qualifications.

(35) "Registered nurse" means an individual licensed under chapter 18.88 RCW, Registered nurses.

(36) "Respite care services" means services assisting or supporting the primary caregiver on a scheduled basis.

(37) "Respiratory therapist" means an individual certified under chapter 18.89 RCW, Respiratory care practitioners.

(38) "Shall" means compliance is mandatory.

(39) "Speech therapist" means a person meeting:

(a) The education and experience requirements for a certificate of clinical competence in the appropriate area of speech pathology or audiology, granted by the American Speech, Language, and Hearing Association, as described in The ASLHA Directory, American Speech, Language and Hearing Association, 10801 Rockville Pike, Rockville, Maryland 20852, 1983; or

(b) The education requirements for a certificate of clinical competence and in the process of accumulating the supervised experience, as specifically prescribed in The ASLHA Directory, 1983.

(40) "Spiritual counseling services" means services coordinated by an individual with knowledge of theology, pastoral counseling, or an allied field, or an individual authorized by a spiritual organization to provide counseling services.

(41) "Supervision" means authoritative procedural guidance by a qualified person who assumes the responsibility for the accomplishment of a function or activity and who provides direction and ongoing monitoring and evaluation of the actual act of accomplishing the function or activity.

(42) "Therapist" means a physical therapist, occupational therapist, speech therapist, or respiratory therapist as defined in this section or other therapist licensed or certified under Title 18 RCW and providing health or medical care or treatment within their defined scope of practice.

(43) "Therapy assistant" means a licensed occupational therapy assistant defined under chapter 18.59 RCW or physical therapist assistant defined under chapter ~~((308-42))~~ 246-915 WAC.

(44) "Therapy services" means those services delivered by therapists as defined in this section.

(45) "Volunteer" means an individual providing assistance to the hospice agency and:

(a) Oriented, trained, and supervised to perform specific assigned tasks; and

(b) Working without compensation.

(46) "Without compensation" means:

(a) A recipient of care is not charged a fee for any service delivered by the volunteer; and

(b) An individual delivering care receives no pay, except reimbursement for personal mileage incurred to deliver hospice services.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-331-025 LICENSURE OF THE HOSPICE AGENCY. (1) After June 30, 1989, persons operating hospice agencies defined under chapter 70.127 RCW shall submit applications and fees to the department ~~((by July 1, 1989))~~.

(2) After July 1, 1990, no person shall:

(a) Advertise, operate, manage, conduct, open, or maintain a hospice agency without first obtaining an appropriate license from the department; or

(b) Use the words "hospice agency" or "hospice care" in its corporate or business name, or advertise using such words unless licensed as a hospice agency under chapter 70.127 RCW.

(3) Applicants for a hospice agency license shall:

(a) Submit a completed application and fee for initial license or renewal to the department on forms furnished by the department, including signature of the owner or legal representative of the owner;

(b) Furnish to the department full and complete information as required by the department for the proper administration of department requirements including:

(i) Evidence of current insurance including:

(A) Professional liability insurance coverage specified under RCW 70.127.080; and

(B) Public liability and property damage insurance coverage specified under RCW 70.127.080.

(ii) Information on organizational and governing structure and the identity of the applicant, officers, directors, partners, managing employees, or owners of ten percent or more of the applicant's assets;

(iii) A list of counties where the applicant will operate;

(iv) A list of branch offices; and

(v) A list of services provided or offered.

(4) Agencies requesting license renewal shall submit a renewal application and fee to the department.

(5) If the applicant or owner meets the requirements of this chapter and chapter 70.127 RCW, the department shall issue or renew a license for the agency.

(6) The department shall:

(a) Deny a license if in the last five years the owner, applicant, officers, directors, partners, managing employees, or owners of ten percent or more of the applicant's assets are found in a civil or criminal proceeding to have committed any act reasonably relating to the fitness of any of the above persons to:

(i) Establish, maintain, or administer an agency; or

(ii) Provide care in the home of another.

(b) Provide for a combination of applications and licenses and the reduction of individual license fees if an applicant applies for more than one category of license under chapter 70.127 RCW;

(c) Establish fees to be paid under chapter 43.70 RCW ((43-20B-110)) and ~~((chapter 440-44))~~ WAC 246-331-990, including providing for the reduction of individual license fees if an applicant applies for more than one category of license under RCW 70.127.110;

(d) Prohibit transfer or reassignment of a license without thirty days prior notice to the department and department approval;

(e) Issue a license following approval of a new or current owner's application;

(f) Conduct on-site reviews of the agency, which may include in-home visits with the consent of the patient, to determine compliance;

(g) Examine and audit records of the agency if the department believes a person is providing care without an appropriate license;

(h) Provide for combined licensure inspections and audits for owners holding more than one license under RCW 70.127.110;

(i) Give written notice of any violations, including a statement of deficiencies observed;

(j) Inform the owner or applicant of the requirement to:

(i) Present a plan of correction to the department within ten working days; and

(ii) Comply within a specified time not to exceed sixty days.

(k) Allow the owner a reasonable period of time, not to exceed sixty days, to correct a deficiency prior to assessing a civil penalty unless:

(i) The deficiency is an immediate threat to life, health, or safety; or

(ii) The owner fails to comply with any of the provisions of WAC ((248-31-045)) 246-331-045 (3)(a), (b), (c), (d), (e), (f), (g), (h), (i), and (j).

(l) Initiate disciplinary action, under RCW 70.127-.170 and this chapter, if the owner or applicant fails to comply.

(7) The department may:

(a) Issue a license effective for one year or less unless the license is suspended or revoked;

(b) Inspect an agency and examine records at any time to determine compliance with chapter 70.127 RCW and this chapter; and

(c) Deny, suspend, modify, or revoke an agency license for failure to comply with chapter 70.127 RCW and this chapter.

(8) When a change of ownership is planned, the owner shall notify the department, in writing, at least thirty days prior to the date of transfer, including:

(a) Full name and address of the current owner and prospective new owner;

(b) Name and address of the agency and new name under which the agency will be operating, if known; and

(c) The date of the proposed change of ownership.

(9) The prospective new owner shall submit a new application for an agency license with the fee at least thirty days prior to the change of ownership.

(10) The agency shall inform the department, in writing, at the time of opening or closing the agency or branch offices included in the agency license.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-331-035 LICENSE DENIALS—SUSPENSIONS—MODIFICATIONS—REVOCATIONS.

(1) The department may deny, suspend, modify, or revoke a license or assess civil penalties, or both, against the agency if an applicant, owner, officer, director, or managing employee:

(a) Fails or refuses to comply with the provisions under chapter 70.127 RCW or this chapter;

(b) Continues to operate after the license is revoked or suspended for cause without subsequent reinstatement by the department;

(c) Makes a false statement of a material fact in the application for the license or data attached or in any record required by this chapter or matter under investigation by the department;

(d) Refuses to allow representatives of the department to inspect any part of the agency or books, records, or files required by this chapter;

(e) Willfully prevents or interferes with, or attempts to impede in any way, the work of a representative of the department in the lawful enforcement of chapter 70.127 RCW and this chapter;

(f) Willfully prevents or interferes with a representative of the department in the preservation of evidence of a violation under chapter 70.127 RCW or this chapter;

(g) Fails to pay or make arrangements to pay a civil monetary penalty assessed by the department within ten days after the assessment becomes final, as provided under WAC ((248-27-045)) 246-331-045, Civil fines;

(h) Uses false, fraudulent, or misleading advertising;

(i) Has repeated incidents of personnel performing services beyond services authorized by the agency or law; or

(j) Misrepresents, or is fraudulent in an aspect of, the conduct of the applicant's or owner's business.

(2) If the department finds the public health, safety, or welfare imperatively require emergency action, a license may be summarily suspended pending proceedings for revocation or other action.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-331-055 LICENSE ACTION AND/OR CIVIL FINE—NOTICE—ADJUDICATIVE PROCEEDING. (1) The department's notice of a denial, suspension, modification, or revocation of a license shall be consistent with RCW ((43-20A-XXX and section 95, chapter 175, Laws of 1989)) 43.70.115. An applicant or license holder has the right to an adjudicative proceeding to contest the decision.

(2) The department's notice of imposition of a civil fine shall be consistent with RCW ((43-20A-XXX and section 96, chapter 175, Laws of 1989)) 43.70.095. A person the department imposes a civil fine on has the right to an adjudicative proceeding to contest the decision.

(3) A license applicant or holder or a person the department imposes a civil fine on contesting a department decision shall within twenty-eight days of receipt of the decision:

(a) File a written application for an adjudicative proceeding by a method showing proof of receipt with the ((Office of Appeals, P.O. Box 2465, Olympia, WA 98504)) Administrative Hearings Unit, Department of Health, 1300 Quince Street S.E., P.O. Box 47851, Olympia, WA 98504-7851; and

(b) Include in or with the application:

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

(ii) The grounds for contesting the department decision; and

(iii) A copy of the contested department decision.

(4) The proceeding is governed by the Administrative Procedure Act (chapter 34.05 RCW), this chapter, and chapter ((248-08)) 246-08 WAC. If a provision in this chapter conflicts with chapter ((248-08)) 246-08 WAC, the provision in this chapter governs.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-331-105 AIDS EDUCATION AND TRAINING. Hospice agencies shall:

- (1) Verify or arrange for appropriate education and training of personnel and volunteers on the prevention, transmission, and treatment of HIV and AIDS consistent with RCW 70.24.310; and
- (2) Use infection control standards and educational material consistent with the approved curriculum manual KNOW - AIDS EDUCATION FOR HEALTH CARE FACILITY EMPLOYEES, (~~(March 1, 1989)~~) January 1991, published by the department office on HIV/AIDS.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-331-155 FUNCTIONS, DUTIES, AND RESPONSIBILITIES OF DIRECT CARE PERSONNEL. (1) Agencies shall describe functions, duties, and responsibilities of personnel and volunteers in direct contact with the patient unit including:

- (a) Initial and ongoing assessment and reassessment evaluation;
 - (b) Participation in development and revision of the hospice plan of care;
 - (c) Provision of appropriate services in accordance with agency policy and procedures;
 - (d) Participation in case conferences or other processes used to coordinate patient care;
 - (e) Teaching and counseling patient unit to meet needs identified in the hospice plan of care;
 - (f) Preparation of clinical notes;
 - (g) Development of written directions for use by home health aide or appropriate therapy assistant; and
 - (h) Supervision and orientation of home health aide, appropriate therapy assistant, and others to assure safe, therapeutic patient care.
- (2) Agencies utilizing the services of licensed practical nurses shall follow agency policies, provide supervision by a registered nurse, and comply with chapter 18.78 RCW.

(3) The agency shall utilize the services of therapy assistants:

- (a) Only as defined under WAC (~~(248-31-015)~~) 246-331-010;
 - (b) Under supervision of an appropriately qualified therapist; and
 - (c) Following a plan of care which is approved by the qualified therapist.
- (4) Home health aide services, when utilized, shall:
- (a) Be included in the hospice plan of care;
 - (b) Follow a specific written plan of care; and
 - (c) Be under the supervision of the agency and a registered nurse, or therapist with:
 - (i) Orientation of the home health aide to the specific hospice care of each patient prior to care given;
 - (ii) Evidence of an in-home supervisory visit at least every two weeks; and
 - (iii) Direct supervisory observation of each home health aide during care at least one time every two months.

(5) The agency shall define the functions and duties of home health aides including the ability to:

- (a) Observe and recognize changes in patient's condition and report changes to the supervisor;
- (b) Initiate emergency procedures under the agency policy;
- (c) Assist with medications ordinarily self-administered by the patient, with assistance limited to:
 - (i) Communication of appropriate information to the patient regarding self-administration including:
 - (A) Reminding a patient of when it is time to take a prescribed medication; and
 - (B) Reading the label of the medication container.
 - (ii) Handing a patient-owned medication container to the patient;
 - (iii) Opening the medication container; or
 - (iv) Application or installation of skin, nose, eye, and ear preparations only under specific direction of the supervisor.
- (d) Record pertinent information in the patient's clinical record.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-333-010 DEFINITIONS. As used herein the following terms shall have the meaning set forth in this section unless the context clearly indicates otherwise:

- (1) "Accepted medical standards" shall mean those standards relating to the removal and storage of eye tissue which preserve that tissue in a state wherein the tissue may be successfully transplanted.
- (2) "Approved eye bank" shall mean a facility approved by the secretary wherein eye tissue may be received and stored in accordance with accepted medical standards for future transplantation or research.
- (3) "Department" shall mean the department of (~~(social and)~~) health (~~(services)~~).
- (4) "Developmental loss" shall mean the loss of developmental opportunities including, but not limited to, hand-eye coordination, small muscle development and dexterity and large muscle coordination which would occur in the normal course of development if the loss of vision had not occurred.
- (5) "Economic loss" shall mean the loss of wages from employment and the loss of services within a home requiring the replacement of those services to provide for the care of dependent children and adults.
- (6) "Educational loss" shall mean the loss of educational opportunities by virtue of an inability to perceive visual images.
- (7) "Emergency" shall mean a situation which occurs as a result of trauma to the eyes necessitating the replacement of corneal tissue within 48 hours to prevent the loss of sight.
- (8) "Secretary" shall mean the secretary of the department of (~~(social and)~~) health (~~(services)~~) and his or her designee.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-333-020 APPROVAL PROCESS. (1) A facility which seeks to qualify as an approved eye bank must submit a written request for approval to the secretary. The request must include a statement of the arrangements made for the storage of tissue received, the name and availability of ophthalmologists and the policies to be followed for the distribution of tissue.

(2) Approval may be granted by the secretary when:

(a) The eye bank meets accepted medical standards for the preservation of eye tissue in a condition suitable for transplantation including, but not limited to, the provision of a storage area for the tissue which is maintained at an appropriate temperature and in which the tissue may be protected from contamination and/or damage, and

(b) There are one or more board certified or board qualified ophthalmologists on the staff of a hospital which seeks approval for its eye bank who are able to, and express a willingness to, perform corneal transplants, and

(c) The director or administrator of the eye bank declares it to be the intention of those who direct and/or administer the eye bank to distribute available corneal tissue to recipients in a fair and reasonable manner, which means the distribution of corneal tissue to recipients requiring such tissue:

(i) Without discrimination based on race, creed, ethnic origin, sex, or age, and

(ii) With consideration of the length of time that the potential recipient has had a medically defined need to receive corneal tissue, and

(iii) With consideration of the impact of waiting to receive such tissue on the recipient and the resulting economic, educational, or developmental loss to the potential recipient, and

(iv) With provision made for emergency requests for corneal tissue.

(3) The department shall deny, suspend, modify, or revoke approval of an eye bank when a facility fails or refuses to comply with legal requirements, including the criteria set forth in chapter ~~((248-08))~~ 246-08 WAC.

(4) The secretary may, in the secretary's discretion, reinstate the approval of an eye bank when the facility has corrected the conditions which led to the suspension, modification, or revocation of approval.

(5)(a) The department's notice of a denial, suspension, modification, or revocation of approval shall be consistent with RCW ~~((43-20A-205))~~ 43.70.115. An applicant or approval holder has the right to an adjudicative proceeding to contest the decision.

(b) An approval applicant or holder contesting a department approval decision shall within twenty-eight days of receipt of the decision:

(i) File a written application for an adjudicative proceeding by a method showing proof of receipt with the ~~((Office of Appeals, P.O. Box 2465, Olympia, WA 98504))~~ Administrative Hearings Unit, Department of Health, 1300 Quince Street S.E., P.O. Box 47851, Olympia, WA 98504-7851; and

(ii) Include in or with the application:

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

(B) The grounds for contesting the department decision; and

(C) A copy of the contested department decision.

(c) The proceeding is governed by the Administrative Procedure Act (chapter 34.05 RCW), this chapter, and chapter ~~((248-08))~~ 246-08 WAC. If a provision in this chapter conflicts with chapter ~~((248-08))~~ 246-08 WAC, the provision in this chapter governs.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-333-030 HIV/AIDS EDUCATION AND TRAINING. Eye banks shall:

(1) Verify or arrange for appropriate education and training of personnel on the prevention, transmission, and treatment of human immunodeficiency virus (HIV) and acquired immunodeficiency syndrome (AIDS) consistent with RCW 70.24.310; and

(2) Use infection control standards and educational material consistent with the approved curriculum manual Know - HIV/AIDS Prevention Education for Health Care Facility Employees, ~~((May 31, 1989))~~ January 1991, published by the office on HIV/AIDS.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-336-010 DEFINITIONS. For the purpose of chapter 70.127 RCW and chapter ~~((248-36))~~ 246-336 WAC, the following words and phrases shall have the following meaning unless the context clearly indicates otherwise.

(1) "Administrator" means a person managing and responsible for the day-to-day operation of each licensed agency.

(2) "Agency" means a home care agency as defined under this section and chapter 70.127 RCW.

(3) "AIDS" means acquired immunodeficiency syndrome defined under WAC ~~((248-100-011))~~ 246-100-011.

(4) "Branch office" means a location or site from which an agency provides services within a portion of the total geographic area served by the parent agency. The branch office is part of the agency, included in the license of the agency, and located sufficiently close to share administration, supervision, and services.

(5) "Bylaws" means a set of rules adopted by an agency for governing the agency operation.

(6) "Department" means the department of ~~((social and))~~ health ~~((services or successor health department)).~~

(7) "Family" means an individual or individuals who are important to and designated by the participant, and who may or may not be relatives.

(8) "Governing body" means the person, who may be the owner or a group, with responsibility and authority to establish policies related to operation of the agency.

(9) "HIV" means human immunodeficiency virus as defined under RCW 70.24.017(7).

(10) "Home care agency" means a private or public agency or organization administering or providing home care services directly or through a contract arrangement to ill, disabled, or infirm persons in places of temporary or permanent residence unless:

(a) Included as an exclusion under RCW 70.127.040; or

(b) A licensed home health agency or hospice agency delivers home care as an integral part of delivery of home health or hospice care; or

(c) The organization provides home care through volunteers without compensation as defined in this section; or

(d) An individual provides home care through direct agreement with the recipient of care; or

(e) An individual provides home care through a direct agreement with a third-party payor where comparable services are not readily available through a home care agency.

(11) "Home care plan of care" or "care plan" means a written personalized plan established and periodically reviewed by a home care agency describing the home care to be provided and requiring consent of the participant or the participant's designated representative.

(12) "Home care services" means personal care services, homemaker services, respite care services, or any other nonmedical services provided to ill, disabled, or infirm persons enabling these persons to remain in their own residences consistent with their desires, abilities, and safety.

(13) "Homemaker services" means services assisting ill, disabled, or infirm persons with household tasks essential to achieving adequate household and family management, including transportation, shopping, and maintenance of premises.

(14) "Ill, disabled, or infirm persons" means persons needing home health, hospice, or home care services in order to maintain themselves in their places of temporary or permanent residence.

(15) "Managed care plan" means a plan controlled by the terms of the reimbursement source.

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

(17) "Other nonmedical services" means noninvasive procedures, such as assistance with toileting, applying nonsterile dry dressing, ambulation, transfer, positioning, bathing, reminding about medication, or other services unless such service must be delivered by a licensed or certified individual under Washington state law.

(18) "Owner" means the individual, partnership, or corporate entity legally responsible for the business requiring licensure as a home care agency under chapter 70.127 RCW.

(19) "Participant" means an individual receiving home care services.

(20) "Personal care services" means services assisting ill, disabled, or infirm persons with dressing, feeding, and personal hygiene to facilitate self-care.

(21) "Personnel" means individuals employed or under contract in a home care agency.

(22) "Respite care services" means services assisting or supporting the primary caregiver on a scheduled basis.

(23) "Shall" means compliance is mandatory.

(24) "Supervisor" means an individual qualified by training, education, and demonstrated skills and/or experience in home care service delivery who assumes the responsibility for the accomplishment of a function or activity and who provides initial direction and ongoing monitoring of performance.

(25) "Volunteer" means an individual providing assistance to the home care agency and:

(a) Oriented, trained, and supervised to perform specific assigned tasks; and

(b) Working without compensation.

(26) "Without compensation" means:

(a) A recipient of care is not charged a fee for any service delivered by the volunteer; and

(b) An individual delivering care receives no pay, except reimbursement for personal mileage incurred to deliver home care services.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-336-025 LICENSURE OF THE HOME CARE AGENCY. (1) After June 30, 1989, persons operating home care agencies as defined under chapter 70.127 RCW, shall submit application and fees to the department (~~(by July 1, 1989)~~).

(2) After July 1, 1990, no person shall:

(a) Advertise, operate, manage, conduct, open, or maintain a home care agency without first obtaining an appropriate license from the department; or

(b) Use the words "home care agency" or "home care services" in its corporate or business name, or advertise using such words unless licensed as a home care agency under chapter 70.127 RCW.

(3) Applicants for a home care agency license shall:

(a) Submit a completed application and fee for initial license or renewal to the department on forms furnished by the department, including signature of the owner or legal representative of the owner; and

(b) Furnish to the department full and complete information as required by the department for the proper administration of department requirements including:

(i) Evidence of current insurance including:

(A) Professional liability insurance coverage specified under RCW 70.127.080; and

(B) Public liability and property damage insurance coverage as specified under RCW 70.127.080.

(ii) Information on organizational and governing structure and the identity of the applicant, officers, directors, partners, managing employees, or owners of ten percent or more of the applicant's assets;

(iii) A list of counties where the applicant will operate;

(iv) A list of branch offices; and

(v) A list of services provided or offered.

(4) Agencies requesting license renewal shall submit a renewal application and fee to the department.

(5) If the applicant or owner meets the requirements of this chapter and chapter 70.127 RCW, the department shall issue or renew a license for the agency, including branch offices.

(6) The department shall:

(a) Deny a license if in the last five years the owner, applicant, officers, directors, partners, managing employees, or owners of ten percent or more of the applicant's assets are found in a civil or criminal proceeding to have committed any act reasonably relating to the fitness of any of the above persons to:

- (i) Establish, maintain, or administer an agency; or
- (ii) Provide care in the home of another.

(b) Provide a combination of applications and licenses and the reduction of individual license fees if an applicant applies for more than one category of license under chapter 70.127 RCW;

(c) Establish fees to be paid as required under RCW ((~~43.20B.110~~) 43.70.110 and ((~~chapter 440-44~~) WAC 246-336-990), including providing for the reduction of individual license fees if an applicant applies for more than one category of license under RCW 70.127.110;

(d) Prohibit transfer or reassignment of a license without a thirty-day prior notice to the department and department approval;

(e) Issue a license following approval of a new or current owner's application;

(f) Conduct on-site reviews of the agency, which may include in-home visits with the consent of the participant, in order to determine compliance;

(g) Examine and audit records of the agency if the department has reason to believe persons are providing care without an appropriate license;

(h) Provide for combined licensure inspections and audits for owners holding more than one license under RCW 70.127.110;

(i) Give written notice of any violations, including a statement of deficiencies observed;

(j) Inform the owner or applicant of the requirement to:

(i) Present a plan of correction to the department within ten working days; and

(ii) Comply within a specified time not to exceed sixty days.

(k) Allow the owner a reasonable period of time, not to exceed sixty days, to correct a deficiency prior to assessing a civil penalty unless:

(i) The deficiency is an immediate threat to life, health, or safety; or

(ii) The owner fails to comply with any of the provisions of WAC ((~~248-36-045~~) 246-336-045 (3)(a), (b), (c), (d), (e), (f), (g), (h), (i), and (j)).

(l) Initiate disciplinary action, under RCW 70.127.170 and this chapter, if the owner or applicant fails to comply.

(7) The department may:

(a) Issue a license effective for one year unless the license is suspended or revoked;

(b) Inspect an agency and examine records at any time to determine compliance with chapter 70.127 RCW and this chapter; and

(c) Deny, suspend, modify, or revoke an agency license for failure to comply with chapter 70.127 RCW or this chapter.

(8) When a change of ownership is planned, the owner shall notify the department, in writing, at least thirty days prior to the date of transfer, including:

(a) Full name and address of the current owner and prospective new owner;

(b) Name and address of the agency and new name under which the agency will be operating, if known; and

(c) The date of the proposed change of ownership.

(9) The prospective new owner shall submit a new application for an agency license with the fee at least thirty days prior to the change of ownership.

(10) The agency shall inform the department in writing at the time of opening or closing of the agency or branch offices.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-336-035 LICENSE DENIALS—SUSPENSIONS—MODIFICATIONS—REVOCATIONS.

(1) The department may deny, suspend, modify, or revoke a license or assess civil penalties, or both, against the agency if an applicant, owner, officer, director, or managing employee:

(a) Fails or refuses to comply with the provisions of chapter 70.127 RCW or this chapter;

(b) Continues to operate after the license is revoked or suspended for cause and not subsequently reinstated by the department;

(c) Makes false statement of a material fact in the application for the license or data attached or in any record required by this chapter or matter under investigation by the department;

(d) Refuses to allow representatives of the department to inspect any part of the agency or books, records, or files required by this chapter;

(e) Willfully prevents or interferes with or attempts to impede in any way the work of any representative of the department in the lawful enforcement of chapter 70.127 RCW and this chapter;

(f) Willfully prevents or interferes with any representative of the department in the preservation of evidence of a violation under chapter 70.127 RCW or this chapter;

(g) Fails to pay or make arrangements to pay a civil monetary penalty assessed by the department within ten days after the assessment becomes final, as provided under WAC ((~~248-36-045~~) 246-336-045, Civil fines;

(h) Uses false, fraudulent, or misleading advertising;

(i) Has repeated incidents of personnel performing services beyond those authorized by the agency or law; or

(j) Misrepresents, or is fraudulent in an aspect of, the conduct of the applicant's or owner's business.

(2) If the department finds the public health, safety, or welfare imperatively require emergency action, a license may be summarily suspended pending proceedings for revocation or other action.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-336-055 LICENSE ACTION AND/OR CIVIL FINE—NOTICE—ADJUDICATIVE PROCEEDING. (1) The department's notice of a denial, suspension, modification, or revocation of a license shall be consistent with RCW ((43.20A.XXX and section 95, chapter 175, Laws of 1989)) 43.70.115. An applicant or license holder has the right to an adjudicative proceeding to contest the decision.

(2) The department's notice of imposition of a civil fine shall be consistent with RCW ((43.20A.XXX and section 96, chapter 175, Laws of 1989)) 43.70.095. A person the department imposes a civil fine on has the right to an adjudicative proceeding to contest the decision.

(3) A license applicant or holder or a person the department imposes a civil fine on contesting a department decision shall within twenty-eight days of receipt of the decision:

(a) File a written application for an adjudicative proceeding by a method showing proof of receipt with the ((Office of Appeals, P.O. Box 2465, Olympia, WA 98504)) Administrative Hearings Unit, Department of Health, 1300 Quince Street S.E., P.O. Box 47851, Olympia, WA 98504-7851; and

(b) Include in or with the application:

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

(ii) The grounds for contesting the department decision; and

(iii) A copy of the contested department decision.

(4) The proceeding is governed by the Administrative Procedure Act (chapter 34.05 RCW), this chapter, and chapter ((248-08)) 246-08 WAC. If a provision in this chapter conflicts with chapter ((248-08)) 246-08 WAC, the provision in this chapter governs.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-336-105 AIDS EDUCATION AND TRAINING. Home care agencies shall:

(1) Verify or arrange for appropriate education and training of personnel and volunteers on the prevention, transmission, and treatment of HIV and AIDS consistent with RCW 70.24.310; and

(2) Use infection control standards and educational material consistent with the approved curriculum manual Know-AIDS Education for Health Care Facility Employees, ((March 1, 1989)) January 1991, published by the department office on HIV/AIDS.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-336-125 SUPERVISION AND COORDINATION OF SERVICES. The agency shall employ a supervisor responsible for:

(1) Assessment of participant/family needs except under managed care plans;

(2) Development of care plan, except under managed care plans;

(3) Implementing the care plan;

(4) Referral to other community resources;

(5) Explaining resources the participant may access;

(6) Performance evaluations as indicated under WAC ((248-36-095)) 246-336-095, Personnel and Volunteers;

(7) Regular monitoring of effectiveness of the care plan, including:

(a) The participant's satisfaction with care received;

(b) Participant's health and safety;

(c) Periodic contact with participant to re-assess effectiveness and appropriateness of home care plan of care;

(d) Participating in development and review of agency policies for coordination; and

(e) Coordination or arrangement of home care services.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-340-010 DEFINITIONS. Unless the context clearly indicates otherwise, the following terms, whenever used in this chapter, shall be deemed to have the following meanings:

(1) "Certificate of approval" means a certificate issued by the department to a nonhospital facility approved for the performance of induction and/or termination procedures during the second trimester.

(2) "Certified nurse anesthetist" means a registered nurse whose application for certified registered nurse designation has been approved by the Washington state board of nursing pursuant to RCW 18.88.080 and WAC ((308-120-300)) 246-839-300.

(3) "Clean" when used in reference to a room or area means space and/or equipment for storage and handling of supplies and/or equipment which are in a sanitary or sterile condition.

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

(5) "Facility" means any nonhospital institution, place, building, or agency or portion thereof in which induction and/or termination is conducted during the second trimester.

(6) "Induction" means the procedure used to initiate termination of pregnancy.

(7) "Observation unit" means a room or rooms for the segregation, close or continuous observation, and care of a patient before or after a termination procedure.

(8) "Patient" means a woman undergoing induction and/or termination of pregnancy.

(9) "Person" means any individual, firm, partnership, corporation, company, association, or joint stock association.

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

(11) "Registered nurse" means an individual licensed under the provisions of chapter 18.88 RCW, Registered nurses.

(12) "Second trimester" means the second three-month period of pregnancy.

(13) "Secretary" means the secretary of the department of ~~((social and))~~ health ~~((services))~~ or his or her designee or authorized representative.

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

(15) "Termination" means ending of a pregnancy.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-340-020 FACILITIES APPROVED FOR TERMINATION OF PREGNANCY. For the purpose of preserving and protecting maternal health, all abortions performed during the second trimester of pregnancy shall be performed in hospitals licensed pursuant to chapter 70.41 RCW or in a medical facility approved for that purpose by the department, as set forth in chapter ~~((248-140))~~ 246-340 WAC.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-340-050 ISSUANCE, DURATION, AND ASSIGNMENT OF CERTIFICATE OF APPROVAL. (1) Upon receipt of an application for a certificate of approval, the department shall issue a certificate of approval if the person and the facility meet the requirements, standards, rules and regulations established herein. Each certificate of approval shall be issued for the premises and persons named in the application and no certificate of approval shall be transferable or assignable. No certificate of approval shall exceed twelve months duration.

(2) If there be failure to comply with the standards, rules and regulations, the secretary may, when, in his or her judgment, the well-being and safety of patients would not be jeopardized, issue to an applicant for an initial or renewed certificate of approval, a provisional certificate of approval which will permit the operation of the facility for a specific, determined period of time. A provisional certificate of approval may be issued only when, after thorough investigation, it has been determined that time can be allowed for the facility to correct existing deficiencies without placing in jeopardy the safety or health of women receiving services for the induction and/or termination of pregnancy in second trimester. In no case shall provisional approval exceed six months without review and sanction by the secretary.

(3) Any action to deny, suspend or revoke a certificate of approval shall comply with chapter ~~((34-04))~~ 34.05 RCW, Administrative Procedure Act, and chapter ~~((248-08))~~ 246-08 WAC, Practice and procedure.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-340-070 NOTICE OF DECISION—ADJUDICATIVE PROCEEDING. (1) The department's notice of a denial, suspension, modification, or revocation of a certificate shall be consistent with RCW

~~((43-20A-205))~~ 43.70.115. An applicant or certificate holder has the right to an adjudicative proceeding to contest the decision.

(2) A certificate applicant or holder contesting a department certificate decision shall within twenty-eight days of receipt of the decision:

(a) File a written application for an adjudicative proceeding by a method showing proof of receipt with the ~~((Office of Appeals, P.O. Box 2465, Olympia, WA 98504))~~ Administrative Hearings Unit, Department of Health, 1300 Quince Street S.E., P.O. Box 47851, Olympia, WA 98504-7851; and

(b) Include in or with the application:

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

(ii) The grounds for contesting the department decision; and

(iii) A copy of the contested department decision.

(3) The proceeding is governed by the Administrative Procedure Act (chapter 34.05 RCW), this chapter, and chapter ~~((248-08))~~ 246-08 WAC. If a provision in this chapter conflicts with chapter ~~((248-08))~~ 246-08 WAC, the provision in this chapter governs.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-340-090 HIV/AIDS EDUCATION AND TRAINING. Abortion facilities shall:

(1) Verify or arrange for appropriate education and training of personnel on the prevention, transmission, and treatment of human immunodeficiency virus (HIV) and acquired immunodeficiency syndrome (AIDS) consistent with RCW 70.24.310; and

(2) Use infection control standards and educational material consistent with the approved curriculum manual *Know - HIV/AIDS Prevention Education for Health Care Facility Employees*, ~~((May 31, 1989))~~ January 1991, published by the office on HIV/AIDS.

AMENDATORY SECTION (Amending Order 123, filed 12/21/90, effective 1/21/91)

WAC 246-388-010 DEFINITIONS. For the purposes of these regulations, the following words and phrases have the following meanings unless the context clearly indicates otherwise. All adjectives and adverbs such as adequate, appropriate, suitable, properly, or sufficient used in this chapter to qualify a requirement shall be determined by the department.

(1) "Abuse" means the injury, emotional, physical, or sexual abuse of an individual under circumstances indicating the health, welfare, and safety of the individual is harmed including:

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

(b) "Physical abuse" means damaging or potentially damaging nonaccidental acts or incidents which may result in bodily injury or death.

(2) "Advanced registered nurse practitioner" or "ARNP" means a registered nurse authorized to practice specialized and advanced nursing under requirements in RCW 18.88.175.

(3) "Alterations" means a change requiring construction in an existing rural health care facility.

(4) "Area" means a portion of a room containing the equipment essential to carrying out a particular function and separated from other facilities of the room by a physical barrier or adequate space, except when used in reference to a major section of the rural health care facility.

(5) "Authenticate" means to authorize or validate an entry in a record by:

(a) A signature including first initial, last name, and discipline; or

(b) A unique identifier allowing identification of the responsible individual.

(6) "Bathing facility" means a bathtub or shower excluding sitz baths or other fixtures designated primarily for therapy.

(7) "Clean" means free of soil, a sanitary or sterile condition of a space, room, area, facility, or equipment.

(8) "Department" means the Washington state department of health.

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

(10) "Dietitian" means an individual: (a) Meeting the eligibility requirements for active membership in the American Dietetic Association described in Directory of Dietetic Programs Accredited and Approved, American Dietetic Association, edition 100, 1980; or (b) certified under chapter 18.138 RCW.

(11) "Drug administration" or "administering of drugs" means an act in which a single dose of a prescribed drug or biological is given to a patient by an authorized person in accordance with all laws and regulations governing such acts.

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

(13) "Governing body" means the person or persons responsible for establishing the purposes and policies of the rural health care facility.

(14) "Grade" means the slope of the ground adjacent to the building measured at required windows with ground level or sloping downward for a distance of at least ten feet from the wall of the building. From the ten-foot distance, the ground may slope upward no greater than an average of one foot vertical to two-foot horizontal within a distance of eighteen feet from the building.

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

(16) "Health care facility" means any land, structure, system, subsidiary, equipment, or other real or personal property or appurtenances useful for or associated with delivery of inpatient or outpatient health care service or support for such care or any combination operated or undertaken in connection with:

(a) A hospital;

(b) A clinic;

(c) A health maintenance organization;

(d) A diagnostic or treatment center;

(e) An extended care facility; or

(f) Any facility providing or designed to provide therapeutic, convalescent, or preventive health care services.

(17) "Health care provider" means an individual with direct or supervisory responsibility for delivery of health or medical care who is licensed, registered, or certified in Washington state under Title 18 RCW.

(18) "Hospital" means any institution, place, building, or agency providing accommodations, facilities, and services over a continuous period of twenty-four hours or more, for observation, diagnosis, or care of two or more individuals not related to the operator who are suffering from illness, injury, deformity or abnormality, or from any other condition for which obstetrical, medical, or surgical services would be appropriate for care or diagnosis. "Hospital" does not include:

(a) Hotels, or similar places furnishing only food and lodging, or simply domiciliary care;

(b) Clinics, or physicians' offices where patients are not regularly kept as bed patients for twenty-four hours or more;

(c) Nursing homes under chapter 18.51 RCW;

(d) Maternity homes under chapter 18.46 RCW;

(e) Psychiatric or alcoholism hospitals under chapter 71.12 RCW;

(f) Any other hospital or institution specifically intended for use in the diagnosis and care of those suffering from mental illness, mental retardation, convulsive disorders, or other abnormal mental conditions;

(g) Rural health care facilities under RCW 70.175.020(11); nor

(h) Any hospital conducted for those who rely primarily upon treatment by prayer or spiritual means in accordance with the creed or tenets of any well-recognized church or religious denominations.

(19) "Infant" means a child up to one year of age.

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

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

(22) "Licensed practical nurse" or "L.P.N." means an individual licensed under requirements of chapter 18.78 RCW.

(23) "Low-risk maternal patient" means a woman:

(a) In general good health with uncomplicated prenatal course and participating in ongoing prenatal care;

(b) Participating in an appropriate childbirth and infant care education program;

(c) With no major medical problems;

(d) With no previous uterine wall surgery, caesarean section, or obstetrical complications likely to recur;

(e) With parity under six unless a justification for a variation is documented by medical staff;

(f) Who is not a nullipara of greater than thirty-eight years of age unless a justification for a variation is documented by medical staff;

(g) Not less than sixteen years old unless a justification for variation for ages fourteen through fifteen is documented by medical staff;

(h) With no significant signs or symptoms of pregnancy-induced hypertension, polyhydramnios or oligohydramnios, abruptio placenta, chorioamnionitis, multiple gestation, intrauterine growth retardation, meconium stained amniotic fluid, fetal complications, or substance abuse;

(i) Demonstrating no significant signs or symptoms of anemia, active herpes genitalis, pregnancy-induced hypertension, placenta praevia, malpositioned fetus, or breech while in active labor;

(j) In labor, progressing normally;

(k) Without prolonged ruptured membranes;

(l) Not in preterm labor nor in postterm gestation;

(m) Appropriate for a setting where analgesia is limited; and

(n) Appropriate for a setting where anesthesia is used in limited amounts and limited to local infiltration of the perineum or pudendal block.

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

(25) "Medical staff" means physicians and other health care providers appointed by the governing body to practice within the parameters of the governing body rules.

(26) "Metropolitan statistical area" or "MSA" means a metropolitan statistical area defined and described by the United States Department of Census, Bureau of the Census, Statistical Abstract of the United States: 1988, 108th edition, Washington, D.C., United States Government Printing Office, and displayed for the state of Washington in State of Washington Data Book, Office of Financial Management, Olympia, Washington, 1988, including:

- (a) Benton;
- (b) Clark;
- (c) Franklin;
- (d) King;
- (e) Kitsap;
- (f) Pierce;
- (g) Snohomish;
- (h) Spokane;
- (i) Thurston;
- (j) Whatcom; and
- (k) Yakima.

(27) "Midwife" means an individual recognized by the Washington state board of nursing as an advanced registered nurse practitioner/certified nurse midwife under chapter 18.88 RCW and chapter ((308-120)) 246-839 WAC, or an individual licensed to practice midwifery in the state of Washington under chapter 18.50 RCW.

(28) "Neglect" means negligent treatment or mal-treatment; an act or omission evincing a serious disregard of consequences of such a magnitude as to constitute a clear and present danger to a patient's health, welfare, and safety including:

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

(b) Physical neglect meaning physical or material deprivation, such as lack of medical care, lack of supervision necessary for patient level of development, inadequate food, clothing, or cleanliness.

(29) "Newborn" means a newly born infant under twenty-eight days of age.

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

(a) Additions to existing buildings to be used as rural health care facilities;

(b) Alterations;

(c) Conversion of existing buildings or portions for use as rural health care facilities unless currently licensed as a hospital under chapter 70.41 RCW;

(d) New buildings to be used as rural health care facilities.

(31) "Occupational therapist" means an individual licensed under the provisions of chapter 18.59 RCW.

(32) "Outpatient" means a patient receiving services generally not requiring admission to a rural health care facility bed for twenty-four hours or more.

(33) "Patient" means an individual receiving preventive, diagnostic, therapeutic, rehabilitative, maintenance, or palliative health services at the rural health care facility.

(34) "Patient care areas" means all patient service areas of the rural health care facility where direct patient care is rendered and all other areas of the rural health care facility where diagnostic or treatment procedures are performed directly upon a patient.

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

(36) "Pharmacist" means an individual licensed by the state board of pharmacy to engage in the practice of pharmacy under chapter 18.64 RCW.

(37) "Pharmacy" means an area or service or place approved by the Washington state board of pharmacy under chapter 18.64 RCW.

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

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

(40) "Physician's assistant" means an individual who is not a physician but is practicing medicine under chapter 18.71A or 18.57A RCW and the rules and regulations promulgated thereunder.

(41) "Prescription" means an order for drugs for a specific patient issued by a legally authorized individual.

(42) "Radiologist" means a physician, board certified or eligible for certification in radiology and meeting continuing education requirements under:

(a) The American Board of Radiology described under Directory of Residency Programs Accredited by the Accreditation Council for Graduate Medical Education, American Medical Association, 1981-82; or

(b) The American Osteopathic Board of Radiology described under American Osteopathic Association Yearbook and Directory, 1981-82.

(43) "Registered nurse" means an individual licensed under chapter 18.88 RCW.

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

(45) "Restraint" means any apparatus used for the purpose of preventing or limiting free body movement excluding safety devices.

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

(47) "Rural area" means a geographical area outside the boundaries of metropolitan statistical areas (MSA's) or an area within an MSA but more than thirty minutes average travel time from an urban area of at least ten thousand population.

(48) "Rural health care facility" means a facility, group, or other formal organization or arrangement of facilities, equipment, services, and personnel capable of providing or assuring availability of health services within a rural area. The services to be provided by the rural health care facility may be delivered in a single location or geographically dispersed in the community health service catchment area so long as they are organized under a common administrative structure with mechanisms for providing appropriate referral, treatment, and follow-up.

(a) "Administrative structure" means a system of contracts or formal agreements between organizations and persons providing health services in an area that establishes the roles and responsibilities each will assume in providing the services of the rural health care facility.

(b) "Community health service catchment area" means a description of the geographical boundaries of a rural area through a coordinated effort of health care providers, community health clinics, health care facilities, local health department, emergency medical services, support service providers, and citizens.

(49) "Services" means an organized group of health care delivery components.

(a) "Core services" means:

(i) Twenty-four hour emergency care meeting requirements under WAC 246-388-240;

(ii) Outpatient care meeting requirements under WAC 246-388-250;

(iii) Laboratory service meeting requirements under WAC 246-388-260;

(iv) Radiology service meeting requirements under WAC 246-388-270;

(v) Inpatient care meeting criteria and requirements under WAC 246-388-280;

(vi) Low-risk maternal and newborn care meeting requirements under WAC 246-388-290;

(vii) Support services and functions including:

(A) Material processing described under WAC 246-388-310;

(B) Dietary described under WAC 246-388-320;

(C) Housekeeping described under WAC 246-388-330;

(D) Laundry described under WAC 246-388-340;

(E) Maintenance described under WAC 246-388-350;

(F) Medical records described under WAC 246-388-360;

(G) Pharmacy described under WAC 246-388-370;

(H) Intravenous care under WAC 246-388-380; and

(I) Discharge planning under WAC 246-388-390.

(b) "Optional services" means patient care services a rural health care facility may provide, including:

(i) Long-term care described under WAC 246-388-410;

(ii) Occupational and physical therapy and respiratory care described under WAC 246-388-420;

(iii) Other diagnostic and therapeutic services described under WAC 246-388-430;

(iv) Surgical services described under WAC 246-388-440; and

(v) Anesthesia described under WAC 246-388-450.

(50) "Shall" means compliance is mandatory.

(51) "Sinks" means one of the following:

(a) A plumbing fixture of adequate size and proper design for waste disposal with siphon jet or similar action sufficient to flush solid matter of at least two and one-eighth inch diameter, usually called a clinic service sink; or

(b) A plumbing fixture of adequate size and proper design for thorough washing of hands and arms, equipped with knee, foot, electronic or equivalent control, and gooseneck spout, called a scrub sink; or

(c) A plumbing fixture of adequate size and proper design for filling and emptying mop buckets, known as a service sink.

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

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

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

AMENDATORY SECTION (Amending Order 123, filed 12/21/90, effective 1/21/91)

WAC 246-388-070 PERSONNEL. (1) Rural health care facilities shall employ qualified personnel with verification of required license, certification, or registration.

(2) Rural health care facilities shall establish personnel policies requiring:

(a) Written job descriptions for each job classification including job title, reporting relationships, summary of duties and responsibilities, and qualifications;

(b) Provisions for review every two years, with revision as necessary;

(c) Periodic performance evaluation of:

(i) All employees; and

(ii) Volunteers providing direct patient care;

(d) Documented background checks as required under RCW 43.43.830 through 43.43.842 for all prospective

employees and volunteers who may have regularly scheduled unsupervised access to patients;

(e) Coordination and supervision of volunteer services and activities by a designated employee of the rural health care facility;

(f) Orientation and education programs for employees and volunteers including:

(i) Purpose and organizational structure;

(ii) Location and layout of the rural health care facility;

(iii) Infection control;

(iv) Safety;

(v) Policies and procedures; and

(vi) Equipment pertinent to the job;

(g) Continuing education for maintaining skills for personnel and volunteers providing direct patient care;

(h) Documentation of orientation, in-service, and continuing education; and

(i) HIV/AIDS education of employees and volunteers including:

(i) Verifying or arranging for appropriate education and training on prevention, transmission, and treatment of HIV and AIDS consistent with RCW 70.24.310; and

(ii) Use of infection control standards and educational materials consistent with the department-approved manual KNOW-HIV/AIDS Prevention Education for Health Care Facility Employees, (~~May 31, 1989~~) January 1991, office on HIV/AIDS.

(3) Rural health care facilities shall:

(a) Provide nursing staff on duty necessary to take care of inpatients with an on-call system when inpatients are not present;

(b) Require medical staff or registered nurse supervision of nonemployees and others performing patient care functions;

(c) Maintain an employee callback list for use in the event of disaster;

(d) Require individuals to remain off duty if they have a known communicable disease in an infectious stage when transmission to patients is probable during performance of assigned work duties;

(e) Require each employee and volunteer to have a tuberculin skin test by the Mantoux method within one week of serving with the rural health care facility, and as follows:

(i) A negative skin test defined as less than ten millimeters of induration read at forty-eight to seventy-two hours;

(ii) Negative reactors to the first test who are thirty-five years of age or older are required to have a second test one to three weeks after the first test;

(iii) Positive reactors to either test are required to have a chest x-ray within thirty days;

(iv) A record of test results, reports of x-ray findings, or exceptions to such kept in the facility;

(v) A copy of the record in (e)(iv) of this subsection supplied to the individual;

(vi) Exceptions including:

(A) Exclusion of new persons from screening if documenting a positive Mantoux test in the past; and

(B) Exclusion of an employee with a written waiver from the department tuberculosis control program after

stating the tuberculin skin test by the Mantoux method presents a hazard to his or her health and presenting supportive medical data to the department tuberculosis control program.

AMENDATORY SECTION (Amending Order 123, filed 12/21/90, effective 1/21/91)

WAC 246-388-080 INFECTION CONTROL. Rural health care facilities shall have an infection control program with a designated individual responsible for direction of the program, including establishing and maintaining systems, policies, and procedures for:

(1) Discovering, reporting, investigating, reviewing, and maintaining records on infections among patients and personnel;

(2) Surveillance of environmental hazards related to potential for transmission of infection;

(3) Universal precautions;

(4) Medical asepsis;

(5) Reporting and other requirements for communicable diseases as required under chapter 248-100 WAC, Communicable and certain other diseases; and

(6) Use of infection control standards and educational material consistent with department-approved manual KNOW-HIV/AIDS Prevention Education for Health Care Facility Employees, (~~May 31, 1989~~) January 1991, office on HIV/AIDS.

AMENDATORY SECTION (Amending Order 123, filed 12/21/90, effective 1/21/91)

WAC 246-388-100 WATER SUPPLY. (1) The rural health care facility shall ensure:

(a) An adequate supply of hot and cold water under pressure conforming to the quality standards under chapter (~~248-54~~) 246-290 WAC; and

(b) Hot water supplied for bathing and handwashing purposes, not to exceed one hundred twenty degrees Fahrenheit.

(2) Rural health care facilities initiating new construction shall:

(a) Install plumbing fixtures meeting the minimum water efficiency standards under chapter 51-18 WAC, Washington state water conservation performance standards; and

(b) Meet minimum construction requirements under the Uniform Plumbing Code and Uniform Plumbing Standards, WAC 51-16-060.

AMENDATORY SECTION (Amending Order 123, filed 12/21/90, effective 1/21/91)

WAC 246-388-110 PLUMBING. (1) Rural health care facilities shall ensure:

(a) Water supply plumbing, fixtures, waste, and drainage systems maintained to avoid unsanitary conditions; and

(b) Prohibition of cross connections between potable and nonpotable water as required under chapter (~~248-54~~) 246-290 WAC.

(2) Rural health care facilities initiating new construction shall meet:

(a) Requirements under chapter 51-18 WAC, Washington state water conservation performance standards; and

(b) Minimum construction requirements under the Uniform Plumbing Code and Uniform Plumbing Standards, WAC 51-16-060.

AMENDATORY SECTION (Amending Order 123, filed 12/21/90, effective 1/21/91)

WAC 246-388-160 EMERGENCY LIGHT AND POWER. Rural health care facilities shall ensure:

(1) Flashlights or battery-operated lamps available to employees and maintained in operating condition; and

(2) A ~~((property))~~ properly maintained, appropriately sized emergency generator for lighting and power in areas where core services occur.

AMENDATORY SECTION (Amending Order 123, filed 12/21/90, effective 1/21/91)

WAC 246-388-170 VENTILATION. (1) Rural health care facilities shall ensure adequate ventilation for:

(a) All patient rooms;

(b) All rooms where personnel routinely work; and

(c) Rooms which, because of use, might have objectionable odors and/or excessive condensation.

(2) Rural health care facilities involved in new construction shall meet the following minimum requirements ~~((under))~~:

(a) The Uniform Building Code and Uniform Mechanical Code under WAC 51-16-030 and 51-16-040, respectively; and

(b) ~~((Prior to July 1, 1991, state energy code ventilation requirements under chapter 51-12 WAC, and~~

~~((c) After July 1, 1991,))~~ The state ventilation and indoor air quality code under chapter 51-13 WAC.

AMENDATORY SECTION (Amending Order 123, filed 12/21/90, effective 1/21/91)

WAC 246-388-240 CORE SERVICES—TWENTY-FOUR-HOUR EMERGENCY CARE. (1) Rural health care facilities shall:

(a) Define a system for providing emergency care services; and

(b) Establish emergency care services with a nature and scope consistent with community needs and the rural health care facility's capabilities.

(2) Rural health care facility emergency services shall have arrangements with other health care providers or health care facilities for services not provided by the rural health care facility, including but not limited to:

(a) Inpatient hospital care;

(b) Additional and specialized diagnostic imaging and laboratory services;

(c) Medical specialty consultation;

(d) Skilled nursing care;

(e) Home health care licensed under chapter 70.127 RCW;

(f) Mental health services;

(g) Substance abuse services; and

(h) Patient transport.

(3) Rural health care facilities shall provide the following basic, emergency care services:

(a) In-person assessment of an individual's condition to determine the nature, acuity, and severity of the person's immediate medical need by a registered nurse, physician, physician's assistant, or advanced registered nurse practitioner (ARNP);

(b) Determination of the nature and urgency of the person's medical need including the timing and place of care and treatment;

(c) Immediate diagnosis and treatment of any life-threatening condition;

(d) Appropriate transfer or referral of a patient needing health care services not provided by the rural health care facility;

(e) Diagnostic radiology available in the same building and meeting requirements under WAC 246-388-270;

(f) Laboratory services available and meeting requirements under WAC 246-388-260; and

(g) Resource and referral services to provide information and assistance to patients for:

(i) Health maintenance;

(ii) Prevention of illness and injury;

(iii) Environmental hazards or concerns such as water, wastes, food, pesticides;

(iv) Prenatal care;

(v) Vision and hearing care;

(vi) Dental care; and

(vii) Nonemergent transportation to receive required health and medical care services.

(4) Prior to transfer of an emergency patient to another health care facility, rural health care facilities shall:

(a) Perform the emergency procedures necessary to minimize aggravation of the patient's condition during transport;

(b) Ascertain means of transport appropriate for patient's condition; and

(c) Notify the receiving facility.

(5) Rural health care facilities shall staff emergency care services in accord with the anticipated patient load and the services provided, including:

(a) A physician member of medical staff responsible for the medical direction of emergency care services;

(b) A physician or physicians available for consultation at all times;

(c) Twenty-four-hour-per-day coverage by at least one member of medical staff or an employee with training in advance cardiac life support approved by the American Heart Association and:

(i) On duty in the emergency care area; or

(ii) On call, available, and able to arrive at the emergency care area within fifteen minutes of notification or signal;

(d) A mechanism for summoning personnel or volunteers for emergency care services as necessary to provide the types and amount of care required by patients.

(6) Rural health care facilities shall establish and implement written policies and procedures for emergency care services including:

(a) Review and revision as necessary to keep current;

- (b) Date of approval by the governing body;
- (c) Readily available to those providing emergency care services;
- (d) Description of the type, location, and extent of the emergency care services provided;
- (e) Patient transfer to another health care facility, including transfer of the patient records;
- (f) The course of action when the number of emergency patients constitutes an overload;
- (g) Medical policies, standing emergency medical orders, and written medical procedures to guide the action of those providing emergency service when a member of the medical staff is not present;
- (h) Delineation of medical staff responsibilities for emergency care services related to assigned clinical privileges, staff coverage of emergency care services, and staff and volunteer participation in the training of personnel;
- (i) Notification of an emergency patient's next of kin or legal guardian;
- (j) A mechanism for obtaining consent for treatment from an emergency patient or other person who may legally give consent for treatment of the patient;
- (k) The care and treatment of persons requiring special medical consideration, such as:
 - (i) Substance abuse;
 - (ii) Communicable disease;
 - (iii) Child abuse or other suspected criminal acts;
 - (iv) Dead on arrival or death;
 - (v) Radioactive contamination; and
 - (vi) Pesticide exposure;
- (l) Notification of a patient's medical practitioner and transfer of relevant reports; and
- (m) Disclosure of information about a patient.
- (7) Emergency care services shall maintain a permanent chronological register listing each patient presenting for emergency care including:
 - (a) Full name;
 - (b) Age and date of birth;
 - (c) A patient identifying number;
 - (d) Date and time of arrival and departure;
 - (e) Presenting complaint; and
 - (f) Disposition, discharge, or referral.
- (8) The rural health care facility shall provide facilities, equipment, and supplies for emergency care services including:
 - (a) Locating emergency service areas close to the entrance with designated adequate space for reception, screening, examination, and treatment;
 - (b) A means of providing visual privacy for the patient;
 - (c) An outside call bell at the designated emergency entrance which, when activated, sounds in an area where personnel are always accessible;
 - (d) Equipment and supplies necessary to provide emergency care services;
 - (e) Current references on toxicology, antidote information, and the telephone number of the regional poison control center readily available in the emergency care area; and

(f) Facility-to-ambulance radio communication compatible with the state-wide emergency communication system.

AMENDATORY SECTION (Amending Order 123, filed 12/21/90, effective 1/21/91)

WAC 246-388-260 CORE SERVICE—LABORATORY. Rural health care facilities shall:

- (1) Provide or arrange for laboratory services to meet emergency and routine needs of patients; and
- (2) Ensure laboratory services meet the requirements under chapter 70.42 RCW and chapter ((248-38)) 246-338 WAC, medical test site rules, as licensed or waived medical test sites.

AMENDATORY SECTION (Amending Order 123, filed 12/21/90, effective 1/21/91)

WAC 246-388-270 CORE SERVICE—RADIOLOGY. (1) Rural health care facilities shall provide or arrange for access to imaging services including:

- (a) Diagnostic x-ray in the same building as emergency services;
- (b) Availability of radiologic services appropriate to the type and scope of rural health care facility services offered for emergency patients, inpatients, and outpatients; and
- (c) A written description of the type and scope of imaging services provided in the rural health care facility.
- (2) Rural health care facilities shall:
 - (a) Designate medical responsibility and require access to a radiologist;
 - (b) Perform radiology and other imaging services when ordered in accordance with rural health care facility policy and procedures;
 - (c) Require a reason specified in writing on requests for imaging services;
 - (d) Provide sufficient staff qualified to safely deliver the type, scope, and volume within each imaging service;
 - (e) Require persons operating radiology equipment to meet requirements under chapter ((402-28)) 246-225 WAC;
 - (f) Establish and implement written policies and procedures approved by a radiologist and medical staff including:
 - (i) Patient preparation, examination, and administration of diagnostic agents;
 - (ii) Medical staff responsibility for preparation and administration of radiopharmaceuticals;
 - (iii) Who is authorized to use equipment;
 - (iv) Safe operation of equipment;
 - (v) Safe handling, storage, preparation, labeling, transporting, and disposal of radioactive materials;
 - (vi) Precautions to minimize unnecessary radiation exposure to patients and others;
 - (vii) Actions required in event of radioactive contamination of patients, personnel, equipment, and environment;
 - (viii) Prevention of electrical, mechanical, fire, explosion, and other hazards; and

(ix) Written reports on any adverse reaction of a patient to diagnostic or therapeutic agents, including notation in the medical record or outpatient report.

(3) Rural health care facilities imaging services shall:

(a) Maintain patient logs for imaging services; and

(b) Maintain authenticated and dated reports of providers and consultation interpretations as required under WAC 246-388-360.

(4) Rural health care facilities imaging services shall provide:

(a) Adequate space for services, equipment, and patients to accommodate:

(i) Patient privacy;

(ii) Patient access to a toilet;

(iii) Patient examinations;

(iv) Exposed and unexposed film storage; and

(v) Safe storage, preparation, labeling, transportation, and disposal of radioactive materials;

(b) Maintenance of safe, clean equipment, facilities, and supplies appropriate for the type and scope of service offered;

(c) Maintenance of all patient care equipment in safe, operating condition with documentation of maintenance planned and performed;

(d) Emergency equipment, supplies, and medications;

(e) A method for summoning extra appropriate staff for emergencies arising in imaging service areas;

(f) Maintenance of radiology equipment meeting applicable state rules for radiation protection under chapter ((402-28)) 246-225 WAC;

(g) Arrangements for services of a qualified expert as defined and described under WAC ((402-32-100)) 246-240-040, if therapeutic radiation is utilized, as needed for:

(i) Consultation, including periodic radiologic safety testing;

(ii) Supervision of radiation safety measures; and

(iii) Participation in education programs;

(h) Maintain documentation of:

(i) Maintenance and periodic calibration of all radiation safety equipment;

(ii) Receipt and disposition of radioactive materials, if used.

AMENDATORY SECTION (Amending Order 123, filed 12/21/90, effective 1/21/91)

WAC 246-388-290 CORE SERVICE—LOW-RISK MATERNAL PATIENT AND NEWBORN CARE. (1) Rural health care facilities shall:

(a) Provide low-risk maternal patient and newborn care meeting requirements under this section; or

(b) Arrange for transportation and care in a licensed childbirth center or hospital.

(2) Rural health care facilities offering birthing or obstetrical delivery services shall provide only low-risk maternal patient and newborn care including:

(a) Medical services directed by a physician member or members of the medical staff with experience in obstetrics and newborn care, whose functions and scope of responsibility are delineated by the medical staff;

(b) Adequate staff supervised by a midwife or a registered nurse prepared by education and experience in obstetrical and newborn care; and

(c) Capability for transfer and transport to a hospital for Caesarean sections or complications twenty-four hours per day.

(3) Maternal patient care services in rural health care facilities shall establish and implement written policies and procedures for maternal and infant patient care including:

(a) Infection control principles related to:

(i) Room assignment and placement of maternal patients and newborns;

(ii) Visitors;

(iii) Special clothing requirements for staff and visitors;

(iv) Universal precautions; and

(v) Handling and storage of breast milk and formula;

(b) Provisions for transfer and transport of a woman or a newborn when necessary for appropriate care;

(c) Provision for maintaining body heat of each newborn;

(d) Provision for intrapartum evaluation of fetal heart rate;

(e) Provision for the management of obstetrical and newborn emergencies, including resuscitation; and

(f) Recordkeeping as required under WAC 246-388-360 and including:

(i) Completion of birth and death certificates as necessary;

(ii) Staff verification of initial and discharge identification of the newborn;

(iii) Documentation of metabolic screening test obtained and forwarded, as required under RCW 70.83-.020 and chapter ((248-103)) 246-650 WAC, now or as hereafter amended; and

(iv) Documentation of newborn eye treatment, required under chapter 248-100 WAC, now or as hereafter amended.

(4) Rural health care facilities providing maternal and infant care services shall:

(a) Designate and maintain appropriate, safe, clean facilities and equipment for the care of the woman, fetus, and newborn; and

(b) Maintain systems for scrub, clean up, materials management, housekeeping, and staff change room facilities.

(5) Rural health care facilities providing birthing or obstetrical delivery services shall provide sufficient and appropriate area in rooms to accommodate not only patients, staff, and designated attendants, but also adequate and appropriate furnishings, equipment, and supplies for the care of the woman, fetus, and newborn including:

(a) A bed or equivalent suitable for labor, birth, and postpartum;

(b) Oxygen with individual flow meters and mechanical suction for woman and newborn;

(c) Newborn resuscitation bag, masks, endotracheal tubes, laryngoscopes, oral airways, and mechanical suction in the room for each birth;

(d) Newborn bed available;

- (e) Radiant heat source available for the newborn;
- (f) General lighting source and provision for examination lights;
- (g) A clock with a sweep hand or equivalent second indicator visible from each patient's bedside;
- (h) Work surfaces;
- (i) Emergency power for lighting and operation of equipment;
- (j) Easily cleanable floors, walls, cabinets, ceilings, and furnishings;
- (k) Fetal monitoring equipment; and
- (l) A method for staff to summon emergency back-up personnel.

(6) Rural health care facilities with maternal and infant services shall provide appropriate newborn care including, but not limited to:

- (a) Devices for measuring weight, length, and circumference;
- (b) An established system to identify newborns prior to separation from mother;
- (c) Established policies and procedures including:
 - (i) Ongoing clinical assessment of newborn or infant;
 - (ii) Provisions for direct supervision of each newborn by nursing staff and family in a nonpublic area, considering:
 - (A) Physical well being;
 - (B) Safety; and
 - (C) Security, including prevention from abduction;
 - (d) Access to oxygen, oxygen analyzers, warmed and humidified oxygen, resuscitation and emergency equipment, mechanical suction, medical air and supplies specifically for infants and newborns.

(6) Rural health care facilities with maternal and infant services shall provide appropriate newborn care including, but not limited to:

AMENDATORY SECTION (Amending Order 123, filed 12/21/90, effective 1/21/91)

WAC 246-388-320 SUPPORT SERVICES AND FUNCTIONS—DIETARY. Rural health care facilities shall provide or arrange for dietary and food service meeting requirements under chapter ~~((248-84))~~ 246-215 WAC, Food service sanitation, excluding requirements under WAC ~~((248-84-070))~~ 246-215-149, and including:

- (1) Serving at least three scheduled meals a day at regular intervals with not more than fifteen hours between the evening meal and breakfast when inpatients are present;
- (2) Making available snacks of nourishing quality at all times when inpatients are present;
- (3) Serving meals and nourishments providing a variety of food of sufficient quantity and quality to meet the nutritional needs of each inpatient;
- (4) Unless contraindicated, use of Recommended Dietary Allowances, Ninth Edition, 1980, the Food and Nutrition Board of the National Research Council, adjusted for activity;
- (5) Written menus for inpatient services and long-term care services:
 - (a) Planned in advance;
 - (b) Approved by a dietitian;
 - (c) With substitutes of similar nutritional value, as approved by a dietitian; and

(d) With record of the planned menus, and substitutions as served, retained for one month;

- (6) A designated individual responsible for dietary and/or food service;
- (7) Arrangements for consultation with a dietitian, including documentation, when needed;
- (8) Establishing and implementing written policies and procedures approved by a dietitian for:
 - (a) Adequate nutritional service;
 - (b) Arrangements for dietary consultation services as needed and regularly scheduled for long-term care patients;
 - (c) Safety;
 - (d) Infection control;
 - (e) Food acquisition;
 - (f) Food storage;
 - (g) Food preparation;
 - (h) Management of food not provided or purchased by rural health care facility dietary or food service;
 - (i) Serving of food; and
 - (j) Scheduled cleaning of all food service equipment and work areas;
 - (9) Written orders by an authorized individual for all patient diets;
 - (10) Restricted diets prepared and served as prescribed;
 - (11) A current diet manual, approved in writing by a dietitian and medical staff, used for planning and preparing diets.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-490-019 NEW RECORD ~~((WHEN CHILD IS LEGITIMATIZED))~~ FOR CHILD WHEN FATHER ACKNOWLEDGES PATERNITY. Whenever ~~((it is alleged that the father and mother of an illegitimate child have))~~ the father and mother are not married at the time of the child's birth, but they become legally married~~((;))~~ at any time subsequent to the birth of ~~((said))~~ the child, the state registrar shall require such satisfactory evidence to be presented in the form of affidavits, certified copies of records or otherwise, as may be necessary to establish the fact of such marriage, and when so established a new certificate shall be substituted for the original to record the ~~((legitimate birth of the child))~~ father's name on the child's birth certificate.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-490-029 FATHER AND/OR MOTHER MAY CHANGE GIVEN NAME. The father and/or mother of any child~~((; or the mother alone of an illegitimate child;))~~ whose birth has been registered~~((;))~~ may, during the minority of said child, change the given name of the child on the record by filing an affidavit of change with the state registrar.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-490-039 CERTIFICATES IN PENCIL NOT ALLOWED. All certificates of birth or death

shall either be made out legibly with unfading ink or typewritten through a good grade of typewriter ribbon, and shall be signed in either case in ink. No certificate made in pencil shall be accepted by ~~((am))~~ a registrar as a permanent record of birth or death.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-510-100 ADMINISTRATION. The department shall contract with community health clinics to provide primary health care in the state of Washington by;

(1) Developing criteria for the selection of community health clinics to receive funding;

(2) Establishing statewide standards governing the granting of awards and assistance to community health clinics;

(3) Disbursing funds appropriated for community health clinics only to those clinics meeting the criteria in ~~((chapter 248-170))~~ WAC 246-510-160;

(4) Distributing available state funds to community health clinics according to the following priority in the order listed:

(a) First, to community health clinics that are private, nonprofit corporations classified exempt under Internal Revenue Service Rule 501 (c)(3) when governed by a board of directors including representatives from the populations served.

(b) Second, to public health departments with an organized primary health clinic or division.

(d) Third, to private nonprofit or public hospitals with an organized primary health clinic or department.

(5) Reviewing records and conducting on-site visits of contractors as necessary to assure compliance with these rules and;

(6) Withholding funding from a contractor until such time as satisfactory evidence of corrective action is received and approved by the department, if the department determines:

(a) Noncompliance with applicable state law or rule;

or

(b) Noncompliance with the contract; or

(c) Failure to provide such records and data required by the department to establish compliance with chapter 19, section 214(3), this chapter, and the contract; or

(d) The contractor or applicant provided inaccurate information in the application.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-510-130 APPLICATION FOR FUNDS. (1) The department shall:

(a) Upon request, supply a prospective applicant with an application kit for a contract requesting information as follows:

(b) Include in the application a request for information as follows:

(i) The applicant's name, address, and telephone number;

(ii) A description of the primary health care provided;

(iii) A brief statement of intent to apply for funds;

(iv) The signature of the agency's authorized representative;

(v) Description of the nature and scope of services provided or planned;

(vi) Evidence of a current financial audit establishing financial accountability; and

(vii) A description of how the applicant meets eligibility requirements under WAC ~~((248-170-160))~~ 246-510-160.

(c) Notify existing contractors at least 90 days in advance of the date a new contract application is due to the department.

(d) Review completed application kits for evidence of compliance with this section.

(e) Develop procedures for:

(i) Awarding of funds for new contractors, special projects, and emergency needs of existing contractors; and

(ii) Notifying existing and prospective contractors of procedures and application process.

(2) The applicant shall:

(a) Complete the application on standard forms provided or approved by the department; and

(b) Return the completed application kit to the department by the specified due date.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-510-160 ELIGIBILITY. Applicants shall:

(1) Demonstrate private, nonprofit, tax exempt status incorporated in Washington state or public agency status under the jurisdiction of a local or county government;

(2) Receive other funds from at least one of the following sources:

(a) Section 329 of the Public Health Services Act,

(b) Section 330 of the Public Health Services Act,

(c) Community development block grant funds,

(d) Title V Urban Indian Health Service funds, or

(e) Other public or private funds providing the clinic demonstrates:

(i) 51% of total clinic population are low income;

(ii) 51% or greater of funds come from sources other than programs under ~~((chapter 248-170))~~ WAC 246-510-160.

(3) Operate as a community health clinic providing primary health care for at least eighteen months prior to applying for funding;

(4) By July 1, 1991 provide primary health care services with:

(a) Twenty-four hour coverage of the clinic including provision or arrangement for medical and dental services after clinic hours;

(b) Direct clinical services provided by one or more of the following:

(i) Physician licensed under chapters 18.57 and ~~((18-71A))~~ 18.71 RCW;

(ii) Physician's assistant licensed under chapters 18.71A and 18.57A RCW;

(iii) Advanced registered nurse practitioner under chapter 18.88 RCW;

(iv) Dentist under chapter 18.32 RCW.

- (c) Provision or arrangement for services as follows:
- (i) Preventive health services on site or elsewhere including:
 - (A) Eye and ear examinations for children;
 - (B) Perinatal services;
 - (C) Well-child services; and
 - (D) Family planning services.
 - (ii) Diagnostic and treatment services of physicians and where feasible a physician's assistant and/or advanced registered nurse practitioner, on site;
 - (iii) Services of a dental professional licensed under Title 18 on site or elsewhere;
 - (iv) Diagnostic laboratory and radiological services on site or elsewhere;
 - (v) Emergency medical services on site or elsewhere;
 - (vi) Arrangements for transportation services;
 - (vii) Preventive dental services on site or elsewhere; and
 - (viii) Pharmaceutical services, as appropriate, on site or elsewhere.
- (5) Demonstrate eligibility to receive and receipt of reimbursement from:
- (a) Public insurance programs; and
 - (b) Public assistant programs, where feasible and possible.
- (6) Have established a sliding scale fee schedule for adjustment of charges, based upon the individual's ability to pay for low income individuals;
- (7) Provide health care regardless of the individual's ability to pay; and
- (8) Establish policies and procedures reflecting sensitivity to cultural and linguistic differences of individuals served and provide sufficient staff with the ability to communicate with the individuals.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-650-990 FEES. The department has authority under (~~chapter 43.20A~~) RCW 43.20B.020 to require a reasonable fee from parents or responsible parties for the costs of newborn metabolic screening to be collected through the hospital where the specimen was obtained.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-800-120 OFFICIAL TRIPLICATE PRESCRIPTION FORMS. Any licensed health care practitioner upon whom participation in the triplicate prescription form program is imposed shall obtain official triplicate prescription forms from the Washington state department of (~~licensing~~) health. The practitioner shall pay a fee for these forms that is equal to the cost to the department of the forms. The official triplicate prescriptions forms shall be utilized by the practitioner with respect to the drug or drugs specified by the disciplinary authority. The official triplicate prescriptions forms utilized in this program will be sequentially numbered. The practitioner shall account for all numbered prescriptions provided to him or her.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-800-130 DISTRIBUTION AND RETENTION OF THE TRIPLICATE PRESCRIPTION FORMS. The triplicate prescriptions utilized pursuant to this program shall be retained as follows:

(1) The original prescription shall be provided to the patient unless the drug is dispensed or administered to the patient by the practitioner, or if an emergency prescription is issued. In instances where the drug is dispensed or administered, the provisions of WAC (~~(308-250-040)~~) 246-800-140 shall apply. In the case of an emergency prescription, the provisions of WAC (~~(308-250-050)~~) 246-800-150 shall apply;

(2) One copy shall be transmitted to the department. These copies shall be transmitted to the department monthly unless otherwise directed by the disciplinary authority;

(3) One copy shall be retained by the health care practitioner and shall be available for inspection by an authorized representative of the department.

(4) Any official triplicate prescription forms improperly completed, damaged or otherwise not utilized shall be accounted for by the practitioner. An explanation and accounting for the forms not properly utilized, along with any improperly completed or damaged triplicate prescriptions forms shall be returned to the department along with the other copies to be submitted pursuant to this rule.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-800-140 DRUGS ADMINISTERED OR DISPENSED BY THE HEALTH CARE PRACTITIONER. A health care practitioner participating in the triplicate prescription program shall complete a prescription form for all drugs specified by the disciplinary authority. If the drugs are administered or dispensed to the patient, the original shall be transmitted to the department along with the copy as required by WAC (~~(308-250-030)~~) 246-800-130.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-800-150 EMERGENCY PRESCRIPTIONS. In an emergency, unless prohibited by the order of the disciplinary authority, a practitioner participating in this program may orally prescribe and a pharmacist may dispense a drug specified by the disciplinary authority to be included in the triplicate prescription program. For the purposes of this rule, "emergency" means that the immediate provision of the drug is necessary for proper treatment, that no alternative treatment is available and it is not possible for the practitioner to provide a written prescription for the drug. If such a drug is orally prescribed, the practitioner shall:

(1) Contemporaneously reduce the prescription to writing;

(2) Cause the original of the written prescription to be delivered to the pharmacy filling the prescription within 72 hours; and,

(3) Retain and transmit copies of the prescription as provided in WAC (~~(308-250-030)~~) 246-800-130.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-815-020 DENTAL HYGIENE EXAMINATION ELIGIBILITY. (1) To be eligible to take the Washington dental hygiene examination, the applicant must meet the following requirements:

(a) The applicant must have successfully completed a dental hygiene education program approved by the secretary of the department of health pursuant to WAC (~~(308-25-013)~~) 246-815-030.

(b) The applicant must have completed the AIDS prevention and information education required by WAC (~~(308-25-300)~~) 246-815-040.

(c) The applicant must demonstrate, by affidavit, knowledge of Washington law pertaining to the practice of dental hygiene.

(d) The applicant must complete the required application materials and pay the required nonrefundable fee.

(2) Applications for the dental hygiene examination are available from the department of health, professional licensing services, dental hygiene program. The completed application must be received by the department of health sixty days prior to the examination. The application must include:

(a) The required nonrefundable examination fee.

(b) Either the national board IBM card reflecting a passing score or a notarized copy of the national board certificate.

(c) Two photographs of the applicant taken within one year preceding the application.

(3) An official transcript or certificate of completion constitutes proof of successful completion from an approved dental hygiene education program. Applicants who will successfully complete the dental hygiene education program within forty-five days preceding the examination for which they are applying may provide documentation of successful completion by inclusion of their names on a verified list of students successfully completing the program from the dean or director of the education program. No other proof of successful completion is acceptable. An applicant may complete the application and be scheduled for the examination, but will not be admitted to the examination if the department of health has not received the required proof of successful completion.

(4) By check-in on the first day of the examination, applicants must provide to the department of health documentary evidence of malpractice liability insurance covering their performance during the examination.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-815-030 EDUCATION REQUIREMENTS FOR LICENSURE APPLICANTS. (1) To be eligible for dental hygiene licensure, the applicant must have successfully completed a dental hygiene education program approved by the secretary of the department of health. The secretary adopts those standards of the

American Dental Association Commission on Dental Accreditation relevant to the accreditation of dental hygiene schools, in effect in January, 1981. In implementing the adopted standards, the secretary approves those dental hygiene education programs which were accredited by the commission as of January 1981. PROVIDED, That the accredited education program's curriculum includes:

(a) Didactic and clinical competency in the administration of injections of local anesthetic;

(b) Didactic and clinical competency in the administration of nitrous oxide analgesia;

(c) Didactic and clinical competency in the placement of restorations into cavities prepared by a dentist; and

(d) Didactic and clinical competency in the carving, contouring, and adjusting contacts and occlusions of restorations.

(2) Dental hygiene education programs approved by the secretary of the department of health pursuant to the American Dental Association Commission on Dental Accreditation standards in effect in January, 1981, whose curriculum does not include the didactic and clinical competency enumerated in (1)(a)-(d) above will be accepted if the applicant has successfully completed an expanded functions education program(s) approved pursuant to WAC (~~(308-25-072, 308-25-073 and 308-25-074)~~) 246-815-110, 246-815-120, and 246-815-130.

(3) A form will be provided in the department of health licensure application packages for the purpose of education verification.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-815-040 AIDS PREVENTION AND INFORMATION EDUCATION REQUIREMENTS.

(1) Definitions.

(a) "Acquired immunodeficiency syndrome" or "AIDS" means the clinical syndrome of HIV-related illness as defined by the board of health by rule.

(b) "Office on AIDS" means that section within the department of (~~social and~~) health (~~services~~) or any successor department with jurisdiction over public health matters as defined in chapter 70.24 RCW.

(2) Application for licensure. Effective January 1, 1989 persons applying for licensure shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection (~~(4)~~) (3) of this section.

(3) (~~1989 Renewal of licenses. Effective for the 1989 renewal period beginning January 1, 1989 all persons making application for licensure renewal shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection (4). Persons whose 1989 license expires on or before March 31, 1989 will, upon written application, be granted an extension to April 15, 1989, to meet the AIDS education requirement. Renewal applicants who have documented hardship that prevents obtaining the required education may petition for an extension.~~)

(~~4~~) AIDS education and training.

(a) Acceptable education and training. The (~~director~~) secretary will accept education and training that is

consistent with the topical outline supported by the office on AIDS. Such education and training shall be a minimum of seven clock hours and shall include, but is not limited to, the following: Etiology and epidemiology; testing and counseling; infection control guidelines; clinical manifestations and treatment; legal and ethical issues to include confidentiality; and psychosocial issues to include special population considerations.

(b) ~~((Implementation Effective January 1, 1989;))~~ The requirements for licensure, renewal, or reinstatement of any license on lapsed, inactive, or disciplinary status shall include completion of AIDS education and training. All persons affected by this section shall show evidence of completion of an education and training program, which meets the requirements of ~~((subsection))~~ (a) of this subsection.

(c) Documentation. The applicant shall:

(i) Certify, on forms provided, that the minimum education and training has been completed after January 1, 1987;

(ii) Keep records for two years documenting attendance and description of the learning;

(iii) Be prepared to validate, through submission of these records, that attendance has taken place.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-815-100 LICENSURE BY INTERSTATE ENDORSEMENT OF CREDENTIALS. A license to practice as a dental hygienist in Washington may be issued pursuant to RCW 18.29.045 provided the applicant meets the following requirements:

(1) The applicant has successfully completed a dental hygiene education program which is approved by the secretary of the department of health pursuant to WAC ~~((308-25-013))~~ 246-815-030.

(2) The applicant has been issued a valid, current, nonlimited license by successful completion of a dental hygiene examination in another state. The other state's current licensing standards must be substantively equivalent to the licensing standards in the state of Washington. The other state's examination must have included the following portions and minimum level of competency standards. Each portion must be independently graded and successfully completed:

(a) Written tests – the written tests which include:

(i) The National Board of Dental Hygiene examination.

(ii) A state written test covering local anesthesia, nitrous oxide analgesia, restorative dentistry and asepsis.

(b) Practical tests – all portions shall be graded anonymously by calibrated practicing dental hygienists or dental hygienists and dentists. The calibration process shall consist of training sessions which include components to evaluate and confirm each examiners ability to uniformly detect known errors on pregraded patients and dentofoms. Examiners will be calibrated to the established standard of minimum level of competency. The examination must have equivalent patient selection criteria for the patient evaluation, prophylaxis and anesthesia portions.

The current Washington state patient selection criteria for examination will be used as the basis of comparison at the time of application for licensure by interstate endorsement of credentials.

(i) Patient evaluation clinical competency test which includes a health history, extra-oral and intra-oral examination, periodontal charting and radiographs. The entire patient evaluation test shall be done on an approved patient of which the candidate has no previous knowledge.

(ii) Prophylaxis clinical competency test which includes a clinical demonstration of a prophylaxis to consist of the removal of deposits from and the polishing of the surfaces of the teeth.

(iii) Anesthesia clinical competency test which includes a clinical demonstration of the administration of a local anesthetic.

(iv) Restorative test which includes a clinical demonstration of the application of a matrix and a wedge, the insertion, condensation, and carving of amalgam on a prepared Class II dentoform tooth and polishing on a condensed, carved and unpolished MOD amalgam restoration on a molar dentoform tooth.

(3) The applicant holds a valid current license, and is currently engaged in practice as a dental hygienist in another state. Verification of licensure must be obtained from the state of licensure, and any fees for verification required by the state of licensure must be paid by the applicant.

(4) The applicant has not engaged in unprofessional conduct as defined in the Uniform Disciplinary Act in RCW 18.130.180 or is not an impaired practitioner under RCW 18.130.170 in the Uniform Disciplinary Act.

(5) The applicant has completed the AIDS prevention and information education required by WAC ~~((308-25-300))~~ 246-815-040.

(6) The applicant demonstrates to the secretary, by affidavit, knowledge of Washington law pertaining to the practice of dental hygiene.

(7) The applicant completes the required application materials and pays the required nonrefundable application fee. Applications for licensure by interstate endorsement are available from the department of health, professional licensing services, dental hygiene program.

(8) Applicants shall request the state of licensure to submit to the Washington state department of health the current standards and criteria for the other states examination and licensing on a form provided in the licensure application package by the Washington state department of health.

(9) If the secretary of the department of health finds that the other state's licensing standards are substantively equivalent except for a portion(s) of the examination, the applicant may take that portion(s) to qualify for interstate endorsement. That portion(s) of the exam must be successfully completed to qualify for interstate endorsement and an additional nonrefundable examination fee as well as the licensure by interstate endorsement nonrefundable fee shall be required.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-815-110 APPLICATION PROCEDURES FOR APPROVAL OF DENTAL HYGIENE EXPANDED FUNCTIONS EDUCATION PROGRAMS. (1) The representative of the education program must complete the required application materials and pay the required nonrefundable fee.

(2) Applications for approval of dental hygiene expanded functions education programs are available from the department of health, professional licensing services, dental hygiene program.

(3) The application shall include but is not limited to a self study guide which reflects WAC ((~~308-25-073~~ and ~~308-25-074~~)) 246-815-120 and 246-815-130.

(4) The application may include a site visit and evaluation at the discretion of the secretary of the department of health.

(5) An approved dental hygiene expanded function education program shall report in writing all modifications of the approved program to the department of health and shall be required to pay the nonrefundable evaluation fee if the secretary of the department determines that the modification(s) substantially affects an area included in WAC ((~~308-25-073~~)) 246-815-120.

(6) An approved dental hygiene expanded function education program shall apply for evaluation sixty days prior to the month and day of the initial approval date every four years and shall pay the required nonrefundable evaluation fee. PROVIDED, That the approved dental hygiene expanded function education program has not been required to be evaluated due to modifications within one year prior to the required four year evaluation date.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-815-160 STANDARDS OF DENTAL HYGIENE CONDUCT OR PRACTICE. The purpose of defining standards of dental hygiene conduct or practice is to identify minimum responsibilities of the registered dental hygienist licensed in Washington in health care settings and as provided in the Dental Hygiene Practice Act, chapter 18.29 RCW, and the Uniform Disciplinary Act, chapter 18.130 RCW. The standards provide consumers with information about quality care and provides the ((~~director~~)) secretary guidelines to evaluate safe and effective care. Upon entering the practice of dental hygiene, each individual assumes the responsibility, public trust, and a corresponding obligation to adhere to the standards of dental hygiene practice.

(1) Dental hygiene provision of care.

The dental hygienist shall:

(a) Accurately and systematically collect, permanently record, and update data on the general and oral health status of the client.

(b) Communicate collected data to the appropriate health care professional.

(c) Take into consideration the dental hygiene assessment, the client treatment goals, appropriate sequencing

of procedures, and currently accepted scientific knowledge in developing a dental hygiene plan.

(i) The dental hygiene plan shall include preventative and therapeutic care to promote and maintain the clients' oral health.

(ii) Where appropriate, the dental hygiene plan shall be compatible with the treatment plan of other licensed health care professionals.

(d) Communicate the dental hygiene plan to the client and/or legal guardian.

The client and/or legal guardian or where appropriate other health care professionals are to be informed of the progress and results of dental hygiene care and clients' self-care.

(e) Continually re-evaluate client progress related to the attainment of their oral health goals. Implement additional dental hygiene treatment and client self-care as appropriate.

(2) Professional responsibilities.

The licensed dental hygienist shall have knowledge of the statutes and regulations governing dental hygiene practice and shall function within the legal scope of dental hygiene practice.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-815-170 GENERAL PROVISIONS.

(1) "Unprofessional conduct" as used in this chapter shall mean the conduct described in RCW 18.130.180.

(2) "Hospital" means any health care institution licensed pursuant to chapter 70.41 RCW.

(3) "Nursing home" means any health care institution which comes under chapter 18.51 RCW.

(4) "Department" means the department of ((~~licensing, whose address is:~~)) health.

((~~Department of Licensing
Professional Programs Management Division
P.O. Box 9012
Olympia, Washington 98504-8001~~))

(5) "Dental hygienist" means a person licensed pursuant to chapter 18.29 RCW.

(6) "Mentally or physically disabled dental hygienist" means a dental hygienist who is currently mentally incompetent or mentally ill as determined by a court, or who is unable to practice dental hygiene with reasonable skill and safety to patients by reason of any mental or physical condition and who continues to practice while so impaired.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-815-250 COOPERATION WITH INVESTIGATION. (1) A licensee must comply with a request for records, documents, or explanation from an investigator who is acting on behalf of the ((~~director~~)) secretary of the department of ((~~licensing~~)) health by submitting the requested items within fourteen calendar days of receipt of the request by either the licensee or their attorney, whichever is first. If the licensee fails to comply with the request within fourteen calendar days,

the investigator will contact that individual or their attorney by telephone or letter as a reminder.

(2) Investigators may extend the time for response if the request for extension does not exceed seven calendar days. Any other requests for extension of time may be granted by the ~~((director))~~ secretary or the ~~((director's))~~ secretary's designee.

(3) If the licensee fails to comply with the request within three business days after receiving the reminder, a subpoena will be served to obtain the requested items. A statement of charges may be issued pursuant to RCW 18.130.180(8) for failure to cooperate. If there is sufficient evidence to support additional charges, those charges may be included in the statement of charges.

(4) If the licensee complies with the request after the issuance of the statement of charges, the ~~((director))~~ secretary or the ~~((director's))~~ secretary's designee will decide if the charges will be prosecuted or settled. If the charges are to be settled the settlement proposal will be negotiated by the ~~((director's))~~ secretary's designee. Settlements are not considered final until the ~~((director))~~ secretary signs the settlement agreement.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-822-020 GENERAL PROVISIONS.

(1) "Unprofessional conduct" as used in this chapter shall mean the conduct described in RCW 18.130.180.

(2) "Hospital" means any health care institution licensed pursuant to chapter 70.41 RCW.

(3) "Nursing home" means any health care institution which comes under chapter 18.51 RCW.

(4) "Department" means the department of ~~((licensing))~~ health, whose address is:

~~((Department of Licensing
Professional Programs Management Division
P.O. Box 9649))~~
Department of Health
Professional Licensing Services
1300 Quince St., P.O. Box 47870
Olympia, Washington ((98504-8001))
98504-7870

(5) "Dietitian or nutritionist" means a person certified pursuant to chapter ~~((277, Laws of 1988))~~ 18.138 RCW.

(6) "Mentally or physically disabled dietitian or nutritionist" means a dietitian or nutritionist who is currently mentally incompetent or mentally ill as determined by a court, or who is unable to practice dietetics or general nutrition services with reasonable skill and safety to patients by reason of any mental or physical condition and who continues to practice while so impaired.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-822-100 COOPERATION WITH INVESTIGATION. (1) A certificant must comply with a request for records, documents, or explanation from an investigator who is acting on behalf of the director of the

department of ~~((licensing))~~ health by submitting the requested items within fourteen calendar days of receipt of the request by either the certificant or their attorney, whichever is first. If the certificant fails to comply with the request within fourteen calendar days, the investigator will contact that individual or their attorney by telephone or letter as a reminder.

(2) Investigators may extend the time for response if the request for extension does not exceed seven calendar days. Any other requests for extension of time may be granted by the ~~((director))~~ secretary or the ~~((director's))~~ secretary's designee.

(3) If the certificant fails to comply with the request within three business days after receiving the reminder, a subpoena will be served to obtain the requested items. A statement of charges may be issued ~~((pursuant to RCW 18.130.180(8)))~~ for failure to cooperate pursuant to RCW 18.130.180(8). If there is sufficient evidence to support additional charges, those charges may be included in the statement of charges.

(4) If the certificant complies with the request after the issuance of the statement of charges, the ~~((director))~~ secretary or the ~~((director's))~~ secretary's designee will decide if the charges will be prosecuted or settled. If the charges are to be settled the settlement proposal will be negotiated by the ~~((director's))~~ secretary's designee. Settlements are not considered final until the ~~((director))~~ secretary signs the settlement agreement.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-822-110 AIDS PREVENTION AND INFORMATION EDUCATION REQUIREMENTS.

(1) Definitions.

(a) "Acquired immunodeficiency syndrome" or "AIDS" means the clinical syndrome of HIV-related illness as defined by the board of health by rule.

(b) "Office on AIDS" means that section within the department of ~~((social and))~~ health ~~((services))~~ or any successor department with jurisdiction over public health matters as defined in chapter 70.24 RCW.

(2) Application for certification. Effective January 1, 1989 persons applying for certification shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection ~~((4))~~ (3) of this section.

(3) ~~((1989 Renewal of certificate. Effective for the 1989 renewal period beginning January 1, 1989 all persons making application for certification renewal shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection (4). Persons whose 1989 certificate expires on or before March 31, 1989 will, upon written application, be granted an extension to April 15, 1989, to meet the AIDS education requirement. Renewal applicants who have documented hardship that prevents obtaining the required education may petition for an extension.~~

~~((4))~~ AIDS education and training.

(a) Acceptable education and training. The ~~((director))~~ secretary will accept education and training that is consistent with the topical outline supported by the office

on AIDS. Such education and training shall be a minimum of four clock hours for dietitians and seven clock hours for nutritionists and shall include, but is not limited to, the following: Etiology and epidemiology; infection control guidelines; legal and ethical issues to include confidentiality; and psychosocial issues to include special population considerations.

(b) Implementation. Effective January 1, 1989, the requirement for certification, renewal, or reinstatement of any certificate on lapsed, inactive, or disciplinary status shall include completion of AIDS education and training. All persons affected by this section shall show evidence of completion of an education and training program, which meets the requirements of ((subsection))

(a) of this subsection.

(c) Documentation. The applicant shall:

(i) Certify, on forms provided, that the minimum education and training has been completed after January 1, 1987;

(ii) Keep records for two years documenting attendance and description of the learning;

(iii) Be prepared to validate, through submission of these records, that attendance has taken place.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-822-120 APPLICATION REQUIREMENTS. (1) Individuals applying for certification as a certified dietitian must submit:

(a) A completed application form with fee;

(b) Verification of AIDS education and training as set forth in WAC ((308-177-100)) 246-822-110; and

(c) Verification of current registration status with the commission on dietetic registration.

(2) Individuals applying for certification as a certified dietitian who have not passed the required written examination or who are not registered with the commission on dietetic registration must:

(a) Provide transcripts forwarded directly from the issuing college or university showing completion of a baccalaureate degree or higher in a major course of study in human nutrition, foods and nutrition, dietetics, or food management;

(b) Provide evidence of completion of a continuous preprofessional experience or coordinated undergraduate program in dietetics under the supervision of a qualified supervisor;

(c) Take and pass the required written examination; and

(d) Provide verification of AIDS education and training as set forth in WAC ((308-177-100)) 246-822-110.

(3) Individuals applying for certification as a certified nutritionist must submit:

(a) A completed application form with fee; and

(b) Documentation that the applicant meets the application requirements for certified dietitians, as set forth in subsection (1) or (2) of this section; or

(c) Transcripts forwarded directly from the issuing college or university showing completion of a masters or doctorate degree in one of the following subject areas: Human nutrition, nutrition education, foods and nutrition, or public health nutrition; and

(d) Verification of AIDS education and training as set forth in WAC ((308-177-100)) 246-822-110.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-822-150 EXAMINATIONS. (1) A written examination will be given at least once annually to qualified applicants at a time and place determined by the ((director)) secretary.

(2) Applications must be received sixty days in advance of the scheduled examination.

(3) Applicants who fail the examination shall submit the appropriate fee for reexamination.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-822-170 CERTIFICATION FOR DIETITIANS—GRANDFATHERING. An individual may be certified as a certified dietitian if he or she provides evidence of meeting criteria for registration with the commission on dietetic registration on June 9, 1988, and provides documentation of completion of the AIDS education requirements as set forth in WAC ((308-177-100)) 246-822-110.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-824-040 APPLICATION FOR EXAMINATION. (1) An individual shall make application for examination, in accordance with RCW 18.34.070, on an application form prepared and provided by the ((director)) secretary.

(2) The apprenticeship training requirement shall be supported with certification by the licensed individual (or individuals) who provided such training.

(3) Examination fees are not refundable. If an applicant is unable to attend his or her scheduled examination, and so notifies the ((director)) secretary in writing at least 7 days prior to the scheduled examination date, the applicant will be rescheduled at no additional charge. Otherwise, the fee will be forfeited. (Emergencies considered.)

(4) If an applicant takes the examination and fails to obtain a satisfactory grade, he or she may be scheduled to retake the examination ((if he pays)) by submitting an application and paying the statutory examination fee.

(5) Applications and fees for examination must be submitted to the division of professional licensing, department of ((licensing)) health, at least sixty days prior to the scheduled examination. Failure to meet the deadline will result in the applicant not being scheduled until the next scheduled examination.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-824-070 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 days of the postmark of notification of the examination results. The committee will not set aside its prior determination unless the candidate shows, by a preponderance of evidence, 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)) health 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)) health 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)) health within twenty 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, by a preponderance of evidence, 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 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 candidate at the formal hearing shall be limited to those issues raised by the candidate for consideration at the informal review unless amended by a prehearing order.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-824-160 COOPERATION WITH INVESTIGATION. (1) A licensee must comply with a request for records, documents, or explanation from an investigator who is acting on behalf of the ((director)) secretary of the department of ((licensing)) health by submitting the requested items within fourteen calendar days of receipt of the request by either the licensee or their attorney, whichever is first. If the licensee fails to comply with the request within fourteen calendar days, the investigator will contact that individual or their attorney by telephone or letter as a reminder.

(2) Investigators may extend the time for response if the request for extension does not exceed seven calendar days. Any other requests for extension of time may be granted by the ((director)) secretary or the ((director's)) secretary's designee.

(3) If the licensee fails to comply with the request within three business days after receiving the reminder, a subpoena will be served to obtain the requested items. A statement of charges may be issued pursuant to RCW 18.130.180(8) for failure to cooperate. If there is sufficient evidence to support additional charges, those charges may be included in the statement of charges.

(4) If the licensee complies with the request after the issuance of the statement of charges, the ((director)) secretary or the ((director's)) secretary's designee will decide if the charges will be prosecuted or settled. If the charges are to be settled the settlement proposal will be negotiated by the ((director's)) secretary's designee. Settlements are not considered final until the ((director)) secretary signs the settlement agreement.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-824-170 AIDS PREVENTION AND INFORMATION EDUCATION REQUIREMENTS.

(1) Definitions.

(a) "Acquired immunodeficiency syndrome" or "AIDS" means the clinical syndrome of HIV-related illness as defined by the board of health by rule.

(b) "Office on AIDS" means that section within the department of social and health services or any successor department with jurisdiction over public health matters as defined in chapter 70.24 RCW.

(2) Application for licensure. ~~((Effective January 1, 1989))~~ Persons applying for licensure shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection ~~((4))~~ (3) of this section.

~~(3) ((1989 Renewal of licenses. Effective for the 1989 renewal period beginning January 1, 1989 all persons making application for licensure renewal shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection (4). Persons whose 1989 license expires on or before March 31, 1989 will, upon written application, be granted an extension to April 15, 1989, to meet the AIDS education requirement. Renewal applicants who have documented hardship that prevents obtaining the required education may petition for an extension.~~

~~(4))~~ AIDS education and training.

(a) Acceptable education and training. The ~~((director))~~ secretary will accept education and training that is consistent with the topical outline supported by the office on AIDS. Such education and training shall be a minimum of four clock hours and shall include, but is not limited to, the following: Etiology and epidemiology; infection control guidelines; legal and ethical issues to include confidentiality; and psychosocial issues to include special population considerations.

(b) ~~((Implementation:))~~ Effective January 1, 1989, the requirement for licensure, renewal, or reinstatement of any license on lapsed, inactive, or disciplinary status shall include completion of AIDS education and training. All persons affected by this section shall show evidence of completion of an education and training program, which meets the requirements of ~~((subsection))~~ (a) of this subsection.

(c) Documentation. The applicant shall:

(i) Certify, on forms provided, that the minimum education and training has been completed after January 1, 1987;

(ii) Keep records for two years documenting attendance and description of the learning;

(iii) Be prepared to validate, through submission of these records, that attendance has taken place.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-824-990 DISPENSING OPTICIAN FEES. The following fees shall be charged by the professional licensing division of the department of ~~((licensing))~~ health:

Title of Fee	Fee
Optician:	
Full examination (or reexamination)	\$200.00
Reexamination—Practical only	30.00
Reexamination—Written (basic) only	25.00
Reexamination—Written (contact lens) only	25.00
Renewal	125.00
Late renewal penalty	75.00
Duplicate license	15.00
Certification	25.00

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-826-020 DELEGATION OF FUNCTIONS TO HEALTH CARE ASSISTANTS. The authority to perform the functions authorized in chapter 18.135 RCW may only be personally delegated from one individual (the delegator) to another individual (the delegatee). The delegator can only delegate those functions that he or she can order within the scope of his or her license. A licensee who is performing a function at or under the direction of another may not further delegate that function. Functions may not be delegated unless a completed and current certification/delegation form is on file with the department of ~~((licensing))~~ health.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-826-040 CERTIFICATION OF HEALTH CARE ASSISTANTS. Health care assistants' certification is valid for two years. The delegating practitioner or health care facility is responsible for certifying or recertifying health care assistants. An updated recertification form must be submitted if a health care assistant is to be delegated functions by a practitioner other than the delegating practitioner indicated on his or her delegation/certification form.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-826-050 ~~((RE-CERTIFICATION))~~ RENEWAL OF HEALTH CARE ASSISTANTS. Updated certification/delegation forms must be submitted within two years from the date of the most recent certification ~~((/delegation form))~~ on file with the department of ~~((licensing. Recertification forms are available from the department of licensing. The department of licensing will not send renewal forms or notifications of necessity to renew certification))~~ health. The department will send renewal forms to the delegation or facility's address on record approximately sixty days prior to the expiration date. It shall be the responsibility of every health care facility and ((every)) health care practitioner who certifies health care assistants to submit ((a recertification)) the renewal forms and fees on or before ((each)) the certification expiration date.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-826-060 DEPARTMENT OF ~~((LICENSING))~~ HEALTH RESPONSIBILITIES. The department of ~~((licensing))~~ health will maintain files with regard to certification of health care assistants and delegation of functions. Department of ~~((licensing))~~ health will not approve training programs.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-826-070 MAINTENANCE OF LISTING OF DRUGS AND FUNCTIONS AUTHORIZED. Each delegator must maintain a list of the specific medications/diagnostic agents and the route of administration of each that he or she has authorized for injection. Both the delegator and the delegatee shall sign the above list, indicating the date of each signature. The signed list shall be available for review by the ~~((director))~~ secretary of the department of ~~((licensing))~~ health or his/her designee.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-826-080 MEDICATION AND DIAGNOSTIC AGENT LIST. The list of specific medications, diagnostic agents, and the route of administration of each that has been authorized for injection pursuant to RCW 18.135.065 shall be submitted to the ~~((director within sixty days))~~ secretary at the time of initial certification registration and again with every recertification registration. If any changes occur which alter the list, a new list with the delegator and delegatee's signatures must be submitted to the department within thirty days of the change. All submitted lists will be maintained in the department of ~~((licensing))~~ health filed under the name of the certifying practitioner or facility and shall be available for review.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-826-090 DECERTIFICATION OR DISCIPLINARY ACTIONS. Any proceeding taken pursuant to these rules or chapter 18.135 RCW by the department of ~~((licensing))~~ health, by the licensing authority of health care facilities or by the disciplinary board of the delegating or supervising health care practitioner shall be pursuant to the provisions of the Administrative Procedure Act, chapter ~~((34.04))~~ 34.05 RCW.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-826-230 AIDS PREVENTION AND INFORMATION EDUCATION REQUIREMENTS—HEALTH CARE ASSISTANTS. (1) Definitions.

(a) "Acquired immunodeficiency syndrome" or "AIDS" means the clinical syndrome of HIV-related illness as defined by the board of health by rule.

(b) "Office on AIDS" means that section within the department of ~~((social and))~~ health ~~((services))~~ or any successor department with jurisdiction over public health matters as defined in chapter 70.24 RCW.

(2) Application for certification. Effective January 1, 1989, persons applying for certification shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection ~~((4))~~ (3) of this section.

(3) ~~((1989 renewal of certificate. Effective for the 1989 renewal period beginning January 1, 1989, all persons making application for certification renewal shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection (4) of this section. Those persons who must renew during 1989 shall submit evidence of compliance with the education requirements of subsection (4) of this section with their renewal application. Those persons who must renew during 1990 shall submit evidence of compliance with subsection (4) of this section on or before December 31, 1989. Persons whose 1989 certificate expires on or before March 31, 1989, will, upon written application, be granted an extension to April 15, 1989, to meet the AIDS education requirement. Renewal applicants who have documented hardship that prevents obtaining the required education may petition for an extension:~~

~~((4))~~ AIDS education and training.

(a) Acceptable education and training. The ~~((director))~~ secretary will accept education and training that is consistent with the topical outline supported by the office on AIDS. Such education and training shall be a minimum of seven clock hours and shall include, but is not limited to, the following: Etiology and epidemiology; testing and counseling; infection control guidelines; clinical manifestations and treatment; legal and ethical issues to include confidentiality; and psychosocial issues to include special population considerations.

(b) Implementation. Effective January 1, 1989, the requirement for certification, renewal, or reinstatement of any certificate on lapsed, inactive, or disciplinary status shall include completion of AIDS education and training. All persons affected by this section shall show evidence of completion of an education and training program, which meets the requirements of (a) of this subsection.

(c) Documentation. The applicant shall:

(i) Certify, on forms provided, that the minimum education and training has been completed after January 1, 1987;

(ii) Keep records for two years documenting attendance and description of the learning;

(iii) Be prepared to validate, through submission of these records, that attendance has taken place.

~~((5))~~ (4) Temporary emergency waiver of seven hours training requirement. The secretary may waive the minimum seven clock hour requirement of subsection ~~((4))~~ (3)(a) of this section if evidence is provided which documents compliance with AIDS training curriculum content. Certificates issued under this provision will be effective for one hundred twenty days only.

AMENDATORY SECTION (Amending Order 102B, filed 12/17/90, effective 1/31/91)

WAC 246-830-020 APPLICATIONS. Application forms for licensure shall be prepared by the ~~((director))~~ secretary and shall provide for the statement of all information required for the license in question. An applicant shall be required to furnish to the ~~((director))~~ secretary a current photograph of passport size, approximately two inches by two inches, with the original application and satisfactory evidence to establish that all requirements for the license have been fulfilled by the applicant, including the requirement that the applicant be of good moral character and is not in violation of chapter 18.130 RCW.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-830-050 AIDS PREVENTION AND INFORMATION EDUCATION REQUIREMENTS.

(1) Definitions.

(a) "Acquired immunodeficiency syndrome" or "AIDS" means the clinical syndrome of HIV-related illness as defined by the board of health by rule.

(b) "Office on AIDS" means that section within the department of ~~((social and))~~ health ~~((services))~~ or any successor department with jurisdiction over public health matters as defined in chapter 70.24 RCW.

(2) Application for licensure. Effective January 1, 1989, persons applying for licensure shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection (4) of this section.

~~(3) ((1989 Renewal of licenses. Effective for the 1989 renewal period beginning January 1, 1989 all persons making application for licensure renewal shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection (4). Persons whose 1989 license expires on or before March 31, 1989 will, upon written application, be granted an extension to April 15, 1989, to meet the AIDS education requirement. Renewal applicants who have documented hardship that prevents obtaining the required education may petition for an extension.))~~ Requirements for licensure, renewal, or reinstatement of any license on lapsed, inactive, or disciplinary status shall include completion of AIDS education and training. All persons affected by this section shall show evidence of completion of an education and training program, which meets the requirements of subsection (4) of this section.

(4) AIDS education and training.

~~((a) Acceptable education and training. The director))~~ The secretary will accept education and training that is consistent with the topical outline supported by the office on AIDS. Such education and training shall be a minimum of four clock hours and shall include, but is not limited to, the following: Etiology and epidemiology; infection control guidelines; legal and ethical issues to include confidentiality; and psychosocial issues to include special population considerations.

~~((b) Implementation. Effective January 1, 1989, the requirement for licensure, renewal, or reinstatement of any license on lapsed, inactive, or disciplinary status shall include completion of AIDS education and training. All persons affected by this section shall show evidence of completion of an education and training program, which meets the requirements of subsection (a).~~

~~(c))~~ (5) Documentation. The applicant shall:

~~((i))~~ (a) Certify, on forms provided, that the minimum education and training has been completed after January 1, 1987;

~~((ii))~~ (b) Keep records for two years documenting attendance and description of the learning;

~~((iii))~~ (c) Be prepared to validate, through submission of these records, that attendance has taken place.

AMENDATORY SECTION (Amending Order 102B, filed 12/17/90, effective 1/31/91)

WAC 246-830-230 FREQUENCY AND LOCATION OF EXAMINATIONS. (1) The board will normally conduct examinations twice a year.

(2) Written examinations will be conducted prior to the practical examinations. Applicants will be required to pass the written examination and the practical examination.

(3) Written and practical examinations will be conducted at a location within the state as determined by the secretary.

(4) A notification will be sent to the residential address of record of each examination applicant at least fifteen days prior to each applicant's scheduled examination dates. Such notification will contain appropriate instructions or information and will reflect the time, date and location at which the applicant is expected to appear for examination. Examination fees are nonrefundable. Should an applicant fail to appear for examination at the designated time and place, ~~((he/she))~~ the applicant shall forfeit the examination fee unless he/she has notified the division of professional licensing of his/her inability to appear for the scheduled examination. Notification must reach the department of health at least five days before the designated time. With the required five days notice, a candidate may request to be rescheduled for examination any time within two years of the time he/she submitted his/her original application.

AMENDATORY SECTION (Amending Order 102B, filed 12/17/90, effective 1/31/91)

WAC 246-830-270 REEXAMINATION FOR ASSURANCE OF COMPETENCY. (1) An applicant for licensure who has been previously licensed shall re-take both the practical and written portions of the examination and achieve passing scores before relicensure under any one of the following circumstances:

(a) The applicant has been unlicensed voluntarily for more than thirty-six calendar months; or

(b) The applicant's license has been revoked or suspended by reason of a disciplinary action by the ~~((director))~~ secretary of the department of ~~((licensing))~~ health.

(2) The ~~((director))~~ secretary may require reexamination in any disciplinary order, based upon findings and

conclusions relative to the competency of a licensee to practice massage before issuing an unconditional license.

(3) Whenever reexamination is required, the licensee shall pay the appropriate fees set forth in WAC ~~((308=51=210))~~ 246-830-990.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-830-610 ~~((GENERAL PROVISIONS))~~ DEFINITIONS. ~~((1))~~ "Unprofessional conduct" as used in this chapter shall mean the conduct described in RCW 18.130.180.

~~(2) "Hospital" means any health care institution licensed pursuant to chapter 70.41 RCW.~~

~~(3) "Nursing home" means any health care institution which comes under chapter 18.51 RCW.~~

~~(4) "Department" means the department of licensing, whose address is:~~

~~Department of Licensing
Professional Programs Management Division
P.O. Box 9012
Olympia, Washington 98504-8001~~

~~(5) "Massage practitioner" means an individual licensed under chapter 18.108 RCW.~~

~~(6) "Mentally or physically disabled massage practitioner" means a massage practitioner who is currently mentally incompetent or mentally ill as determined by a court, or who is unable to practice massage therapy with reasonable skill and safety to patients by reason of any mental or physical condition and who continues to practice while so impaired.))~~ For the purposes of WAC 246-830-610 through 246-830-690, the following words and phrases shall have the following meanings unless the context clearly indicates otherwise.

(1) "Department" means the department of health, whose address is:

Department of Health
Professional Licensing Services
P.O. Box 1099
Olympia, Washington 98507-1099

(2) "Hospital" means any health care institution licensed pursuant to chapter 70.41 RCW.

(3) "Massage practitioner" means an individual licensed under chapter 18.108 RCW.

(4) "Mentally or physically disabled massage practitioner" means a massage practitioner who is currently mentally incompetent or mentally ill as determined by a court, or who is unable to practice massage therapy with reasonable skill and safety to patients by reason of any mental or physical condition and who continues to practice while so impaired.

(5) "Nursing home" means any health care institution which comes under chapter 18.51 RCW.

(6) "Unprofessional conduct" means the conduct described in RCW 18.130.180.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-830-690 COOPERATION WITH INVESTIGATION. (1) A licensee must comply with a request for records, documents, or explanation from an investigator who is acting on behalf of the ~~((director))~~ secretary of the department of ~~((licensing))~~ health by submitting the requested items within fourteen calendar days of receipt of the request by either the licensee or their attorney, whichever is first. If the licensee fails to comply with the request within fourteen calendar days, the investigator will contact that individual or their attorney by telephone or letter as a reminder.

(2) Investigators may extend the time for response if the request for extension does not exceed seven calendar days. Any other requests for extension of time may be granted by the ~~((director))~~ secretary or the ~~((director's))~~ secretary's designee.

(3) If the licensee fails to comply with the request within three business days after receiving the reminder, a subpoena will be served to obtain the requested items. A statement of charges may be issued pursuant to RCW 18.130.180(8) for failure to cooperate. If there is sufficient evidence to support additional charges, those charges may be included in the statement of charges.

(4) If the licensee complies with the request after the issuance of the statement of charges, the ~~((director))~~ secretary or the ~~((director's))~~ secretary's designee will decide if the charges will be prosecuted or settled. If the charges are to be settled the settlement proposal will be negotiated by the ~~((director's))~~ secretary's designee. Settlements are not considered final until the ((director)) secretary signs the settlement agreement.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-830-990 MASSAGE FEES. The following fees shall be charged by the professional licensing ~~((division))~~ services of the department of ~~((licensing))~~ health:

Title of Fee	Fee
((Massage practitioner:))	
Written examination and reexamination	\$ 60.00
Practical examination and reexamination	80.00
Reciprocity	50.00
Initial License	80.00
Renewal	70.00
Late Renewal Penalty	75.00
Certification	25.00
Duplicate License	15.00

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-010 DEFINITIONS. ~~((1))~~ Preceptor. A preceptor is a licensed or legally practicing obstetric practitioner who assumes responsibility for supervising the practical (clinical obstetric) experience of a student midwife. The preceptor shall be physically present whenever the student is managing a birth, and

~~shall evaluate in writing the student's overall performance.~~

~~(2) Supervision means the observation and evaluation of a student midwife's practical performance. A supervisor need not be physically present in nonbirth situations. However, when a student midwife undertakes managing a birth, the supervisor must be physically present.~~

~~(3) Survey visit is an information gathering and observational visit intended to provide the basis for the director's assessment of a school's compliance with all aspects of chapter 18.50 RCW.~~

~~(4) Nursing education as used in these rules means completion of courses for credit in a school that is approved to train persons for licensure as registered nurses or licensed practical nurses, or courses in other formal training programs which include instruction in basic nursing skills.~~

~~(5) Practical midwifery experience as used in these rules means performance in midwifery functions, prior to obtaining a license, that is verified by affidavit, testimony or other sworn written documentation that verifies that the experience and its documentation is equivalent to that required of regularly enrolled midwifery students.~~

~~(6) Health care provider as used in RCW 18.50.108 means any licensed physician who is engaged in active clinical obstetrical practice.~~

~~(7) Academic director as used in these rules means the individual who is responsible for planning, organizing and implementing all aspects of the curriculum of a midwifery education program.)~~ (1) Academic director as used in these rules means the individual who is responsible for planning, organizing and implementing all aspects of the curriculum of a midwifery education program.

(2) Health care provider as used in RCW 18.50.108 means any licensed physician who is engaged in active clinical obstetrical practice.

(3) Nursing education as used in these rules means completion of courses for credit in a school that is approved to train persons for licensure as registered nurses or licensed practical nurses, or courses in other formal training programs which include instruction in basic nursing skills.

(4) Practical midwifery experience as used in these rules means performance in midwifery functions, prior to obtaining a license, that is verified by affidavit, testimony or other sworn written documentation that verifies that the experience and its documentation is equivalent to that required of regularly enrolled midwifery students.

(5) Preceptor. A preceptor is a licensed or legally practicing obstetric practitioner who assumes responsibility for supervising the practical (clinical obstetric) experience of a student midwife. The preceptor shall be physically present whenever the student is managing a birth, and shall evaluate in writing the student's overall performance.

(6) Supervision means the observation and evaluation of a student midwife's practical performance. A supervisor need not be physically present in nonbirth situations. However, when a student midwife undertakes managing a birth, the supervisor must be physically present.

(7) Survey visit is an information gathering and observational visit intended to provide the basis for the director's assessment of a school's compliance with all aspects of chapter 18.50 RCW.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-060 APPLICATION FOR LICENSING EXAMINATION. (1) All applicants shall file a completed, notarized application, with the application fee specified in WAC ((308-115-400)) 246-834-990, at least 45 days prior to the examination.

(2) Applicants shall request that the school of midwifery send an official transcript directly to the department of ((licensing, division of)) health, professional licensing services.

(3) Those who have properly applied to take the midwifery licensing examination and have met all qualifications will be notified of their eligibility to be examined. Upon notification of eligibility, the examination fee specified in WAC ((308-115-400)) 246-834-990 must be submitted. Only applicants so notified will be admitted to the examination.

(4) No fees submitted and processed by the department will be subject to refund.

(5) All applicants shall take the current state licensing examination for midwives.

(6) The minimum passing score on the licensing examination is 75 percent.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-080 FAILURES. (1) An applicant who has failed the examination may be reexamined if he/she

(a) Applies to the department at least 30 days prior to the next scheduled examination, and

(b) Pays any required fee as specified in WAC ((308-115-400)) 246-834-990.

(2) If an applicant fails his/her first examination, no additional fee will be required if the candidate is reexamined within one year. Applicants shall pay an examination fee determined by the ((director)) secretary for examinations taken after the first reexamination.

(3) Applicants who fail the second retest shall be required to submit evidence to the ((director)) secretary of completion of an individualized program of study prior to being permitted to be reexamined.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-090 PURPOSE OF ACCREDITATION OF MIDWIFERY EDUCATIONAL PROGRAMS. The ((director)) secretary provides for accreditation of midwifery educational programs for the following reasons:

(1) To ensure that only qualified midwives will be licensed to practice in the state of Washington.

(2) To ensure the safe practice of midwifery by setting minimum standards for midwifery educational programs that prepare persons for licensure as midwives.

(3) To ensure that each midwifery educational program has flexibility to develop and implement its program of study and that it is based on minimum standards for accredited schools of midwifery provided herein.

(4) To ensure that standards for each accredited midwifery program promote self evaluation.

(5) To assure the graduates of accredited schools of their eligibility for taking the licensing examination for midwives.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-130 STAFFING AND TEACHER QUALIFICATIONS. At the time of application for accreditation pursuant to WAC ((308-115-180)) 246-834-180, the school shall provide proof of the following:

(1) That the academic director for the midwifery program is either (a) a midwife licensed under chapter 18.50 RCW or (b) a nurse midwife (ARNP) licensed under chapter 18.88 RCW or (c) has been educated in a midwifery program having standards comparable to standards in Washington and has experience in legal midwifery clinical practice.

(2) That the clinical faculty and preceptors either (a) hold a current license in the jurisdiction where they practice and demonstrate expertise in the subject area to be taught, or (b) are legally engaged in an active clinical practice and demonstrate expertise in the subject area to be taught.

(3) That each member of the faculty either (a) holds a certificate or degree in midwifery or the subject area to be taught, or (b) has no less than three years of experience in the subject area to be taught.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-140 CURRICULUM. (1) The basic 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)) 246-834-010(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)) 246-834-010(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)) secretary at least three months prior to implementation.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-150 STUDENTS. (1) Written policies and procedures for selection, admission, promotion, graduation and withdrawal of students shall be available.

(2) Courses completed prior to enrollment in the midwifery school should have been completed within ten years of enrollment and must be documented by official transcript in order for reduction of basic requirements to be considered.

(3) Students who seek admission by transfer from another midwifery educational program shall meet the equivalent of the school's current standards for those regularly enrolled. The school may grant credit for the care of up to thirty five women in each of the periods undertaken as a part of previous midwifery education. 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 midwifery education. No less than fifteen women must be observed in the intrapartum period while enrolled in the school from which the student graduates.

(4) Individuals may request advanced placement on the basis of their previous practical midwifery experience as specified in RCW 18.50.040(2) and WAC ((308-115-050)) 246-834-010(5) but in no case shall a school grant credit for more than thirty-five of the fifty required managed births. At least fifteen of the managed births must be undertaken while enrolled in the school granting advanced placement.

(5) Each school shall maintain a comprehensive system of student records.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-160 STUDENT MIDWIFE PERMIT. (1) A permit may be issued to any individual who has:

(a) Successfully completed an accredited midwifery program as specified in RCW 18.50.040 (2)(a) and (b); and

(b) Undertaken the care of not less than fifty women in each of the prenatal, intrapartum and early postpartum periods as required by RCW 18.50.040 (2)(c) and by these rules; and

(c) Satisfactorily completed the licensing examination required by RCW 18.50.060; and

(d) Filed a completed application for student midwife permit accompanied by a nonrefundable fee as specified in WAC ((308-115-400)) 246-834-990.

(2) The student midwife permit authorizes the individuals to practice and observe fifty women in the intrapartum period under the supervision of a licensed midwife, licensed physicians or CRN (nurse midwife).

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-170 REPORTS TO THE DIRECTOR OF DEPARTMENT OF LICENSING BY ACCREDITED MIDWIFERY EDUCATIONAL PROGRAMS. (1) An annual report on the program and its progress for the period July 1 to June 30 shall be submitted to the department by each midwifery educational program on forms supplied by the department.

(2) Written notification shall be sent to the department regarding major changes relating to, but not limited to, the following:

- (a) Change in the administrator or academic director.
- (b) Organizational change.
- (c) Changes in extended learning sites.

The information submitted to the department of ((licensing)) health shall include the reason for the proposed change.

(3) The ((director)) secretary may require submission of additional reports.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-180 APPLICATION FOR ACCREDITATION. Applicants for accreditation as midwifery educational programs shall:

(1) Apply for accreditation using a form provided by the ((director)) secretary.

(2) Comply with the department's accreditation procedures and obtain accreditation before its first class graduates, in order for these graduates to be eligible to take the state licensing examination.

The accreditation will be based on, but not limited to, the quality of the curriculum and the qualifications of the faculty and preceptors.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-190 SCHOOL SURVEY VISITS. The ((director's)) secretary's designee shall make survey visits to midwifery educational programs:

(1) At least annually during the first three years of operation, and

(2) At least every two years after the new school's first three years of operation or more often at the discretion of the ((director)) secretary.

(3) The cost of a survey visit to a midwifery educational program outside the state of Washington shall be borne by the program requesting accreditation.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-200 APPEAL OF DEPARTMENT OF LICENSING DECISIONS. A school of midwifery aggrieved by a department decision affecting its accreditation may appeal the decision pursuant to chapter 18.50 RCW and the Administrative Procedure Act, chapter ((34.04)) 34.05 RCW.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-210 CLOSURE OF AN ACCREDITED SCHOOL OF MIDWIFERY. (1) When an organization decides to discontinue its school of midwifery, written notification of the planned closure should be sent to the department.

(2) A school in the process of closing shall remain accredited until the students who are enrolled at the time the department receives the notice of planned closure have been graduated, provided that the minimum standards are maintained by the school.

(3) When a closing midwifery school's last students graduate, its accreditation shall terminate.

(4) A closing midwifery school shall provide for safe storage of vital school records and should confer with the ((director)) secretary concerning the matter.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-220 CREDIT TOWARD EDUCATIONAL REQUIREMENTS FOR LICENSURE. (1) Applicants not meeting the minimum requirements set forth in WAC ((308-115-060)) 246-834-060 may apply to the department for licensure by submitting the following:

(a) A completed, notarized application on a form provided by the department accompanied by a nonrefundable fee as specified in WAC 308-115-405;

(b) Credit for academic courses:

(i) Certification by an accrediting body, which has been approved by the department, of completed academic and continuing education courses as required in RCW 18.50.040(2)(b) for which the applicant has received a grade of "C" or better. A certified copy of the courses taken and grades or scores achieved shall be submitted by the accrediting body directly to the department; or

(ii) Completion of challenge examinations approved by the department with a minimum score of 75% for any academic subject required in RCW 18.50.040(2)(b). Challenge examinations shall be administered a minimum of twice a year. An applicant for challenge examination must file a completed application for each examination along with the required fee with the department at least 45 days prior to the examination.

(c) A prospectus for permission to undertake a midwife-in-training program. Such a program shall be on such terms as the department finds necessary to assure that the applicant meets the minimum statutory requirements for licensure set forth in RCW 18.50.040, and shall include, but not be limited to the following:

(i) The program shall be under the guidance and supervision of a preceptor, and shall be conducted for a period of not more than five years;

(ii) The program shall be designed to provide for individual learning experiences and instruction based upon the applicant's academic background, training, and experience;

(iii) The prospectus for the program shall be submitted on an approved form, signed by the preceptor, and approved by the department prior to the commencement of the program. Any changes in the program shall be reported within 30 days in writing to the department, and the department may withdraw the approval given, or alter the conditions under which approval was originally given, if the department finds that the program as originally submitted and approved has not been or is not being followed.

(2) The midwife-in-training program prospectus must include the following components:

(a) A plan for completion of required academic subjects required in RCW 18.50.040(2)(b);

(b) Planned reading and written assignments;

(c) A project including at least one problem-solving component to be submitted in writing. The problem-solving component should include the definition of an acknowledged problem, the method of approach to the problem, the listing of possible alternatives, the actions taken, evaluation, and final recommendations to improve care given;

(d) Other planned learning experiences including acquisition of knowledge about other health and welfare agencies in the community;

(e) A quarterly written report, on an approved form, submitted to the department by the trainee, which shall include a detailed outline of progress toward meeting the objectives of the prospectus during the reporting period;

(f) The program must provide for a broad range of experience with a close working relationship between

preceptor and the trainee. Toward that end, as a general rule, no program will be approved which would result in an individual preceptor supervising more than two midwives-in-training simultaneously. Exception to this rule may be granted by the department in unusual circumstances;

(g) The department may, in an individual case, require additional approved education, based upon assessment of the individual applicant's background, training and experience.

(3) Upon approval of the application, a trainee permit will be issued which enables the trainee to practice under the supervision of a preceptor. The permit shall expire within one year of issuance and may be extended as provided by rule.

(4) The trainee shall provide documentation of care given as follows:

(a) Records of no more than thirty-five women to whom the trainee has given care in each of the prenatal, intrapartum, and early postpartum periods, although the same women need not have been seen through all three periods. These records must contain affidavits from the clients certifying that the care was given. If a client is unavailable to sign an affidavit, an affidavit from a preceptor or a certified copy of the birth certificate may be substituted. The care may have been given prior to the beginning of the midwife-in-training program or during the trainee period;

(b) After being issued a trainee permit, the trainee must manage care in the prenatal, intrapartum, and early postpartum period of fifteen women under the supervision of the preceptor. These women shall be in addition to the women whose records were used to meet the conditions of ~~((WAC 308-155-220 (4)))~~(a) of this subsection. The preceptor shall submit, on approved forms, completed check-lists of skills and experiences when this requirement has been met;

(c) Evidence, on an approved form, of observing 50 deliveries in addition to those specified in ~~((section (4)))~~(b) ~~((above))~~ of this subsection. The deliveries may have been observed prior to the beginning of the midwife-in-training program or may be observed during the trainee period.

(5) Upon satisfactory completion of ~~((sections))~~ subsections (1)(a) through (4)(c) of this ~~((subsection))~~ section, the trainee is eligible to apply for the examination.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-230 PRECEPTOR FOR MIDWIFE-IN-TRAINING PROGRAM. (1) In reviewing a proposed midwife-in-training program, the department shall use the following criteria in assessing the qualifications and determining the responsibilities of the preceptor:

(a) Qualifications of preceptor:

(i) The preceptor shall have demonstrated the ability and skill to provide safe, quality care;

(ii) The preceptor shall have demonstrated continued interest in professional development beyond the requirements of basic licensure;

(iii) The preceptor shall participate in and successfully complete any preceptor workshop or other training deemed necessary by the department; and,

(iv) The preceptor shall be licensed in the state of Washington. Exception to this rule may be granted by the department in unusual circumstances.

(b) Responsibilities of the preceptor:

(i) The preceptor shall monitor the educational activities of the trainee and shall have at least one conference with the trainee quarterly to discuss progress;

(ii) The preceptor shall submit quarterly progress reports on approved forms to the department, and,

(iii) The preceptor shall maintain and submit the checklists as specified in WAC ~~((308-115-220))~~ 246-834-220 (4)(b).

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-240 TRAINEE PERMIT FOR MIDWIFE-IN-TRAINING PROGRAM. (1) A trainee permit may be issued to any individual who has:

(a) Been approved for a midwife-in-training program; and,

(b) Filed a completed application accompanied by a non-refundable fee.

(2) The trainee permit authorizes individuals to manage care as required in WAC ~~((308-115-220))~~ 246-834-220 (4)(b).

(3) Permits will be issued yearly for the duration of the trainee's midwife-in-training program.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-260 GENERAL PROVISIONS. (1) "Unprofessional conduct" as used in this chapter shall mean the conduct described in RCW 18.130.180.

(2) "Hospital" means any health care institution licensed pursuant to chapter 70.41 RCW.

(3) "Nursing home" means any health care institution which comes under chapter 18.51 RCW.

(4) "Department" means the department of ~~((licensing))~~ health, whose address is:

~~((Department of Licensing
Professional Programs Management Division
P.O. Box 9012))
Department of Health
Professional Licensing Services
1300 S.E. Quince St.
P.O. Box 1099
Olympia, Washington 98504((=800+))~~

(5) "Midwife" means a person licensed pursuant to chapter 18.50 RCW.

(6) "Mentally or physically disabled midwife" means a midwife who is currently mentally incompetent or mentally ill as determined by a court, or who is unable to practice midwifery with reasonable skill and safety to patients by reason of any mental or physical condition and who continues to practice while so impaired.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-350 COOPERATION WITH INVESTIGATION. (1) A licensee must comply with a request for records, documents, or explanation from an investigator who is acting on behalf of the ~~((director))~~ secretary of the department of ~~((licensing))~~ health by submitting the requested items within fourteen calendar days of receipt of the request by either the licensee or their attorney, whichever is first. If the licensee fails to comply with the request within fourteen calendar days, the investigator will contact that individual or their attorney by telephone or letter as a reminder.

(2) Investigators may extend the time for response if the request for extension does not exceed seven calendar days. Any other requests for extension of time may be granted by the ~~((director))~~ secretary or the ~~((director's))~~ secretary's designee.

(3) If the licensee fails to comply with the request within three business days after receiving the reminder, a subpoena will be served to obtain the requested items. A statement of charges may be issued pursuant to RCW 18.130.180(8) for failure to cooperate. If there is sufficient evidence to support additional charges, those charges may be included in the statement of charges.

(4) If the licensee complies with the request after the issuance of the statement of charges, the ~~((director))~~ secretary or the ~~((director's))~~ secretary's designee will decide if the charges will be prosecuted or settled. If the charges are to be settled the settlement proposal will be negotiated by the ~~((director's))~~ secretary's designee. Settlements are not considered final until the ~~((director))~~ secretary signs the settlement agreement.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-834-500 AIDS PREVENTION AND INFORMATION EDUCATION REQUIREMENTS.

(1) Definitions.

(a) "Acquired immunodeficiency syndrome" or "AIDS" means the clinical syndrome of HIV-related illness as defined by the board of health by rule.

(b) "Office on AIDS" means that section within the department of social and health services or any successor department with jurisdiction over public health matters as defined in chapter 70.24 RCW.

(2) Application for licensure. Effective January 1, 1989 persons applying for licensure shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection ~~((4))~~ (3) of this section.

(3) ~~((1989 Renewal of licenses. Effective for the 1989 renewal period beginning January 1, 1989 all persons making application for licensure renewal shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection (4). Persons whose 1989 license expires on or before March 31, 1989 will, upon written application, be granted an extension to April 15, 1989, to meet the AIDS education requirement. Renewal applicants who~~

~~have documented hardship that prevents obtaining the required education may petition for an extension.~~

~~(4)) AIDS education and training.~~

(a) Acceptable education and training. The ~~((director))~~ secretary will accept education and training that is consistent with the topical outline supported by the office on AIDS. Such education and training shall be a minimum of seven clock hours and shall include, but is not limited to, the following: Etiology and epidemiology; testing and counseling; infection control guidelines; clinical manifestations and treatment; legal and ethical issues to include confidentiality; and psychosocial issues to include special population considerations.

(b) Implementation. ~~((Effective January 1, 1989, the requirement for))~~ Licensure, renewal, or reinstatement of any license on lapsed, inactive, or disciplinary status shall include completion of AIDS education and training. All persons affected by this section shall show evidence of completion of an education and training program, which meets the requirements of ~~((subsection))~~ (a) of this subsection.

(c) Documentation. The applicant shall:

(i) Certify, on forms provided, that the minimum education and training has been completed after January 1, 1987;

(ii) Keep records for two years documenting attendance and description of the learning;

(iii) Be prepared to validate, through submission of these records, that attendance has taken place.

NEW SECTION

WAC 246-836-010 DEFINITIONS. For the purposes of this chapter, the following words and phrases shall have the following meanings unless the context clearly indicates otherwise.

(1) "Department" means the department of health, whose address is:

Department of Health
Professional Licensing Service
P.O. Box 1099
Olympia, Washington 98507

(2) "Hospital" means any health care institution licensed pursuant to chapter 70.41 RCW.

(3) "Mentally or physically disabled naturopath" means a naturopath who is currently mentally incompetent or mentally ill as determined by a court, or who is unable to practice naturopathy with reasonable skill and safety to patients by reason of any mental or physical condition and who continues to practice while so impaired.

(4) "Naturopath" means a person licensed pursuant to chapter 18.36A RCW.

(5) "Nursing home" means any health care institution which comes under chapter 18.51 RCW.

(6) "Unprofessional conduct" means the conduct described in RCW 18.130.180.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-836-020 ELIGIBILITY FOR LICENSURE EXAMINATION. (1) Graduates holding a degree/diploma from a college of naturopathic medicine approved by Washington state department of ~~((licensing))~~ health shall be eligible to take the examination, provided all other requirements of RCW 18.36A.090 are met.

(2) All applicants shall file with the department a completed application, with the required fee, at least 60 days prior to the exam.

(3) Applicants shall request that the college of naturopathic medicine send official transcripts directly to the department.

(4) Applicants who have filed the required applications, whose official transcript has been received by the department, and who meet all qualifications shall be notified of their eligibility, and only such applicants will be admitted to the exam.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-836-050 REEXAMINATIONS. (1) A candidate wishing to retake the examination or any portion thereof must file with the department the required reexamination fees and an application to retake the examination at least sixty days before the administration of the exam.

(2) A candidate must retake the entire basic science component if he or she failed to achieve a passing score in three or more basic science tests. A candidate must retake the entire clinical science component if he or she failed to achieve a passing score in four or more clinical science tests. A candidate must retake any test(s) for which the candidate failed to achieve a passing score.

(3) A candidate who failed to achieve a passing score in three or more basic science tests and/or four or more clinical science tests must achieve a passing score on those tests within the next two administrations of the examination. A candidate who does not achieve a passing score within those next two administrations of the exam will be required to retake the entire component.

(4) A candidate must achieve passing scores on all tests in the entire exam within a twenty-seven month period; otherwise the candidate's exam results are null and void and the candidate must retake the entire exam. Provided: WAC ~~((308-34-120))~~ 246-836-030(2) shall apply to a candidate who took the basic science component of the exam after two years in training.

(5) A candidate is required to pay a reexamination fee to retake the exam or any portion thereof.

(6) A candidate who took the basic science component of the exam after two years of training must submit an application for reexamination, along with reexamination fees, to take the clinical science component and the state law test at a later exam administration.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)**WAC 246-836-060 EXAMINATION APPEALS.**

(1) Any candidate who takes the licensure examination and does not pass may request informal review of his or her examination results. This request must be in writing and must be received by the department within thirty days of the date of service of notification of the examination results. The department will not set aside its prior determination unless the candidate shows, by a preponderance of evidence, error in examination content or procedure, or bias, prejudice, or discrimination in the examination process. The department 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)) health office in Olympia for an appointment to appear personally to review questions answered incorrectly and the incorrect answers on the written portion of failed examination.

(b) The candidate will be provided a form to complete in the department of ((licensing)) health 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 department.

(e) The candidate may not bring in notes, texts, or resource material 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 department 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 an administrative law judge. The hearing will be conducted pursuant to the administrative procedures act. The issues raised by the candidate at the formal hearing shall be limited to those issues raised by the candidate for consideration at the informal review unless amended by a prehearing order. Such written request for hearing must be received by the department of ((licensing)) health within twenty days of the date of service of the result of the department'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 department

will not set aside its prior determination unless the candidate shows, by a preponderance of evidence, error in examination content or procedure, or bias, prejudice, or discrimination in the examination process. The department 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 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.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)**WAC 246-836-070 RENEWAL OF LICENSES.**

(1) The license renewal date shall coincide with the licensee's birthdate.

(2) Licensees may renew their licenses at the annual renewal fee rate, for one year, from birth date to next birth date.

(3) The late renewal penalty provision will be applied as follows: Before the expiration date of the individual's license, the ((director)) secretary shall mail the licensee a notice for renewal of license. The licensee must return such renewal notice, and proof of having met continuing educational requirements, along with current renewal fees prior to the expiration of said license. Failure of any licensee to receive such notice for renewal shall not relieve or exempt such licensee from the requirements of license renewal by the licensee's birthdate. Should the licensee fail to renew his or her license prior to the expiration date, he or she is subject to the late renewal penalty fee.

(4) Any licensee failing to renew his or her license within one year from expiration must reapply for licensing in accordance with the section of this chapter pertaining to license reinstatement.

(5) Failure to renew a license shall invalidate the license and all privileges granted by the license.

(6) A licensee's annual renewal fees may be prorated during the transition period while renewal dates are changed to coincide with the licensee's birthdate.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-836-080 CONTINUING COMPETENCY PROGRAM. (1) ~~((Beginning with license renewal dates after July 31, 1989, each))~~ Naturopathic physicians licensed under these rules shall complete 20 hours of continuing education each year in courses approved by the ~~((director))~~ secretary. Prior approval of courses shall be available by application to the ~~((director))~~ secretary. Only courses in diagnosis and therapeutics as listed in RCW 18.36A.040 shall be eligible for credit.

(2) ~~((Along with))~~ In addition to the license renewal form and fee ~~((for license renewal dates after July 31, 1989)),~~ the licensee shall submit ~~((a completed sworn certification, on a form to be provided by the department, of completion of the twenty hours of continuing education))~~ an affidavit of compliance with the twenty hour continuing education requirement on a form provided by the department. Failure to submit the sworn certification will result in nonrenewal of the license.

(3) It is the responsibility of the licensee to maintain appropriate records or evidence of compliance with the continuing education requirement. The department may, in its discretion require any licensee to submit, in addition to the sworn certification, proof of completion of continuing education requirements.

(4) A material false statement on the sworn certification, or failure to provide proof of completion of continuing education requirements when proof is required in the department's discretion, is grounds for disciplinary action, including but not limited to, suspension, revocation, or nonrenewal of the license.

(5) Continuing education hours in excess of the required hours earned in any renewal period may not be carried forward to a subsequent renewal period.

(6) In emergency situations, such as personal or family illness, the department may in its discretion, for good cause shown, waive all or part of the continuing education requirement for a particular one year period for an individual licensee. The department may require such verification of the emergency as is necessary to prove its existence.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-836-090 LICENSE REINSTATEMENT. (1) Any naturopathic physician whose license has expired must pay the current application fee and penalty fee, if applicable, and apply for reinstatement on

an application form provided by the department. The application shall include an explanation for the license lapse and a chronology of the applicant's professional activities since last renewal.

(2) Any licensee who has been out of active practice for one year or more or has allowed his or her license to lapse for a period of three years or more, may, at the discretion of the ~~((director))~~ secretary, be required to pass the licensing examination in order to determine the applicant's fitness to practice naturopathic medicine.

(3) In all cases, any person seeking to reinstate a license which has lapsed for one year or more must present satisfactory evidence of having completed at least twenty hours of approved continuing education for each year since his or her license expired, lapsed, or otherwise was not current and valid.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-836-100 APPLICANTS EDUCATED AND/OR LICENSED IN ANOTHER COUNTRY.

(1) Applicants for licensure educated in a country outside the United States or its territories shall meet the following requirements for licensure.

(a) Satisfactory completion of a basic naturopathic medical program in a naturopathic school or college officially approved by the country where the school is located.

(i) The naturopathic education program at the time of graduation shall be equivalent to or exceed the minimum required standards for Washington state approved colleges of naturopathic medicine.

(ii) Any deficiencies in the naturopathic medical program shall be satisfactorily completed in a Washington state approved college of naturopathic medicine.

(b) Applicants licensed under the laws of a country outside of the United States or its territories shall be required to take the current licensing examinations noted in WAC ~~((308-34-120))~~ 246-836-030: PROVIDED, That those persons meeting the requirements of WAC ~~((308-34-320))~~ 246-836-110, (Licensing by endorsement), are exempt from this requirement.

(c) All other requirements of chapter 18.36A RCW and this chapter must be met, including the requirement that the applicant be of good moral character; not have engaged in unprofessional conduct; and not be unable to practice with reasonable skill and safety as a result of a physical or mental impairment.

(2) Applicants for examination shall:

(a) File with the department a completed notarized license application with the required fee at least sixty days prior to examination.

(b) Request the college of naturopathic medicine to submit an official transcript directly to the department.

(c) Request the licensing agency in the country of original license to submit evidence of licensure to the department.

(d) If the applicant's original documents (education and licensing) are on file in another state, the applicant may request that the other state send to the department notarized copies in lieu of the originals.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-836-110 LICENSING BY ENDORSEMENT. A license to practice as a naturopathic physician in the state of Washington may be issued without examination at the discretion of the ((director)) secretary provided the applicant meets all of the following requirements:

(1) The candidate has graduated from and holds a degree/diploma from a college of naturopathic medicine approved by the state or jurisdiction where the school is located and which prepares candidates for licensure as a naturopathic physician: PROVIDED, That such program at the time of the candidate's graduation is equivalent to or exceeds the minimum naturopathic medical educational standards required for Washington state approved schools;

(2) The candidate holds a current valid license in good standing to practice as a naturopathic physician in another state or jurisdiction. Official written verification of such licensure status must be received by the department from the other state or jurisdiction;

(3) The candidate has completed and filed with the department a notarized application for licensure by endorsement, a true and correct copy of the current valid license, and the required application fee;

(4) The candidate has successfully passed a naturopathic physician licensure examination in another state or jurisdiction. Written official verification of successful completion of the licensure examination and of licensure in good standing must be requested of the state or jurisdiction by the candidate and must be received by the department directly from the state or jurisdiction;

(5) The candidate must meet all other requirements of chapter 18.36A RCW and this chapter, including the requirement that the applicant be of good moral character; not have engaged in unprofessional conduct; and not be unable to practice with reasonable skill and safety as a result of a physical or mental impairment; and

(6) The state or jurisdiction in which the candidate is currently licensed grants similar privilege of licensure without examination to candidates who are licensed in Washington as naturopathic physicians.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-836-120 RECIPROCITY OR WAIVER OF EXAMINATION REQUIREMENTS. Reciprocity or waiver of examination requirements may be granted for certain examinations administered by other states or jurisdictions. These examinations must include the clinical and the basic science sections. The minimum passing score will depend upon the quality of the examination, but must be equivalent to or better than the score of seventy-five which is required in WAC ((308-34-120)) 246-836-030. Reciprocity or waiver shall be in accordance with the reciprocal agreement in place with that state or jurisdiction.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-836-130 APPROVAL OF COLLEGES OF NATUROPATHIC MEDICINE. (1) The minimum educational requirement for licensure to practice naturopathic medicine in Washington is graduation from a naturopathic college approved by the ((director)) secretary which teaches adequate courses in all subjects necessary to the practice of naturopathic medicine.

(2) These rules provide the standards and procedures by which naturopathic colleges may obtain approval by the ((director)) secretary in order that graduates of those schools may be permitted to take examinations for licensure.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-836-140 PROVISIONAL APPROVAL OF COLLEGES OF NATUROPATHIC MEDICINE. Provisional approval is the initial approval given to a previously unapproved program while the program is undergoing the process of gaining full program approval. The ((director)) secretary may grant provisional approval to a naturopathic college which has been in continuous operation for at least one year. Provisional approval may be granted for a period not to exceed two and one-half years and may not be renewed or extended. Provisional approval shall neither imply nor assure eventual approval.

(1) In order to obtain provisional approval, a naturopathic college must demonstrate compliance with, or adequate planning and resources to achieve compliance with, the standards contained in this chapter and chapter 18.36A RCW.

(2) The procedures for application, examination, review and revocation of provisional approval shall be the same as those specified for full approval in this chapter.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-836-150 FULL APPROVAL OF COLLEGES OF NATUROPATHIC MEDICINE. (1) Full approval of a college of naturopathic medicine is the approval given a program that meets the requirements of chapter 18.36A RCW and this chapter. Colleges of naturopathic medicine seeking approval shall apply to the ((director)) secretary on a form and in a manner prescribed by the ((director)) secretary.

(2) The ((director)) secretary may grant full approval to naturopathic colleges which have demonstrated compliance with the standards contained in this chapter and chapter 18.36A RCW.

(3) To be eligible for full approval a naturopathic college must have been in continuous operation for a period of at least three years.

(4) After approval by the ((director)) secretary, periodic reports may be required. Failure to conform to or maintain established standards may result in loss of approval. No naturopathic college shall receive approval for a period longer than five years. Prior to the expiration of the period of approval, the college must apply to

the ((~~director~~)) secretary for renewal of approval. The ((~~director~~)) secretary shall review the application and make a final decision of approval or disapproval in not more than one hundred twenty days.

(5) If a naturopathic college fails to maintain the required standards or fails to report significant institutional changes, including changes in location, within ninety days of the change, the ((~~director~~)) secretary may revoke or suspend approval. The ((~~director~~)) secretary may contact a naturopathic college at any time, either through an evaluation committee or representative, to audit, inspect or gather information concerning the operating of the school or college.

(6) After suspension of approval of a naturopathic college, the ((~~director~~)) secretary may reinstate approval upon receipt of satisfactory evidence that the college meets the standards of chapter 18.36A RCW and this chapter.

(7) After revocation of approval of a naturopathic college, a college may seek provisional approval, if otherwise qualified.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-836-160 UNAPPROVED COLLEGE OF NATUROPATHIC MEDICINE. An "unapproved college of naturopathic medicine" is a program that has been removed from the ((~~director's~~)) secretary's list of approved colleges of naturopathic medicine for failure to meet the requirements of chapter 18.36A RCW and/or this chapter, or a program that has never been approved by the ((~~director~~)) secretary.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-836-170 APPEAL OF ((~~DIRECTOR'S~~)) SECRETARY'S DECISIONS. A college of naturopathic medicine deeming itself aggrieved by a decision of the ((~~director~~)) secretary affecting its approval status shall have the right to appeal the ((~~director's~~)) secretary's decision in accordance with the provisions of the Administrative Procedure Act, chapter ((~~34.04~~)) 34.05 RCW.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-836-180 STANDARDS FOR APPROVAL OF COLLEGES OF NATUROPATHIC MEDICINE. The following standards shall be used by the ((~~director~~)) secretary in considering a naturopathic college's application for approval:

(1) Objectives. The objectives of the institution shall be clearly stated and address the preparation for the naturopathic physician to provide patient care. The implementation of the objectives should be apparent in the administration of the institution, individual course objectives, and in the total program leading to graduation.

(2) Organization. The institution shall be incorporated under the laws of the state of its residence as an education corporation. Control shall be vested in a board of

directors composed of naturopathic physicians and others. No less than one-third plus one of the directors shall be naturopathic physicians. Under no circumstances shall more than one-third of the directors have administrative or instructional positions in the college. The directors must demonstrate collective responsibility in their knowledge of, and policy decisions consistent with, the objectives of the college; support of college programs and active participation in college governance; and selection and oversight of the chief administrative officer.

(3) Administration. The education and experience of directors, administrators, supervisors, and instructors should be sufficient to ensure that the student will receive educational services consistent with institutional objectives. The administration of the institution shall be such that the lines of authority are clearly drawn. The institution shall present with its application a catalog and a brief, narrative explanation of how the administration of the institution is, or is to be, organized and how the administrative responsibility for each of the following is, or is to be, managed:

- (a) Faculty and staff recruitment;
- (b) Personnel records management;
- (c) Faculty pay scale and policies;
- (d) Standards and practices relating to evaluation, improvement of instruction, promotion, retention and tenure;
- (e) Admissions policies including procedures used to solicit students;
- (f) Development and administration of policies governing rejection and retention of students, job placement, and student counseling and advising services;
- (g) Curriculum requirements;
- (h) Tuition and fee policies; and
- (i) Financial management policies.

(4) Financial condition. The institution shall demonstrate its financial stability by submitting certified audits once every three years and, reports, or other appropriate evidence annually.

(5) Records. The institution shall maintain an adequately detailed system of records for each student beginning with application credentials through the entire period of attendance. The records, including matriculation, attendance, grades, disciplinary action and financial accounts, shall be the permanent property of the institution, to be safeguarded from all hazards and not to be loaned or destroyed.

(6) Educational credentials.

(a) Upon satisfactory completion of the educational program, the student shall receive a degree from the institution indicating that the course of study has been satisfactorily completed by the student.

(b) In addition, for each student who graduates or withdraws, the institution shall prepare, permanently file, and make available a transcript which specifies all courses completed. Each course entry shall include a title, the number of credits awarded, and a grade. The transcript shall separately identify all credits awarded by transfer or by examination.

(c) Upon request, all student records and transcripts shall be made available to the ((~~director~~)) secretary.

(7) Catalog. The institution shall publish a current catalog at least every two years containing the following information:

- (a) Name and address of the school;
 - (b) Date of publication;
 - (c) Admission requirements and procedures;
 - (d) A statement of tuition and other fees or charges for which a student is responsible and a statement on refund policies;
 - (e) A school calendar designating the beginning and ending dates of each term, vacation periods, holidays, and other dates of significance to students;
 - (f) Objectives of the institution;
 - (g) A list of trustees (directors), administrative officers and faculty members including titles and academic qualifications;
 - (h) A statement of policy about standards of progress required of students, including the grading system, minimum satisfactory grades, conditions for interruption for unsatisfactory progress, probation, and reentry, if any;
 - (i) A description of each course indicating the number of hours and course content, and its place in the total program;
 - (j) A description of facilities and major equipment, including library, laboratory and clinical training facilities;
 - (k) Statements on the nature and availability of student financial assistance, counseling, housing, and placement services, if any;
 - (l) A statement indicating whether the school is recognized by other agencies or associations for the licensing or certification of naturopathic physicians; and
 - (m) Any other material facts concerning the institution which are reasonably likely to affect the decision of the potential student.
- (8) Admission policies and procedures. The institution shall not deny admission to a prospective student because of sex, race, color, religion, physical handicap and/or ethnic origin.

(9) Attendance. The institution shall have a written policy relative to attendance.

(10) Curriculum. The curriculum of the institution shall be designed and presented to meet or exceed the requirements of this chapter. Each student shall complete a minimum of three thousand hours instruction, which shall include no less than two hundred post-graduate hours in the study of mechanotherapy. A minimum total clinical training shall be one thousand one hundred hours, of which no less than eight hundred hours shall be training with student actively involved in diagnosis and treatment in accordance with RCW 18.36A.050(3). The remainder, if any, may be preceptorships overseen by the college. The clinical training shall be in naturopathic procedures. The following standards are intended not as an exact description of a college's curriculum, but rather as guidelines for the typical acceptable program. It is expected that the actual program taught by each naturopathic college will be prepared by the academic departments of the college to meet the needs of their students and will exceed the outline present here. The ~~((director's))~~ secretary's policy is

to preserve the autonomy and uniqueness of each naturopathic college, and to encourage innovative and experimental programs to enhance the quality of education in colleges of naturopathic medicine.

- (a) Basic science
 - Anatomy (includes histology and embryology)
 - Physiology
 - Pathology
 - Biochemistry
 - Public health (includes public health, genetics, microbiology, immunology)
 - Naturopathic philosophy
 - Pharmacology
- (b) Clinical sciences
 - (i) Diagnostic courses
 - Physical diagnosis
 - Clinical diagnosis
 - Laboratory diagnosis
 - Radiological diagnosis
 - (ii) Therapeutic courses
 - Materia medica (botanical medicine)
 - Homeopathy
 - Nutrition
 - Physical medicine (includes mechanical and manual manipulation, hydrotherapy, and electrotherapy)
 - Psychological medicine
 - (iii) Specialty courses
 - Organ systems (cardiology, dermatology, endocrinology, EENT, gastroenterology)
 - Human development (gynecology, obstetrics, pediatrics, geriatrics)
 - State law and regulations as they relate to the practice of naturopathy
 - Medical emergencies
 - Office procedures
 - (iv) Clinical externship/preceptorship
- (11) Academic standards. The institution must regularly evaluate the quality of its instruction and have a clearly defined set of standards of competence required of its students. Promotion to each successive phase of the program and graduation shall be dependent on mastery of the knowledge and skills presented in the program.
- (12) Faculty. Faculty members shall be qualified by training and experience to give effective instruction in the subject(s) taught; advanced degrees in their respective disciplines are expected. The faculty should participate in development and evaluation of curriculum instructional methods and facilities; student discipline, welfare, and counseling; establishment of administrative and educational policies; scholarly and professional growth. Provisions shall be made to allow and encourage faculty involvement in these noninstructional functions, including a plan for peer observation and evaluation among faculty. The institution shall not discriminate on the basis of sex, race, age, color, religion, physical handicap, or national or ethnic origin in the recruitment and hiring of faculty. The institution shall have stated policies on faculty hiring, compensation, fringe benefits, tenure, retirement, firing, grievance and appeals procedures. The institution shall submit to the ~~((director))~~ secretary

for each faculty member a resume which includes the following information.

- (a) Academic rank or title;
 - (b) Degree(s) held, the institution(s) that conferred the degree(s), the date(s) thereof, and whether earned or honorary;
 - (c) Other qualifying training or experience;
 - (d) Name and course number of each course taught;
 - (e) Other noninstructional responsibilities, if any, and the proportion of the faculty member's time devoted to them; and
 - (f) The length of time associated with the institution.
- (13) Library. The library shall be staffed, equipped and organized to adequately support the instruction, and research of students and faculty.

(14) Clinical training. The clinical facilities shall be adequate in size, number and resources to provide all aspects of naturopathic diagnosis and treatment. There shall be properly equipped rooms for consultation, physical examination and therapy, and a pharmacy, laboratory, and radiological equipment each consistent with the definition of practice in chapter 18.36A RCW as now or hereafter amended. A licensed and adequately experienced naturopathic physician must be in direct supervision of and have final decision in the diagnosis and treatment of patients by students, and must be present in the clinic at all times when the clinic is open.

(15) Physical plant, materials and equipment. The institution shall own or enjoy the full use of buildings and equipment adequate to accommodate the instruction of its students, and administrative and faculty offices. There shall be adequate facilities of the safekeeping of valuable records. The plant and grounds, equipment and facilities shall be maintained in an efficient, sanitary, and presentable condition. All laws relating to safety and sanitation and other regulations concerning public buildings shall be observed. There shall be sufficient personnel employed to carry out proper maintenance.

(16) Cancellation and refund policy. The institution shall maintain a fair and equitable policy regarding refund of the unused portion of tuition fees and other charges in the event a student fails to enter the course, or withdraws at any time prior to completion of the course. Such a policy shall be in keeping with generally accepted practices of institutions of higher education.

(17) Other information. The applicant institution shall provide any other information about the institution and its programs as required by the ((director)) secretary.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-836-200 SITE REVIEW PROCEDURES FOR APPROVAL OF COLLEGE OF NATUROPATHIC MEDICINE. The ((director)) secretary may send a representative or an examining or evaluation committee to inspect any institution requesting approval as a college of naturopathic medicine. Such inspections 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)) secretary's action on the

institution's application for approval. Expenses incurred for the site review shall be the responsibility of the program requesting approval.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-836-400 COOPERATION WITH INVESTIGATION. (1) A licensee must comply with a request for records, documents, or explanation from an investigator who is acting on behalf of the ((director)) secretary of the department of ((licensing)) health by submitting the requested items within fourteen calendar days of receipt of the request by either the licensee or their attorney, whichever is first. If the licensee fails to comply with the request within fourteen calendar days, the investigator will contact that individual or their attorney by telephone or letter as a reminder.

(2) Investigators may extend the time for response if the request for extension does not exceed seven calendar days. Any other requests for extension of time may be granted by the ((director)) secretary or the ((director's)) secretary's designee.

(3) If the licensee fails to comply with the request within three business days after receiving the reminder, a subpoena will be served to obtain the requested items. A statement of charges may be issued for failure to cooperate pursuant to RCW 18.130.180(8) ((for failure to cooperate)). If there is sufficient evidence to support additional charges, those charges may be included in the statement of charges.

(4) If the licensee complies with the request after the issuance of the statement of charges, the ((director)) secretary or the ((director's)) secretary's designee will decide if the charges will be prosecuted or settled. If the charges are to be settled the settlement proposal will be negotiated by the ((director's)) secretary's designee. Settlements are not considered final until the ((director)) secretary signs the settlement agreement.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-836-410 AIDS PREVENTION AND INFORMATION EDUCATION REQUIREMENTS.

(1) Definitions.

(a) "Acquired immunodeficiency syndrome" or "AIDS" means the clinical syndrome of HIV-related illness as defined by the board of health by rule.

(b) "Office on AIDS" means that section within the department of ((social and)) health ((services)) or any successor department with jurisdiction over public health matters as defined in chapter 70.24 RCW.

(2) Application for licensure. ((Effective January 1, 1989)) Persons applying for licensure shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection ((4)) (3) of this section.

(3) ((1989 Renewal of licenses. Effective for the 1989 renewal period beginning January 1, 1989 all persons making application for licensure renewal shall submit, in addition to the other requirements, evidence to show

compliance with the education requirements of subsection (4). Persons whose 1989 license expires on or before March 31, 1989 will, upon written application, be granted an extension to April 15, 1989, to meet the AIDS education requirement. Renewal applicants who have documented hardship that prevents obtaining the required education may petition for an extension.

(4)) AIDS education and training.

(a) Acceptable education and training. The ((director)) secretary will accept education and training that is consistent with the topical outline supported by the office on AIDS. Such education and training shall be a minimum of seven clock hours and shall include, but is not limited to, the following: Etiology and epidemiology; testing and counseling; infection control guidelines; clinical manifestations and treatment; legal and ethical issues to include confidentiality; and psychosocial issues to include special population considerations.

(b) ((Implementation. Effective January 1, 1989;)) The requirements for licensure, renewal, or reinstatement of any license on lapsed, inactive, or disciplinary status shall include completion of AIDS education and training. All persons affected by this section shall show evidence of completion of an education and training program, which meets the requirements of ((subsection)) (a) of this subsection.

(c) Documentation. The applicant shall:

(i) Certify, on forms provided, that the minimum education and training has been completed ((after January 1, 1987));

(ii) Keep records for two years documenting attendance and description of the learning;

(iii) Be prepared to validate, through submission of these records, that attendance has taken place.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 246-836-320 GENERAL PROVISIONS.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-841-610 AIDS PREVENTION AND INFORMATION EDUCATION REQUIREMENTS.
(1) Definitions.

(a) "Acquired immunodeficiency syndrome" or "AIDS" means the clinical syndrome of HIV-related illness as defined by the board of health by rule.

(b) "Office on AIDS" means that section within the department of social and health services or any successor department with jurisdiction over public health matters as defined in chapter 70.24 RCW.

(2) Application for registration or certification. Effective January 1, 1989 persons applying for registration or certification shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection (4). Initial applicants may have a four month extension upon written application to the department.

(3) 1989 Renewal of registration. Effective for the 1989 renewal period beginning January 1, 1989 all persons making application for registration renewal shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection (4). Persons whose 1989 registration expires on or before March 31, 1989 will, upon written application, be granted an extension to April 15, 1989, to meet the AIDS education requirement. Renewal applicants who have documented hardship that prevents obtaining the required education may petition for an extension.

(4) AIDS education and training.

(a) Acceptable education and training. The director will accept education and training that is consistent with the topical outline supported by the office on AIDS. Such education and training shall be a minimum of seven clock hours and shall include, but is not limited to, the following: Etiology and epidemiology; testing and counseling; infection control guidelines; clinical manifestations and treatment; legal and ethical issues to include confidentiality; and psychosocial issues to include special population considerations.

(b) Implementation. Effective January 1, 1989, the requirement for registration, certification, renewal, or reinstatement of any registration on lapsed, inactive, or disciplinary status shall include completion of AIDS education and training. All persons affected by this section shall show evidence of completion of an education and training program, which meets the requirements of subsection (a).

(c) Documentation. The applicant shall:

(i) Certify, on forms provided, that the minimum education and training has been completed after January 1, 1987;

(ii) Keep records for two years documenting attendance and description of the learning;

(iii) Be prepared to validate, through submission of these records, that attendance has taken place.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-841-710 GENERAL PROVISIONS.

(1) "Unprofessional conduct" as used in this chapter shall mean the conduct described in RCW 18.130.180.

(2) "Hospital" means any health care institution licensed pursuant to chapter 70.41 RCW.

(3) "Nursing home" means any health care institution which comes under chapter 18.51 RCW.

(4) "Department" means the department of ((licensing)) health, whose address is:

((Department of Licensing
Professional Programs Management Division
P.O. Box 9649
Olympia, Washington 98504-8001))
Department of Health
Board of Nursing
1300 SE Quince St., P.O. Box 47864
Olympia, WA 98504-7864

(5) "Nursing assistant" means a person registered or certified pursuant to chapter ((267, Laws of 1988)) 18.88A RCW.

(6) "Mentally or physically disabled nursing assistant" means a nursing assistant who is currently mentally incompetent or mentally ill as determined by a court, or who is unable to practice nursing assistance with reasonable skill and safety to patients by reason of any mental or physical condition and who continues to practice while so impaired.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-841-720 MANDATORY REPORTING. (1) All reports required by this chapter shall be submitted to the department as soon as possible, but no later than twenty days after a determination is made.

(2) A report should contain the following information if known:

(a) The name, address, and telephone number of the person making the report.

(b) The name and address and telephone numbers of the nursing assistant being reported.

(c) The case number of any patient whose treatment is a subject of the report.

(d) A brief description or summary of the facts which gave rise to the issuance of the report, including dates of occurrences.

(e) If court action is involved, the name of the court in which the action is filed along with the date of filing and docket number.

(f) Any further information which would aid in the evaluation of the report.

(3) Mandatory reports shall be exempt from public inspection and copying to the extent permitted under RCW 42.17.310 or to the extent that public inspection or copying of the report or any portion of the report would invade or violate a person's right to privacy as set forth in RCW 42.17.255.

(4) A person is immune from civil liability, whether direct or derivative, for providing information to the department pursuant to RCW 18.130.070.

(5) The administrator, executive officer, or their designee of any nursing home shall report to the department of ~~((licensing))~~ health when any nursing assistant under chapter 18.130 RCW is terminated or such person's services are restricted based on a determination that the nursing assistant has committed an act or acts which may constitute unprofessional conduct as defined in RCW 18.130.180 or that the nursing assistant may be mentally or physically impaired as defined in RCW 18.130.170.

(6) The administrator, executive officer, or their designee of any nursing home shall report to the department of ~~((licensing))~~ health when any person practices, or offers to practice as a nursing assistant in the state of Washington when the person is not registered or certified in the state; or when a person uses any title, abbreviation, card, or device to indicate the person is registered or certified when the person is not.

(7) The department of ~~((licensing))~~ health requests the assistance of responsible personnel of any state or federal program operating in the state of Washington, under which a nursing assistant is employed, to report to the department whenever such a nursing assistant is not

registered or certified pursuant to this act or when such a nursing assistant has committed an act or acts which may constitute unprofessional conduct as defined in RCW 18.130.180 or may be mentally or physically impaired as defined in RCW 18.130.170.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-841-750 COOPERATION WITH INVESTIGATION. (1) A certificant or registrant must comply with a request for records, documents, or explanation from an investigator who is acting on behalf of the ~~((director))~~ secretary of the department of ~~((licensing))~~ health by submitting the requested items within fourteen calendar days of receipt of the request by either the certificant or registrant or their attorney, whichever is first. If the certificant or registrant fails to comply with the request within fourteen calendar days, the investigator will contact that individual or their attorney by telephone or letter as a reminder.

(2) Investigators may extend the time for response if the request for extension does not exceed seven calendar days. Any other requests for extension of time may be granted by the ~~((director))~~ secretary or the ~~((director's))~~ secretary's designee.

(3) If the certificant or registrant fails to comply with the request within three business days after receiving the reminder, a subpoena will be served to obtain the requested items. A statement of charges may be issued pursuant to RCW 18.130.180(8) for failure to cooperate. If there is sufficient evidence to support additional charges, those charges may be included in the statement of charges.

(4) If the certificant or registrant complies with the request after the issuance of the statement of charges, the ~~((director))~~ secretary or the ~~((director's))~~ secretary's designee will decide if the charges will be prosecuted or settled. If the charges are to be settled the settlement proposal will be negotiated by the ~~((director's))~~ secretary's designee. Settlements are not considered final until the ~~((director))~~ secretary signs the settlement agreement.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-845-020 REGISTRATION OF A NURSING POOL. (1) After January 1, 1989, no individual, firm, corporation, partnership or association may advertise, operate, manage, conduct, open or maintain a business providing, procuring, or referring health care personnel for temporary employment in health care facilities without first registering with the department of ~~((licensing))~~ health.

(2) Applicants for nursing pool registration shall submit to the department of ~~((licensing))~~ health:

(a) A completed application for registration on forms furnished by the department;

(b) A registration fee;

(c) The names and addresses of the owner or owners of the nursing pool;

(d) If the owner is a corporation:

(i) Copies of the articles of incorporation and current bylaws;

(ii) The names and addresses of officers and directors.

(3) If the applicant meets the requirements of this chapter and chapter 18.130 RCW, the department shall issue a registration which shall remain effective for a period of one year from date of issuance unless revoked or suspended pursuant to chapter 18.130 RCW, or voided pursuant to subsection (4) of this section.

(4) If the registered nursing pool is sold or ownership or management is transferred, the new owner or operator shall apply for a new registration.

(5) Each separate location of the business of a nursing pool shall have a separate registration.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-845-040 DENIAL, SUSPENSION, OR REVOCATION OF REGISTRATION. The ~~((director))~~ secretary may deny, suspend, or revoke the registration and/or assess penalties if any nursing pool is found to have violated the provisions of chapter 18.130 RCW, the Uniform Disciplinary Act, or of this chapter.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-849-020 GENERAL PROVISIONS. (1) "Unprofessional conduct" as used in this chapter shall mean the conduct described in RCW 18.130.180.

(2) "Hospital" means any health care institution licensed pursuant to chapter 70.41 RCW.

(3) "Nursing home" means any health care institution which comes under chapter 18.51 RCW.

(4) "Department" means the department of ~~((licensing))~~ health, whose address is:

~~((Department of Licensing
Professional Programs Management Division
P.O. Box 9012))~~
Department of Health
Professional Licensing Division
1300 S.E. Quince St., P.O. Box 47869
Olympia, Washington ((98504-8001))
98504-7869

(5) "Ocularist" means a person licensed under chapter 18.55 RCW.

(6) "Mentally or physically disabled ocularist" means an ocularist who is currently mentally incompetent or mentally ill as determined by a court, or who is unable to practice ocular prosthetic services with reasonable skill and safety to patients by reason of any mental or physical condition and who continues to practice while so impaired.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-849-100 COOPERATION WITH INVESTIGATION. (1) A licensee must comply with a request for records, documents, or explanation from an investigator who is acting on behalf of the ~~((director))~~

secretary of the department of ~~((licensing))~~ health by submitting the requested items within fourteen calendar days of receipt of the request by either the licensee or their attorney, whichever is first. If the licensee fails to comply with the request within fourteen calendar days, the investigator will contact that individual or their attorney by telephone or letter as a reminder.

(2) Investigators may extend the time for response if the request for extension does not exceed seven calendar days. Any other requests for extension of time may be granted by the director or the director's designee.

(3) If the licensee fails to comply with the request within three business days after receiving the reminder, a subpoena will be served to obtain the requested items. A statement of charges may be issued pursuant to RCW 18.130.180(8) for failure to cooperate. If there is sufficient evidence to support additional charges, those charges may be included in the statement of charges.

(4) If the licensee complies with the request after the issuance of the statement of charges, the ~~((director))~~ secretary or the ~~((director's))~~ secretary's designee will decide if the charges will be prosecuted or settled. If the charges are to be settled the settlement proposal will be negotiated by the ~~((director's))~~ secretary's designee. Settlements are not considered final until the ~~((director))~~ secretary signs the settlement agreement.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-849-110 AIDS PREVENTION AND INFORMATION EDUCATION REQUIREMENTS.

(1) Definitions.

(a) "Acquired immunodeficiency syndrome" or "AIDS" means the clinical syndrome of HIV-related illness as defined by the board of health by rule.

(b) "Office on AIDS" means that section within the department of social and health services or any successor department with jurisdiction over public health matters as defined in chapter 70.24 RCW.

(2) Application for licensure. ~~((Effective January 1, 1989))~~ Persons applying for licensure shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection ~~((4))~~ (3) of this section.

(3) ~~((1989 Renewal of licenses. Effective for the 1989 renewal period beginning January 1, 1989 all persons making application for licensure renewal shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection (4). Persons whose 1989 license expires on or before March 31, 1989 will, upon written application, be granted an extension to April 15, 1989, to meet the AIDS education requirement. Renewal applications who have documented hardship that prevents obtaining the required education may petition for an extension.~~

~~((4))~~ AIDS education and training.

(a) Acceptable education and training. The ~~((director))~~ secretary will accept education and training that is consistent with the topical outline supported by the office on AIDS. Such education and training shall be a minimum of four clock hours and shall include, but is not

limited to, the following: Etiology and epidemiology; infection control guidelines; legal and ethical issues to include confidentiality; and psychosocial issues to include special population considerations.

(b) ~~((Implementation. Effective January 1, 1989, the))~~ Requirements for licensure, renewal, or reinstatement of any license on lapsed, inactive, or disciplinary status shall include completion of AIDS education and training. All persons affected by this section shall show evidence of completion of an education and training program, which meets the requirements of ~~((subsection))~~ (a) of this subsection.

(c) Documentation. The applicant shall:

(i) Certify, on forms provided, that the minimum education and training has been completed after January 1, 1987;

(ii) Keep records for two years documenting attendance and description of the learning;

(iii) Be prepared to validate, through submission of these records, that attendance has taken place.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-849-990 OCULARIST FEES. The following fees shall be charged by the professional licensing division of the department of ~~((licensing))~~ health:

Title of Fee	Fee
Application and examination	\$ 500.00
Renewal	500.00
Late renewal penalty	500.00
Duplicate license	15.00
Certification	25.00

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-928-030 STATE EXAMINATION—EXAMINATION WAIVER—EXAMINATION APPLICATION DEADLINE. (1) The entry level certification examination of the National Board of Respiratory Care, Inc. shall be the official examination for certification as a respiratory care practitioner.

(a) The examination for certification as a respiratory care practitioner shall be conducted three times a year in the state of Washington, in March, July, and November.

(b) The examination shall be conducted in accordance with the National Board of Respiratory Care, Inc.'s security measures and contract.

(c) Examination candidates shall be advised of the results of their examination in writing.

(2) Applicants taking the state examination must submit the application and supporting documents to the department of ~~((licensing))~~ health no later than the first day of December, for the March examination; the first day of April, for the July examination; and the first day of August for the November examination.

(3) An applicant who has passed the certification or registry examination given by the National Board of Respiratory Care, Inc., or an equivalent examination

administered by a predecessor organization that is accepted and verified by the National Board of Respiratory Care, Inc. for certification, may be granted a certificate without further examination.

(4) A scaled score of 75 is required to pass the examination.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-928-110 GENERAL PROVISIONS. (1) "Unprofessional conduct" as used in this chapter shall mean the conduct described in RCW 18.130.180.

(2) "Hospital" means any health care institution licensed pursuant to chapter 70.41 RCW.

(3) "Nursing home" means any health care institution which comes under chapter 18.51 RCW.

(4) "Department" means the department of ~~((licensing))~~ health, whose address is:

~~((Department of Licensing
Professional Programs Management Division
P.O. Box 9012))
Department of Health
Professional Licensing Services
1300 Quince St. S.E.
P.O. Box 47868
Olympia, Washington ((98504-8001))
98504-7868~~

(5) "Respiratory care practitioner" means a person certified pursuant to chapter 18.89 RCW.

(6) "Mentally or physically disabled respiratory care practitioner" means a respiratory care practitioner who is currently mentally incompetent or mentally ill as determined by a court, or who is unable to practice respiratory care with reasonable skill and safety to patients by reason of any mental or physical condition and who continues to practice while so impaired.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-928-180 COOPERATION WITH INVESTIGATION. (1) A certificant must comply with a request for records, documents, or explanation from an investigator who is acting on behalf of the ~~((director))~~ secretary of the department of ~~((licensing))~~ health by submitting the requested items within fourteen calendar days of receipt of the request by either the certificant or their attorney, whichever is first. If the certificant fails to comply with the request within fourteen calendar days, the investigator will contact that individual or their attorney by telephone or letter as a reminder.

(2) Investigators may extend the time for response if the request for extension does not exceed seven calendar days. Any other requests for extension of time may be granted by the ~~((director))~~ secretary or the ~~((director's))~~ secretary's designee.

(3) If the certificant fails to comply with the request within three business days after receiving the reminder, a subpoena will be served to obtain the requested items. A statement of charges may be issued pursuant to RCW

18.130.180(8) for failure to cooperate. If there is sufficient evidence to support additional charges, those charges may be included in the statement of charges.

(4) If the certificant complies with the request after the issuance of the statement of charges, the ((director)) secretary or the ((director's)) secretary's designee will decide if the charges will be prosecuted or settled. If the charges are to be settled the settlement proposal will be negotiated by the ((director's)) secretary's designee. Settlements are not considered final until the ((director)) secretary signs the settlement agreement.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-928-190 AIDS PREVENTION AND INFORMATION EDUCATION REQUIREMENTS.

(1) Definitions.

(a) "Acquired immunodeficiency syndrome" or "AIDS" means the clinical syndrome of HIV-related illness as defined by the board of health by rule.

(b) "Office on AIDS" means that section within the department of ((social and)) health ((services)) or any successor department with jurisdiction over public health matters as defined in chapter 70.24 RCW.

(2) Application for certification. ~~((Effective January 1, 1989))~~ Persons applying for certification shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection ~~((4))~~ (3) of this section.

~~(3) ((1989 Renewal of certificate. Effective for the 1989 renewal period beginning January 1, 1989 all persons making application for certification renewal shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection (4). Those persons who must renew during 1989 shall submit evidence of compliance with the education requirements of subsection (4) with their renewal application. Those persons who must renew during 1990 shall submit evidence of compliance with subsection (4) on or before December 31, 1989. Persons whose 1989 certificate expires on or before March 31, 1989 will, upon written application, be granted an extension to April 15, 1989, to meet the AIDS education requirement. Renewal applicants who have documented hardship that prevents obtaining the required education may petition for an extension.~~

~~(4))~~ AIDS education and training.

(a) Acceptable education and training. The ((director)) secretary will accept education and training that is consistent with the topical outline supported by the office on AIDS. Such education and training shall be a minimum of seven clock hours and shall include, but is not limited to, the following: Etiology and epidemiology; testing and counseling; infection control guidelines; clinical manifestations and treatment; legal and ethical issues to include confidentiality; and psychosocial issues to include special population considerations.

(b) Implementation. Effective January 1, 1989, the requirement for certification, renewal, or reinstatement of any certificate on lapsed, inactive, or disciplinary status shall include completion of AIDS education and training. All persons affected by this section shall show

evidence of completion of an education and training program, which meets the requirements of ((subsection)) (a) of this subsection.

(c) Documentation. The applicant shall:

(i) Certify, on forms provided, that the minimum education and training has been completed after January 1, 1987;

(ii) Keep records for two years documenting attendance and description of the learning;

(iii) Be prepared to validate, through submission of these records, that attendance has taken place.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-928-220 ALTERNATIVE TRAINING REQUIREMENTS. An individual must possess the following alternative training qualifications to be certified as a respiratory care practitioner:

(1) Completed a program recognized by the Canadian Society of Respiratory Therapists in their current list, or any previous lists and are eligible to sit for the Canadian Society of Respiratory Therapists registry examination; or

(2) Been registered by the Canadian Society of Respiratory Therapists; or

(3) Obtained a minimum of three thousand hours supervised practical clinical experience within the past five years and meet the following criteria:

(a) The following course content areas of training may be obtained directly by supervised clinical practical experience:

(i) Physical assessment;

(ii) Chest percussion/postural drainage;

(iii) Oxygen administration;

(iv) Incentive spirometry;

(v) Aerosol administration via:

(A) Pneumatic nebulization;

(B) Ultrasonic nebulization.

(vi) Clearance of secretions via oro- and nasopharyngeal suction devices;

(vii) Gas metering and analyzing devices;

(viii) Ventilator care including CMV, IMV, SIMV, and PEEP;

(ix) Artificial airways including oro- and nasopharyngeal airways, oral and nasal endotracheal tubes, tracheostomy tubes and buttons, esophageal obturator airways and intubation equipment;

(x) IPPB;

(xi) CPAP;

(xii) Interpretation of blood gases;

(xiii) Fundamentals of patient care.

(b) The following course content areas of training must be obtained through formal education:

(i) Anatomy and physiology – Ten quarter or six semester credit hours;

(ii) Microbiology – Five quarter or three semester credit hours;

(iii) Math (college level algebra or higher) – Five quarter or three semester credit hours;

(iv) Chemistry – Five quarter or three semester credit hours;

- (v) Biology – Five quarter or three semester credit hours;
- (vi) Physics – Five quarter or three semester credit hours;
- (vii) Medical terminology – Three quarter or two semester credit hours;
- (viii) CPR certification – Basic life support; and
- (4) Satisfactorily pass an examination approved or administered by the ((director)) secretary.

AMENDATORY SECTION (Amending Order 121, filed 12/27/90, effective 1/31/91)

WAC 246-928-990 FEES. The following fees shall be charged by the professional licensing division of the department of ((licensing)) health:

Title of Fee	Fee
Application	\$ 85.00
Examination application	110.00
Examination retake	25.00
Duplicate license	15.00
Verification/certification	25.00
Renewal	100.00
Late renewal penalty	50.00

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 246-928-070 GRANDFATHER—EXAMINATION DATES.
- WAC 246-928-100 RURAL HOSPITAL EXEMPTION.

WSR 92-02-019
PERMANENT RULES
DEPARTMENT OF HEALTH
(State Board of Health)

[Order 225B—Filed December 23, 1991, 3:11 p.m.]

Date of Adoption: December 11, 1991.

Purpose: Housekeeping changes to update references to WACs and RCWs; agency name and addresses; terminology; and readability.

Citation of Existing Rules Affected by this Order: Repealing chapter 246-334 WAC, Disposition of human remains; and amending chapter 246-100 WAC, Communicable and certain other diseases; chapter 246-110 WAC, Contagious diseases—School districts and day care centers; chapter 246-203 WAC, General sanitation; chapter 246-271 WAC, Public sewage; chapter 246-272 WAC, On-site sewer system; chapter 246-280 WAC, Recreational shellfish beaches; chapter 246-282 WAC, Sanitary control of shellfish; chapter 246-360 WAC, Transient accommodations; chapter 246-366 WAC, Primary and secondary schools; chapter 246-374 WAC, Outdoor music festivals; chapter 246-376 WAC, Camps; chapter 246-378 WAC, Mobile home parks; chapter 246-490 WAC, Vital statistics; chapter 246-520 WAC, Kidney centers; chapter 246-650 WAC, Newborn

screening; and chapter 246-760 WAC, Auditory and visual standards—School districts.

Statutory Authority for Adoption: For WAC 246-100-011 is RCW 43.20.050 and 70.24.130; for WAC 246-100-016 is RCW 43.20.050 and 70.24.130; for WAC 246-100-021 is RCW 43.20.050, 70.24.130 and 70.104.055; for WAC 246-100-026 is RCW 43.20.050; for WAC 246-100-031 is RCW 43.20.050; for WAC 246-100-036 is RCW 43.20.050 and 70.24.130; for WAC 246-100-041 is RCW 43.20.050; for WAC 246-100-046 is RCW 43.20.050; for WAC 246-100-071 is RCW 43.20.050; for WAC 246-100-072 is RCW 43.20.050 and 70.24.130; for WAC 246-100-076 is RCW 43.20.050; for WAC 246-100-081 is RCW 43.20.050; for WAC 246-100-086 is RCW 43.20.050 and 70.104.055; for WAC 246-100-171 is RCW 43.20.050; for WAC 246-100-176 is RCW 43.20.050; for WAC 246-100-181 is RCW 43.20.050; for WAC 246-100-196 is RCW 43.20.050; for WAC 246-100-201 is RCW 43.20.050; for WAC 246-100-206 is RCW 43.20.050 and 70.24.130; for WAC 246-100-207 is RCW 43.20.050 and 70.24.130; for WAC 246-100-208 is RCW 43.20.050 and 70.24.130; for WAC 246-100-209 is RCW 43.20.050 and 70.24.130; for WAC 246-100-217 is RCW 43.20.050 and 70.104.055; for WAC 246-100-226 is RCW 43.20.050; for WAC 246-100-231 is RCW 43.20.050; for WAC 246-100-236 is RCW 43.20.050; for chapter 246-110 WAC is RCW 43.20.050; for chapter 246-203 WAC is RCW 43.20.050; for chapter 246-271 WAC is RCW 43.20.050; for chapter 246-272 WAC is RCW 43.20.050; for chapter 246-280 WAC is RCW 43.20.050; for chapter 246-282 WAC is RCW 69.30.030; for chapter 246-334 WAC is RCW 43.20.050; for chapter 246-360 WAC is RCW 70.62.240; for chapter 246-366 WAC is RCW 43.20.050; for chapter 246-374 WAC is RCW 43.20.050 and 70.108.040; for chapter 246-376 WAC is RCW 43.20.050; for chapter 246-378 WAC is RCW 43.20.050 and 59.20.190; for chapter 246-490 WAC is RCW 43.20.050; for chapter 246-520 WAC is RCW 43.20.050; for chapter 246-650 WAC is RCW 43.20.050 and 70.83.050; and for chapter 246-760 WAC is RCW 43.20.050 and 28A.210.020.

Pursuant to notice filed as WSR 91-21-130 on October 23, 1991.

Changes Other than Editing from Proposed to Adopted Version: Amended addresses in WAC 246-100-207, 246-282-100, and 246-360-020; corrected RCW references in 246-282-100 and 246-360-020; and withdrew proposed changes to WAC 246-360-990.

Effective Date of Rule: Thirty-one days after filing.
 December 16, 1991
 Sylvia Beck
 Secretary

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-011 DEFINITIONS. The following definitions shall apply in the interpretation and enforcement of chapter ((248-100)) 246-100 WAC:

(1) "Acquired immunodeficiency syndrome (AIDS)" means an illness characterized by the diseases and conditions defined and described by the Centers for Disease

Control, U.S. Public Health Services, Morbidity and Mortality Weekly Report (MMWR), August 14, 1987, Volume 36, Number 1S.

(2) "AIDS counseling" means counseling directed toward:

(a) Increasing the individual's understanding of acquired immunodeficiency syndrome; and

(b) Assessing the individual's risk of HIV acquisition and transmission; and

(c) Affecting the individual's behavior in ways to reduce the risk of acquiring and transmitting HIV infection.

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

(4) "Carrier" means a person harboring a specific infectious agent and serving as a potential source of infection to others, but who may or may not have signs and/or symptoms of the disease.

(5) "Case" means a person, alive or dead, having been diagnosed to have a particular disease or condition by a health care provider with diagnosis based on clinical or laboratory criteria or both.

(6) "Category A disease or condition" means a reportable disease or condition of urgent public health importance, a case or suspected case of which must be reported to the local or state health officer immediately at the time of diagnosis or suspected diagnosis.

(7) "Category B disease or condition" means a reportable disease or condition of public health importance, a case of which must be reported to the local health officer no later than the next working day following date of diagnosis.

(8) "Category C disease or condition" means a reportable disease or condition of public health importance, a case of which must be reported to the local health officer within seven days of diagnosis.

(9) "Child day care facility" means an agency regularly providing care for a group of children for less than twenty-four hours a day and subject to licensing under chapter 74.15 RCW.

(10) "Communicable disease" means an illness caused by an infectious agent which can be transmitted from one person, animal, or object to another person by direct or indirect means including transmission via an intermediate host or vector, food, water, or air.

(11) "Contact" means a person exposed to an infected person, animal, or contaminated environment which might provide an opportunity to acquire the infection.

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

(13) "Detention" or "detainment" means physical restriction of activities of an individual by confinement, consistent with WAC ((~~248-100-206~~)) 246-100-206(8), for the purpose of monitoring and eliminating behaviors presenting imminent danger to public health and may include physical plant, facilities, equipment, and/or personnel to physically restrict activities of the individual to accomplish such purposes.

(14) "Food handler" means any person preparing, processing, handling, or serving food or beverages for people other than members of his or her household.

(15) "Food service establishment" means any establishment where food or beverages are prepared for sale or service on the premises or elsewhere, and any other establishment or operation where food is served or provided for the public with or without charge.

(16) "Health care facility" means:

(a) Any facility or institution licensed under chapter 18.20 RCW, boarding home, chapter 18.46 RCW, maternity homes, chapter 18.51 RCW, nursing homes, chapter 70.41 RCW, hospitals, or chapter 71.12 RCW, private establishments, clinics, or other settings where one or more health care providers practice; and

(b) In reference to a sexually transmitted disease, other settings as defined in chapter 70.24 RCW.

(17) "Health care provider" means any person having direct or supervisory responsibility for the delivery of health care or medical care who is:

(a) Licensed or certified in this state under Title 18 RCW; or

(b) Is military personnel providing health care within the state regardless of licensure.

(18) "HIV testing" means conducting a laboratory test or sequence of tests to detect the human immunodeficiency virus (HIV) or antibodies to HIV performed in accordance with requirements to WAC ((~~248-100-207~~)) 246-100-207.

(19) "Infection control measures" means the management of infected persons, persons suspected to be infected, and others in such a manner as to prevent transmission of the infectious agent.

(20) "Isolation" means the separation or restriction of activities of infected persons, or of persons suspected to be infected, from other persons to prevent transmission of the infectious agent.

(21) "Laboratory director" means the director or manager, by whatever title known, having the administrative responsibility in any medical laboratory.

(22) "Local health department" means the city, town, county, or district agency providing public health services to persons within the area, as provided in chapter 70.05 RCW and chapter 70.08 RCW.

(23) "Local health officer" means the individual having been appointed under chapter 70.05 RCW as the health officer for the local health department, or having been appointed under chapter 70.08 RCW as the director of public health of a combined city-county health department.

(24) "Medical laboratory" means any facility analyzing specimens of original material from the human body for purposes of patient care.

(25) "Nosocomial infection" means an infection acquired in a hospital or other health care facility.

(26) "Outbreak" means the occurrence of cases of a disease or condition in any area over a given period of time in excess of the expected number of cases.

(27) "Post-test counseling" means counseling after the HIV test when results are provided and directed toward:

(a) Increasing the individual's understanding of human immunodeficiency virus (HIV) infection;

(b) Affecting the individual's behavior in ways to reduce the risk of acquiring and transmitting HIV infection;

(c) Encouraging the individual testing positive to notify persons with whom there has been contact capable of spreading HIV;

(d) Assessing emotional impact of HIV test results; and

(e) Appropriate referral for other community support services.

(28) "Pretest counseling" means counseling provided prior to HIV testing and aimed at:

(a) Helping an individual to understand:

(i) Ways to reduce the risk of human immunodeficiency virus (HIV) transmission;

(ii) The nature, purpose, and potential ramifications of HIV testing;

(iii) The significance of the results of HIV testing; and

(iv) The dangers of HIV infection; and

(b) Assessing the individual's ability to cope with the results of HIV testing.

(29) "Principal health care provider" means the attending physician or other health care provider recognized as primarily responsible for diagnosis and treatment of a patient or, in the absence of such, the health care provider initiating diagnostic testing or therapy for a patient.

(30) "Quarantine" means the separation or restriction on activities of a person having been exposed to or infected with an infectious agent, to prevent disease transmission.

(31) "Reportable disease or condition" means a disease or condition of public health importance, a case of which, and for certain diseases, a suspected case of which, must be brought to the attention of the local health officer.

(32) "School" means a facility for programs of education as defined in RCW 28A.31.102 (preschool and kindergarten through grade twelve).

(33) "Sexually transmitted disease (STD)" means a bacterial, viral, fungal, or parasitic disease or condition which is usually transmitted through sexual contact, including:

(a) Acute pelvic inflammatory disease;

(b) Chancroid;

(c) Chlamydia trachomatis infection;

(d) Genital and neonatal herpes simplex;

(e) Genital human papilloma virus infection;

(f) Gonorrhea;

(g) Granuloma inguinale;

(h) Hepatitis B infection;

(i) Human immunodeficiency virus infection (HIV) and acquired immunodeficiency syndrome (AIDS);

(j) Lymphogranuloma venereum;

(k) Nongonococcal urethritis (NGU); and

(l) Syphilis.

(34) "State health officer" means the person designated by the secretary of the department to serve as state-wide health officer, or, in the absence of such designation, the person having primary responsibility for public health matters in the state.

(35) "Suspected case" means a person whose diagnosis is thought likely to be a particular disease or condition with suspected diagnosis based on signs and symptoms, laboratory evidence, or both.

(36) "Unusual communicable disease" means a communicable disease which is not commonly seen in the state of Washington but which is of general public health concern including, but not limited to, Lassa fever, smallpox, typhus, and yellow fever.

(37) "Veterinarian" means an individual licensed under provisions of chapter 18.92 RCW, veterinary medicine, surgery, and dentistry and practicing animal health care.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-016 CONFIDENTIALITY. Identifying information about any individual with a reportable disease or condition pursuant to chapter ~~((248-100))~~ 246-100 WAC shall be protected by persons with knowledge of such identity.

(1) Health care providers, employees of a health care facility or medical laboratory, and other individuals with knowledge of a person with sexually transmitted disease, following the basic principles of health care providers, which respect the human dignity and confidentiality of patients:

(a) May disclose identity of a person or release identifying information only as specified in RCW 70.24.105; and

(b) Shall establish and implement policies and procedures to maintain confidentiality related to a patient's medical information.

(2) For the purpose of RCW 70.24.105(6), customary methods for exchange of medical information shall be limited as follows:

(a) Health care providers may exchange confidential medical information related to HIV testing, HIV test results, and confirmed HIV or confirmed STD diagnosis and treatment in order to provide health care services to the patient. Meaning:

(i) The information shared impacts the care or treatment decisions concerning the patient; and

(ii) The health care provider requires the information for the patient's benefit.

(b) "Health care services to the patient" means personal interaction, treatment, consultation, or intervention for patient care.

(c) Health care facility administrators are authorized to permit access to medical information as necessary to fulfill professional duties. Health care facility administrators shall advise those persons permitted access under this section of the requirement to maintain confidentiality of such information as defined under this section and chapter 70.24 RCW. Professional duties means the following or functionally similar activities:

(i) Medical record or chart audits;

(ii) Peer reviews;

(iii) Quality assurance;

(iv) Utilization review purposes;

(v) Research review board reviews under chapter 42-48 RCW;

- (vi) Risk management; and
- (vii) Reviews required under federal or state law or rules.

(d) Health care facility administrators and health care providers responsible for office management are authorized to permit access to a patient's medical information and medical record by health care facility and medical staff or office staff to carry out duties required for care and treatment of a patient and the management of medical information and the patient's medical record.

(e) Health care facility administrators are authorized to permit exchange of medical information for training and teaching of health care providers and students when exchange of confidential medical information is necessary for such training and specifically related to the care of the patient.

(3) Health care providers, employees of a health care facility or medical laboratory, and other individuals with knowledge of a person with a reportable disease or condition, other than those specified in subsections (1) and (2) of this section, shall release identifying information only to other individuals responsible for protecting the health and well being of the public through control of communicable and certain other diseases.

(4) Local and state health department personnel shall maintain individual case reports as confidential records consistent with WAC ((~~248-100-091~~)) 246-100-091.

(5) The Washington state public health laboratory, other laboratories approved as public health referral laboratories, and any persons, institutions, or facilities submitting specimens or records containing patient-identifying information shall maintain the identifying information accompanying submitted laboratory specimens as confidential records.

(6) Statistical summaries and epidemiologic studies based on individual case reports may be public information provided no individual is identified.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-021 RESPONSIBILITIES AND DUTIES—HEALTH CARE PROVIDERS. Every health care provider, as defined in chapter ((~~248-100~~)) 246-100 WAC, shall:

(1) Provide adequate, understandable instruction in control measures designed to prevent the spread of disease to:

- (a) Each patient with a communicable disease under his or her care,
- (b) Family of a patient with a communicable disease,
- (c) Contacts and others as appropriate to prevent spread of disease.

(2) Ensure notification of the local health officer or local health department regarding:

(a) Cases of reportable diseases and conditions. See WAC ((~~248-100-071, 248-100-076, and 248-100-081~~)) 246-100-071, 246-100-076, and 246-100-081;

(b) Outbreaks or suspected outbreaks of disease. See WAC ((~~248-100-071, 248-100-076, and 248-100-081~~)) 246-100-071, 246-100-076, and 246-100-081;

(c) Known barriers which might impede or prevent compliance with orders for infection control or quarantine; and

(d) Name, address, and other pertinent information for any case or carrier refusing to comply with prescribed infection control measures.

(3) Cooperate with public health authorities during investigation of:

(a) Circumstances of a case or suspected case of a reportable disease or condition or other communicable disease, and

(b) An outbreak or suspected outbreak of illness.

Comply with requirements in WAC ((~~248-100-206, 248-100-211, and 248-100-217~~)) 246-100-206, 246-100-211, and 246-100-217.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-026 RESPONSIBILITIES AND DUTIES—VETERINARIANS. (1) Veterinarians shall:

(a) Notify the local health officer of any human case, suspected case, outbreak, or suspected outbreak of reportable disease listed in WAC ((~~248-100-076~~)) 246-100-076;

(b) Notify the state veterinarian, Washington state department of agriculture, within one working day of any animal case, suspected case, outbreak, or suspected outbreak of:

- (i) Anthrax,
- (ii) Brucellosis,
- (iii) Equine encephalitis,
- (iv) Plague,
- (v) Rabies,
- (vi) Psittacosis, and
- (vii) Tuberculosis.

(2) Upon receipt of a report of human disease, the state health officer shall immediately notify the state veterinarian of reports of:

- (a) Anthrax,
- (b) Brucellosis,
- (c) Psittacosis,
- (d) Equine encephalitis,
- (e) Plague,
- (f) Rabies, and
- (g) Tuberculosis in an animal handler.

(3) Upon receipt of a report of animal disease, the state veterinarian shall notify the state health officer of reports of:

- (a) Anthrax,
- (b) Brucellosis excluding Strain 19 disease,
- (c) Psittacosis,
- (d) Equine encephalitis,
- (e) Plague,
- (f) Rabies, and
- (g) Tuberculosis.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-031 RESPONSIBILITIES AND DUTIES—LABORATORY DIRECTORS. The director of each medical laboratory in the state shall:

(1) Register the laboratory with the department as described in WAC ((~~248-100-221~~)) 246-100-221.

(2) Submit microbiologic cultures or subcultures or appropriate clinical material to the Washington state public health laboratory or other laboratory designated by the state health officer, as described in WAC ((~~248-100-231~~)) 246-100-231.

(3) Report to the local health officer or state health officer certain positive test results, as described in WAC ((~~248-100-236~~)) 246-100-236.

(4) Cooperate with local and state health department personnel in the investigation of an outbreak, suspected outbreak, case, suspected case, carrier, or contact of a communicable disease or reportable disease or condition, as described in WAC ((~~248-100-241~~)) 246-100-241.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-036 RESPONSIBILITIES AND DUTIES—LOCAL HEALTH OFFICERS. (1) The local health officer shall review and determine appropriate action for:

(a) Each reported case or suspected case of a reportable disease or condition;

(b) Any disease or condition considered a threat to public health;

(c) Each reported outbreak or suspected outbreak of disease, requesting assistance from the department in carrying out investigations when necessary; and

(d) Instituting disease prevention and infection control, isolation, detention, and quarantine measures necessary to prevent the spread of communicable disease, invoking the power of the courts to enforce these measures when necessary.

(2) Local health officers shall:

(a) Submit reports to the state health officer as required in chapter ((~~248-100~~)) 246-100 WAC;

(b) Establish a system at the local health department for maintaining confidentiality of written records and written and telephoned disease case reports consistent with WAC ((~~248-100-016~~)) 246-100-016;

(c) Notify health care providers within the health district regarding requirements in this chapter;

(d) Distribute appropriate report forms to persons responsible for reporting;

(e) Notify the principal health care provider, if possible, prior to initiating a case investigation by the local health department;

(f) Make HIV testing, AIDS counseling, and pretest and post-test counseling, as defined in this chapter, available for voluntary, mandatory, and anonymous testing and counseling as required by RCW 70.24.400;

(g) Make information on anonymous HIV testing, AIDS counseling, and pretest and post-test counseling, as described under WAC ((~~248-100-208 and 248-100-209~~)) 246-100-208 and 246-100-209, available;

(h) Use identifying information on HIV-infected individuals provided according to WAC ((~~248-100-072~~)) 246-100-072 only:

(i) For purposes of contacting the HIV-positive individual to provide test results and post-test counseling; or

(ii) To contact sex and injection equipment-sharing partners; and

(i) Destroy documentation of referral information established in WAC ((~~248-100-072~~)) 246-100-072 and this subsection containing identities and identifying information on HIV-infected individuals and at-risk partners of those individuals immediately after notifying partners or within three months, whichever occurs first.

(3) Each local health officer has the authority to:

(a) Carry out additional steps determined to be necessary to verify a diagnosis reported by a health care provider;

(b) Require any person suspected of having a reportable disease or condition to submit to examinations required to determine the presence of the disease or condition; and

(c) Investigate any case or suspected case of a reportable disease or condition or other illness, communicable or otherwise, if deemed necessary.

(4) Local health officers shall conduct investigations and institute control measures consistent with those indicated in the ((~~fourteenth~~)) fifteenth edition ((~~(1985)~~)) 1990 of Control of Communicable Diseases in Man, edited by Abram S. Benenson, published by the American public health association, except:

(a) When superseded by more up-to-date measures, or

(b) When other measures are more specifically related to Washington state.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-041 RESPONSIBILITIES AND DUTIES—STATE HEALTH OFFICER. (1) The state health officer shall have authority to:

(a) Require reporting of cases and suspected cases of disease and conditions in addition to those required in WAC ((~~248-100-076~~)) 246-100-076 for a period of time less than thirty-six months when:

(i) The disease or condition is newly recognized or recently acknowledged as a public health concern, and

(ii) Epidemiologic investigation based on reports of cases may contribute to understanding of the disease or condition, and

(iii) Written notification is provided to all local health officers regarding:

(A) Additional reporting requirements, and

(B) Rationale or justification for specifying the disease or condition as reportable.

(b) Require laboratories to submit specimens indicative of infections in addition to those required in WAC ((~~248-100-231~~)) 246-100-231 for a period of time less than thirty-six months, provided:

(i) The infection is of public health concern, and

(ii) Written notification is provided to all local health officers and all directors of medical laboratories registered as described in WAC ((~~248-100-221~~)) 246-100-221 explaining:

(A) Actions required, and

(B) Reason for the addition.

(2) The state health officer's authorization to require reporting of cases or submission of laboratory specimens,

other than those specified in WAC ((~~248-100-076 and 248-100-231~~)) 246-100-076 and 246-100-231, shall expire thirty-six months from the date of written notification of local health officers and laboratory directors unless amended rules are adopted by the state board of health.

(3) The state health officer shall distribute periodic epidemiologic summary reports and an annual review of public health issues to local health officers and local health departments.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-046 RESPONSIBILITIES AND DUTIES—CASES, SUSPECTED CASES, CARRIERS, CONTACTS, AND OTHERS. (1) Persons shall cooperate with public health personnel during:

(a) Investigation of the circumstances of a case, suspected case, outbreak, or suspected outbreak of a communicable or other disease or condition; and

(b) Implementation of infection control measures, including isolation and quarantine measures.

(2) Individuals having knowledge of a person with a reportable disease or condition may notify the local health officer as described in WAC ((~~248-100-071~~)) 246-100-071.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-071 RESPONSIBILITY FOR REPORTING TO AND COOPERATING WITH THE LOCAL HEALTH DEPARTMENT. (1) A principal health care provider in attendance on a case of any reportable disease or condition shall report the case to the local health department as required in this chapter.

(2) Other health care providers in attendance on a case of a reportable disease or condition shall report the case to the local health department unless the case has already been reported.

(3) Health care facilities where more than one health care provider may be in attendance on a case of a reportable disease or condition may establish administrative procedures to assure forwarding of reports to the local health department without duplication. Neither the submission of a specimen to a public health laboratory as required in WAC ((~~248-100-231~~)) 246-100-231 nor the laboratory reporting a positive test result as required in WAC ((~~248-100-236~~)) 246-100-236 relieves the principal health care provider or health care facility from responsibility for reporting to the local health department.

(4) Individuals knowing about a person suspected to have any reportable disease or condition may report the name, other identifying information, and other known information described in WAC ((~~248-100-081~~)) 246-100-081 to the local health department.

(5) School principals, school nurses, and day care center operators knowing of a case or suspected case of a reportable disease or condition in the school or center shall notify the local health department.

(6) Each school teacher and day care worker knowing of a case or suspected case of a reportable disease or condition shall report the name and other identifying information to the principal, school nurse, or day care center operator.

(7) Medical laboratories shall report laboratory evidence of certain reportable diseases to the local or state health department as described in WAC ((~~248-100-236~~)) 246-100-236.

(8) Health care providers, health care facilities, laboratory directors, and individuals shall cooperate with the local health officer in the investigation of a case or suspected case of a reportable disease or condition, and shall, when requested by the local health officer, provide in a timely manner any information related to the clinical, laboratory, and epidemiologic circumstances of the case or suspected case.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-072 RULES FOR NOTIFICATION OF PARTNERS AT-RISK OF HIV INFECTION. (1) A health care provider may consult with the local health officer or an authorized representative about an HIV-infected individual without identifying the individual.

(2) Only under the specific circumstances listed below, a principal health care provider shall report the identity of sex or injection equipment-sharing partners of an HIV-infected individual to the local health officer or an authorized representative:

(a) After being informed of the necessity to notify sex and injection-equipment sharing partners, the HIV-infected individual either refuses or is unable to notify partners that partners:

(i) May have been exposed to and infected with HIV; and

(ii) Should seek HIV-pretest counseling and consider HIV testing; and

(b) The HIV-infected individual neither accepts assistance nor agrees to referral to the local health officer or an authorized representative for assistance in notifying partners.

(3) Only in the specific circumstances listed below, a principal health care provider shall report the identity of an individual with a positive HIV test result to the local health officer or an authorized representative:

(a) The principal health care provider provided pretest counseling as described in WAC ((~~248-100-209~~)) 246-100-209(1) before the individual was tested; and

(b) The principal health care provider made efforts, but was unable to meet face-to-face with the individual to notify the individual of the HIV-test result and to provide post-test counseling as required in WAC ((~~248-100-209~~)) 246-100-209 in order to assure partner notification.

(4) A health care provider shall not disclose the identity of an HIV-infected individual or the identity of sex and injection equipment-sharing partners at risk of HIV infection, except as authorized in RCW 70.24.105, WAC ((~~248-100-072, or 248-100-076~~)) 246-100-072, or 246-100-076.

(5) Local health officers and authorized representatives shall:

(a) Confirm conditions in subsections (2) and (3) of this section were met prior to initiating partner notification or receiving referral of identity of an HIV-infected individual; and

(b) Use identifying information, provided according to this section, on HIV-infected individuals only for contacting the HIV-infected individual to provide post-test counseling or to contact sex and injection equipment-sharing partners; and

(c) Destroy documentation of referral information established under this subsection, containing identities and identifying information on the HIV-infected individual and at-risk partners of that individual, immediately after notifying partners or within three months of the date information was received, whichever occurs first.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-076 REPORTABLE DISEASES AND CONDITIONS. (1) The following diseases and conditions shall be reported as individual case reports to the local health department in accordance with requirements and procedures described throughout chapter ~~((248-100))~~ 246-100 WAC:

(a) Category A diseases require an immediate report at the time a case is suspected or diagnosed and include:

- (i) Anthrax,
- (ii) Botulism (including food-borne, infant, and wound),
- (iii) Cholera,
- (iv) Diphtheria, noncutaneous,
- (v) Measles (rubeola),
- (vi) Paralytic shellfish poisoning,
- (vii) Plague,
- (viii) Poliomyelitis, and
- (ix) Rabies.

(b) Category B diseases or conditions require a case report within one day of diagnosis and include:

- (i) Brucellosis,
- (ii) Gastroenteritis of suspected food-borne or water-borne origin,
- (iii) Hemophilus influenzae invasive disease (excluding otitis media) in children age five years and under,
- (iv) Hepatitis A and B, acute,
- (v) Leptospirosis,
- (vi) Listeriosis,
- (vii) Meningococcal disease,
- (viii) Paratyphoid fever (see salmonellosis),
- (ix) Pertussis,
- (x) Rubella, including congenital,
- (xi) Salmonellosis, including paratyphoid fever and typhoid fever,
- (xii) Shigellosis,
- (xiii) Syphilis—primary, secondary, or congenital (for other, see Category C),
- (xiv) Typhoid fever, including carrier (see salmonellosis),
- (xv) Unusual communicable disease (see definition WAC ~~((248-100-011))~~ 246-100-011).

(c) Category C diseases or conditions require a case report within seven days of diagnosis and include:

- (i) Acquired immunodeficiency syndrome (AIDS) and class IV human immunodeficiency virus (HTLV III or LAV diseases classified by centers for disease control, United States public health service, MMWR, 5/23/86),
- (ii) Amebiasis,
- (iii) Campylobacteriosis,
- (iv) Chancroid,
- (v) Chlamydia trachomatis infection,
- (vi) Ecoli 0157:H7 infection,
- (vii) Encephalitis, viral,
- (viii) Giardiasis,
- (ix) Gonorrhea,
- (x) Granuloma inguinale,
- (xi) Herpes simplex, initial genital infection,
- (xii) Herpes simplex, neonatal,
- (xiii) Hepatitis non-A, non-B, and unspecified,
- (xiv) Kawasaki syndrome,
- (xv) Legionellosis,
- (xvi) Leprosy (Hansen's disease),
- (xvii) Lyme disease,
- (xviii) Lymphogranuloma venereum,
- (xix) Malaria,
- (xx) Mycobacteriosis, including tuberculosis,
- (xxi) Mumps,
- (xxii) Nongonococcal urethritis,
- (xxiii) Pelvic inflammatory disease, acute,
- (xxiv) Pseudomonas folliculitis of suspected water-borne origin,
- (xxv) Psittacosis,
- (xxvi) Q fever,
- (xxvii) Relapsing fever (borreliosis),
- (xxviii) Reye Syndrome,
- (xxix) Rheumatic fever,
- (xxx) Rocky mountain spotted fever,
- (xxxi) Syphilis—other (see also Category B),
- (xxxii) Tetanus,
- (xxxiii) Tick paralysis,
- (xxxiv) Toxic shock syndrome,
- (xxxv) Trichinosis,
- (xxxvi) Tuberculosis,
- (xxxvii) Tularemia,
- (xxxviii) Vibriosis,
- (xxxix) Yersiniosis, and
- (xxxx) Severe adverse reaction to immunization.

(2) Any cluster or pattern of cases, suspected cases, deaths, or increased incidence of any disease or condition beyond that expected in a given period which may indicate an outbreak, epidemic, or related public health hazard shall be reported immediately by telephone to the local health officer. Such patterns include, but are not limited to, suspected or confirmed outbreaks of food borne or waterborne disease, chickenpox, influenza, viral meningitis, nosocomial infection suspected due to contaminated products or devices, or environmentally related disease.

(3) Local health officers may require reporting of additional diseases and conditions.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-081 REPORTS—CONTENT—TIME—HOSPITAL MONTHLY REPORT PERMITTED FOR CERTAIN DISEASES. (1) Health care providers, health care facilities, and others as required in chapter ((248-100)) 246-100 WAC shall report each case of a reportable disease or condition (Category A, B, and C), to the local health officer including the following information:

- (a) Name,
- (b) Address,
- (c) Age,
- (d) Sex,
- (e) Diagnosis or suspected diagnosis of disease or condition,
- (f) Identity of the principal health care provider (minimally first and last name), and
- (g) Name and address or telephone number of the person providing the report.

(2) Local health officers may require other information of epidemiologic or public health value including but not limited to:

- (a) Immunization status,
- (b) History and circumstances of possible exposure or source,
- (c) Identity of contacts at risk for disease, if known,
- (d) Occupation, school, or day care of case,
- (e) Date of onset of disease or condition, and
- (f) Race.

(3) Health care providers, health care facilities, and others required in chapter ((248-100)) 246-100 WAC to report cases of disease or conditions shall:

- (a) Immediately telephone the report of each case or suspected case of Category A disease or condition, WAC ((248-100-076)) 246-100-076, to the local health department,
- (b) Telephone a report of Category B disease or condition, WAC ((248-100-076)) 246-100-076, to the local health department no later than one working day following diagnosis,
- (c) Submit a written report of each Category C disease or condition, WAC ((248-100-076)) 246-100-076, to the local health department within seven days of diagnosis including:

- (i) Completion of an individual case report form provided or approved by the local health department, or
- (ii) A telephone report if:

(A) Telephone reports are approved by the local health officer, and

(B) The local health officer assumes responsibility for completion of the written case report form.

(4) Hospitals may:

(a) Elect a monthly reporting system only for certain category C diseases or conditions including:

- (i) Chlamydia trachomatis infection;
- (ii) Kawasaki syndrome;
- (iii) Leprosy (Hansen's disease);
- (iv) Mumps;
- (v) Mycobacteriosis, excluding tuberculosis;

(vi) Pelvic inflammatory disease, acute including those diseases classified as pelvic inflammatory disease in international classification of diseases, 9th revision, clinical modification, volume I and II, 1980;

(vii) Reye syndrome; and

(viii) Toxic shock syndrome.

(b) Be waived from requirements to report:

- (i) Initial genital herpes simplex infection,
- (ii) Nongonococcal urethritis, and
- (iii) Pseudomonas folliculitis of suspected waterborne origin.

(5) Hospitals shall:

(a) Report immediately by telephone any outbreak or suspected outbreak (see WAC ((248-100-076)) 246-100-076).

(b) Include in monthly reports permitted only for certain diseases specified in subsection (4) of this section, at least:

- (i) Name of case,
- (ii) Date of admission or outpatient visit, and
- (iii) Name of principal health care provider.

(6) Principal health care providers shall report each case of disease or condition, including those listed in subsection (4) of this section within seven days of diagnosis and as specified in subsection (3) of this section.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-086 REPORTING DISEASES AND CONDITIONS DIRECTLY TO DEPARTMENT. (1) Health care providers and health care facilities shall telephone reports directly to the department for diseases and conditions under WAC ((248-100-076)) 246-100-076 when:

(a) A local health department is closed at the time a case or suspected case of a category A reportable disease occurs, and

(b) A local health department is closed at the time an outbreak or suspected outbreak occurs (see WAC ((248-100-076)) 246-100-076).

(2) The twenty-four hour department telephone number for reporting diseases or conditions under WAC ((248-100-076)) 246-100-076 is (206) 361-2914 or SCAN 245-2914.

(3) Health care providers and health care facilities shall telephone reports of pesticide poisoning cases or suspected pesticide poisoning cases under RCW 70.104-.055 directly to the department of health by dialing the twenty-four hour toll-free telephone number 1-800-356-2323.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-171 SPECIAL SETTINGS—FOOD SERVICE ESTABLISHMENTS. (1) Food handlers with communicable disease in an infectious or carrier state shall not handle food or beverages if the infectious agent can be transmitted through food or beverages.

(2) Employers or persons in charge of food service establishments shall prohibit persons from work as food

handlers with a known disease, condition, and/or carrier state including, but not limited to:

- (a) Amebiasis;
- (b) B hemolytic streptococcal infection;
- (c) Campylobacter;
- (d) Cholera;
- (e) Hepatitis A and Hepatitis unspecified;
- (f) Salmonellosis, including typhoid and paratyphoid;
- (g) Shigellosis;
- (h) Staphylococcal infections; and
- (i) Signs of undiagnosed infection including:
 - (A) Diarrhea (with episodes of over forty-eight hours requiring approval by a health care provider or local health officer prior to return to work);
 - (B) Skin lesions;
 - (C) Vomiting; or
 - (D) Fever.
- (3) Work restrictions, control measures, and removal of work restrictions on food handlers and food service establishments shall be consistent with:
 - (a) Control of Communicable Diseases in Man, (~~(14th)~~) 15th edition, Abram S. Benenson (editor), American public health association, (~~(1985)~~) 1990;
 - (b) Chapter (~~(248-84)~~) 246-215 WAC food service sanitation, rules, and regulations of the Washington state board of health; and
 - (c) Chapter 69.06 RCW, food and beverage establishments, workers permits.
- (4) Employers and persons in charge of food service establishments shall:

(a) Require notification or approval of removal of work restriction by a health care provider or local health officer for persons working with diseases, carrier states, conditions and signs listed in subsection (2) of this section; and

(b) Cooperate with public health officials investigating cases, outbreaks, or suspected outbreaks.

(5) The local health department has authority to:

(a) Require an examination of a person or persons to determine presence of infection,

(b) Adopt more stringent rules for excluding a food handler from work, and

(c) Protect public safety consistent with chapter (~~(248-84)~~) 246-215 WAC by ordering food items to be:

(i) Placed under a hold order,

(ii) Destroyed immediately,

(iii) Surrendered,

(iv) Sampled, and

(v) Submitted for laboratory testing.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-176 SPECIAL SETTINGS—SCHOOLS. Private and public schools, vocational schools, colleges, and universities shall cooperate with local and state health officers in carrying out requirements in chapters (~~(248-101 and 248-100)~~) 246-110 and 246-100 WAC.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-181 SPECIAL SETTINGS—CHILD DAY CARE FACILITIES. Child day care facilities shall:

(1) Establish policy and procedures for prevention and control of communicable diseases in employees, voluntary staff, and children that:

(a) Are consistent with "child health care plan guidelines" available from division of health, office of licensing and certification, personal care facilities survey section, ET-33, Olympia, Washington 98504; and/or

(b) Are consistent with additional or more stringent recommendations of the local health department; and

(c) Include a provision for reporting illness to the local health department when required in chapter (~~(248-100)~~) 246-100 WAC and WAC 388-73-056.

(2) Consult with a health care provider or the local health department for information about infectious or communicable disease, as necessary.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-196 ANIMAL BITES—REPORT TO LOCAL HEALTH DEPARTMENT. Health care providers shall:

(1) Report all cases of humans exposed to secretions or bitten by domestic or wild animals, especially bats and carnivores, to the local health department or designated local authority;

(2) Report bites of rodents and lagomorphs only when an animal exhibits unusual behavior; and

(3) Use protocols established in Communicable Diseases in Man, (~~(14th)~~) 15th edition, Abram S. Benenson, editor, (~~(1985)~~) 1990, when treating wounds caused by animal bites.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-201 BIRDS—MEASURES TO PREVENT PSITTACOSIS. (1) Definitions specific to this section:

(a) "Breeder" means a person or persons propagating birds for purpose of sale, trade, gift, or display;

(b) "Displayer" means a person, owner, or entity other than a public or private zoological park showing, exhibiting, or allowing a person or persons to handle or access a bird in a place open to the public or in a health care facility;

(c) "Leg band" means a smooth plastic or metal cylinder, either open (seamed) or closed (seamless), designed to be used to encircle a leg of a bird including permanent inscription of identification indicating:

(i) Code for individual bird, and

(ii) Code for breeder source except when open bands identify vendor rather than breeder.

(d) "Psittacine bird" or "bird" means all birds commonly known as:

(i) Parrots,

(ii) Macaws,

(iii) Cockatoos,

- (iv) Lovebirds,
 - (v) Parakeets, and
 - (vi) All other birds of the order psittaciformes.
- (e) "Vendor" means a person or entity selling, trading, or giving a bird to another person or entity.
- (2) A person selling, trading, or otherwise transferring a bird shall identify each bird by:
- (a) A coded and closed (seamless) leg band;
 - (b) A United States department of agriculture open (seamed) leg band; or
 - (c) An open (seamed) leg band only in cases where an original and closed (seamless) leg band was lost or required replacement due to injury or potential injury to the bird.
- (3) A vendor transferring a bird to other than the general public shall maintain a record of transfer including acquisition, sales, and trade of a bird, for at least one year and including:
- (a) Date of transaction;
 - (b) Name and address of the recipient and source;
 - (c) Number and type, including the common name of the bird transferred; and
 - (d) Leg band codes, including breeder or vendor and individual bird codes, omitting individual bird code only upon initial transfer of a bird propagated by the breeder.
- (4) A vendor transferring a bird to the general public shall provide each buyer or recipient with:
- (a) A sales slip or written document including all information required in subsection (3)(a), (b), (c), and (d) of this section; and
 - (b) A written warning or caution notice including:
 - (i) Information about possible human infection or disease caused by birds, especially psittacosis, parrot fever, and ornithosis;
 - (ii) Signs of infection or a sick bird including:
 - (A) Nasal discharge,
 - (B) Sneezing,
 - (C) Coughing,
 - (D) Ruffled feathers,
 - (E) Lethargy, and
 - (F) Diarrhea.
 - (iii) Signs and symptoms of an illness in a human including, but not limited to:
 - (A) Chills,
 - (B) Fever,
 - (C) Headache,
 - (D) Cough, and
 - (E) Muscle aches.
 - (iv) Information that nasal discharge and droppings of an infected or sick bird may cause illness in humans; and
 - (v) Advice to consult veterinarian or health care provider, as appropriate, if signs or symptoms occur.
 - (5) A vendor shall post a readable sign in a public area with a warning described in subsection (4)(b) of this section.
 - (6) When investigation of a human case of psittacosis indicates probable infection from a bird, the local health officer shall:
 - (a) Order collection of blood or other appropriate samples from the suspect bird or birds for appropriate laboratory tests to rule out disease; or

- (b) Use protocols established in Communicable Diseases in Man, ((14th)) 15th edition, Abram S. Benenson, editor, ((1985)) 1990; and
- (c) Have authority to enforce requirements of this section on a nonpsittacine bird or birds when:
 - (i) There is suspected exposure to an infected bird, or
 - (ii) There is evidence a bird caused a disease.
- (7) When a local health officer orders a quarantine of a bird or birds, the vendor shall:
 - (a) Cooperate with the local health officer, and
 - (b) Assume costs associated with action.
- (8) Upon confirmation of psittacosis, vendors shall follow directions issued by the local health officer to:
 - (a) Place the birds under antibiotic treatment with environmental cleaning and sanitizing; or
 - (b) Destroy all birds on the premises followed by environmental cleaning and sanitizing; and
 - (c) Assume costs associated with psittacosis prevention and control action ordered by local and state health officer;
 - (d) Prohibit sale or addition of birds to inventory; and
 - (e) Prevent contact of any bird with the public.
 - (9) A person exhibiting or displaying a bird or birds in a place or area used or occupied by the public shall exhibit the bird or birds in a manner preventing human exposure to the birds and bird discharges except:
 - (a) In single-purpose pet shops and aviaries, and
 - (b) At bird shows if:
 - (i) A room containing a bird or birds is separated from other areas and activities, and
 - (ii) The room entrance has a sign warning a person about potential exposure to psittacosis.
 - (10) Shipment and embargo of birds.
 - (a) Any person or entity receiving a psittacine bird or birds from points outside Washington state shall:
 - (i) Comply with Title 9 CFR, parts 92.3 and 92.8(b);
 - (ii) Refuse receipt of any bird originating from premises where psittacosis infection is suspected or known; and
 - (iii) Refuse receipt of any bird from a premise quarantined for psittacosis.
 - (b) The state health officer is authorized to:
 - (i) Order placement and removal of an embargo upon shipment of a live bird or birds into Washington state, and
 - (ii) Order any action necessary to control an outbreak or potential outbreak of psittacosis in Washington state.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-206 SPECIAL DISEASES—SEXUALLY TRANSMITTED DISEASES. (1) Definitions.

- (a) "Behaviors presenting imminent danger to public health (BPID)" means the following activities, under conditions specified below, performed by an individual with a laboratory confirmed HIV infection:
 - (i) Anal or vaginal intercourse without a latex condom; or
 - (ii) Shared use of blood-contaminated injection equipment;

(iii) Donating or selling HIV-infected blood, blood products, or semen; and

(iv) Under the following specified conditions:

(A) The infected individual received post-test counseling as described in WAC (~~(248-100-209)~~) 246-100-209 prior to repeating activities in subsection (1)(a)(i) and (ii) of this section; and

(B) The infected individual did not inform the persons, with whom activities described in subsection (1)(a)(i) and (ii) of this section occurred, of his or her infectious status.

(b) "Behaviors presenting possible risk" means:

(i) Actual actions resulting in "exposure presenting a possible risk" limited to:

(A) Anal, oral, or vaginal intercourse excluding conjugal visits; or

(B) Physical assault; or

(C) Sharing of injection equipment or sharp implements; or

(D) Throwing or smearing of blood, semen, or vaginal fluids; or

(ii) Threatened action if:

(A) The threatening individual states he or she is infected with HIV; and

(B) The threatened behavior is listed in subsection (1)(b)(i)(A), (B), (C), and (D) of this section; and

(C) The threatened behavior could result in "exposure presenting a possible risk."

(c) "Conduct endangering public health" means:

(i) Anal, oral, or vaginal intercourse for all sexually transmitted diseases;

(ii) For HIV and Hepatitis B:

(A) Anal, oral, or vaginal intercourse; and/or

(B) Sharing of injection equipment; and/or

(C) Donating or selling blood, blood products, body tissues, or semen; and

(iii) Activities described in subsection (1)(d)(i) and (ii) of this section resulting in introduction of blood, semen, and/or vaginal fluids to:

(A) Mucous membranes;

(B) Eyes;

(C) Open cuts, wounds, lesions; or

(D) Interruption of epidermis.

(d) "Exposure presenting possible risk" means one or more of the following:

(i) Introduction of blood, semen, or vaginal fluids into:

(A) A body orifice or a mucous membrane;

(B) The eye; or

(C) An open cut, wound, lesion, or other interruption of the epidermis.

(ii) A needle puncture or penetrating wound resulting in exposure to blood, semen, and/or vaginal fluids.

(e) "Reasonably believed" or "reason to believe," in reference to a sexually transmitted disease, means a health officer's belief which:

(i) For the purpose of investigating the source and spread of disease, is based upon a credible report from an identifiable individual indicating another person is likely to have a sexually transmitted disease (STD) or to have been exposed to a STD; and

(ii) For the purpose of issuing a written order for an individual to submit to examination, counseling, or treatment is based upon:

(A) Laboratory test results confirming or suggestive of a STD; or

(B) A health care provider's direct observation of clinical signs confirming an individual has or is likely to have a STD; or

(C) Obtaining information directly from an individual infected with a STD about the identity of his or her sexual or needle-sharing contacts when:

(I) Contact with the infected individual occurred during a period when the disease may have been infectious; and

(II) The contact was sufficient to transmit the disease; and

(III) The infected individual is, in the health officer's judgment, credible and believable.

(f) "Substantial exposure" means physical contact resulting in exposure presenting possible risk, limited to:

(i) A physical assault upon the exposed person involving blood or semen;

(ii) Intentional, unauthorized, nonconsensual use of needles or sharp implements to inject or mutilate the exposed person;

(iii) An accidental parenteral or mucous membrane or nonintact skin exposure to blood, semen, or vaginal fluids.

(2) Health care providers shall:

(a) Report each case of sexually transmitted disease as required in chapter (~~(248-100)~~) 246-100 WAC, and

(b) Instruct each patient regarding:

(i) Communicability of the disease, and

(ii) Requirements to refrain from acts that may transmit the disease to another.

(c) Ensure completion of a prenatal serologic test for syphilis in each pregnant woman pursuant to RCW 70.24.090 including:

(i) Submission of a blood sample for syphilis to a laboratory approved to perform prenatal serologic tests for syphilis, as required in RCW 70.24.090, at the time of the first prenatal visit, and

(ii) Decide whether or not to omit the serologic test for syphilis if the test was performed elsewhere during the current pregnancy.

(3) Laboratories, health care providers, and other persons shall deny issuance of a certificate or statement implying an individual is free from sexually transmitted disease.

(4) Local health officers, health care providers, and others, in addition to requirements in chapter (~~(248-100)~~) 246-100 WAC, shall comply with the provisions in chapter 70.24 RCW.

(5) Prevention of ophthalmia neonatorum.

(a) Health care providers diagnosing or caring for a patient with gonococcal or chlamydial ophthalmia neonatorum shall report the case to the local health officer or local health department in accordance with the provisions of this chapter.

(b) The principal health care provider attending or assisting in the birth of any infant or caring for an infant

after birth, shall ensure instillation of a department-approved prophylactic ophthalmic agent into the conjunctival sacs of the infant within the time frame established by the department in policy statement of ophthalmia agents approved for the prevention of ophthalmia neonatorum in the newborn, issued June 19, 1981.

(6) State and local health officers or their authorized representatives shall:

(a) Have authority to conduct or cause to be conducted an interview and investigation of persons infected or reasonably believed to be infected with a sexually transmitted disease; and

(b) Use procedures and measures described in WAC ((248-100-036)) 246-100-036(4) in conducting investigations.

(7) State and local health officers and their authorized representatives shall have authority to:

(a) Issue written orders for medical examination, testing, and/or counseling under chapter 70.24 RCW, only after:

(i) All other efforts to protect public health have failed, including reasonable efforts to obtain the voluntary cooperation of the person to be affected by the order; and

(ii) Having sufficient evidence to "reasonably believe" the individual to be affected by the order:

(A) Has a sexually transmitted disease; and

(B) Is engaging in "conduct endangering public health"; and

(iii) Investigating and confirming the existence of "conduct endangering public health" by:

(A) Interviewing sources to assess their credibility and accuracy; and

(B) Interviewing the person to be affected by the order; and

(iv) Including in a written order all information required in RCW 70.24.024.

(b) Issue written orders for treatment under RCW 70.24.022 only after laboratory test results, or direct observation of clinical signs or assessment of clinical data by a physician, confirm the individual has, or is likely to have, a sexually transmitted disease;

(c) Issue written orders to cease and desist from specified activities, under RCW 70.24.024 only after:

(i) Determining the person to be affected by the order is engaging in "conduct endangering public health"; and

(ii) Laboratory test results, or direct observation of clinical signs or assessment of clinical data by a physician, confirm the individual has, or is likely to have, a sexually transmitted disease; and

(iii) Exhausting procedures described in subsection (7)(a) of this section; and

(iv) Enlisting, if appropriate, court enforcement of the orders described in subsections (7)(a) and (b) of this section; and

(d) Seek court orders for detainment under RCW 70.24.034, only for persons infected with HIV and only after:

(i) Exhausting procedures described in subsection (7)(a), (b), and (c) of this section; and

(ii) Enlisting, if appropriate, court enforcement of orders to cease and desist; and

(iii) Having sufficient evidence to "reasonably believe" the person is engaging in "behaviors presenting an imminent danger to public health."

(8) Conditions for detainment of individuals infected with sexually transmitted disease.

(a) A local health officer may notify the state health officer if he or she determines:

(i) The criteria for "behaviors presenting imminent danger to public health (BPID)" are met by an individual; and

(ii) Such individual fails to comply with a cease and desist order affirmed or issued by a court.

(b) A local or state health officer may request the prosecuting attorney to file an action in superior court to detain an individual specified in subsection (8)(a) of this section.

(c) The requesting local or state health officer or authorized representative shall:

(i) Notify the department prior to recommending the detainment setting where the individualized counseling and education plan may be carried out consistent with subsections (8)(d), (e), and (f) of this section;

(ii) Make a recommendation to the court for placement of such individual consistent with subsections (8)(d) and (f) of this section; and

(iii) Provide to the court an individualized plan for education and counseling consistent with subsection (8)(e) of this section.

(d) State board of health requirements for detainment of individuals demonstrating BPID:

(i) Sufficient number of staff, caregivers, and/or family members to:

(A) Provide round-the-clock supervision, safety of detainee, and security; and

(B) Limit and restrict activities to prevent BPID; and

(C) Make available any medical, psychological, or nursing care when needed; and

(D) Provide access to AIDS education and counseling; and

(E) Immediately notify the local or state health officer of unauthorized absence or elopement; and

(ii) Sufficient equipment and facilities to provide:

(A) Meals and nourishment to meet nutritional needs; and

(B) A sanitary toilet and lavatory; and

(C) A bathing facility; and

(D) Bed and clean bedding appropriate to size of detainee; and

(E) A safe detention setting appropriate to chronological and developmental age of detainee; and

(F) A private sleeping room; and

(G) Prevention of sexual exploitation.

(iii) Sufficient access to services and programs directed toward cessation of BPID and providing:

(A) Linguistically, socially, culturally, and developmentally appropriate ongoing AIDS education and counseling; and

(B) Psychological and psychiatric evaluation and counseling; and

(C) Implementation of court-ordered plan for individualized counseling and education consistent with subsection (8)(e) of this section.

(iv) If required, provide access to isolation and/or restraint in accordance with restraint and seclusion rules in WAC 275-55-263 (2)(c);

(v) Maintain a safe, secure environment free from harassment, physical danger, and sexual exploitation.

(e) Washington state board of health standards for an individualized counseling and education plan for a detainee include:

(i) Consideration of detainee's personal and environmental characteristics, culture, social group, developmental age, and language;

(ii) Identification of habitual and addictive behavior and relapse pattern;

(iii) Identification of unique risk factors and possible cross-addiction leading to behavior presenting imminent danger to public health;

(iv) Identification of obstacles to behavior change and determination of specific objectives for desired behavior;

(v) Provision of information about acquisition and transmission of HIV infection;

(vi) Teaching and training of individual coping skills to prevent relapse to BPID;

(vii) Specific counseling for chemical dependency, if required;

(viii) Identification of and assistance with access to community resources, including social services and self-help groups appropriate to provide ongoing support and maintenance of behavior change; and

(ix) Designation of a person primarily responsible for counseling and/or education who:

(A) Completed pretest and post-test counselor training approved by the office on AIDS; and

(B) Received training, as approved by the office on AIDS; focused on facilitating behavior change related to preventing BPID; and

(C) Has a post-graduate degree in social work, psychology, counseling, psychosocial nursing, or other allied profession; and

(D) Completed at least one year clinical experience after post-graduate education with a primary focus on individualized behavior change; and

(E) Is a certified counselor under chapter 18.19 RCW.

(x) Designation and provision of a qualified counselor under WAC 275-19-145 when the detainee is assessed to have a drug or alcohol problem.

(f) The state board of health designates the following settings appropriate for detention provided a setting meets requirements in subsection (8)(d)(i), (ii), (iii), (iv), and (v) of this section:

(i) Homes, care facilities, or treatment institutions operated or contracted by the department;

(ii) Private homes, as recommended by the local or state health officer;

(iii) Boarding homes licensed under chapter 18.20 RCW;

(iv) Nursing homes licensed under chapter 18.51 RCW;

(v) Facilities licensed under chapter 71.12 RCW, including:

(A) Psychiatric hospitals, per chapter ((248-22)) 246-322 WAC;

(B) Alcoholism treatment centers if certified for substance use under chapter 275-19 WAC;

(C) Adult residential rehabilitation centers, per chapter ((248-25)) 246-325 WAC;

(D) Private adult treatment homes, per chapter ((248-25)) 246-325 WAC;

(E) Residential treatment facilities for psychiatrically impaired children and youth, per chapter ((248-23)) 246-323 WAC;

(vi) A hospital licensed under chapter 70.41 RCW.

(9) Jail administrators may order pretest counseling, post-test counseling, and HIV testing of persons detained in jail according to RCW 70.24.360 only under the following conditions:

(a) The jail administrator documents and reports to the local health officer, within seven days after the incident, any incident perceived to be actual or threatened "behaviors presenting possible risk"; and

(b) The local health officer:

(i) Determines the documented behavior or behaviors meet the criteria established in the definition of "behaviors presenting a possible risk"; and

(ii) Interviews the detained individual to evaluate the factual basis for alleged actual or threatened behavior; and

(iii) Makes a fact determination, based upon the documented behavior, the interview with the detained individual, and/or independent investigation, that sufficient factual evidence exists to support the allegation of actual or threatened "behaviors presenting possible risk"; and

(iv) Arranges for testing of the individual who is the source of the behavior to occur within seven days of the request from the jail administrator; and

(v) Reviews with the detained individual who is the source of the behavior the documentation of the actual or threatened behavior to try to assure understanding of the basis for HIV testing; and

(vi) Provides written approval of the jail administrator's order prior to HIV testing in accordance with subsection (7)(a)(i) of this section.

(c) The jail administrator maintains HIV test results and identity of the tested individual as a confidential, nondisclosable record, as provided in RCW 70.24.105.

(10) When an individual experiences a substantial exposure to another individual's body fluids and requests HIV testing of that other individual, the state and local health officers have authority to order pretest counseling, HIV testing, and post-test counseling of that other individual providing:

(a) The alleged exposure occurred when the individual was employed or acting as an authorized volunteer in one of the following employment categories:

(i) Law enforcement officer;

(ii) Firefighter;

(iii) Health care provider;

(iv) Staff of health care facilities; and

(b) The alleged substantial exposure occurred on the job; and

(c) The request to the health officer for testing and counseling of the individual was made within seven days of the occurrence of the alleged exposure; and

(d) The local health officer:

(i) Determines that the alleged exposure meets the criteria established in the definition of "substantial exposure"; and

(ii) Ensures that pretest counseling of the individual to be tested, or a legal representative, occurs; and

(iii) Arranges for testing of the individual who is the source of the exposure to occur within seven days of the request from the person exposed; and

(e) The exposed individual agrees to be tested for HIV if such testing is determined appropriate by the health officer; and

(f) Records on HIV testing ordered by a health officer are maintained only by the ordering health officer.

(11) For the purpose of RCW 49.60.172 concerning the absence of HIV infection as a bona fide occupational qualification only, "significant risk" means a job qualification which requires person-to-person contact likely to result in direct introduction of blood into the eye, an open cut or wound, or other interruption of the epidermis, when:

(a) No adequate barrier protection is practical; and

(b) Determined only on case-by-case basis consistent with RCW 49.60.180.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-207 HUMAN IMMUNODEFICIENCY VIRUS (HIV) TESTING—ORDERING—LABORATORY SCREENING—INTERPRETATION—REPORTING. (1) Any person ordering or prescribing an HIV test for another, except for seroprevalent studies under chapter 70.24 RCW or provided under subsections (2) and (3) of this section, shall:

(a) Provide or refer for pretest counseling described under WAC ((248-100-209)) 246-100-209;

(b) Obtain or ensure informed specific consent of the individual to be tested separate from other consents prior to ordering or prescribing an HIV test, unless excepted under provisions in chapter 70.24 RCW; and

(c) Provide or refer for post-test counseling described under WAC ((248-100-209)) 246-100-209 if HIV test is positive for or suggestive of HIV infection.

(2) Blood banks, tissue banks, and others collecting or processing blood, sperm, tissues, or organs for transfusion/transplanting shall:

(a) Obtain or ensure informed specific consent of the individual prior to ordering or prescribing an HIV test, unless excepted under provisions in chapter 70.24 RCW;

(b) Explain that the reason for HIV testing is to prevent contamination of the blood supply, tissue, or organ bank donations; and

(c) At the time of notification regarding a positive HIV test, provide or ensure at least one individual counseling session.

(3) Persons subject to regulation under Title 48 RCW and requesting an insured, subscriber, or potential insured or subscriber to furnish the results of an HIV test for underwriting purposes, as a condition for obtaining or renewing coverage under an insurance contract, health care service contract, or health maintenance organization agreement shall:

(a) Before drawing blood to perform an HIV test, provide written information to the individual tested explaining:

(i) What an HIV test is;

(ii) Behaviors placing a person at risk for HIV infection;

(iii) The purpose of HIV testing in this setting is to determine eligibility for coverage;

(iv) The potential risks of HIV testing; and

(v) Where to obtain HIV pretest counseling.

(b) Obtain informed specific written consent for an HIV test. The written informed consent shall include:

(i) An explanation of confidential treatment of test result reports limited to persons involved in handling or determining applications for coverage or claims for the applicant or claimant; and

(ii) Requirements under subsection (3)(c) of this section.

(c) Establish procedures to inform an applicant of the following:

(i) Post-test counseling specified under WAC ((248-100-209)) 246-100-209(4) is required if an HIV test is positive or indeterminate;

(ii) Post-test counseling is done at the time any positive or indeterminate HIV test result is given to the tested individual;

(iii) The applicant is required to designate a health care provider or health care agency to whom positive or indeterminate HIV test results are to be provided for interpretation and post-test counseling; and

(iv) When an individual applicant does not identify a designated health care provider or health care agency and the applicant's HIV test results are positive or indeterminate, the insurer, health care service contractor, or health maintenance organization shall provide the test results to the local health department for interpretation and post-test counseling.

(4) Laboratories and other places where HIV testing is performed shall demonstrate complete and satisfactory participation in an HIV proficiency testing program approved by the Department Laboratory Quality Assurance Section, Mailstop ((B17-9)) K17-9, 1610 N.E. 150th, Seattle, Washington ((98104)) 98155.

(5) The department laboratory quality assurance section shall accept substitutions for EIA screening only as approved by the United States Food and Drug Administration (FDA) and a published list or other written FDA communication.

(6) Medical laboratories testing for the presence of HIV shall:

(a) Send an HIV test prevalence results report by telephone or in writing to the department office on AIDS ((MS-B17-9)) Mailstop K17-9, 1610 N.E. 150th, Seattle, Washington ((98104)) 98155, quarterly or more often; and

(b) Include in the report:

(i) Number of samples tested;

(ii) Number of samples repeatedly reactive by enzyme immuno assay (EIA);

(iii) Number of samples tested by western blot assay (WBA) or other confirmatory test as approved by department office on AIDS;

(iv) Number of positive test results by WBA or other confirmatory test as approved by department office on AIDS;

(v) Number of specimens tested by viral culture; and

(vi) Number of positive test results from viral cultures.

(7) Persons informing a tested individual of positive laboratory test results indicating HIV infection shall do so only when:

(a) HIV is isolated by viral culture technique; or

(b) HIV antibodies are identified by a sequence of tests which are reactive and include:

(i) A repeatedly reactive screening test such as the enzyme immunoassay (EIA); and

(ii) An additional, more specific, assay such as a positive western blot assay (WBA) or other tests as defined and described in the AIDS office manual, April, 1988, (~~DSHS, Mailstop LP-20~~) Department of Health, Office on AIDS, P.O. Box 47840, Olympia, Washington ((98504)) 98504-7840.

(c) Such information consists of relevant, pertinent facts communicated in such a way that it will be readily understood by the recipient.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-208 COUNSELING STANDARD—AIDS COUNSELING. (1) Principal health care providers shall counsel or ensure AIDS counseling for:

(a) Each pregnant woman; and

(b) Each patient seeking treatment of a sexually transmitted disease.

(2) Drug treatment programs under chapter (~~69.54~~) 70.96A RCW shall provide or ensure provision of AIDS counseling for each person in a drug treatment program.

(3) Health care providers, persons, and organizations providing AIDS counseling shall:

(a) Assess the behaviors of each individual counseled for risk of acquiring and transmitting human immunodeficiency virus (HIV);

(b) Maintain a nonjudgmental environment during counseling which:

(i) Considers the individual's particular circumstances; and

(ii) Is culturally, socially, linguistically, and developmentally appropriate to the individual being counseled.

(c) Focus counseling on behaviors increasing the risk of HIV acquisition and transmission;

(d) Provide or ensure provision of personalized risk reduction education to individuals who:

(i) Are men who had sex with other men at any time since 1977;

(ii) Used intravenous substances at any time since 1977;

(iii) Engaged in sex for money or drugs at any time since 1977;

(iv) Have had sexual and/or injection equipment-sharing contact with persons listed in subsection (3)(d)(i), (ii), and (iii) of this section;

(v) Have been exposed to or known to have had a sexually transmitted disease at any time since 1977;

(vi) Are at increased risk of HIV infection by definition of United States Public Health Service, Centers for Disease Control;

(vii) Are enrolled in a drug treatment program under chapter 69.54 RCW; or

(viii) Received multiple transfusions of blood, plasma, or blood products from 1977 to 1985.

(e) Encourage individuals assessed to be at other than virtually no risk of HIV infection to:

(i) Receive AIDS risk reduction counseling;

(ii) Consider information about the nature, purpose, and potential ramifications of HIV testing;

(iii) Receive pretest counseling;

(iv) Consider confidential or anonymous voluntary HIV testing if appropriate; and

(v) "Virtually no risk of HIV infection" means persons with medical histories absent of and reporting none of the following factors:

(A) Transfusion with blood or blood products at any time since 1977;

(B) Residence at any time in countries where HIV is considered endemic since 1977;

(C) Unprotected sex between men at any time since 1977;

(D) Use of intravenous substances at any time since 1977, especially when sharing injection equipment;

(E) Engagement in sex for money or drugs at any time since 1977;

(F) Sexual and/or injection equipment-sharing contacts at any time since 1977 with persons listed in subsection (3)(e)(iii)(C), (D), and (E) of this section;

(G) Exposure to a sexually transmitted disease; and

(H) Increased risk of HIV infection by definition of United States Public Health Service, Centers for Disease Control.

(4) Persons and organizations providing AIDS counseling may provide additional or more comprehensive counseling than required in this section.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-209 COUNSELING STANDARDS—HUMAN IMMUNODEFICIENCY VIRUS (HIV) PRETEST COUNSELING—HIV POST-TEST COUNSELING. (1) Health care providers and other persons providing pretest counseling shall:

(a) Assess the individual's risk of acquiring and transmitting HIV by evaluating information about the individual's possible risk-behaviors;

(b) Provide at least one individual counseling session prior to HIV testing;

(c) Inform any individual planning to be tested for HIV that:

(i) If the test result is positive, the tested individual needs to notify sex and injection equipment-sharing partners that partners:

(A) May have been exposed to and infected with HIV; and

(B) Should seek HIV pretest counseling and consider HIV testing; and

(ii) Unless HIV testing is anonymous, the principal health care provider is required to refer identities of at-

risk partners to the local health officer or authorized representative if:

(A) The HIV-infected individual either refuses or is unable to notify partners of exposure, possible infection, and need for pretest counseling and HIV testing; or

(B) The HIV-infected individual neither accepts assistance nor agrees to referral to the local health officer or an authorized representative for assistance in notifying partners; and

(iii) Unless HIV testing is anonymous, the principal health care provider is required to refer the identify of the individual testing positive to the local health officer or an authorized representative if the principal health care provider made efforts, but was unable to meet face-to-face with the individual to:

(A) Notify the individual of the HIV test result; and

(B) Provide post-test counseling, as required in this section, to assure partner notification.

(2) When an individual is assessed by a counselor or health care provider as "virtually no risk of HIV infection," as defined in WAC ((~~248-100-208~~) 246-100-208) (3)(e)(v) a counselor or the health care provider shall, in addition to subsection (1)(a) of this section:

(a) Maintain a nonjudgmental environment during counseling which:

(i) Considers the individual's particular circumstances; and

(ii) Is culturally, socially, linguistically, and developmentally appropriate to the individual being counseled.

(b) Explain the nature, purpose, value, and reason for the HIV tests;

(c) Explain the possible effect of HIV testing and a positive HIV test result related to employment, insurance, housing, and other potential legal, social, and personal consequences;

(d) Develop and maintain a system of referral and make referrals that:

(i) Are accessible and confidential for those counseled;

(ii) Are acceptable to and supportive of those counseled;

(iii) Provide assistance to those counseled in maintaining risk reduction behaviors.

(e) Provide at least one individual counseling session at the time HIV test results are disclosed to individuals testing positive; and

(f) Maintain disclosure and confidentiality requirements in WAC ((~~248-100-016~~) 246-100-016).

(3) If the individual is assessed by a health care provider to be other than "virtually no risk of HIV infection," as defined in WAC ((~~248-100-208~~) 246-100-208) (3)(e)(v), the person providing pretest counseling shall maintain requirements in subsection (1) and (2) of this section and:

(a) Focus counseling on behaviors increasing the risk of HIV acquisition and transmission;

(b) Provide personalized risk reduction education to individuals who:

(i) Are men engaging in unprotected intercourse with other men at any time since 1977;

(ii) Used intravenous substances at any time since 1977, especially those sharing injection equipment;

(iii) Engaged in sex for money or drugs at any time since 1977;

(iv) Have had sexual and/or injection equipment-sharing contacts at any time since 1977 with persons listed in subsection (3)(b)(i), (ii), and (iii) of this section;

(v) Have been exposed to or diagnosed with a sexually transmitted disease;

(vi) Are at increased risk of HIV infection by definition of United States Public Health Services, Centers for Disease Control;

(vii) Are required by RCW 70.24.095 and 70.24.340 to receive HIV counseling and testing.

(c) Inform any individual planning to be tested for HIV of the need to notify sexual and injection equipment-sharing partners if test results are positive;

(d) Advise individuals listed in subsection (3)(b)(i), (ii), and (iii) of this section not to donate or sell blood, blood products, semen, organs, or other body tissues; and

(e) Emphasize or reemphasize the following counseling messages:

(i) The following will eliminate or decrease the risk of HIV infection:

(A) Sexual abstinence;

(B) A mutually monogamous relationship between uninfected people; and

(C) Following safer sex guidelines.

(ii) Do not share intravenous drugs and injection equipment;

(iii) Do not engage in behaviors in which blood, vaginal fluid, or semen is exchanged;

(iv) Condoms, even if used properly, do not supply absolute protection from HIV infection;

(v) Condoms may reduce risk of HIV infection if the condom is:

(A) Latex and used with a water-based lubricant rather than an oil-based lubricant, if a lubricant is used;

(B) Used in conjunction with spermicide during vaginal or anal intercourse; and

(C) Worn from start to finish of vaginal, oral, and anal intercourse.

(vi) Dental dams may reduce risk of HIV infection if the dental dam is:

(A) Latex; and

(B) Used from start to finish of oral intercourse.

(vii) The sexual behaviors having highest risk for HIV infection are those involving the exchange of blood or semen, especially receptive anal and vaginal intercourse;

(viii) Anal intercourse may increase the risk of condom failure and HIV infection;

(ix) Infected women should postpone pregnancy until more is known about how to prevent prenatal and perinatal transmission of HIV infection;

(x) Sexual negotiation skills can be learned to enhance risk reduction; and

(xi) Other sexually transmitted diseases, especially those causing genital ulcers, may increase the risk of acquiring or transmitting HIV infection.

(f) Make those counseled aware HIV retesting at a later date may be necessary or recommended.

(4) Persons providing post-test counseling shall:

(a) Follow requirements in subsection (1) of this section;

(b) Provide at least one individual counseling session at the time HIV test results are disclosed for individuals:

(i) Testing positive for HIV; or

(ii) Reporting practice of behaviors listed in (3)(b)(i), (ii), and (iii) of this section.

(c) If the individual being counseled tested positive for HIV infection:

(i) Provide assistance to persons in notifying partners; and/or

(ii) Offer to refer individuals to the local health officer as necessary for assistance in notifying partners; and/or

(iii) Offer to refer partners for counseling and testing; and

(iv) Develop or adopt a system to avoid documenting the names of referred partners in the permanent record of the individual being counseled; and

(v) Offer referral for alcohol and drug and mental health counseling, including suicide prevention, if appropriate; and

(vi) Refer for tuberculosis screening.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-217 SPECIAL CONDITION—PESTICIDE POISONING. (1) Definitions. For the purposes of this section, the following words and phrases have the following meanings unless the context clearly indicates otherwise:

(a) "Case of pesticide poisoning" means a person, alive or dead, having been diagnosed as poisoned by any pesticide with the diagnosis based on clinical and/or laboratory evidence.

(b) "Pesticide" means any pesticide defined in RCW 70.104.020, as now stated and as may be amended in the future.

(c) "Pesticide applicator" means any person applying pesticides under the authority of the licensing provisions of chapter 15.58 RCW, as a pesticide applicator and/or operator and any person applying pesticides to more than one acre of land in a calendar year.

(d) "Pesticide poisoning" means the disturbance of function, damage to structure, or illness in humans resulting from the inhalation, absorption, ingestion of, or contact with any pesticide.

(e) "PIRT" means the pesticide incident reporting and tracking review panel established under the provisions of RCW 70.104.080 with responsibilities as described in RCW 70.104.090.

(f) "Suspected case of pesticide poisoning" means a case in which the diagnosis is thought more likely than not to be pesticide poisoning.

(2) Any attending physician or other health care provider recognized as primarily responsible for the diagnosis and treatment of a patient or, in the absence of a primary health care provider, the health care provider initiating diagnostic testing or therapy for a patient shall:

(a) Notify the department of any case or suspected case of pesticide poisoning, using the toll-free pesticide

reporting telephone number (1-800-356-2323), within the following time limits:

(i) Immediately, when:

(A) A hospital admission is due to pesticide poisoning or suspected pesticide poisoning;

(B) A death is due to pesticide poisoning or suspected pesticide poisoning; or

(C) A threat to public health, such as multiple cases, is perceived;

(ii) Within four days for all other cases or suspected cases;

(b) Within seven days, submit to the department on a department-approved form, an individual case report for each case or suspected case of pesticide poisoning (unless the department of health waives the requirement to submit an individual case report because pertinent information was provided by phone);

(c) Comply with the same confidentiality requirements established for other reportable diseases or conditions in WAC ((~~248-100-016~~) 246-100-016); and

(d) Respond to department inquiries regarding reported cases.

(3) Health care providers notifying the department shall provide:

(a) Name of patient;

(b) Patient's home and/or mailing address;

(c) Patient's home and/or work telephone number;

(d) Age;

(e) Sex;

(f) Race/ethnicity;

(g) Diagnosis or suspected diagnosis, including:

(i) Name of pesticide, if known;

(ii) Date of exposure; and

(iii) Date of onset;

(h) Name, address, and telephone number of the principal health care provider;

(i) Name, address, and telephone number of the person reporting; and

(j) Occupation and employer's name and address, if occupational exposure.

(4) The department shall:

(a) Initiate an investigation of each report of a case or suspected case of pesticide poisoning and such cases of suspected pesticide poisoning of animals that may relate to human illness to document the incident within the following time limits:

(i) Immediately after notification is received from the health care provider of:

(A) A hospital admission due to pesticide poisoning or suspected pesticide poisoning;

(B) A death due to pesticide poisoning or suspected pesticide poisoning; or

(C) A threat to public health, such as multiple cases;

(ii) Within forty-eight hours after notification is received for all other cases;

(b) Supply case report forms to health care providers for purposes of reporting cases or suspected cases of pesticide poisoning;

(c) Document the known environmental, human, and/or other variables associated with the case or suspected case of pesticide poisoning;

(d) Report the results of the pesticide investigation to the principal health care provider named in the case report form and to the local health officer in whose jurisdiction the exposure has occurred;

(e) Provide a monthly report of cases or suspected cases of pesticide poisoning to the PIRT panel, as required under RCW 70.104.055; and

(f) Complete case investigations within ninety days unless extenuating circumstances or surveillance needs require a longer investigation time.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-226 DUTIES OF LABORATORIES—APPROVAL OF LABORATORIES TO PERFORM PRENATAL SEROLOGIC TESTS FOR SYPHILIS. (1) Laboratories performing prenatal serologic tests for syphilis shall request approval by the department in accordance with the following:

- (a) Apply by registering intent with the department,
- (b) provide personnel specifically trained in the serological procedures in use,
- (c) Establish test methods approved by the department based on current recommendations of the United States public health service (USPHS) and consistent with the United States health care financing administration (HCFA) 42 CFR 82.27,
- (d) Perform tests consistent with the manufacturer's recommendations,
- (e) Establish quality control procedures consistent with the manufacturer's recommendations, and
- (f) Maintain records of quality control results and patient's test results for at least two years.

(2) Approved laboratories shall:

- (a) Subscribe to a proficiency testing program approved by the department based on recommendations by USPHS and acceptable to United States HCFA,
- (b) Request the testing service to send a report of results to the department,
- (c) Demonstrate satisfactory performance by maintaining a score of seventy percent on each shipment of test samples.

(3) Written department certification of approval depends upon:

- (a) Satisfactory performance in a proficiency testing program for syphilis serology demonstrated for two consecutive sets of samples, and
- (b) Continuous satisfactory performance in a proficiency testing program for syphilis serology.

(4) The department may:

(a) Perform on-site reviews of laboratories to determine compliance with WAC (~~(248-100-226)~~) 246-100-226, and

(b) Decertify laboratories when conditions described in WAC (~~(248-100-226)~~) 246-100-226 are not met.

(5) The department shall:

(a) Provide a list of department-approved laboratories to certified laboratories, local health departments, and others upon request, and

(b) Decertify any laboratory failing to perform satisfactorily on proficiency testing as described in subsection (2)(c) of this section.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-231 DUTIES OF LABORATORIES—SUBMISSION OF SPECIMENS BY LABORATORIES. (1) The director of every medical laboratory shall:

(a) Submit microbiologic cultures, subcultures, or appropriate clinical material as specified in subsection (2) of this section to the Washington state public health laboratory or other laboratory designated by the state health officer for diagnosis, confirmation, or further testing;

(b) Identify each specimen on a form provided or approved by the department including:

- (i) The patient's name, and, if available,
- (ii) Age, sex, date of onset of illness, first and last name of principal health care provider.

(2) When test results indicate possible infection with any of the following, laboratory action shall include:

(a) Brucellosis (*Brucella* species): Submit suspicious subcultures for confirmation and final identification;

(b) Cholera (*Vibrio cholerae*): Submit subcultures for confirmation and final identification;

(c) Diphtheria (*Corynebacterium diphtheriae*): Submit subcultures for identification and for toxin study when indicated;

(d) Malaria (*Plasmodium* species): Laboratories are encouraged to submit thick and thin stained smears for conformation, final identification, and forwarding for international epidemiologic surveillance;

(e) Meningococcal infection of blood or spinal fluid (*Neisseria meningitidis*): Submit subcultures for confirmation and final identification;

(f) Plague (*Yersinia pestis*): Submit subcultures or appropriate clinical material for confirmation;

(g) Salmonellosis, including typhoid fever (*Salmonella* species): Submit subcultures for confirmation and serotyping;

(h) Shigellosis (*Shigella* species): Submit subcultures for confirmation and serotyping;

(i) Syphilis (*Treponema pallidum*): Submit reactive or weakly reactive serologic specimens for confirmation and further definitive testing;

(j) Mycobacteriosis, including tuberculosis (*Mycobacterium* species): Submit subcultures of initial isolates for:

- (i) *Mycobacterium tuberculosis*,
- (ii) *Mycobacterium bovis*, and
- (iii) Other mycobacterial species when isolate is suspected of causing disease.

(k) Tularemia (*Francisella tularensis*): Submit subcultures or appropriate clinical material for confirmation.

(3) When clinical impression and epidemiologic circumstances indicate a possible case of botulism, laboratory action shall include the following:

(a) Infant botulism: Submit stool for clostridium botulinum identification and toxin typing,

(b) Food borne botulism:

(i) Submit serum and stool for *C. botulinum* identification and toxin typing, and

(ii) If available, submit suspect foods (ideally in original containers).

(c) Wound botulism: Submit subculture or serum, debrided tissue, or swab sample from wound for *C. botulinum* identification.

(4) The state health officer may require submission of specimens for other infections of public health concern as described in WAC (~~(248-100-041)~~) 246-100-041.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-100-236 DUTIES OF LABORATORIES—REPORTING OF LABORATORY RESULTS INDICATIVE OF CERTAIN REPORTABLE DISEASES. (1) By December 31, 1987, medical laboratories shall:

(a) Report each positive culture or other suggestive test results to the local health officer by phone, written report, or submission of specimen within two working days, unless specified otherwise, for:

- (i) Anthrax (*Bacillus anthracis*),
- (ii) Botulism (*Clostridium botulinum*),
- (iii) Cholera (*Vibrio cholerae*),
- (iv) Diphtheria (*Corynebacterium diphtheriae*) – toxicogenic strains,
- (v) Gonorrhea (*Neisseria gonorrhoeae*) (report within seven days),
- (vi) Measles (rubeola) (measles virus),
- (vii) Plague (*Yersinia pestis*),
- (viii) Rabies (rabies virus),
- (ix) Brucellosis (*Brucella* species),
- (x) Leptospirosis (*Leptospira interrogans*),
- (xi) Listeria infection of blood or spinal fluid (*Listeria monocytogenes*),
- (xii) Meningococcal infection of blood or spinal fluid (*N. meningitidis*),
- (xiii) Pertussis (*Bordetella pertussis*),
- (xiv) Salmonellosis (*Salmonella* species),
- (xv) Shigellosis (*Shigella* species), and
- (xvi) Hepatitis A (positive anti-HAV IgM).

(b) Send a copy of the state form accompanying specimen submitted as required in WAC (~~(248-100-231)~~) 246-100-231 or identifying information including:

- (i) Type of specimen tested (e.g., serum or sputum),
- (ii) Test result,
- (iii) Name of reporting laboratory,
- (iv) Date of report,
- (v) Name of requesting health care provider or health care facility, and
- (vi) Name of patient.

(2) By December 31, 1987, medical laboratories shall report positive cultures or other suggestive test results for chlamydial infection (*chlamydia trachomatis*) to local health departments monthly including either:

(a) Identifying information specified in subsection (1)(b)(i-vi) of this section, or

(b) Aggregate numbers of positive tests including age, sex, and site of infection when known.

(3) Medical laboratories shall label or stamp reports appropriately with information indicating "reportable disease" and the telephone number of the local health

department, if such labels or stamps are provided by the local health department.

(4) State and local health officers and health departments receiving reports from medical laboratories shall:

(a) Allow time for the laboratory to notify the principal health care provider prior to contact if:

- (i) Delay is unlikely to jeopardize public health, and
- (ii) The laboratory requests a delay.

(b) Try to contact the principal health care provider and discuss circumstances prior to contact of a patient when possible.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-110-001 PURPOSE. The following regulations are adopted by the board of health for the purpose of governing the presence on or about any school or day care center premises of susceptible persons who have, or have been exposed to, a communicable disease. These regulations are in addition to other requirements imposed by chapter (~~(248-100)~~) 246-100 WAC.

In furtherance of the purpose and intent of the law and these regulations, it is recommended that parents of students whose medical supervision seems inadequate should be encouraged to obtain the services of a physician for the child. When the economic situation warrants, the parents should be guided to the appropriate source of community-sponsored medical care. These regulations are not intended to imply that any diagnosis or treatment will be performed by school or day care center personnel.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-110-020 CONTROL OF COMMUNICABLE (CONTAGIOUS) DISEASE. (1) When there is an outbreak of a contagious disease, as defined in (~~(248-101-021)~~) WAC 246-110-010, such that there is the potential for a case or cases within a school or day care center, the local health officer, if appropriate, after consultation with the secretary of health or designee shall take all medically appropriate actions deemed to be necessary to control or eliminate the spread of the disease, including, but not limited to:

(a) Closing the affected school(s) or day care center(s), or part(s) thereof;

(b) Closing other schools or day care centers in the local health officer's jurisdiction;

(c) Causing the cessation of selected school or day care center activities or functions;

(d) Excluding from schools or day care centers in the local health officer's jurisdiction any students, staff, and volunteers who are infected with, or deemed to be susceptible to, the disease.

(2) Prior to taking action the health officer shall:

(a) Consult with and discuss the ramifications of action with the superintendent of the school district, or the chief administrator of the day care center or their designees on the proposed action; and

(b) Provide the board of directors and the superintendent of the school district or the chief administrator

of the day care center a written decision in the form and substance of an order directing them to take action;

(3) Where these actions have been taken, the local health officer shall, in addition:

(a) Set the terms and conditions permitting schools or day care centers to reopen; activities and functions to resume; and excluded students, staff and volunteers to be readmitted; and

(b) Pursue, in consultation with the secretary of health or designee and school and/or day care officials, the investigation of the source of disease, or order those actions necessary to the ultimate control of the disease.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-203-060 WATER SOLD TO THE PUBLIC FOR DRINKING PURPOSES IN BOTTLES OR OTHER CONTAINERS. (1) Quality. No water shall be sold, offered for sale or rendered available for drinking purposes in bottles or other containers unless such water is of a sanitary quality approved by the ~~((state director))~~ secretary of the department of health.

(2) Inspection. All plants for the preparation of water for sale in bottles or other containers for drinking purposes and the sources of the water supply shall be inspected as frequently as necessary by a representative of the ~~((state))~~ department of health, and samples of water collected for sanitary analyses at the ~~((state))~~ department of health laboratories.

(3) Sterilizing containers. Bottles or other containers in which water is sold for drinking purposes shall be sterilized before refilling. The method of sterilization shall be approved by the ~~((state director))~~ secretary of the department of health.

(4) Water purification. Processes of purification of waters that are to be sold for drinking purposes shall be approved by the ~~((state director))~~ secretary of the department of health before the water can be sold or offered for sale.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-203-070 ICE SOLD FOR PUBLIC USE. (1) Quality. No ice shall be sold, offered for sale or rendered available for use to the public unless such ice is of a sanitary quality approved by the ~~((state director))~~ secretary of the department of health.

(2) Information. Any company, corporation, city or individual selling artificial ice for public consumption shall submit to the ~~((state))~~ department of health complete information concerning the source of water supply used for the manufacture of the ice and a detailed description of the manufacturing processes involved.

Any company, corporation, city or individual harvesting natural ice shall file full information with the ~~((state))~~ department of health with regard to the source of the ice and method of storage.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-203-080 POLLUTION OF GROUND WATER PROHIBITED. (1) No privy contents, drainage from a building, or the effluent from any sewage treatment device shall be discharged directly into any well, either abandoned or constructed for that purpose, that is carried to such a depth as to penetrate the water-bearing strata.

(2) No privy contents, drainage from a building, or the effluent from any sewage treatment device shall be discharged into any crevice, sink-hole, or other opening, either natural or artificial, in a rock formation which will or may permit the pollution or contamination of ground water, except with the approval of the ~~((state director))~~ secretary of the department of health.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-203-090 STREAM POLLUTION. If, after investigation by the state department of health of any stream, lake, or other body of water within the state or forming the boundaries thereof, it is found that the entrance of sewage or industrial wastes are contributing sufficient pollution to endanger the public health and welfare, and the correction thereof is both possible and practicable, the ~~((state director))~~ secretary of the department of health will issue and enforce such special orders as may be necessary for the protection of the public health and welfare.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-203-100 DISPOSAL OF HUMAN EXCRETA. (1) Waters of the state defined. For the purpose of this regulation, the term "waters of the state" wherever used, shall include all streams and springs, and all bodies of surface and of ground water, whether natural or artificial, within the boundaries of the state.

(2) Privies shall be fly-proof. No privy, cesspool, septic tank, or other receptacle for human excrement shall be constructed, maintained or used so that flies have or may have access to the excrementitious matter contained therein.

(3) Privies shall not drain in any waters of the state. No privy, urinal, cesspool, septic tank or other receptacle for human excrement shall be constructed, maintained or used which directly or indirectly drains or discharges over or upon the surface of the ground, or into any waters of the state either directly or indirectly; unless the contents of such urinal, cesspool, septic tank or receptacle for human excrement are subjected to some recognized sterilization treatment approved by the ~~((state))~~ department of health.

(4) Privies shall be kept clean. All privies, urinals, cesspools, septic tanks or other receptacles for human excrement shall be cleansed at sufficiently frequent intervals to prevent the contents from overflowing.

(5) Treating excreta on watersheds of public water supplies. All schools, hamlets, villages, towns or industrial settlements which are now located or may be hereafter located on the watershed of any public water supply, not provided with a sewerage system, shall provide and maintain a reasonable system approved by the state director of health for collecting and disposing of all accumulations of human excrement within their respective jurisdiction or control.

(6) Connection with sewer. No privy, cesspool, septic tank or similar receptacle for human excrement shall be constructed, maintained or used on premises where a sewer is at all accessible which is part of a sewerage system from which sewage is lawfully discharged into the waters of the state.

(7) Use of human excreta for fertilizer prohibited. The contents of privies, cesspools, septic tanks or other receptacles for human excrement shall not be placed upon the surface of the ground or be used for fertilizing purposes for crops or gardens.

(8) No privy near foodstuffs. No privy, urinal, toilet or other receptacle for human excrement shall be constructed, maintained or used in any room, or have direct connection with any room wherein any kind of exposed foods or foodstuffs are prepared, stored or handled.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-203-160 SANITATION OF PUBLIC BUILDINGS. (1) Definition. A public building shall be construed to mean any theater, show-house, public hall, public meeting place, public transportation terminal, or any other public building not covered by specific regulations: PROVIDED, That a public building shall not be construed to include any store, market, supermarket, or other commercial establishment open to the general public for commercial purposes which does not cater to an audience.

(2) Lighting and ventilation. All public buildings shall be properly lighted and ventilated according to the type of said building and the uses to which it is put.

(3) Water supply.

(a) Any public place supplied with water under pressure shall be equipped with sanitary drinking fountains of an approved type.

(b) Where water supplied for drinking is not obtained from a public water supply, such water shall be of a quality approved by the secretary of the department of ~~((social and))~~ health ~~((services))~~. When not under pressure, drinking water shall be stored in a covered container of an approved type.

(c) The use of the common drinking cup is prohibited.

(4) Toilet facilities. Every public building shall be provided with adequate sanitary toilet facilities for each of the sexes; and such facilities shall be convenient and accessible. Every public building which must provide adequate sanitary toilet facilities shall provide at least one free sanitary toilet facility for each of the sexes. Where toilet facilities are voluntarily provided by any

store, market, supermarket, or other commercial establishment for use by customers of such establishment or the general public, there shall be at least one free sanitary toilet facility provided for each of the sexes. It shall be the duty of the owner, manager, or other responsible person in charge to see that the toilet system is properly installed and maintained in a usable and sanitary condition at all times.

The method of sewage disposal for all public buildings shall comply with the rules and regulations of the state board of health.

(5) Cleaning. All public buildings shall be kept at all times in a clean and sanitary condition and the cleaning shall be carried on under proper sanitary conditions. All rooms used for public meetings shall be cleaned after each meeting held in them, such cleaning to consist of thorough sweeping of the floors and wiping of the woodwork, together with proper airing of the rooms. No room shall be swept without the use of a proper dust-laying substance. Dry dusting is prohibited. In construing this regulation all meetings held during the course of a single day shall be regarded as one meeting.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-203-170 OBJECTIONABLE ESTABLISHMENTS AND INDUSTRIAL WASTES. (1) No person, partnership, firm or corporation maintaining a slaughter house, rendering works, depository of dead animals, glue works, tannery, wool washing establishment, paper mill, by-product coke oven, dye works, oil refinery, dairy, creamery, cheese factory, milk station or similar establishment; or engaged in the manufacture of gas, chemicals, explosives, fertilizers, or similar products; or in the business of soap making, fish oil extraction, bone boiling or similar occupation, shall allow any noxious exhalation, odors or gases that are deleterious or detrimental to public health to escape into the air, or any substance that is deleterious or detrimental to public health to accumulate upon the premises; or be thrown or allowed to discharge into any street, roadway or public place; or be thrown or allowed to discharge into any stream or other waters of the state.

(2) All slaughter houses, rendering works, bone boiling establishments, depositories for dead animals, garbage disposal works, piggeries and similar establishments handling organic matter shall have an adequate water supply for the purpose of keeping the place clean and sanitary. All floors shall be constructed of concrete or other impervious material and shall have adequate provision for drainage to a sewer or treatment works approved by the ~~((state))~~ department of health.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-271-020 PROHIBITED METHODS OF SEWAGE DISPOSAL. No sewage or industrial waste, or components thereof, shall be placed or permitted to be placed, or permitted to flow onto the surface of

the ground, or into any waters of the state in any manner determined by the ~~((state director of health))~~ secretary to be prejudicially affecting a domestic water supply, or otherwise endangering the health and well-being of the people of the state.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-271-030 INVESTIGATIVE AND ORDER POWERS OF ~~((DIRECTOR))~~ SECRETARY. The ~~((state director of health))~~ secretary shall investigate the methods of sewage and industrial waste disposal and if such may endanger a domestic water supply, or in any other way endanger the health or well-being of the people of the state, ~~((he))~~ the secretary shall issue and enforce such orders as may be necessary to correct the condition.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-271-040 PLANS FOR ~~((SEWERAGE))~~ SEWAGE SYSTEMS. ~~((+))~~ Report, general layout map and specifications - Every owner or ~~((his))~~ authorized representative shall make a comprehensive study of ~~((his sewerage))~~ the proposed sewage system and prepare and submit to the ~~((state director of health))~~ department a copy of a report, a general layout map and general construction specifications of ~~((his))~~ the proposed public ((sewerage)) sewage system. Written approval of this report, general layout map and general construction specifications shall be obtained from the ~~((state director of health))~~ department before any further construction, alterations or additions are made to the system or, in case of a new system, before such system is constructed except as provided in ~~((a) below))~~ subsection (1) of this section. After such approval has been received the owner ~~((with))~~ shall not be required to submit any further plans and specifications for any part of the ((sewerage)) sewage system covered by the general layout map except as required by ((b), (c) and (d) below) subsections (2), (3), and (4) of this section, but the owner shall notify the ~~((state director of health))~~ department of any portion of the system to be constructed and indicate its position on the approved general layout map. (The specifications may be submitted at the time of notification of construction.) The report and general layout map shall include but not be limited to the items listed under those headings in the appendix.

~~((a))~~ (1) In lieu of an approved report, general layout map, and specifications, any owner or ~~((his))~~ authorized representative shall submit a copy of a report, a plot plan, and specifications of each new ~~((sewerage))~~ sewage system or alterations or additions to any existing ~~((sewerage))~~ sewage system and receive written approval before construction is started. The report and plot plan shall include but not be limited to those items listed in the appendix.

~~((b))~~ (2) Whether or not a report and general layout map have been approved, if the system does not include adequate sewage treatment works as determined by the ~~((state director of health))~~ department, written

approval for the construction of each addition or alteration of the ~~((sewerage))~~ sewage system must be obtained from the ~~((state director of health))~~ department before construction is started.

~~((c))~~ (3) In case an addition is to be made to a ~~((sewerage))~~ sewage system and this addition is not a part of an approved general layout map, the owner shall submit a copy of a revised general layout map or a plot plan of the area to the ~~((state director of health))~~ department and receive written approval before construction is started.

~~((d))~~ (4) Every owner shall submit a set of detailed plans and specifications of all overflow or bypass structures, pipe outlets and pumping stations with overflow structures, showing the quantities of flow for which they are designed and shall receive written approval from the ~~((state director of health))~~ department before construction is started.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-271-050 PLANS FOR SEWAGE TREATMENT WORKS. Engineering report of sewage treatment works - Before detailed plans and specifications for new sewage treatment works or major extensions, alterations or improvements to existing sewage treatment works are prepared, every owner or ~~((his))~~ authorized agent shall submit one copy of a preliminary engineering report to the ~~((secretary of the))~~ department ((of social and health services or his designee)) and receive written approval ~~((of the secretary of the department of social and health services or his designee))~~. This report shall include the items listed under "scope of the engineering report" in the appendix.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-271-060 PLANS FOR SEWAGE TREATMENT WORKS—REQUIREMENTS FOR ENGINEERS. All plans for new sewage treatment plants, major changes or additions to existing systems or plants shall be prepared under the supervision of a professional engineer licensed in accordance with chapter 283, Laws of 1947 (chapter 18.43 RCW). All copies of plans submitted to the ~~((state director of health))~~ department for review shall bear the seal of the professional engineer under whose supervision they have been prepared.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-271-070 OPERATION OF SEWAGE TREATMENT PLANTS—EFFICIENCY. (1) Efficient operation - All sewage treatment plants shall be operated at their highest practical efficiency at all times. If, after investigation by the ~~((state director of health))~~ department, it is determined that any sewage treatment works is, because of defective design, inadequacy, incompetent supervision or inefficient operation, causing unsatisfactory conditions in the waters into which the effluent is discharged or otherwise interfering with the

legitimate uses of such waters or causes a menace to public health, the owner shall make such changes in the plant or its operation as are necessary to produce satisfactory results. These changes shall be made within such time limits as are set by the ~~((state director of health))~~ department.

(2) Records - The owner shall make such tests and keep such records as are necessary to assure the effective operation of the sewage treatment works, and such records shall be made available to the ~~((state director of health))~~ department.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-271-080 OPERATION OF SEWAGE TREATMENT PLANTS—FREEDOM FROM SAND AND SILT. All ~~((sewerage))~~ sewage systems shall be kept free from obstructions and deposits of sand and silt. All pumping stations in the ~~((sewerage))~~ sewage system shall be effectively maintained to insure continuous operation.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-271-090 OPERATION OF SEWAGE TREATMENT PLANTS—DISINFECTION. Effective disinfection of sewage discharges shall be provided in accordance with the determination of the ~~((state director of health))~~ department. If at any time effective disinfection cannot be accomplished due to the breakdown of equipment or the need for bypassing raw or partially treated sewage, or any other reason, the owner shall immediately notify the ~~((state director of health))~~ department by telephone or ~~((telegraph))~~ by facsimile machine.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-271-100 IRRIGATION WITH SEWAGE. Raw sewage, or treatment plant effluent, shall not be used for irrigation, except under conditions as may be prescribed by the ~~((state director of health))~~ department.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-271-110 USE OF SEWAGE SLUDGE FOR FERTILIZER. The use of sewage sludge for fertilizing material shall be in compliance with the limitations and procedures as may be prescribed by the ~~((state director of health))~~ department; and the owner shall notify the ~~((state director of health))~~ department of any intended use of sludge as a fertilizing material.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-271-130 APPENDIX—DEFINITIONS. ~~((+))~~ "Commission" = The Washington pollution control commission.

~~(2) "Sewage"~~ = The water-carried waste products or discharge from human beings or other wastes from residences, public or private buildings, together with such ground, surface or storm water as may be present.

~~(3) "Industrial wastes"~~ = The liquids, solids, or other wastes resulting from any process of industry, or from the development of any natural resource.

~~(4) "Sewage works"~~ = A comprehensive term which includes facilities for collecting, pumping, treating, and disposing of sewage, the sewerage system and the sewage treatment works.

~~(5) "Sewage treatment works"~~ = An arrangement of devices and structures for treating sewage, industrial wastes, and sludge. Sometimes used as synonymous with sewage treatment plant.

~~(6) "Sewerage system"~~ = A system of sewers and appurtenances for the collection, transportation, and pumping of sewage and industrial wastes.

~~(7) "Industrial waste treatment works"~~ = An arrangement of devices and structures for treating industrial wastes.

~~(8) "Sewer"~~ = A pipe or conduit, generally closed, but normally not flowing full, for carrying sewage and other waste liquids.

~~(9) "Pumping station"~~ = A station housing sewage pumps, and their appurtenances.

~~(10) "Pipe outlet"~~ = A pipe line which conveys the effluent from a reservoir, sewage treatment plant, or other structure to its point of discharge.

~~(11) "Sewer outlet"~~ = The point of final discharge of sewage or treatment plant effluent.

~~(12) "Owner"~~ = The state, county, city, town, village, corporation, firm, company, institution, person or persons owning or operating any sewerage system, sewage treatment plant, or industrial waste disposal system or treatment plant.

~~(13) "Detailed plans"~~ of sewerage systems = Plans used for the construction of any sewer or sewer system.

~~(14) "Final plans"~~ of sewage treatment works = Plans used for the construction of any sewage treatment works.) (1) "Department" - Washington state department of health.

(2) "Detailed plans" of sewage systems - Plans used for the construction of any sewer or sewer system.

(3) "Final plans" of sewage treatment works - Plans used for the construction of any sewage treatment works.

(4) "Industrial wastes" - The liquids, solids, or other wastes resulting from any process of industry, or from the development of any natural resource.

(5) "Industrial waste treatment works" - An arrangement of devices and structures for treating industrial wastes.

(6) "Owner" - The state, county, city, town, village, corporation, firm, company, institution, person or persons owning or operating any sewerage system, sewage treatment plant, or industrial waste disposal system or treatment plant.

(7) "Pipe outlet" - A pipe line which conveys the effluent from a reservoir, sewage treatment plant, or other structure to its point of discharge.

(8) "Pumping station" - A station housing sewage pumps, and their appurtenances.

(9) "Secretary" – Secretary of the Washington state department of health or the secretary's authorized designee.

(10) "Sewage" – The water-carried waste products or discharge from human beings or other wastes from residences, public or private buildings, together with such ground, surface or storm water as may be present.

(11) "Sewage system" – A system of sewers and appurtenances for the collection, transportation, and pumping of sewage and industrial wastes.

(12) "Sewage treatment works" – An arrangement of devices and structures for treating sewage, industrial wastes, and sludge. Sometimes used as synonymous with sewage treatment plant.

(13) "Sewage works" – A comprehensive term which includes facilities for collecting, pumping, treating, and disposing of sewage; the sewage system and the sewage treatment works.

(14) "Sewer" – A pipe or conduit; generally closed, but normally not flowing full, for carrying sewage and other waste liquids.

(15) "Sewer outlet" – The point of final discharge of sewage or treatment plant effluent.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-271-140 APPENDIX—REPORT—((SEWERAGE)) SEWAGE SYSTEM. The "report" shall include: –

(1) A description of the nature and extent of the area included in the present system (if any) and the area and extent to which plans provide sewage works for future development.

(2) The population trend and an estimate of future population to be served.

(3) A statement regarding the present and expected future quantity and character of sewage, including any industrial wastes which may be present or expected in the ((sewerage)) sewage system.

(4) A discussion of limitations placed on infiltration and the infiltration problem.

(5) A statement regarding provisions for treatment.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-271-180 APPENDIX—PRELIMINARY REPORT, INDUSTRIAL WASTE TREATMENT WORKS. The preliminary report on industrial waste disposal or treatment facilities shall include the following items where pertinent –

(1) Type of industry.

(2) Kind and quantity of finished products.

(3) The amount of process waste and its sources.

(4) The quantity of unpolluted water, such as cooling water, etc., and the provision for segregation for separate discharge.

(5) Description of the waste, including if possible a chemical analysis.

(6) The amount and kind of chemicals used in the process, if any.

(7) The basic design data of the treatment units.

(8) All necessary maps and layout sketches, including any flow diagrams.

(9) Results to be expected from the treatment process.

(10) All data necessary to indicate the location of the outlet pipe and method of diffusing the waste into the receiving water.

(11) If any domestic sewage is to be disposed of through the system, a brief description in compliance with the provisions of WAC ((248-92-020)) 246-271-030 should be included.

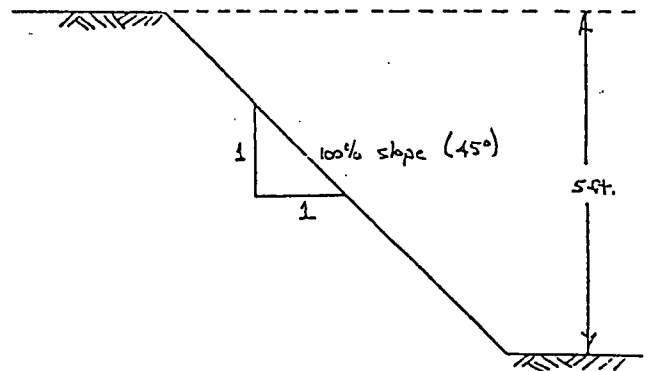
AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-272-010 DEFINITIONS. (1) "Alternative system" means any on-site sewage system consisting of treatment and/or disposal components other than a septic tank and a subsurface soil absorption system (SSAS).

(2) "Approved" means acceptable by the health officer or department as stated in writing.

(3) "Cover" means soil material that is used to cover a subsurface disposal area.

(4) "Cuts and/or banks" means any naturally occurring or man-formed slope which is greater than one hundred percent (forty-five degrees) and extends vertically at least five feet from the toe of the slope to the top of the slope as follows:



(5) "Department" means the Washington state department of health or health officer if the approval authority for larger on-site sewage systems under WAC ((248-96-075)) 246-272-080 has been delegated by agreement.

(6) "Experimental system" means any alternative on-site system excluding a larger system with no guidelines established by the technical review committee as per WAC ((248-96-046)) 246-272-040.

(7) "Gross land area" means a lot area which is bounded by the centerline of adjoining road or street right-of-ways within the boundaries of the proposed development.

(8) "Ground water" means a subsurface water occupying the zone of saturation, permanently, seasonally, or as the result of the tides, (the top surface of which is commonly referred to as the water table) which may be demonstrated by one or all of the following methods:

(a) Water seeping into or standing in an open excavation from the soil surrounding the excavation.

(b) Spots or blotches of different color or shades of color interspersed with a dominant color in soil, commonly referred to as mottling. This is caused by intermittent periods of saturation and drying, and may be indicative of poor aeration and impeded drainage.

(9) "Health officer" means the health officer of the city, county, or city-county health department or district or a representative authorized by and under the direct supervision of the health officer.

(10) "Larger on-site sewage system" means any on-site sewage system with design flows, at any common point, between 3,500 and 14,500 gallons/day. On-site sewage systems receiving state or federal grants, or systems using mechanical treatment or lagoons with ultimate design flows above 3,500 gallons/day are excluded from this definition. Excluded systems are governed by chapter 173-240 WAC which is administered by the Washington state department of ecology.

(11) "Local board of health" means the city, town, county, city-county, or district board of health as defined in chapters 70.05, 70.08, and 70.46 RCW.

(12) "Marine expansion" means any change to a structure or in the use of a structure that may cause a marine shoreline on-site sewage system to exceed its capacity. Changes that may constitute expansion include, but are not limited to:

(a) An increase in the structure's volume of generated wastewater;

(b) Higher strength of generated sewage; or

(c) Any other change adversely impacting the treatment or disposal of sewage in the existing on-site sewage system or in the replacement area.

(13) "Marine failure" means a marine shoreline on-site sewage system threatening the public health by failing to adequately treat the sewage and/or by creating a potential for the public coming in direct contact with sewage. Examples include, but are not limited to:

(a) Sewage contaminating surface or ground water;

(b) Sewage on the surface of the ground;

(c) Sewage leaking from a wastewater container;

(d) Sewage backing up into a structure or in the on-site sewage system caused by slow absorption of sewage in the SSAS; or

(e) Cesspools or seepage pits in areas of groundwater or surface water quality concerns.

(14) "Marine shoreline" means property adjacent to marine water.

(15) "Nonconforming repair" means the permitted repair or replacement of a marine shoreline on-site sewage system not meeting the definition of a standard marine system.

(16) "On-site sewage system" means any system of piping, treatment devices, or other facilities that convey, store, treat, or dispose of sewage on the property where it originates or on adjacent or nearby property under the control of the user where the system is not connected to a public sewer system.

(17) "Ordinary high-water mark" means the mark on all lakes, streams, and tidal waters, which will be found by examining the beds and banks and ascertaining where the presence and action of waters are so common and usual, and so long continued in all ordinary years, as to

mark upon the soil a character distinct from that of the abutting upland, in respect to vegetation, as that condition exists on the effective date of this chapter, or as it may naturally change thereafter: PROVIDED, That in any area where the ordinary high-water mark cannot be found, the ordinary high-water mark adjoining saltwater shall be the line of mean higher high tide and the ordinary high-water mark adjoining freshwater shall be the line of mean high water.

(18) "Percolation test" means a soil test performed at the depth of the bottom of a proposed subsurface soil absorption system estimating the water absorption capability of the soil. The results are normally expressed as the rate in minutes at which one inch of water is absorbed.

(19) "Person" means any individual, corporation, company, association, society, firm, partnership, joint stock company or any branch of state or local government.

(20) "Proprietary device or method" means any device or method classified as an alternative system or a component thereof that is held under a patent, trademark or copyright.

(21) "Public sewer system" means a sewerage system owned or operated by a city, town, municipal corporation, county, political subdivision of the state, or other approved ownership consisting of a collection system and necessary trunks, pumping facilities and a means of final treatment and disposal and approved or under permit from the department of ecology.

(22) "Restrictive layer" means a layer impeding the movement of water, air, and growth of plant roots. Examples of such layers or conditions are groundwater tables, hardpans, claypans, fragipans, compacted soil, bedrock and clayey soil.

(23) "Septic tank" means a watertight pretreatment receptacle receiving the discharge of sewage from a building sewer or sewers, and designed and constructed to permit separation of settleable and floating solids from the liquid, detention and digestion of the organic matter, prior to discharge of the liquid portion.

(24) "Sewage" means the water-carried human or domestic waste from residences, buildings, industrial establishments or other facilities, together with ground water infiltration, that may be present.

(25) "Soil log" means an excavation in soil of sufficient size and depth allowing adequate determinations of the soil's characteristics together with the detailed description of the soil's texture, structure, color, bulk density or compaction, water absorption capabilities or permeability, and/or other characteristics providing information on the soil's capacity to act as an acceptable treatment and disposal medium for sewage.

(26) "Standard marine system" means a marine shoreline on-site sewage system meeting all the WAC ((~~248-96-100 and 248-96-110~~)) 246-272-140 and 246-272-150 requirements, except the following:

(a) The vertical separation shall:

(i) Be three feet when the SSAS is gravity fed;

(ii) Be two feet when the SSAS has pressure distribution per technical review committee guidelines; or

(iii) Meet the technical review committee alternative system guidelines.

(b) A minimum horizontal separation of fifty feet shall exist between the SSAS or other soil absorption component and the ordinary high-water mark.

(27) "Subdivision" means a division of land, as defined in chapter 58.17 RCW, now or as hereafter amended, including both long and short subdivisions.

(28) "Subsurface soil absorption system (SSAS)" means a system consisting of trenches (three feet or less in width) or beds (more than three feet in width), together with the piping and gravel, designed and installed in original undisturbed soil for the purpose of receiving effluent from a septic tank or other pretreatment device and transmitting it into the soil.

(29) "Surface water" means any body of water, whether fresh or marine, flowing or contained in natural or artificial depressions for significant periods of the year. Such bodies include, but are not limited to, natural and artificial lakes, ponds, rivers, streams, swamps, marshes, and tidal waters.

(30) "Treatment standard 1" means a thirty-day average of less than 10 mg/l of BOD5 and 10 mg/l of total suspended solids and a thirty-day geometric mean of less than 200 fecal coliform/100 ml.

(31) "Treatment standard 2" means a thirty-day average of less than 10 mg/l of BOD5 and 10 mg/l of total suspended solids and a thirty-day geometric mean of less than 800 fecal coliform/100 ml.

(32) "Type 1 soil" means soil with a texture as noted in WAC ((~~248-96-094~~)) 246-272-110 (Determination of site characteristics) or other soils where conditions are such that the treatment potential is ineffective in retaining and/or removing substances of public health significance to underground sources of drinking water.

(33) "Vertical separation" means the depth of unsaturated, original, undisturbed soil of types 2-6 that exists between the bottom of a SSAS and a restrictive layer or water table.

(34) "Wave barrier" means a bulkhead of adequate height and construction preventing backwash of on-site sewage system components from wave action resulting from inclement weather and/or watercraft during extreme high tides.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-272-020 LOCAL REGULATION. (1) Local boards of health may adopt local rules and regulations governing on-site sewage systems. Local rules, regulations, and guidelines shall be consistent with, and at least as stringent as, the state board of health regulations. Local rules and regulations and any subsequent revisions shall be approved by the department in accordance with the procedure outlined in subsections (2) through (7) of this section.

Beginning July 1, 1984, the health officer shall begin to enforce these regulations, unless local rules and regulations have been approved by the department and adopted locally. This shall not preclude the adoption of rules and regulations by local boards of health after June, 1984.

(2) Local boards of health shall submit to the department for review and approval a copy of proposed local regulations.

(3) Upon reviewing the local regulations, the department shall consider all factors relevant to the administration of the local health department's program.

(4) The department shall have ninety days from the date of receipt of the local regulations to either approve or disapprove the proposal. Failure of the department to approve or disapprove within the ninety-day period results in the approval of the local regulation.

(5) Locally proposed or adopted regulations or revisions will become effective after the regulations or revisions have received approval from the department or ninety days after receipt by the department, whichever comes first. The local health department shall provide to the department a copy of the adopted local regulations.

(6) If the department determines that the local regulations are not consistent with the purpose and objectives of the state board of health regulations, the department shall provide in writing to the local board of health, the specific reasons for not approving the local regulations. Decisions may be appealed to the state board of health within one hundred twenty days after the disapproval has been received by the local board of health. Resubmission of revised local regulations may occur any time after disapproval has been received.

(7) Local rules and regulations shall include special requirements for areas within their jurisdiction identified as having type 1 soils. The requirements within these regulations shall be commensurate with the degree of protection deemed necessary for the underground source of drinking water by the health officer and the department. The minimum requirement shall be as noted in WAC ((~~248-96-090~~)) 246-272-100 (Minimum land area requirement).

(8) Nothing in these regulations shall prohibit the adoption and enforcement of more stringent regulations by local health departments where such regulations are needed to protect the public health.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-272-030 APPLICABILITY. These regulations shall apply to all on-site sewage systems except the following:

(1) New construction for which a permit was issued prior to July 1, 1984, or adoption of local regulations and is still valid. The regulations in effect at the time the permit was issued shall apply, except where portions of the new regulations are less stringent;

(2) An extension, alteration, or replacement necessitated by the failure of an existing on-site sewage system and is not on a marine shoreline. These regulations shall be applied to the maximum extent permitted by the site. A permit shall be required as per WAC ((~~248-96-080~~)) 246-272-090; (Permit))

(3) Permit applications for systems located in subdivisions having received preliminary approval or having been filed for record between July 1, 1979, and June 30, 1984 (chapter 58.17 RCW). The regulations in effect at the time preliminary or final approval was given shall

apply, unless the local board of health finds a change in conditions creates a serious threat to the public health; and

(4) Facilities constructed or operated in accordance with a permit or approval issued by the Washington state department of ecology. Where these regulations may be in conflict with chapters 90.48 or 70.95B RCW, said RCW shall govern.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-272-060 NO SURFACE DISCHARGE. Sewage from any on-site sewage system, excluding septic tank waste as per WAC ((~~248-96-170~~) 246-272-220) (Disposal of septic tank waste), shall not be discharged to surface water or upon the surface of the ground.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-272-080 LARGER ON-SITE SEWAGE SYSTEMS. Plans and specifications for new construction or repairs or expansions to existing larger on-site sewage systems, bearing the signature of the owner or an authorized representative, shall be submitted to and approved by the department prior to construction. By a mutual agreement with the department, local health departments may assume plan review and approval authority for larger on-site sewage systems. Where the assistance of the health officer in the review of the site and/or the design is requested by the department, fees for service may be charged to the applicant by the health officer: **PROVIDED**, That the authorization for such fees is set forth in local regulations adopted pursuant to this chapter. Submittals, design, and management requirements shall adhere to the following procedures, requirements, and review documents.

(1) Preliminary report: Prior to or concurrent with the preparation of detailed plans and specifications for new construction or improvements to a larger on-site sewage system, the person proposing the larger on-site sewage system shall submit to the department for approval a preliminary report addressing the nature and scope of the proposed construction. This report shall include an analysis of the area where the proposed SSAS is to be located to satisfactorily assimilate and treat the proposed sewage quantities for the anticipated life of the system. In addition to those factors identified in WAC ((~~248-96-090~~) 246-272-100) (1)(b), the preliminary report shall contain, but need not be limited to, consideration of the following factors:

- (a) Soil and site evaluation.
- (b) Schedule for phase development.
- (c) Water balance analysis of the drainfield area.
- (d) Overall effects of the proposed sewage system upon the surrounding area.
- (e) Local zoning, platting, and building requirements as they relate to sewer utilities.

(2) Submission of plans and specifications:

(a) Complete plans and specifications fully describing the larger on-site sewage system shall be submitted to and approved in writing by the department prior to:

- (i) Installation of the system, or
- (ii) Entering into contract for installing a larger on-site sewage system.

The plans and specifications shall be adhered to unless deviations are first submitted to and written approval received from the department. Routine field deviations required during construction need not be submitted for approval but shall be shown on the "as-built" drawings.

(b) Plans submitted for approval shall include the proposed provisions for inspection of the work during construction.

(c) A detailed operation and maintenance manual, fully describing the treatment and disposal systems and outlining routine maintenance procedures for proper operation of the system, shall be submitted together with the plans and specifications.

(3) Approvals—Period of validity—Renewal:

(a) Approvals of plans and specifications by the department under this section shall be valid for an initial period of two years commencing with the date of the letter of approval. Lapsed approvals may be renewed for successive one-year periods thereafter at the discretion of the department upon the written request by the applicant.

(b) As a condition of renewal, the department may require the plans and specifications to be revised to conform with the design standards and the requirements of the rules and regulations of this chapter current at the time of request for renewal.

(4) Requirements for engineers and engineer's construction report: All preliminary engineering reports and plans and specifications for new larger on-site sewage systems, extensions or alterations, shall be prepared by a professional engineer licensed in the state of Washington in accordance with chapter 18.43 RCW and shall bear the engineer's seal. Within sixty days following the completion of and prior to the use of any project or portion thereof for which plans and specifications have received the approval of the department, an engineer's construction report shall be submitted to the department and signed by a professional engineer stating the project has been constructed in accordance with the plans and specifications approved by the department. If any changes exist from the approved plans and specifications, "as-built" drawings noting such changes shall be submitted to the department. Where larger on-site systems are reviewed and approved by the health officer, the health officer may also accept preliminary reports, plans and specifications, and construction reports submitted by a registered sanitarian or a designer certified within the health officer's jurisdiction. The professional engineer, registered sanitarian, or certified designer should have expertise in the areas of soils and the design of larger on-site sewage systems.

(5) The review and approval agency shall establish a procedure for construction and final inspections.

(6) Design of the system shall comply with Design Guidelines for Larger On-site Sewage Systems, December ((1979)) 1987, D.S.H.S./D.O.E.

(7) Soil interpretations shall be based upon the Design Manual: On-site Wastewater Treatment and Disposal Systems, United States Environmental Protection Agency, EPA-625/1-80-012, October, 1980.

(8) Management of larger on-site systems shall be provided by an entity approved by the department. The type of entity required and the degree of management shall be commensurate with the complexity of the system and the site conditions. The management entity shall submit a plan for approval including, but not be limited to, the following:

(a) Duties of management, including operation and maintenance responsibilities.

(b) Methods to ensure the continuity and permanency of management's responsibilities.

(c) Monitoring, recordkeeping, and reporting to the department.

(d) Rights of purchasers and management.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-272-100 MINIMUM LAND AREA REQUIREMENT. (1) For any development approved after June 30, 1984, including but not limited to subdivisions, mobile home parks, multifamily housing, and commercial establishments, where an on-site sewage system is proposed, one of the following methods for determining minimum gross land area requirements shall be used. The minimum gross land area shall exist for each unit volume of sewage (450 gallons per day) or for each single family residence.

(a) **METHOD I.** Table I notes the minimum gross land area required per unit volume or single family residence based upon soil type and the type of water supply.

TABLE I
MINIMUM GROSS LAND AREA REQUIRED PER UNIT VOLUME OF SEWAGE OR SINGLE FAMILY RESIDENCE

TYPE OF WATER SUPPLY	SOIL TYPE ¹					
	1	2	3	4	5	6
Public	1 acre	12,500 sq.ft.	15,000 sq.ft.	18,000 sq.ft.	20,000 sq.ft.	22,000 sq.ft.
Individual— Each Lot	2 acres	1 acre	1 acre	1 acre	2 acres	2 acres

¹ Soil types are defined in WAC ((~~248-96-094~~) 246-272-110 (Determination of site characteristics)).

(b) **METHOD II.**

(i) On-site sewage systems shall be installed on lots, parcels, or tracts that have a sufficient amount of area with proper soils in which sewage can be retained and treated properly on-site. Justification demonstrating that the development has sufficient area with proper soils to adequately retain and treat sewage on-site shall be provided in a report. The report shall fully support the conclusions reached by the proper analysis of all needed data. All such data shall be contained or referenced. This justification shall be sufficient to enable the health officer to establish minimum gross land area requirements. The minimum gross land area requirement for each unit volume of sewage or for each single family residence shall be twelve thousand five hundred square feet. Application of this will result in a maximum single family residence density of 3.5 units per acre or for other development a maximum flow density of one thousand five hundred seventy gallons of sewage per acre per day. Factors that must be considered in the report shall include but not be limited to the following:

- (A) Soil type and depth.
- (B) Area drainage, development and/or lot drainage.
- (C) Public health impact on ground and surface water quality.
- (D) Setbacks from property lines, water supplies, etc.
- (E) Source of domestic water.

- (F) Topography, geology, and ground cover.
- (G) Climatic conditions.
- (H) Availability of public sewers.
- (I) Activity or land use, present, and anticipated.
- (J) Growth patterns.
- (K) Reserve areas for additional subsurface disposal.
- (L) Anticipated sewage volume.
- (M) Compliance with zoning and other requirements.
- (N) Possible use of alternative systems or designs.
- (O) Other justification submitted by the developer.
- (ii) If the report required in section (1)(b)(i) of this subsection identifies type 1 soils, the health officer may allow a reduction below the requirements noted in Table 1. The health officers and the department shall develop guidelines to be applied when such reductions are considered by July 1, 1984. Until guidelines have been developed, the health officer may permit such reductions only when an alternative system will be used. The alternative system shall provide a degree of treatment to the sewage, before the sewage enters the original, undisturbed soil, equal to or greater than the treatment provided by a mound or sand filter. Mounds and sand filters are defined and the design criteria specified in the appropriate technical review committee guidelines. Until the guidelines have been developed, the resulting gross land area per unit volume of sewage or single family residence shall not be less than one-half acre.

(2) The health officer may reduce land area requirements in this section if the proposed on-site sewage systems are to be located within the boundaries of a recognized sewer utility and where the assessment roll has been finalized.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-272-110 DETERMINATION OF SITE CHARACTERISTICS. (1) Site characteristics shall be determined in accordance with chapter 3 and Appendix A of Design Manual: On-site Wastewater Treatment and Disposal Systems, United States Environmental Protection Agency, Report No. EPA-625/1-80-012, October, 1980, except where modified or in conflict with these regulations.

(2) The textural classification of a soil shall be determined by using normal laboratory and/or field procedures such as particle size analyses and percolation tests. Following are the specific soil textural classifications and soil type designations. The soil textures in Table 7-2 of the design manual referenced in subsection (1) of this section are amended as follows:

Soil Type	Soil Textural Classifications ¹
1 ²	Coarse sands or coarser
2	Medium sand
3	Fine sand, loamy sand
4	Sandy loam, loam
5	Porous, well-developed structure in silt and silt loams
6	Other silt loams, silty clay loams, and clay loams.

¹ According to the United States Department of Agriculture, soil conservation service's soil classification system.

² Includes other soils and/or conditions where the treatment potential is ineffective in retaining and/or removing substances of public health significance to underground sources of drinking water.

(3) All site evaluations shall be performed by or under the direct supervision of the health officer, a registered sanitarian, professional engineer, registered soil scientist (American registry of certified professionals in agronomy, crops and soils), or certified designer having knowledge and experience in the areas of soil and wastewater treatment and disposal.

(4) All soil tests shall be conducted using uniform procedures and terminology as set forth in chapter 3 and Appendix A of the manual referred to in WAC ((~~248-96-094~~) 246-272-110(1)).

(5) If sufficient information is not available concerning water table conditions, the health officer or department may require that the soils analysis be performed during the months of suspected high-water table conditions.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-272-120 SUBDIVISION AND INDIVIDUAL SITE REVIEW. (1) Subdivisions - preliminary tests for subdivisions utilizing individual on-site sewage systems shall include at least one representative

soil log per acre or tract or more as required by the health officer. A reduced number of soil logs may be allowed if adequate soils information is available.

(2) Individual sites - at least one soil log shall be performed at the site of each disposal area. This requirement may be waived by the health officer if adequate soils information is available. Additional soil logs may be required where the soil characteristics vary.

(3) Individuals performing subdivision and individual site reviews shall meet the requirements and use the procedures specified in WAC ((~~248-96-094~~) 246-272-110).

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-272-130 LARGER TRACT REQUIREMENTS. (1) For lots, parcels, or tracts with a gross land area of five acres or 1/128th of a section or more, the health officer may take the following actions:

(a) Alter the requirements found in WAC ((~~248-96-094~~(3), ~~248-96-100~~(2), and ~~248-96-110~~(2))) 246-272-110(3), 246-272-140(2), and 246-272-150(2).

(b) Modify the restrictions noted in WAC ((~~248-96-094~~) 246-272-110(2)).

(2) Where the health officer takes one of the actions noted in WAC ((~~248-96-096~~) 246-272-110(1)), the following requirements shall apply:

(a) All portions of a SSAS shall be at least thirty feet from property lines or lines of easement existing for SSAS installation that are at the same elevation as, or at a lower elevation than, the SSAS.

(b) A restrictive covenant against further subdivision of the property into parcels or lots less than five acres or 1/128th of a section shall be recorded on the building site and remain in effect until connection to public sewer is made or some approved alternative is installed which the health officer determines will permit development of smaller parcels.

(3) On-site sewage systems installed under the provisions of this section shall meet the purpose and objectives of these regulations to the maximum extent possible.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-272-150 DESIGN. (1) The detailed design and construction of all on-site sewage systems shall conform to the "Design Manual: On-site Wastewater Treatment and Disposal Systems," United States Environmental Protection Agency, EPA-625/1-80-012, October, 1980, except where modified by, or in conflict with these regulations.

(2) The design for an on-site sewage system shall be performed by or under the supervision of a professional engineer, registered sanitarian or certified designer. A resident owner, at the discretion of the health officer, may design the resident owner's own system, if a minimum vertical separation of three feet can be maintained.

(3) The system shall be designed to receive all sanitary sewage and domestic waste from the building served

unless otherwise approved by the health officer. For individual residences, flows of one hundred twenty gallons/bedroom/day shall be used for design purposes. For other establishments, the typical values noted in the design manual referred to in WAC ((248-96-110)) 246-272-150(1) shall be used. Any deviations shall be supported by appropriate water usage information and/or the use of low water use fixtures. Drainage from footing or roof drains or any other type of drain shall neither enter the sewage system nor be directed over the area where the on-site sewage system is located.

(4) All septic tanks shall be designed in accordance with subsection (1) of this section, with the following exceptions:

(a) All tanks must have a minimum of two compartments with the first compartment consisting of one-half to two-thirds of the required total volume.

(b) Intercompartmental apparatus shall be sanitary tees, slots or baffles assuring that effluent only from the clarified zone passes into the next compartment.

(c) Septic tanks serving single family residences shall have a minimum liquid capacity based on the number of bedrooms in the residence, as follows:

Number of Bedrooms in House	Required Minimum Liquid Volume
2 or less	750
3	900
4	1000

For each additional bedroom add 250 gallons.

A septic tank designed to service a facility other than one single family residence shall have a minimum liquid capacity equal to one and one-half times the projected daily sewage volume, with a minimum of 1000 gallons.

(d) Concrete tanks shall be approved by the health officer. Tanks made of materials other than concrete shall be approved by the health officer and the department.

(e) All septic tanks and pump chambers to be located in high water table areas shall be adequately treated to preclude ground water intrusion.

(5) Effluent shall be disposed of by means of a SSAS except when approval for other disposal systems is granted by the health officer and/or the department.

(a) The size of the SSAS shall be determined from the results of the site review and soil logs per the design manual.

(b) The health officer shall not permit installation and use of cesspools and seepage pits for the disposal of sewage.

(c) The bottom of a SSAS shall not be deeper than three feet below the finished grade, except under special conditions approved by the health officer. The depth of such a system shall not exceed ten feet from finished grade.

(d) Subsurface absorption beds (see definition of SSAS) may be considered for use only when authorized by the health officer and/or the department and when the soils are type 1, 2, or 3.

(e) Piping materials shall be approved by the health officer and the department.

(6) Cover can be used over a SSAS provided no portion of the SSAS sidewall below the invert of the distribution pipe is installed in this material.

(7) When sewage holding tank systems are used, a management program assuring ongoing operation and maintenance, which shall be approved by the health officer, shall be in effect. Sewage holding tanks shall not be permitted for either new construction or expansion of residential dwellings, whether seasonal or year-round. The health officer may approve sewage holding tanks for the following situations:

(a) Permanent use. Controlled, part-time, commercial usage situations, including, but not limited to, recreational vehicle parks, trailer dump stations, and certain limited hour businesses;

(b) Interim use. To handle emergency situations; and

(c) Repairs. As permitted under WAC ((248-96-120)) 246-272-160 (1)(e)(i).

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-272-160 REPAIR OF FAILURES ALONG MARINE SHORELINES. (1) When an on-site sewage system failure occurs, the health officer shall require one of the following:

(a) Repair of the on-site sewage system using the requirements of this section. The repair system may be located either on the:

- (i) Property served; or
- (ii) Nearby or adjacent property if easements are obtained.

(b) Connection to a publicly owned larger on-site sewage system;

(c) Connection to public sewer; or

(d) Connection to a privately owned larger system where it is deemed economically feasible.

(e) If subsections (1)(a), (b), (c), or (d) of this section are not feasible, the health officer shall require one of the following:

- (i) Usage of a holding tank;
- (ii) Obtainment of a National Pollutant Discharge Elimination System or state discharge permit, issued to a public entity or jointly to a public entity and the system owner, from the Washington state department of ecology. This shall be considered only if an on-site sewage system is not feasible and the only realistic method of final disposal is to discharge to the surface of the land or into surface water; or
- (iii) Abandonment of the property.

(2) When the soil absorption component fails, the requirements under WAC ((248-96-095)) 246-272-120 (2) and (3) shall be met before a repair permit is issued.

(3) A detailed design shall be submitted for each repair system. The repair shall be sized to accommodate all the sewage.

(4) When repair of an on-site sewage system is required to correct a failure, the health officer shall permit:

- (a) A standard marine system; or

(b) A nonconforming repair. A nonconforming repair shall only be permitted when a:

- (i) Standard marine system cannot be installed; and
- (ii) Connection to either a public sewer or an approved larger on-site sewage system is not feasible.

(5) Table IV notes the minimum repair requirements based upon vertical separation and horizontal separation. The horizontal separation indicated is the distance between the SSAS or other disposal component and the ordinary high-water mark. Treatment standards shall be met before discharge to unsaturated, subsurface soil:

TABLE IV
REQUIREMENTS FOR NONCONFORMING REPAIRS

Vertical Separation in Feet	Horizontal Separation In Feet		
	< 25	25-50	> 50
< ¹	Treatment Standard 1	Treatment Standard 1	Treatment Standard 2 ²
1-2	Treatment Standard 1	Treatment Standard 2	Pressure Distribution
> 2	Treatment Standard 2 ²	Pressure Distribution	—

¹The health officer may permit ASTM C-33 sand to be used as fill to create unsaturated, subsurface soil, but fill cannot be used to achieve the vertical separation requirements.

²Not including mound systems.

(6) When a nonconforming repair is permitted:

(a) Priority shall be given to protection of drinking water sources. The site of the repair shall be selected to maximize the:

- (i) Vertical separation;
- (ii) Distance from a well or suction line; and
- (iii) Distance to surface water.

(b) The permit shall identify the system as a nonconforming repair. The permit shall state the manner and the extent the system is nonconforming. A copy of the permit and any accompanying easements or restrictive covenants shall be recorded with the county auditor. The requirement does not apply to a repaired system when a waiver from new construction standards is obtained per WAC ((248-96-160)) 246-272-210;

(c) Operation, maintenance, monitoring, and reporting to the health officer shall comply with the protocol in the technical review committee guidelines. The minimum frequency shall be:

- (i) Quarterly when treatment standard 1 is required; and
 - (ii) Annually when treatment standard 2 is required.
- (d) Low-flow plumbing fixtures should be used.
- (7) The health officer shall require wave barrier protection as deemed necessary.

(8) Actions taken under this section shall comply with other local and state requirements.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-272-170 **MARINE EXPANSIONS.** The health officer shall require the following for a marine expansion:

- (1) A standard marine system shall be installed; and

(2) A system replacement area shall be maintained as required by WAC ((248-96-100)) 246-272-140(4).

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-272-190 **INSPECTION.** The health officer may make inspections during construction to determine compliance with these regulations. No part of any installation shall be covered until approval has been obtained from the health officer. The health officer may waive this requirement provided the installation has been made by a person certified under WAC ((248-96-175)) 246-272-230 and a designer program has been established according to WAC ((248-96-130)) 246-272-180 provided that the designer performs the final inspection. If deviations from the approved plans and specifications have occurred in construction, a complete set of certified "as-built" drawings shall be provided to the health officer for a permanent record of the installation.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-280-001 **AUTHORITY, PURPOSE, AND SCOPE.** (1) Authority. Under the authority of RCW 43.20.050, powers and duties of state board of health, these regulations are hereby established as minimum requirements for the monitoring and classification of recreational shellfish beaches.

(2) Purpose. It is the purpose of chapter ((248-52)) 246-280 WAC to protect public health and establish procedures for evaluating the sanitary quality of recreational shellfish beaches.

(3) Scope.

(a) These regulations shall apply to recreational shellfish beaches under public ownership. Commercial shellfish harvest, even though it may occur on publicly owned beaches, is governed by chapter ((248-58)) 246-282 WAC and chapter 69.30 RCW.

(b) These regulations shall apply to recreationally harvested shellfish on privately owned beaches when the general public has unlimited access to beaches for recreational shellfishing. The department may evaluate and monitor these privately owned beaches if the department determines it to be in the public interest.

(4) Other statutes related to this chapter are:

- (a) Chapter 69.30 RCW, sanitary control of shellfish; and
- (b) Chapter ((248-58)) 246-282 WAC, sanitary control of shellfish.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-280-010 **DEFINITIONS.** (1) Abbreviations:

- (a) "ml" means milliliter; and
- (b) "PSP" means paralytic shellfish poisoning.

(2) "Beach evaluation" means the examination of the sanitary conditions of recreational shellfish beaches through water quality testing, shellfish tissue testing, PSP testing, and sanitary surveys.

(3) "Beach inventory" means the department's list of recreational shellfish beaches governed by chapter ((248-52)) 246-280 WAC.

(4) "Closed classification" means a beach exceeds the standards for safe shellfish harvest.

(5) "Conditionally open classification" means a recreational shellfish beach meets the standards for safe shellfish harvest during well-defined time periods, such as dry weather months, and is closed to shellfish harvest when the standards are exceeded.

(6) "Department" means the Washington state department of health (DOH).

(7) "Emergency closure" means temporary closure of a recreational shellfish beach when a contamination event is suspected of impacting an open or conditionally open beach.

(8) "Geometric mean value" means a statistical calculation giving a mean value of data points. Geometric mean value is a term used in state water quality standards. The calculation is:

(a) $a \times b \times c \times d = y$; and

(b) n th root of y = geometric mean value. N = number of data points which determines the power of the root.

(9) "Health officer" means the health officer or an authorized representative of the city, county, city-county health department or district.

(10) "Local board of health" means the city, town, county, city-county, or district board of health as defined under chapters 70.05, 70.08, and 70.46 RCW.

(11) "Open classification" means a recreational shellfish beach which complies with WAC ((248-52-030)) 246-280-030 standards for safe shellfish harvest without any restrictions due to health hazards.

(12) "Paralytic shellfish poisoning (PSP)" means a human illness caused by eating shellfish that contain high levels of toxin which results from the shellfish consuming large amounts of toxin-producing microscopic marine organism called *Gonyaulax catenella*.

(13) "Public ownership" means owned by the federal government, state government, a county, a city, or a port district.

(14) "Recreational shellfish beach" means any beach under public ownership available to the public and any privately owned beach where the general public has unlimited access to recreationally harvest shellfish.

(15) "Recreational shellfish harvest" means to harvest shellfish for personal consumption with no intention for sale or barter.

(16) "Sanitary survey" means an evaluation of the sanitary conditions of the shoreline and uplands of a recreational shellfish beach.

(17) "Shellfish" means, for the purposes of chapter ((248-52)) 246-280 WAC, all varieties of oysters, clams, mussels, and scallops.

(18) "Unclassified" means a recreational shellfish beach which does not have an initial classification because the department has incomplete sanitary survey data.

(19) "Water quality study" means an evaluation of the sanitary conditions of the marine water of a recreational shellfish beach described under WAC ((248-52-030 and 248-52-040)) 246-280-030 and 246-280-040.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-280-015 GENERAL ADMINISTRATION. (1) The department and the health officer for each local health jurisdiction shall develop a joint plan of operation designating the roles of each agency for administering chapter ((248-52)) 246-280 WAC. This plan shall:

(a) Specifically designate those recreational shellfish beaches included in the joint plan;

(b) Establish whether the department or the health officer shall assume primary responsibility for an identified beach;

(c) Provide for a minimum acceptable frequency of beach evaluation;

(d) Specify who has responsibility for water quality studies, sanitary surveys, PSP monitoring, beach classification, and public notification;

(e) Be signed by the secretary and the chairperson of the local board of health;

(f) Be updated as needed to ensure proper operation of the plan; and

(g) Identify a process for implementing remedial actions to correct pollution sources where deemed appropriate by the department for those beaches classified as closed or conditionally open.

(2) If the local board of health adopts rules governing recreational shellfish harvest within its jurisdiction, the adopted rules shall be consistent with chapter ((248-52)) 246-280 WAC.

(3) The department shall develop guidelines on water quality monitoring, PSP monitoring, shoreline survey procedures, public information/notification, and other topics.

(4) Throughout this chapter, the term "health officer" may be substituted for the term "department" if the joint plan of operation delegates authority for action to the health officer.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-280-020 RECREATIONAL SHELLFISH BEACH CLASSIFICATION. (1) The department or the health officer for each local health jurisdiction as designated in the joint plan of operation, under WAC ((248-52-010)) 246-280-015, shall classify recreational shellfish beaches, based on the risk to public health from consuming shellfish. After completing an initial classification, the department or the health officer for each local health jurisdiction shall make an annual update based on the additional data collected during the year.

(2) The joint plan of operation's criteria used to classify beaches shall include the following:

(a) Water quality data;

(b) A sanitary survey of pollution sources; and

(c) A review of natural and synthetic toxins, including PSP.

(3) The department shall classify recreational shellfish beaches as follows:

- (a) Open;
- (b) Conditionally open;
- (c) Closed;
- (d) Emergency closure; and
- (e) Unclassified.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-282-010 DEFINITIONS. The following definitions shall apply in the interpretation and the implementation of these rules and regulations:

(1) "Approved" means acceptable to the ~~((director))~~ secretary based on his or her determination as to conformance with appropriate standards and good public health practice.

(2) "Commercial quantity" means any quantity exceeding:

- (a) Forty pounds of mussels;
- (b) One hundred oysters;
- (c) Fourteen horse clams;
- (d) Six geoducks; or
- (e) Fifty pounds of hard or soft shell clams.

(3) "Department" means the state department of ~~((social and))~~ health ((services)).

(4) ~~((Director))~~ means the director of the division of health of the department of social and health services, or his or her authorized representative.

~~((5))~~ (5) "Easily cleanable" means readily accessible and of such material and finish, and so fabricated that residue may be completely removed by approved cleaning methods.

~~((6))~~ (5) "Food contact surfaces" means those surfaces of equipment and utensils with which the shellfish meat normally comes in contact, and those surfaces that drain onto surfaces that may come into contact with said food being processed.

~~((7))~~ (6) "Person" means any individual, firm, corporation, partnership, company, association, or joint stock association, and the legal successor thereof.

~~((8))~~ (7) "Person in charge" means an individual responsible for the supervision of employees and the management of any shellfish operation as defined in subsection (12) of this section.

~~((9))~~ (8) "Sanitized" means the treatment of clean surfaces of equipment and utensils by an approved process which is effective in destroying microorganisms, including pathogens.

(9) "Secretary" means the secretary of the department of health or the secretary's authorized representative.

(10) "Shellfish" means all varieties of fresh or frozen oysters, clams, or mussels, either shucked or in the shell, and all fresh or frozen edible products thereof.

(11) "Shellfish growing areas" means the lands and waters in and upon which shellfish are grown for harvesting in commercial quantities or for sale for human consumption.

(12) "Shellfish operation" means any activity in the harvesting, transporting, processing, to include, but not limited to culling, shucking, packing, and repacking or shipping or reshipping of shellfish in commercial quantities or for sale for human consumption.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-282-030 STORAGE, CLEANSING AND WASHING AND SHIPPING OF ~~((SHELL STOCK))~~ SHELLSTOCK. (1) ~~((Shell stock))~~ Shellstock shall be stored, handled, and shipped under such temperature conditions as will keep them alive, and shall be protected from contamination at all times.

(2) All ~~((shell stock))~~ shellstock prior to opening or shipping shall be reasonably clean so that mud, sand, and extraneous material will not be transferred to the opened product during processing.

(3) Water used for washing, or "wet storage" (natural storing and cleansing), of ~~((shell stock))~~ shellstock shall be obtained from an approved growing area, or from other sources which meet or exceed the water quality standards of an approved growing area.

(4) Wet storage of ~~((shell stock))~~ shellstock may be practiced only upon approval of the director. A detailed description and map denoting the location of the wet storage area shall accompany the request.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-282-080 IDENTIFICATION AND RECORDS. (1) Shellfish shall be so identified by label, tag or other permanent means at the wholesale or retail level that any given container of shucked meats or lot of ~~((shell stock))~~ shellstock can be traced to the original growing area source(s).

(2) Shipments of shellfish in the shell shall be accompanied by a tag, label or other mark showing that the shipper has been duly certified by the state in which the growing area is located.

(3) Shucked shellfish shall be packed, shipped and sold retail in approved containers that are legibly marked by embossing, lithographing, or other permanent means with the name, address, and certification number of the packer, and the date packed or coded in such a manner that the date packed can be determined. Fresh packs shall be labeled with wording equivalent to "keep refrigerated," and frozen packs shall be labeled with wording equivalent to "keep frozen."

(4) All shippers, reshippers, packers, repackers, and wholesalers shall keep an accurate record of all lots of shellfish received, shipped and sold. Retailers shall keep a record of all lots received. Such records shall be kept on file for a minimum of six months.

(5) Information recorded by the harvester-shipper shall include: (a) Location of harvesting area(s) by name or code, (b) name and quantity of shellfish, (c) date of harvest, (d) date shipped.

(6) Shucker-packers and repackers shall record the following information: (a) Location of harvesting area(s) by name or code, or name of harvester, (b) name and

quantity of shellfish, (c) date of harvest or date received, and (d) packing date.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-282-090 CERTIFICATE OF COMPLIANCE—CERTIFICATE OF APPROVAL—SUSPENSION FOR REVOCATION OF CERTIFICATE OF APPROVAL—LICENSURE—REVOCATION OF LICENSE. (1) Only shellfish bearing, upon the tag, bill of lading, label or container as required in WAC ((248-58-070)) 246-282-080(2), a certificate of compliance with the sanitary requirements of this state, or a state, territory, province of, or country of origin whose requirements are equal or comparable to these regulations, may be sold or offered for sale for human consumption in the state of Washington.

(2) No person shall possess a commercial quantity of shellfish or sell or offer to sell for human consumption shellfish in the state which have not been grown, harvested, shucked, packed, or shipped in accordance with the provisions of these regulations or chapter 69.30 RCW.

(3) Certificates of approval for shellfish growing areas and/or for shellfish operations, as hereinabove defined, shall be issued and administered as prescribed in chapter 69.30 RCW, and may be denied, suspended, or revoked for any failure or refusal to maintain the sanitary requirements or to comply with the provisions of these regulations or chapter 69.30 RCW.

(4) No person shall operate a "shellfish operation," as defined hereinabove, without having first obtained a valid operating license issued by the director. Each license shall be issued only for the shellfish operation and person named in the application and no license shall be transferable or assignable except with the written approval of the director. An operating license will be issued to any person who shall evidence:

(a) Possession of, or an approved application for, a valid certificate of approval as described hereinabove;

(b) Continued compliance by the licensee, the licensee's employees, or those under the licensee's supervision, with the rules and regulations herein and with chapter 69.30 RCW which compliance, in part, shall include the licensee's processing and/or sale of shellfish which have been harvested only from growing areas certified by the director in the name of the licensee or the person from whom the licensee has obtained said shellfish.

(5) The department shall have cause to deny, revoke, or suspend the license required herein where any licensee has:

(a) Had his or her certificate of approval, as defined above, and as issued by the department, revoked, suspended, or denied, for any reason;

(b) Failed or refused to comply with any of the rules and regulations of the state board of health or chapter 69.30 RCW;

(c) Harvested shellfish from any growing area which does not have a valid certificate of approval issued in the name of said licensee or in the name of the person from whom the licensee has obtained said shellfish;

(d) Obtained or attempted to obtain an operating license, certificate of compliance, or certificate of approval by fraudulent means or misrepresentation.

(6) All licenses and certificates issued under the provisions of these regulations shall be posted in a conspicuous place on the licensed premises. The licensee, or at least one employee thereof, shall have a certificate of approval on his or her person while engaged in the harvesting of shellfish. Such certificates of approval shall be provided by the department. All licenses and certificates of approval shall expire on the thirtieth day of September each year.

(7) Certificates of approval shall be displayed, upon request, to an authorized representative of the department, a fisheries patrol officer, or an ex officio patrol officer. Failure to do so subjects the grower to the penalty provisions of this chapter, as well as immediate seizure of the shellfish by the representative or officer.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-282-100 NOTICE OF DECISION—ADJUDICATIVE PROCEEDING. (1) The department's notice of a denial, suspension, modification, or revocation of a license shall be consistent with RCW ((43.20A.205, as applicable to the department of health under RCW 43.70.900)) 43.70.115. An applicant or license holder has the right to an adjudicative proceeding to contest the decision.

(2) The department's notice of imposition of a civil fine shall be consistent with RCW ((43.20A.215, as applicable to the department of health under RCW 43.70.900)) 43.70.095. A person upon whom the department imposes a civil fine has the right to an adjudicative proceeding to contest the decision.

(3) A license applicant or holder or a person upon whom the department imposes a civil fine, contesting a department decision, shall within twenty-eight days of receipt of the decision:

(a) File a written application for an adjudicative proceeding by a method showing proof of receipt with the ((Office of Appeals, P.O. Box 2465, Olympia, WA 98504)) Administrative Hearings Unit, Department of Health, 1300 Quince Street S.E., P.O. Box 47851, Olympia, WA 98504-7851; and

(b) Include in or with the application:

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

(ii) The grounds for contesting the department decision; and

(iii) A copy of the contested department decision.

(4) The proceeding is governed by the Administrative Procedure Act (chapter 34.05 RCW), this chapter, and chapter ((248-08)) 246-08 WAC. If a provision in this chapter conflicts with chapter ((248-08)) 246-08 WAC, the provision in this chapter governs.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 246-334-010 DEFINITIONS.

WAC 246-334-020 APPROVAL REQUIRED FOR TISSUE PRESERVATION.

WAC 246-334-030 APPROVAL REQUIRED FOR TISSUE PRESERVATION—PROVISIONS FOR APPROVAL.

WAC 246-334-040 APPROVAL REQUIRED FOR TISSUE PRESERVATION—EXEMPTIONS FROM APPROVAL.

WAC 246-334-050 RECORDS.

WAC 246-334-060 LABELS.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-360-001 PURPOSE. Chapter ((~~248-144~~)) 246-360 WAC establishes the Washington state board of health minimum health and sanitation requirements for transient accommodations implementing chapter 70.62 RCW, to protect and promote the health and welfare of individuals using such accommodations. Chapter ((~~248-144~~)) 246-360 WAC establishes uniform, statewide standards for maintenance and operation, including light, heat, ventilation, cleanliness, and sanitation. Any person operating a transient accommodation, as defined under RCW 70.62.210, shall have a current license for such accommodation from the department.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-360-010 DEFINITIONS. (1) "Adequate" means sufficient to meet the intended purpose and consistent with accepted public health standards, principles, or practices.

(2) "Bathing facility" means a shower, bathtub, or combination bathtub shower.

(3) "Board" means the Washington state board of health established under chapter 43.20 RCW.

(4) "Compliance schedule" means a department-prepared document which lists both the violations and the time schedule the licensee shall follow in correcting the violations.

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

(6) "Dormitory" means any room, building, or part of a building containing beds, cots, pads, or other furnishings intended for sleeping and use by a number of individuals.

(7) "Exemption" means a written authorization from the department releasing a licensee from complying with a specific rule in this chapter or allowing an optional method for meeting a specific rule when the department determines the intent of chapter 70.62 RCW and this chapter is met and the health or safety of the guests will not be jeopardized.

(8) "Feasibility survey" means an on-site visit conducted by the department and the state office of fire protection to determine if a structure proposed for use as a transient accommodation meets or could meet the board's rules concerning transient accommodations and the rules of the state office of fire protection.

(9) "Gross floor area" means the total floor area within a lodging unit.

(10) "Guest" means any individual registering to occupy a lodging unit, excluding an individual provided the use of a lodging unit under ((~~chapter 70.54 RCW, Housing for Agricultural Workers~~)) RCW 70.54.110, New housing for agricultural workers to comply with board of health regulations.

(11) "Homeless shelter" means any facility offering sleeping and/or eating areas for individuals on a short-term, as-needed basis not to exceed one month; except, a medical, psychological, drug/alcohol facility, or a related service is not included.

(12) "Hostel" means a transient accommodation offering dormitory or lodging units and limited services for guests on a daily or weekly basis.

(13) "Imminent health hazard" means a condition or situation presenting a serious or life-threatening danger to a guest's health and safety.

(14) "Kitchen" means an area designed and equipped for guests to prepare and cook food.

(15) "Laundry" means an area or room equipped for the cleaning and drying of bedding, linen, towels, and other items provided to the guests.

(16) "Licensee" means any person required under chapter 70.62 RCW to have a transient accommodation license.

(17) "Local health officer" means the legally qualified physician appointed to that position by a city, town, county, or district public health department as authorized under chapters 70.05 and 70.08 RCW or the authorized representative.

(18) "Lodging unit" means one self-contained unit designated by number, letter, or other means of identification.

(19) "New construction" means:

(a) The building of any new transient accommodation; or

(b) Any construction of, or in, a building never licensed as a transient accommodation, if seeking licensure; or

(c) An addition or major structural alteration to an existing transient accommodation built or remodeled after the effective date of this chapter. Major structural alterations include construction intended to change the functional use of a unit, room, or area.

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

(21) "Retreat" means a transient accommodation intended to provide seclusion, meditation, contemplation, religious activities, training, or similar activities.

(22) "Rustic resort" means a rural transient accommodation lacking many modern conveniences.

(23) "Sanitary" or "sanitize" means efforts to control or limit the presence of germs, bacteria, and dirt.

(24) "Secretary" means the secretary of the state department of ((~~social and~~)) health ((~~services~~)) or authorized designee.

(25) "Self-contained unit" means an individual room or group of interconnected rooms intended for sleeping

and/or cooking and/or eating purposes for rent or use by a guest.

(26) "Transient accommodation" means any facility, such as a hotel, motel, condominium, resort, or any other facility or place offering three or more lodging units to guests for periods of less than one month.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-360-020 LICENSING, ADMINISTRATION, ENFORCEMENT, EXEMPTION. (1) Licensees or prospective licensees shall:

(a) Complete and submit an application along with the appropriate fee at least thirty days before:

- (i) Opening a new transient accommodation;
- (ii) Adding new units to an existing transient accommodation; or
- (iii) Changing the license of a transient accommodation.

(b) Request the department to complete a feasibility survey before applying for a license whenever an existing structure or property was not previously used or licensed as a transient accommodation;

(c) Secure a valid license issued by the department before initially opening and by January 1 each year thereafter;

(d) Submit a license renewal with the annual fee by December 10 of each year;

(e) Conspicuously display the license in the lobby or office;

(f) Comply with a plan of corrective action if issued by the department; and

(g) Allow the department to inspect the transient accommodation at any reasonable time.

(2)(a) Licensees may request, in writing, an exemption from the department if:

- (i) The health and safety of the occupant is not jeopardized;
- (ii) Strict enforcement of this chapter will create undue hardship for the licensee.

(b) Exemption decisions shall be treated as licensing decisions under subsection (5) of this section.

(3) Under chapter 70.62 RCW, the department shall have the authority to:

(a) Inspect transient accommodations including unoccupied lodging units:

- (i) Annually;
- (ii) As needed; and
- (iii) Upon request.

(b) Issue licenses annually upon receipt of the appropriate fee;

(c) Issue a license for the person and premises named in the application when the applicant or licensee is in compliance with:

- (i) Chapter 70.62 RCW and this chapter;
 - (ii) The rules and regulations of the state director of fire protection; and
 - (iii) All applicable local codes and ordinances.
- (d) Respond within thirty days to application requests;
- (e) Respond to complaints;

(f) Charge fees, authorized under chapters 43.20B and 70.62 RCW, to recover all or a portion of the costs of administering this chapter.

(4) The department shall have the authority to:

(a) Deny, revoke, or suspend the license of a transient accommodation which fails to comply with chapter 70.62 RCW and this chapter;

(b) Take one or more of the following enforcement actions:

- (i) Notify the licensee of violations;
- (ii) Establish a corrective action plan and compliance schedule;
- (iii) Issue a department order;
- (iv) Revoke or suspend the license; and/or
- (v) Initiate legal action.

(c) Issue a provisional license when a transient accommodation does not meet the standards in this chapter under the following conditions:

(i) The department has approved a written correction action plan, including a compliance schedule; or

(ii) An application for change of licensure of an existing, currently licensed transient accommodation is pending; or

(iii) The licensee is awaiting the board's decision regarding an exemption request; or

(iv) The licensee is awaiting the final order in an adjudicative proceeding under chapter 34.05 RCW.

(d) Grant an exemption under subsection (2)(a)(i) and (ii) of this section.

(5)(a) The department's notice of a denial, suspension, modification, or revocation of a license or a request for an exemption under subsection (2) of this section shall be consistent with RCW (~~43.20A.205, as applicable to the department of health under RCW 43.70.900~~) 43.70.115. An applicant or license holder has the right to an adjudicative proceeding to contest the decision.

(b) A license applicant or holder contesting a department license or exemption decision shall within twenty-eight days of receipt of the decision:

(i) File a written application for an adjudicative proceeding by a method showing proof of receipt with the (~~Office of Appeals, P.O. Box 2465, Olympia, WA 98504~~) Administrative Hearings Unit, Department of Health, 1300 Quince Street S.E., P.O. Box 47851, Olympia, WA 98504-7851; and

(ii) Include in or with the application:

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

(B) The grounds for contesting the department decision; and

(C) A copy of the contested department decision.

(c) The proceeding is governed by the Administrative Procedure Act (chapter 34.05 RCW), this chapter, and chapter (~~246-08~~) 246-08 WAC. If a provision in this chapter conflicts with chapter (~~246-08~~) 246-08 WAC, the provision in this chapter governs.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-360-040 WATER SUPPLY AND TEMPERATURE CONTROL. Licensees shall:

(1) Provide a water supply system conforming to state board of health standards for public water systems, chapter ((248-54)) 246-290 WAC;

(2) Regulate hot water to a temperature of at least 110 degrees Fahrenheit, but not more than 130 degrees Fahrenheit;

(3) When laundry facilities are present, maintain wash water temperature of at least 130 degrees Fahrenheit unless at least 110 degrees Fahrenheit water is used in combination with:

(a) An appropriate low temperature detergent and effective use of a chemical disinfectant; or

(b) An industrial-type washing machine with multiple rinse cycles.

(4) Label nonpotable water supplies used for irrigation, fire protection, and/or other purposes at all accessible connections and valves.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-360-050 SEWAGE. Licensees shall:

(1) Ensure all liquid waste is discharged to a public sewage system or a disposal system approved under chapter ((248-96)) 246-272 WAC;

(2) Maintain the sewage disposal system to prevent creation of a nuisance or public health hazard; and

(3) Ensure alterations, repairs, or replacement of a sewage disposal system are in compliance with requirements of the board and the local health officer.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-360-110 LODGING UNIT KITCHENS. (1) Licensees offering kitchens in lodging units shall provide each kitchen with:

(a) Clean and durable floors and walls;

(b) Adequate ventilation required under WAC ((248-144-151)) 246-360-140;

(c) A sink, other than the handwashing sink, suitable for washing dishes;

(d) Hot running water under WAC ((248-144-051)) 246-360-040;

(e) A refrigeration device capable of maintaining a temperature of 45 degrees Fahrenheit or lower;

(f) Cooking equipment acceptable to the state director of fire protection;

(g) A clean food storage area;

(h) Tables, counters, chairs, or equivalent; and

(i) A washable, leakproof waste food container.

(2) Licensees providing eating and/or cooking utensils shall provide guests with single-use disposable or multiple-use clean and sanitized utensils in good condition and free from cracks.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-360-160 FOOD AND BEVERAGE SERVICES. (1) Licensees shall ensure food provided to guests is prepared and served under:

(a) Chapter ((248-84)) 246-215 WAC, state board of health standards for food service sanitation and local ordinances;

(b) Chapter ((248-86)) 246-217 WAC, state board of health standards for food and beverage service workers permits; and

(c) Chapter ((248-87)) 246-217 WAC, state board of health standards for food workers.

(2) Between guest occupancies, licensees providing multiple-use or reusable drinking glasses, cups, ice buckets, and other food utensils shall ensure the utilities are:

(a) Washed and sanitized outside the lodging unit, toilet, or bathing facilities; or

(b) Washed and sanitized in an approved lodging unit kitchen defined under WAC ((248-144-121)) 246-360-110;

(c) Handled and stored in a safe and sanitary manner;

(d) Protected from contamination; and

(e) Maintained in good repair.

(3) Licensees shall:

(a) Ensure single-use drinking glasses, cups, ice buckets, and other food utensils are discarded after each guest occupancy;

(b) Clean and sanitize ice machines at least twice a year and as needed;

(c) Store and dispense ice provided for guests in a sanitary manner including sanitization of the ice scoop when used;

(d) Control or eliminate the dispensing of unprotected bulk ice by January 1, 1995; and

(e) Clean, maintain, and properly adjust drinking fountains.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-360-180 LAUNDRY. Licensees shall:

(1) Provide a means for cleaning and sanitizing bedding, linens, towels, washcloths, and other items intended for guest use by:

(a) Maintaining a laundry under WAC ((248-144-051)) 246-360-040 and ((248-144-191)) 246-360-180; or

(b) Sending items to a commercial laundry or other laundry meeting requirements under WAC ((248-144-051)) 246-360-040 and this section.

(2) Store the clean and sanitized bedding, linens, towels, washcloths, and other items:

(a) In an area designated for clean items only;

(b) Off the floor;

(c) Protected from contamination; and

(d) Without access to guests, pets, or other animals.

(3) Provide a means for handling, transporting, and separating soiled bedding, linens, towels, washcloths, and other items to prevent contamination of clean items.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-366-010 DEFINITIONS. The following definitions shall apply in the interpretation and the enforcement of these rules and regulations:

(1) "School" – Shall mean any publicly financed or private or parochial school or facility used for the purpose of school instruction, from the kindergarten through twelfth grade. This definition does not include a private residence in which parents teach their own natural or legally adopted children.

(2) "Board of education" – An appointive or elective board whose primary responsibility is to operate public or private or parochial schools or to contract for school services.

(3) "Instructional areas" – Space intended or used for instructional purposes.

(4) "New construction" – Shall include the following:

(a) New school building.

(b) Additions to existing schools.

(c) Renovation, other than minor repair, of existing schools.

(d) Schools established in all or part of any existing structures, previously designed or utilized for other purposes.

(e) Installation or alteration of any equipment or systems, subject to these regulations, in schools.

(f) Portables constructed after the effective date of these regulations.

(5) "Occupied zone" – Is that volume of space from the floor to 6 feet above the floor when determining temperature and air movement, exclusive of the 3 foot perimeter on the outside wall.

(6) "Site" – Shall include the areas used for buildings, playgrounds and other school functions.

(7) "Portables" – Any structure that is transported to a school site where it is placed or assembled for use as part of a school facility.

(8) "Health officer" – Legally qualified physician who has been appointed as the health officer for the city, town, county or district public health department as defined in RCW 70.05.010(2), or his authorized representative.

(9) "Secretary" – Means secretary of the Washington state department of ~~((social and))~~ health ~~((services))~~ or ~~((his))~~ the secretary's designee.

(10) "Department" – Means Washington state department of ~~((social and))~~ health ~~((services))~~.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-366-060 PLUMBING, WATER SUPPLY AND FIXTURES. (1) Plumbing: Plumbing shall be sized, installed, and maintained in accordance with the state building code. However, local code requirements shall prevail, when these requirements are more stringent or in excess of the state building code.

(2) Water supply: The water supply system for a school shall be designed, constructed, maintained and operated in accordance with chapter ~~((248-54))~~ 246-290 WAC.

(3) Toilet and handwashing facilities.

(a) Adequate, conveniently located toilet and handwashing facilities shall be provided for students and employees. At handwashing facilities soap and single-service towels shall be provided. Common use towels are prohibited. Warm air dryers may be used in place of

single-service towels. Toilet paper shall be available, conveniently located adjacent to each toilet fixture.

(b) The number of toilet and handwashing fixtures in schools established in existing structures, previously designed or utilized for other purposes shall be in accordance with the state building code. However, local code requirements shall prevail, when these requirements are more stringent or in excess of the state building code.

(c) Toilet and handwashing facilities must be accessible for use during school hours and scheduled events.

(d) Handwashing facilities shall be provided with hot water at a maximum temperature of 120 degrees Fahrenheit. If hand operated self-closing faucets are used, they must be of a metering type capable of providing at least ten seconds of running water.

(4) Showers:

(a) Showers shall be provided for classes in physical education, at grades 9 and above. An automatically controlled hot water supply of 100 to 120 degrees Fahrenheit shall be provided. Showers with cold water only shall not be permitted.

(b) Drying areas, if provided, shall be adjacent to the showers and adjacent to locker rooms. Shower and drying areas shall have water impervious nonskid floors. Walls shall be water impervious up to showerhead heights. Upper walls and ceiling shall be of smooth, easily washable construction.

(c) Locker and/or dressing room floors shall have a water impervious surface. Walls shall have a washable surface. In new construction, floor drains shall be provided in locker and dressing areas.

(d) If towels are supplied by the school, they shall be for individual use only and shall be laundered after each use.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-366-070 SEWAGE DISPOSAL. All sewage and waste water from a school shall be drained to a sewerage disposal system which is approved by the jurisdictional agency. On-site sewage disposal systems shall be designed, constructed and maintained in accordance with chapters ~~((248-96))~~ 246-272 and 173-240 WAC.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-366-110 SOUND CONTROL. (1) In new construction, plans submitted under ~~((section 250 of chapter 248-64))~~ WAC 246-366-040 shall specify ventilation equipment and other mechanical noise sources in classrooms are designed to provide background sound which conforms to a noise criterion curve or equivalent not to exceed NC-35. The owner shall certify equipment and features are installed according to the approved plans.

(2) In new construction, the actual background noise at any student location within the classroom shall not exceed 45 dBA (Leq_x) and 70 dB (Leq_x) (unweighted scale) where _x is thirty seconds or more. The health officer shall determine compliance with this section when

the ventilation system and the ventilation system's noise generating components, e.g., condenser, heat pump, etc., are in operation.

(3) Existing portable classrooms, constructed before January 1, 1990, moved from one site to another on the same school property or within the same school district are exempt from the requirements of this section if the portable classrooms meet the following:

(a) Noise abating or noise generating features shall not be altered in a manner that may increase noise levels;

(b) The portable classrooms were previously in use for general instruction;

(c) Ownership of the portable classrooms will remain the same; and

(d) The new site is in compliance with WAC ((~~248-64-240~~) 246-366-030(3)).

(4) In new construction, the maximum ambient noise level in industrial arts, vocational agriculture and trade, and industrial classrooms shall not exceed 65 dBA when all fume and dust exhaust systems are operating.

(5) The maximum noise exposure for students in vocational education and music areas shall not exceed the levels specified in Table 1.

TABLE 1

MAXIMUM NOISE EXPOSURES PERMISSIBLE

Duration per day (hours)	Sound Level (dBA)
8 hours	85
6 hours	87
4 hours	90
3 hours	92
2 hours	95
1-1/2 hours	97
1 hour	100
1/2 hour	105
1/4 hour	110

Students shall not be exposed to sound levels equal to or greater than 115 dBA.

(6) Should the total noise exposure in vocational education and music areas exceed the levels specified in Table 1 of subsection (5) of this section, hearing protectors, e.g., ear plugs, muffs, etc., shall be provided to and used by the exposed students. Hearing protectors shall reduce student noise exposure to comply with the levels specified in Table 1 of subsection (5) of this section.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-366-130 **FOOD HANDLING.** (1) Food storage, preparation, and service facilities shall be constructed and maintained and operated in accordance with chapters ((~~248-84~~) 246-215 and 246-217 WAC ((~~and WAC 248-86-001 through 248-86-060~~)).

(2) When central kitchens are used, food shall be transported in tightly covered containers. Only closed vehicles shall be used in transporting foods from central kitchens to other schools.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-374-050 **WATER SUPPLY.** (1) A supply of water shall be provided from a source approved by the local health officer.

(2) The water shall comply with the standards for quality as specified in ((~~WAC 248-54-430~~) chapter 246-290 WAC.

(3) The water supply shall be provided through a distribution system, capable of maintaining a minimum pressure of 10 pounds per square inch at all times, or by an alternative method acceptable to the local health officer.

(4) Water supply outlets shall be provided in a minimum ratio of one outlet for every 200 persons, and located within 300 feet of all portions of all day use and overnight camping areas.

(5) All components of the distribution system shall be disinfected prior to initial use in accordance with WAC ((~~248-54-390~~) 246-290-240.

(6) Common drinking container shall be prohibited.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-374-060 **SEWAGE DISPOSAL.** All sewage and liquid wastes shall be disposed of in a manner approved by the local health officer and shall comply with WAC ((~~248-50-080~~) 246-203-080 through ((~~248-50-110~~) 246-203-110.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-374-080 **SOLID WASTE.** (1) All solid waste, including but not limited to garbage, trash, and other refuse, shall be collected, transported and disposed of in a manner approved by the local health officer and shall comply with WAC ((~~248-50-120~~) 246-203-120.

(2) An adequate number of conveniently located containers, approved by the local health officer, shall be provided in all activity areas.

(3) All solid waste shall be collected at sufficient intervals to prevent nuisances or public health hazards.

(4) All solid waste collected from food service and medical service areas shall be stored in clean watertight containers with tight fitting lids.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-374-100 **FOOD SERVICE.** Food service facilities shall be operated and maintained in accordance with the provisions of chapters ((~~248-84, 248-86 and 248-87~~) 246-215 and 246-217 WAC.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-374-130 **BATHING AREAS.** All natural bathing areas shall comply with the provisions of WAC ((~~248-98-070~~) 246-260-180.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-376-100 **FOOD HANDLING.** Food service facilities and practices in camps shall comply with chapter ~~((248-84))~~ 246-215 WAC, Rules and regulations of the state board of health governing food service sanitation.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-376-110 **SWIMMING POOLS, WADING POOLS, AND BATHING BEACHES.** ~~((+) Swimming pools:))~~ All swimming pools, wading pools, and bathing beaches shall comply with the requirements ~~((of the rules and regulations of the state director of health pertaining to swimming pools:~~

~~(2) Bathing beaches. No bathing beach shall be maintained or operated when such water is determined by the health officer to be so polluted or subject to pollution as to constitute a menace to health if used for bathing. Where bathhouse and toilet facilities are provided for use of bathers they shall be constructed, maintained and operated in a sanitary manner approved by the health officer.~~

~~(3) Wading pools:~~

~~(a) Wading pools shall not be more than 24 inches in depth.~~

~~(b) The water in wading pools, at all times while in use, shall meet the requirements pertaining to water quality as outlined in the rules and regulations of the state director of health.~~

~~(c) In the operation of wading pools the requirements pertaining to sanitary control of swimming pools as outlined in the swimming pool regulations shall apply.~~

~~(d) Adequate sanitary toilet facilities shall be available in the vicinity of wading pools.~~

~~(e) No wading pool shall be maintained or operated when such pool is determined by the health officer to constitute a menace to health if used for wading)) set forth in chapter 246-260 WAC, Water recreation facilities.~~

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-378-020 **SEWAGE DISPOSAL.** All sewage and waste water from a mobile home park shall be drained to a sewerage disposal system which is approved by the health officer. Sewage disposal systems shall be designed, constructed and maintained in accordance with chapters ~~((248-96 and 173-240))~~ 246-272 and 173-240 WAC and local regulations.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-378-030 **WATER SUPPLY.** Any public water supply system, as defined in WAC ~~((248-54-560(20))~~ 246-290-010, which provides water for a mobile home park shall be designed, constructed, maintained and operated in accordance with chapter ~~((248-54))~~ 246-290 WAC.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-378-040 **REFUSE DISPOSAL.** All garbage, refuse and/or trash in a mobile home park shall be collected, stored and disposed of in accordance with chapter 70.95 RCW and chapter ~~((173-301))~~ 173-304 WAC and local regulations.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-378-050 **GENERAL SANITATION.** The premises of a mobile home park shall be maintained and operated in accordance with chapter ~~((248-50))~~ 246-203 WAC.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-490-001 **LEGAL** ~~((AUTHORITY OF THE STATE BOARD OF HEALTH))~~ **AUTHORITIES.** ~~((Chapter 70.58 RCW:))~~ (1) Chapter 246-490 WAC implements chapters 70.58, 43.20, and 43.70 RCW.

(2) The following sections are adopted by the state board of health under the authority of RCW 43.20.050:

(a) WAC 246-490-001;

(b) WAC 246-490-040;

(c) WAC 246-490-050; and

(d) WAC 246-490-060.

(3) The following sections are adopted by the department of health under the authority of RCW 43.70.040:

(a) WAC 246-490-019;

(b) WAC 246-490-029;

(c) WAC 246-490-039; and

(d) WAC 246-490-069.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-490-040 **HANDLING AND CARE OF HUMAN REMAINS.** (1) Definitions applicable to WAC ~~((248-40-040 and 248-40-050))~~ 246-490-040 and 246-490-050.

(a) "Barrier precaution" means protective attire or equipment or other physical barriers worn to protect or prevent exposure of skin and mucous membranes of the wearer to infected or potentially infected blood, tissue, and body fluids.

(b) "Burial transit permit" means a form, approved and supplied by the state registrar of vital statistics as described in chapter 43.20A RCW, identifying the name of the deceased, date and place of death, general information, disposition and registrar and sexton information.

(c) "Common carrier" means any person transporting property for the general public for compensation as defined in chapter 81.80 RCW.

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

(e) "Embalmer" means a person licensed as required in chapter 18.39 RCW and engaged in the profession or business of disinfecting, preserving, or preparing dead human bodies for disposal or transportation.

(f) "Funeral director" means a person licensed as required in chapter 18.39 RCW and engaged in the profession or business of conducting funerals and supervising or directing the burials and disposal of human remains.

(g) "Health care facility" means any facility or institution licensed under:

- (i) Chapter 18.20 RCW, boarding homes;
- (ii) Chapter 18.46 RCW, maternity homes;
- (iii) Chapter 18.51 RCW, nursing homes;
- (iv) Chapter 70.41 RCW, hospitals; or
- (v) Chapter 71.12 RCW, private establishments, or clinics, or other settings where one or more health care providers practice.

(h) "Health care provider" means any person having direct or supervisory responsibility for the delivery of health care or medical care including persons licensed in Washington state under Title 18 RCW to practice medicine, podiatry, chiropractic, optometry, osteopathy, nursing, midwifery, dentistry, physician assistant, and military personnel providing health care within Washington state regardless of licensure.

(i) "Local registrar of vital statistics" means the health officer or administrator who registers certificates of birth and death occurring in his or her designated registration district as defined in chapter 70.58 RCW.

(2) Funeral directors, medical examiners, coroners, health care providers, health care facilities, and their employees directly handling or touching human remains shall:

(a) Wash hands and other exposed skin surfaces with soap and water or equivalent immediately and thoroughly after contact with human remains, blood, or body fluids;

(b) Use barrier precautions whenever a procedure involves potential contact with blood, body fluids, or tissues of the deceased;

(c) Not eat, drink, or smoke in areas where handling of human remains or body fluids take place;

(d) Use reasonable precautions to prevent spillage of body fluids during transfer and transport of human remains including, when necessary:

(i) Containing, wrapping, or pouching with materials appropriate to the condition of the human remains; and

(ii) Obtaining approval from the coroner or medical examiner prior to pouching any human remains under their jurisdiction.

(e) Wash hands immediately after gloves are removed;

(f) Take precautions to prevent injuries by needles, scalpels, instruments, and equipment during use, cleaning, and disposal;

(g) Properly disinfect or discard protective garments and gloves immediately after use;

(h) Properly disinfect all surfaces, instruments, and equipment used if in contact with human remains, blood, or body fluids;

(i) Provide appropriate disposal of body fluids, blood, tissues, and wastes including:

(i) Equipping autopsy rooms, morgues, holding rooms, preparation rooms, and other places with impervious containers;

(ii) Lining containers with impervious, disposable material;

(iii) Equipping disposal containers with tightly fitting closures;

(iv) Destroying contents of disposal containers by methods approved by local ordinances and requirements related to disposal of infectious wastes;

(v) Immediately disposing of all fluids removed from bodies into a sewage system approved by the local health jurisdiction or by the department; and

(vi) Disinfecting immediately after use all containers and cans used to receive solid or fluid material taken from human remains.

(3) Funeral directors, embalmers, and others assisting in preparation of human remains shall refrigerate or embalm the remains within twenty-four hours of receipt. If remains are refrigerated, they shall remain so until final disposition or transport as permitted under WAC (~~248-40-050~~) 246-490-050.

(4) Persons responsible for transfer or transport of human remains shall clean and disinfect equipment and the vehicle if body fluids are present and as necessary.

(5) Persons disposing of human remains in Washington state shall comply with requirements under chapter 68.50 RCW.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-520-001 PURPOSE. To administer state funds appropriated to assist ~~((persons))~~ people with end stage renal disease to meet the costs of their medical care.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-520-010 DEFINITIONS. For the purposes of administering the state kidney disease program, the following shall apply:

(1) "End stage renal disease (ESRD)" means that stage of renal impairment which is virtually always irreversible and permanent, and requires dialysis or kidney transplantation to ameliorate uremic symptoms and maintain life;

(2) ~~((Patient¹))~~ "Client" means resident of the state with a diagnosis of ESRD;

(3) "Kidney center" means those facilities as defined and certified by the federal government to provide ESRD services and which provide the services specified in WAC (~~248-30-090~~) 246-520-020 and which promote and encourage home dialysis for patients when medically indicated;

(4) "Affiliate" means a facility, hospital, unit, business, or individual which has an agreement with a kidney center to provide specified services to ESRD patients;

(5) "Department" means the Washington state department of ~~((social and))~~ health ~~((services))~~;

(6) "State kidney disease program" means state general funds appropriated to the department to assist ~~((persons))~~ people with ESRD ~~((to meet))~~ in meeting the cost of ~~((their))~~ medical care;

(7) "Application for eligibility" means the form provided by the department which the ~~((patient must))~~ client completes and submits to determine eligibility;

(8) "Certification" or "certified" means ~~((the signed approval))~~ has been approved by the department ~~((of a patient's eligibility))~~ for the state kidney disease program pursuant to ~~((WAC 248-30-110))~~ this chapter;

(9) "Application period" means the time between the date of application and certification;

(10) "Resources" means income or assets or any real or personal property that an individual or his or her spouse ~~((, if any,))~~ owns and could convert to cash to be used for support or maintenance.

(11) "Fair market value" means the current ~~((market value))~~ worth of a resource at the time of transfer or, if earlier, contract for sale, ~~((if earlier,))~~ or ~~((time))~~ date of application.

(12) "Adequate consideration" means that the reasonable value of ~~((the))~~ goods or services received in exchange for ~~((the))~~ transferred property approximates the reasonable value of the property transferred.

(13) "Transfer" means any act or omission to act whereby title to or any interest in property is assigned, set over, or otherwise vested or allowed to vest in another person.

(14) "Reasonable value" means ~~((a reasonable value of the property transferred and the reasonable value of the goods or services received in exchange for the transferred property))~~ the amount that the property is worth on the open market.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-520-020 SERVICES. Generally, the kidney center shall provide, directly or through an affiliate, all physical facilities, professional consultation, personal instructions, medical treatment and care, drugs, dialysis equipment, and supplies necessary for the carrying out of a medically-sound ESRD treatment program. The kidney center shall:

(1) Provide dialysis treatment for ~~((patients))~~ clients with ESRD when medically indicated;

(2) Provide kidney transplantation treatment for ~~((patients))~~ clients with ESRD either directly or by appropriate referral, ~~((where))~~ when this form of therapy is medically indicated;

(3) Provide treatment for conditions directly related to ~~((or as a direct consequence of))~~ ESRD;

(4) Provide training and supervision of medical and supporting personnel and of ~~((patients))~~ clients who are eligible for home dialysis, and;

(5) Provide supplies and equipment for home dialysis.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-520-030 REIMBURSEMENT. Reimbursement for services described in WAC ~~((248-30-090))~~ 246-520-020 shall be made to kidney centers to the extent the legislature has appropriated funds therefore and when documented evidence, satisfactory to the department, is submitted to the department showing:

(1) Services for which reimbursement is requested;

(2) ~~((Application information required by the department to determine the patient is financially eligible))~~ Financial eligibility of the client for the state kidney disease program pursuant to WAC ~~((248-30-110))~~ 246-520-040 except:

(a) Reimbursement for services provided to a patient in a location outside the state which shall be limited to a period of two weeks per calendar year; and

(b) Reimbursement for services described under WAC ~~((248-30-090(3)))~~ 246-520-020 shall be determined on a case-by-case basis by the department.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-520-040 ELIGIBILITY. The kidney center shall review at least annually the eligibility of an individual ~~((patient))~~ client for the state kidney disease program according to procedures outlined in WAC ~~((248-30-130))~~ 246-520-070. Generally a ~~((patient))~~ client shall be considered eligible if he or she has exhausted or is ineligible for all other resources providing similar benefits to meet the costs of ESRD-related medical care. Resources shall include:

(1) Income in excess of a level necessary to maintain a moderate standard of living, as defined by the department, using accepted national standards;

(2) Savings, property, and other assets;

(3) Government and private medical insurance programs;

(4) Government or private disability programs;

(5) Local funds raised for the purpose of providing financial support for a specified ESRD patient: PROVIDED, That in determining eligibility the following resources shall be exempt:

(a) A home, defined as real property owned by a ~~((patient))~~ client as a principal place of residence, together with the property surrounding and contiguous thereto, not to exceed five acres. Commercial property or property used for the purpose of producing income shall be considered excess property and shall be subject to the limitations of subsection (5)(d) of this section;

(b) Household furnishings;

(c) An automobile; and

(d) Savings, property, or other assets, the value not to exceed the sum of five thousand dollars.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-520-050 TRANSFER OF RESOURCES WITHOUT ADEQUATE CONSIDERATION. An individual is ineligible for the program if ~~((the person))~~ he or she knowingly and willfully assigns or transfers nonexempt resources at less than fair market value for the purpose of qualifying or continuing to qualify for the program within two years preceding the date of application. Two years ~~((must))~~ shall expire between the date of transfer and reapplication.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-520-060 FISCAL INFORMATION. Fiscal information shall be provided by the kidney center on the request of the department. Such information shall include:

(1) Accounting information and documentation sufficient to establish the basis for fees for services and/or charges;

(2) Sources and amounts of resources that make it possible for individual ~~((patients))~~ clients to verify financial eligibility;

(3) Evidence that all other available resources have been ~~((used))~~ depleted before requests for reimbursement from the state kidney disease program are submitted to the department; and

(4) Such other information as may be required by the department.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-520-070 PROCEDURES FOR ELIGIBILITY DETERMINATION. The following procedures will be followed to determine eligibility:

(1) The department shall provide the necessary forms and instructions;

(2) The kidney center shall inform the ~~((patient))~~ client of the requirements for eligibility as defined in WAC ~~((248-30-110 and 248-30-130))~~ 246-520-040 and 246-520-070;

(3) The kidney center shall provide ~~((to))~~ the ~~((patient the))~~ client with necessary forms and instructions in a timely manner;

(4) ~~((Patients))~~ Clients shall complete and submit the application for eligibility form and any necessary documentation to the kidney center in the manner and form prescribed by the department;

(5) New ~~((patients))~~ clients shall apply for medical assistance (Medicaid) at ~~((the))~~ a local office of the department of social and health services and shall obtain and send to the kidney center ~~((a))~~ written documentation of eligibility or denial;

(6) The kidney center shall review the application and documentation for completeness and accuracy according to instructions provided by the department;

(7) The kidney center shall forward to the department the application and any documentation needed to approve or deny eligibility. The department shall review the application and documentation and notify the kidney center that the ~~((patient))~~ client has been certified or denied~~((:))~~, or request additional information as needed;

(8) The application period shall be limited to one hundred and twenty days. The kidney center may request an extension if there are extenuating circumstances ~~((prohibiting))~~ that prohibit the ~~((patient))~~ client from completing the application process within the allowed time. The department, at its discretion, may grant and specify the limits of the extension;

(9) The ~~((patient))~~ client shall be eligible for a period of one year from the first day of the month of application unless his or her resources or income increase or

decrease substantially, in which case the ~~((patient))~~ client must complete a new application for eligibility;

(10) Eligibility effective date is the first day of the month of application if the individual was eligible at any time during that month. The effective date of eligibility shall be no earlier than four months before the month of application provided that:

(a) The medical services received were covered~~((:))~~; and

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

(11) ~~((Patients))~~ Clients currently eligible must be recertified prior to the end of their respective eligibility periods.

~~((Patients))~~ Clients who seek continued program services do not need to reapply for Medicaid (medical assistance) unless ~~((there has been))~~ they have experienced a substantial reduction in resources during the year. A "substantial reduction" means:

(a) The elimination of ~~((patient's))~~ a client's required ~~((monthly copayment))~~ annual deductible amount; or

(b) The reduction of resources to below fifteen hundred dollars.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-650-020 PERFORMANCE OF SCREENING TESTS. (1) Hospitals providing birth and delivery services or neonatal care to infants shall:

(a) Inform parents or responsible parties, by providing a departmental information pamphlet or by other means, of:

(i) The purpose of screening newborns for congenital disorders,

(ii) Disorders of concern as listed in WAC ~~((248-103-020(2)))~~ 246-650-020(2),

(iii) The requirement for newborn screening, and

(iv) The legal right of parents or responsible parties to refuse testing because of religious tenets or practices as specified in RCW 70.83.020.

(b) Obtain a blood specimen for laboratory testing as specified by the department from each newborn prior to discharge from the hospital or, if not yet discharged, no later than five days of age.

(c) Use department-approved forms and directions for obtaining specimens.

(d) Enter all identifying and related information required on the form attached to the specimen following directions of the department.

(e) In the event a parent or responsible party refuses to allow newborn metabolic screening, obtain signatures from parents or responsible parties on the department form.

(f) Forward the specimen or signed refusal with the attached identifying forms to the Washington state public health laboratory no later than the day after collection or refusal signature.

(2) Upon receipt of specimens, the department shall:

(a) Perform appropriate screening tests for phenylketonuria, congenital hypothyroidism, congenital adrenal hyperplasia, and hemoglobinopathies according to the schedule in WAC ~~((248-103-040))~~ 246-650-030;

(b) Report significant screening test results to the infant's attending physician or family if an attending physician cannot be identified; and

(c) Offer diagnostic and treatment resources of the department to physicians attending infants with presumptive positive screening tests within limits determined by the department.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-760-001 **PURPOSE.** The following regulations are adopted pursuant to chapter 32, Laws of 1971, wherein is contained the legislative mandate that each board of school directors in the state shall provide for and require screening of the auditory and visual acuity of children attending schools in their districts to ascertain if any of such children "have defects sufficient to retard them in their studies." It is the purpose of such screening procedures to identify those children who are likely to have visual or auditory defects. In addition to the requirements of these regulations, the need for appropriate educational services as provided in chapter ((28A-13)) 28A.210 RCW must be recognized and arranged for those children whose visual or auditory handicaps warrant special facilities or educational methods.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-760-040 **AUDITORY ACUITY SCREENING PROCEDURES.** (1) Schools shall screen all children referenced in WAC ((248-148-02+)) 246-760-020 on an individual basis at one thousand, two thousand, and four thousand Hz.

(2) The screener shall:

(a) Present each of the tonal stimuli at a hearing level of twenty or twenty-five dB based on the ANSI 1969 standards;

(b) Conduct screenings in an environment free of extraneous noise;

(c) If at all possible, complete screening within the first semester of each school year;

(d) Place the results of screenings, any referrals, and results of such referrals in each student's health and/or school record; and

(e) Forward the results to the student's new school if the student transfers.

WSR 92-02-020
PERMANENT RULES
DEPARTMENT OF HEALTH
(State Board of Health)

[Order 226B—Filed December 23, 1991, 3:20 p.m.]

Date of Adoption: December 11, 1991.

Purpose: To provide clarification on existing rules, such as exemptions for existing systems; horizontal and vertical spacing, and heights requirements for barriers; outlet requirements; and to make other housekeeping changes.

Citation of Existing Rules Affected by this Order:
Amending WAC 246-260-010, 246-260-040, 246-260-050, 246-260-060, 246-260-070, 246-260-080, 246-260-090, 246-260-100, 246-260-110, 246-260-120, 246-260-130, 246-260-140, 246-260-150, 246-260-160, 246-260-200, 246-260-210, 246-260-240, 246-260-250, 246-260-260, 246-262-010, 246-262-040, 246-262-060, 246-262-070, 246-262-080, 246-262-090, 246-262-100, 246-262-120, 246-262-130, 246-262-150, 246-262-160, 246-262-170, 246-264-020, 246-264-030, 246-264-050, 246-264-080, 246-264-120, 246-264-140, 246-264-150, and 246-264-200.

Statutory Authority for Adoption: For chapters 246-260 and 246-262 WAC the authority is RCW 70.90.120; and for chapter 246-264 WAC the authority is RCW 43.20.050.

Pursuant to notice filed as WSR 91-21-115 on October 22, 1991.

Effective Date of Rule: Thirty-one days after filing.

December 16, 1991

Sylvia Beck

Executive Director

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-010 **DEFINITIONS.** (1) "Abbreviations" (technical):

(a) "DE" means diatomaceous earth;

(b) "fps" means feet per second;

(c) "gpm" means gallons per minute;

(d) "mg/l" means milligrams per liter. When requirements in this regulation specify limits for liquid volume measurements using mg/l or ppm, either may be used depending on the type of testing equipment available;

(e) "ppm" means parts per million. See notation under mg/l for use;

(f) "TU" means turbidity unit as measured by the nephelometric method.

(2) "ANSI" means American National Standards Institute.

(3) "APHA" means American Public Health Association.

(4) "Approved" means the department or local health officer has stated in writing that the design plans and specifications are in accordance with chapter ((248-98)) 246-260 WAC.

(5) "ARC" means American Red Cross.

(6) "Architect" means a registered architect currently licensed under chapter 18.08 RCW in Washington state.

(7) "ASHRAE" means American Society of Heating, Refrigeration and Air Conditioning Engineers.

(8) "Assistant lifeguard" means a person appointed by the owner or manager meeting the training requirements of this chapter actively assisting lifeguards (under direct lifeguard supervision) for the purpose of ensuring bather safety.

(9) "Attendant" means a person appointed by the owner or manager meeting the training requirements of this chapter, monitoring activities and conditions for the purpose of ensuring bather safety.

(10) "Bathing beach" means a bathing place, together with buildings and appurtenances used in connection

therewith, on a natural pond, lake, stream, or other body of fresh or salt water, which is open to the public for bathing by express permission of the owner, or which is operated for a fee, or openly advertised as a place for bathing by the public.

(11) "Board" means the state board of health.

(12) "CNCA" means Council for National Cooperation in Aquatics.

(13) "CPSC" means Consumer Product Safety Commission (U.S.).

(14) "Communication system" means any combination of devices permitting the passage of or exchange of messages between personnel and/or personnel and bathers. Systems can include but are not limited to two-way radios, hard wired intercoms, horns, whistles, hand signals, direct voice, signs, or equivalent.

(15) "Contaminant" means any physical, chemical, or biological substance present in the WRF water which may adversely affect the health or safety of the bather and/or the quality of the water.

(16) "Cross-connection" means any physical arrangement connecting a:

(a) Potable water system directly or indirectly, with anything other than another potable water system; or

(b) WRF pool to any potable or nonpotable water source capable of contaminating either the WRF pool, its components, or potable water source as a result of backflow.

(17) "Department" means the department of health.

(18) "Diving envelope" means the minimum dimensions of an area within the pool necessary to provide entry from a diving board, platform, or pool decking intended for users to dive.

(19) "Engineer" means a registered professional engineer currently licensed under chapter 18.43 RCW in Washington state.

(20) "FINA" means Federation Internationale de Natation Amateur.

(21) "General use pool" means any swimming, spa, wading, or spray pool regulated by this chapter not meeting the definition of a "limited use pool." If limited-use pools provide organized programs (as noted in limited use definition), the limited use pools shall conform with the general-use pool requirements during periods of such activity.

(22) "Handhold" means a structure not over twelve inches above the water line around the perimeter of the pool wall, affording physical means for the bather to grasp the pool sides.

(23) "Illness or injury report" means the written record of all facts regarding an injury or illness associated with the WRF.

(24) "Lifeguard" means a person appointed by the owner or manager to maintain surveillance over the bathers on the deck or in the pool and to supervise bather safety. The lifeguard shall meet the training requirements of this chapter.

(25) "Lifeguard station" means designated work station of a lifeguard.

(26) "Lifesaving equipment" means emergency equipment and barrier protection.

(27) "Limited use pool" means any swimming, spa, wading, or spray pool regulated by this chapter at an apartment, boarding home, condominium, home owners association, hotel, mobile home park, motel, recreational vehicle park, or rental housing unit and is for the use of the persons living or residing at these facilities and the resident's invited guests. If such pool provides organized programs at the facility (that is, formal instructional lessons for swimming or diving, swim meets, exercise classes, or other activities planned for users besides those specified under the limited use pool category), the pool facility shall conform with the general use pool requirements during periods of such activity.

(28) "Local health officer" means the health officer of the city, county, or city-county department or district or a representative authorized by the local health officer.

(29) "NSF" means National Sanitation Foundation.

(30) "NSPI" means National Spa and Pool Institute.

(31) "Operations" means all aspects of a WRF which must be controlled to make the facility safe, healthy, and usable for the purpose intended.

(32) "Owner" means a person owning and responsible for a WRF or authorized agent.

(33) "Person" means an individual, firm, partnership, copartnership, corporation, company, association, club, government entity, or organization of any kind.

(34) "Pool" means swimming pool, wading pool, spray pool, or spa pool or the like.

(35) "Plummet" means a line perpendicular to water surface and extending vertically to a point located at the front end of the diving board and at the center line directly in front of the diving board.

(36) "Primary zone of visual coverage" means the area assigned to a lifeguard or attendant for primary visual surveillance of user activity.

(37) "Radius of curvature" means the radius arc denoting the curved surface from the point of departure from the springline (vertical sidewall) of the pool to the pool bottom.

(38) "Response time" means time between bather distress and initiation of rescue assistance contact by a lifeguard in facilities providing lifeguards.

(39) "Recreational water contact facility" means an artificial water associated facility with design and operational features that provide patron recreational activity which is different from that associated with a conventional swimming pool and purposefully involves immersion of the body partially or totally in the water, and that includes but is not limited to water slides, wave pools, and water lagoons. These facilities are regulated by chapter ((248-97)) 246-262 WAC.

(40) "RLSSC" means the Royal Life Saving Society of Canada.

(41) "Secretary" means the secretary of the department of health.

(42) "Serious injury" means any injury:

(a) Requiring emergency service response where a person requires medical treatment as determined by the emergency medical response personnel; and/or

(b) Resulting in a person seeking medical attention at a hospital emergency room or admittance to a hospital.

(43) "Spa pool" means a pool designed for relaxation or recreational use where the user is sitting, reclining, or at rest and the pool is not drained, cleaned, or refilled for each user. The spa pool may include, but not be limited to, hydrojet circulation, hot water, cold water, mineral baths, air induction bubbles in any combination.

(44) "Spray pool" means a pool or artificially constructed depression for use by bathers in which water is sprayed, but is not allowed to pond, in the bottom of the pool.

(45) "Springline" means the point where the pool wall breaks from vertical and begins its arc in the radius of curvature (for cove construction) to the bottom of the pool.

(46) "Swimming pool" means any structure, basin, chamber, or tank containing an artificial body of water for swimming, diving, relaxation, or recreational bathing and having a depth of two feet or more at any point and including all associated facilities.

(47) "Turnover time" means the minimum time necessary to circulate the entire volume of the pool facility through the treatment system.

(48) "Wading pool" means any artificial pool of water equal to or less than two feet deep and intended for wading purposes.

(49) "Walking surface" means any surface used as a direct access surface for a pool area and the walking surface's change room facilities where the user is bare foot.

(50) "Water treatment operator" means the appointed person operating the physical and mechanical equipment and performing related water quality monitoring and associated record keeping for proper operation of the physical facility.

(51) "Water recreation facility (WRF)" means any artificial basin or other structure containing water used or intended to be used for recreation, bathing, relaxation or swimming, where body contact with the water occurs or is intended to occur and includes auxiliary buildings and appurtenances. The term includes, but is not limited to:

(a) Conventional swimming pools, wading pools, and spray pools;

(b) Recreational water contact facilities as defined under RCW 70.90.110 and regulated under chapter ~~((248-97))~~ 246-262 WAC;

(c) Spa pools and tubs using hot water, cold water, mineral water, air induction, or hydrojets; and

(d) Any area designated for swimming in natural waters with artificial boundaries within the waters.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-040 OPERATING PERMIT. (1) No person shall operate a water recreation pool facility without a current department or local health officer-issued operating permit.

(2) To obtain an operating permit, owners of a water recreation pool facility shall provide department or local health officer information showing the WRF is in compliance with this chapter.

(3) Operating permits shall be:

(a) Valid for one year;

(b) Subject to annual renewal; and

(c) Nontransferable without written department or local health officer consent. For purposes of this section, a change in management of a corporation, partnership, association, or other nonindividual business entity shall create a new person requiring either consent to a permit transfer or issuance of a new permit upon proper application.

(4) The department or local health officer issuing the operating permit may revoke or suspend the permit if the WRF is not operated in accordance with chapter 70.90 RCW or chapter ~~((248-98))~~ 246-260 WAC.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-050 COMPLIANCE. (1) Existing water recreation facilities which do not fully comply with the design, construction, and equipment requirements in WAC ~~((248-98-040, 248-98-050, 248-98-080, and 248-98-090))~~ 246-260-090, 246-260-110, 246-260-130, and 246-260-150 may be continued in use except as noted in subsections (2) and (3) of this section.

(2) Existing water recreation facilities shall be operated in continuous compliance with the provisions of this chapter as outlined in the life saving equipment requirements as defined in WAC ~~((248-98-001(26), 248-98-030, 248-98-035, 248-98-045, 248-98-060, 248-98-085, 248-98-095, and 248-98-098))~~ 246-260-010(26), 246-260-070, 246-260-080, 246-260-100, 246-260-120, 246-260-140, 246-260-160, and 246-260-170, and provisions for lifesaving equipment in this chapter.

(3) Existing water recreation facilities built before the effective date of this chapter revision:

(a) Having barriers not conforming with this chapter, may maintain the barrier as it presently exists provided:

(i) Barrier is forty-eight inches or more in height;

(ii) Barrier has a maximum width opening of vertical members not exceeding six inches in width;

(iii) Each entry to the pool area has a self-closing, self-latching gate or door.

(b) Having barriers not conforming with this chapter, must upgrade the barrier to conform with this chapter if the existing barrier height is less than forty-eight inches in height.

(4) Facilities exempted from the regulations are noted under RCW 70.90.250 and the term medical therapy include facilities whose sole use is therapy provided for medical:

(a) Treatment under the supervision of licensed medical practitioners; or

(b) Rehabilitation for institutionalized patients under supervision of licensed medical practitioners.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-060 SURVEILLANCE. (1) Owners and operators shall permit the department or local health officer to perform on-site WRF inspections or other surveillance activity as necessary in the discretion

of the enforcing agency to ensure compliance with standards under chapter 70.90 RCW and chapter ((248=98)) 246-260 WAC.

(2) Employees of the enforcing agency shall provide appropriate identification when entering a WRF for the purpose of routine inspections.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-070 WATER QUALITY STANDARDS, ANALYSIS, AND SAMPLE COLLECTION. (1) Contaminants. Owners shall maintain waters free from harmful levels of disease-producing organisms, toxic chemicals, or adverse physical conditions.

(2) Bacteriological standards. Owners shall maintain WRF pool waters to meet the following standards of bacteriological quality:

(a) Heterotrophic plate counts not to exceed two hundred bacteria per milliliter in two consecutive tests;

(b) Total coliform not to exceed an average of one coliform per sample of one hundred milliliters in two consecutive tests when using the membrane filter test; and

(c) Total coliform not to exceed one tube positive in two consecutive tests when using the MPN method.

(3) Disinfection. Owners shall maintain continuous and effective methods of disinfection of WRF pool waters at all times with use of:

(a) Chlorine or bromine described under Table ((030-1)) 070.1 of this section; and/or

(b) Alternate forms of disinfection meeting the following criteria:

(i) Registered with the Environmental Protection Agency, if required;

(ii) Registered with the Washington state department of agriculture, if required;

(iii) Conformance with NSF standard 50 or equal when applicable; and

(iv) Adherence to department-established guidelines.

(c) Alternate forms of disinfection for which the department has developed board-approved standards or guidelines including:

(i) "Interim guidelines governing the use of ozone and ozonators for water recreation facilities;"

(ii) "Interim guidelines governing the use of copper/silver disinfection processes for water recreation facilities."

(4) Chemical and physical quality. Owners shall maintain:

(a) Physical and chemical conditions within the ranges specified under Table ((030-2)) 070.2 of this section;

(b) Cleanliness by:

(i) Closing an affected WRF area or affected portion of a WRF area when contaminated with feces, vomit, sewage, or other hazardous or unknown material until the area is clean, disinfected, and free of the hazardous material;

(ii) Daily removal of scum or floating material on the pool water surface;

(iii) Continuous removal of scum or floating material by overflow action of pool water with flotsam screened and filtered; and

(iv) Maintaining sanitary walking surfaces.

(c) WRF spa pools which are routinely drained, cleaned, and refilled at a minimum using the formula as follows:

$$\text{Spa volume} \div 3 \div \text{average number of users/day} = \text{Number of days between draining, cleaning, and refilling.}$$

(5) Laboratory sampling and testing. Persons collecting laboratory analysis water samples shall:

(a) Collect and transport chemical and micro-organism samples based on the most recent published edition of standard methods for the examination of water and waste/water analysis, published jointly by the American Public Health Association/Water Pollution Control Federation and American Waterworks Association, referred to as "standard methods" in this chapter;

(b) Have laboratory tests performed per "standard methods" at department-approved laboratories to provide such analyses;

(c) Provide adequate data for completing analyses; and

(d) Use department-approved water sample bottles for collection of samples.

(6) Field testing. Owners shall have field testing equipment:

(a) To provide means for measuring disinfectant residuals, pH, alkalinity, and any other chemicals routinely used in the pool water;

(b) In pools where compressed chlorine gas is used, to detect leaks using commercial strength (twenty-six degrees Baume') ammonia vapor; and

(c) With a suitable range of readings for the routinely measured parameters as noted under Table ((030-3)) 070.3 of this section.

(7) Chemicals in pool. Owners shall ensure addition of chemicals or materials to WRF pool waters only when the use is approved or recognized as acceptable by the department. The department has available to WRF pool owners the current approved or acceptable material lists.

(8) Additional tests. Owners shall perform additional department or local health officer-directed tests.

TABLE ((030-1)) 070.1

MINIMUM AND MAXIMUM LEVELS OF DISINFECTANTS *

Currently Recognized Disinfectants	Type of Residual Measured	pH Ranges			Maximum Residual ppm **
		7.2-7.49	7.5-7.79	7.8-8.0	
1. Chlorine	Free available chlorine	1.0	1.4	1.8	6
2. Chlorinated cyanurate	Free available chlorine	1.5	2.0	2.8	6
3. Bromine	Total available bromine	2.0	2.5	3.5	6

NOTE:

*When using spa facilities, increase minimum residuals in all categories by 1.5 ppm.

**Maximum residual as noted or manufacturer's recommendations (whichever is less). In spa facilities, maximum residual may be raised to 10 ppm or manufacturer's recommendations (whichever is less).

TABLE ((030-2)) 070.2

ACCEPTABLE RANGES OF SELECTED CHEMICAL AND PHYSICAL WATER QUALITY CONSTITUENTS

Chemical or Physical Constituent	Minimum	Maximum
1. pH (Hydrogen ion)	7.2	8.0
2. Water clarity (safety)	Main drain and pool bottom visible at all times	—
3. Turbidity (shielding micro-organisms from disinfection)	—	0.5 TU*
4. Cyanuric acid or its derivatives (if used)	0	90 ppm
5. Temperature	—	104 F.**
6. Combined chlorine	—	<50% of free chlorine
7. ORP***	700 mv.	

NOTE:

- *In peak periods, turbidity may increase to 1.0 TU provided turbidity returns to 0.5 TU within a six-hour period following peak use. Turbidity is not a required routine analysis. Turbidity monitoring may be required by the department or local health officer if special conditions warrant turbidity monitoring.
- **A pool facility thermometer shall be provided when the water temperature exceeds 95 degrees Fahrenheit.
- ***Oxidation-reduction potential (ORP) readings used in conjunction with chlorine and bromine may be allowed as long as values are maintained no less than 700 millivolts. ORP readings do not preclude the need for field testing of the actual mg/l residual for the specific disinfectant on at least a daily basis.

TABLE ((030-3)) 070.3

RANGE OF ACCEPTABLE TESTING LEVELS FOR FIELD TEST KITS*

Chemical Test	Minimum Range	Minimum Accuracy
1. Free available chlorine	0.3 to 3.0 ppm	0.2 ppm to 1.0 ppm 0.5 ppm above 1.0 ppm
2. Total chlorine	0.3 to 3.0 ppm	0.2 ppm to 1.0 ppm 0.5 ppm above 1.0 ppm
3. Total bromine	0.3 to 4.0 ppm	0.2 ppm to 1.0 ppm 0.5 ppm above 1.0 ppm
4. pH (hydrogen ion)	7.0 to 8.2	0.2
5. Cyanuric Acid	0 to 100 ppm	10 ppm
6. Alkalinity	0 to 300 ppm	15 ppm
7. Temperature (spas)	60 to 110 degrees F.	1 degree F.

NOTE:

- *Do not make a chemical condition determination based on readings at the extreme measurable limits of the scale.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-080 MONITORING, REPORTING, AND RECORD KEEPING. (1) Reporting death, injury, and illness. Owners shall:

- (a) Provide department or local health officer-requested information for statewide injury and illness surveillance reports; and
 - (b) Within forty-eight hours, notify the department or local health officer of a drowning, near drowning, death, or serious injury or illness occurring at the water recreation facility.
- (2) Incidents. Owners shall provide department or local health officer-requested information after an incident

creating a potential problem of health or safety significance, for example, chlorine gas leak.

(3) Monitoring and record keeping. Owners shall monitor and maintain records for at least three years on the following:

- (a) Water quality conditions on WRF pools including:
 - (i) Residual disinfectant testing often enough to determine the residual is satisfactory, and in no condition shall residual disinfectant testing be done less than once every twenty-four hours;
 - (ii) Hydrogen ion (pH) concentration testing often enough to determine the concentration is satisfactory, and in no condition shall testing be done less than once every twenty-four hours;
 - (iii) Checking alkalinity monitored at least weekly;
 - (iv) Recording quantities of all chemicals added to pool water, including alum, algicides, cyanuric acid, acids, alkalinity compounds, etc.

(v) Checking gauges sufficiently to assure conformance with code requirements for turnover during the filter cycle;

(vi) Any gross water contamination, for example, vomiting, feces, etc.;

(vii) When pool temperature is over ninety-five degrees, temperature testing sufficiently often to determine temperature is in a satisfactory range at or below one hundred and four degrees Fahrenheit and in no condition shall temperature testing be done less than once every twenty-four hours; and

(viii) When cyanuric acid or its derivatives are used in a pool, cyanurate level testing to determine the cyanurate level is maintained below the maximum level of ninety mg/l, and in no condition shall cyanurate level testing be done less than once every week the pool is in use.

(b) Routine preventive maintenance provided on all hazardous equipment, for example, gas chlorination equipment;

(c) Daily estimation of number of users;

(d) Personnel credentials, training, and/or certifications required under WAC ((248-98-045(5), 248-98-060(5), and 248-98-085(5) of this chapter)) 246-260-100(5), 246-260-120(5), and 246-260-140(5).

(4) Availability. Owners shall make records required by this section available for department or local health officer review upon request.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-090 SWIMMING POOL DESIGN, CONSTRUCTION, AND EQUIPMENT. (1) Location. Owners shall locate pools to:

- (a) Minimize pollution by dust, smoke, soot, and other undesirable substances;
- (b) Eliminate pollution from surrounding surface drainage; and
- (c) Ensure pump house, trees, and other structures are located fifteen feet or more from the pool or provide barriers or other means to prevent ready access from the structure. Structures shall not be construed to include:
 - (i) Building walkways above the second story or roofs of any building structure; or

(ii) Any barriers provided to prevent unauthorized pool access, for example fencing.

(2) Materials. Owners shall use only structure and equipment materials which are nontoxic, durable, inert, impervious to water, and easily cleanable.

(3) Walking surfaces. Owners shall design and maintain walking surfaces:

(a) Uniformly sloping away from the pool or pools a minimum of one-fourth inch per foot and a maximum of one-half inch per foot;

(b) Of a nonslip finish not presenting a tripping hazard;

(c) Equipped with sufficient drains to prevent standing water;

(d) Of easily cleanable, impervious finishes;

(e) At least six feet wide on the shallow end of pool, except for:

(i) Pools with all depths uniform at ends, at least one end six feet wide or more; or

(ii) Circular or irregular pools at least twenty-five percent of the deck six feet wide or more.

(f) Four feet or more in width on pools with an area fifteen hundred square feet or less;

(g) Six feet or more in width:

(i) On outdoor pools fifteen hundred square feet or more;

(ii) On fifty percent of the perimeter of indoor pools fifteen hundred square feet or more. Perimeter on remainder of the deck shall be four feet or more in width.

(h) A minimum of sixteen square feet per bather on pools fifteen hundred square feet or more. Determine maximum bather load as described under subsection (12) of this section. If owner provides maximum facility occupancy loading less than that of subsection (12) of this section, and such occupancy limit is posted and enforced, that loading may be used in lieu of the maximum bather load figure as described under subsection (12) of this section;

(i) In swimming pools designed for competitive use with likelihood of spectators, a minimum of six feet between spectator viewing area and the pool. Balconies shall be fifteen feet or more from the pool unless properly safeguarded from intruding into the pool area;

(j) In conformance with department-established guidelines for any resilient artificial surfaces; and

(k) General use pools shall not have sand and grass areas within the pool enclosure unless separated to prevent direct access from the pool area and means are provided for cleansing the bather's feet before re-entering the pool and deck area.

(4) Barriers. Owners shall provide barrier protection to prevent unauthorized access ~~((including:))~~.

~~(a) ((In outdoor facilities;))~~ A barrier ~~((of))~~ shall be sixty inches or more in height ~~((with))~~ and:

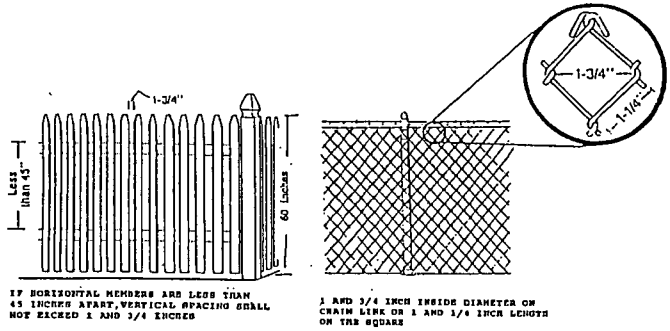
~~(i) ((Barrier:~~

~~(A) Not allowing))~~ Shall not allow passage of a four-inch diameter sphere;

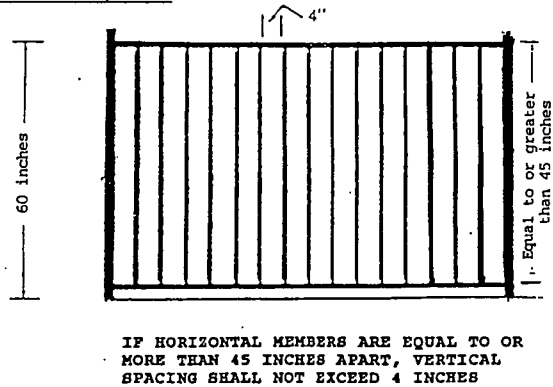
~~((B) Horizontal members with less than forty-five inches spacing between tops of the horizontal members shall have vertical members not exceeding one and three-quarter inches in width;~~

~~((C) Horizontal members with forty-five inches or more spacing between tops of the horizontal members shall have vertical members not exceeding four inches in width:))~~

(ii) If it has horizontal members that are spaced less than forty-five inches between the tops of the horizontal members, shall have spaces between the vertical members no greater than a width of one and three-quarter inches (see Figure 090.1); or



(iii) If it has horizontal members that are spaced at, or more than, forty-five inches between the tops of the horizontal members, shall have spaces between the vertical members no greater than a four-inch width (see Figure 090.2); and



(iv) Shall have lockable gates and entrances provided with a self-closing, self-latching mechanism fifty-four inches or more from the ground with a clear space fifty inches deep on the latch side of the door to position a wheelchair. When a latching mechanism is provided at any lower height, the latching mechanism shall be of a type remaining continuously locked, and only opening with the use of a key or other access control system.

(b) At outdoor facilities not a part of living facilities, such as in a municipal park, a barrier six feet or more shall be provided to prevent unauthorized access;

~~(c) ((Indoor facility barriers sixty inches or more in height, suitable to prevent access of unauthorized individuals;~~

~~(d))~~ Restricted area service entrances shall be exempt from door or gate requirements providing no public access is available;

~~((e))~~ (d) Lifeguarded pools are not required to have a self-closing, self-latching gate during the period a pool is in use. Facility gates shall be closed and locked during nonuse periods; and

((ff)) (e) An entrance to the pool area which shall not serve as a required exit from another part of the building when there is a conflict with other codes or regulations.

(5) Pool surfaces. Owners shall ensure pool surfaces with:

(a) Materials complying with subsection (2) of this section;

(b) Water tight and nonabrasive construction; and

(c) White or light color finish not obscuring the view of objects or surfaces;

(d) Surfaces not causing cutting, pinching, puncturing, entanglement, or abrasion hazard under casual contact; and

(e) Construction tolerances conforming with current NSPI public pool standards.

(6) Pool general floor and wall dimensional design. Owners shall ensure pool dimensional designs for floors and walls provide for safety, circulation, and quality of the water including, but not limited to:

(a) Uniform pool floor slopes as follows:

(i) Pools fifteen hundred square feet or more providing a maximum slope of one foot drop in twelve feet of run at pool depths to five and one-half feet;

(ii) Where diving provisions are included, floor slopes not intruding into the area designated as the diving envelope; and

(iii) A slope change transition zone (breakpoint from shallow to deep areas of pool) providing warning of the break in slope into diving or deep pool areas consisting of a two-foot wide ramp sloped at twice the slope of the shallow bottom.

(b) Pool vertical walls may be curved, not to exceed allowable radius, to join the floor for minimum distance as noted under Table 050.1 of this section. Vertical means walls not greater than eleven degrees from plumb:

(i) Coving or portion of the side wall of a pool diving area shall conform as required and as described under subsection (7) of this section; and

(ii) In new construction or alterations to existing construction, ledges are prohibited.

(c) A maximum intrusion for pool walls beyond the vertical, as defined under subsection (6)(b) of this section, with any configuration not to exceed a transitional radius from wall to floor where floor slopes join walls and which has:

(i) Center of radius not less than the minimum vertical depth specified under Table ((050.†)) 090.3 of this section below the water level;

(ii) Arc of radius tangent to the wall; and

(iii) Maximum radius of coving, or any intrusion into the pool wall/floor interface, determined by subtracting the vertical wall depth from the total pool depth.

TABLE ((050.†)) 090.3

MAXIMUM RADIUS COVING OR POOL INTRUSION DIMENSIONS BETWEEN POOL FLOOR AND WALL*

Pool Depth	2'0"	3'0"	3'6"	5'0"	>5'0"
Minimum Sidewall Vertical Depth (Springline)	1'6"	2'2"	2'6"	3'6"	@>3'6"

TABLE ((050.†)) 090.3

MAXIMUM RADIUS COVING OR POOL INTRUSION DIMENSIONS BETWEEN POOL FLOOR AND WALL*

Maximum Radius of Curvature	6"	10"	12"	1'6"	**Maximum radius equals pool depth minus the vertical wall depth
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NOTE:

*For pool depths falling between the depths listed, values can be interpolated.

**Radius of coving cannot intrude into pool within diving envelope.

(7) Specific design requirements for pools furnishing areas for diving. Owners shall ensure provision of diving envelopes in pools or areas of pools designated for diving activities to include a diving envelope not less than the:

(a) APHA standard configuration noted under figure ((050.2)) 090.4 of this section in areas where user would enter from the deck level twelve inches or less from water level. This requirement is based on a standard described under APHA public pool regulations, 1981, for pool type described under D-8.01 Table 1, the section noting the requirements from deck level;

(b) CNCA standard configuration noted under figure ((050.3)) 090.5 of this section in areas where the user would enter from the deck level over twelve inches from water level, or has a platform or diving board provided at a height of less than one-half meter (twenty inches). This requirement is based on a standard described under CNCA publication Swimming Pools: a Guide to their Planning, Design, and Operation 1987, Fourth Edition. Human Kinetics Publisher, Inc., Champaign, Illinois, figure 8.1; and

(c) FINA standard configuration noted under figure ((050.4)) 090.6 of this section in areas where the user would enter from the diving board or platform at a height of one-half meter (twenty inches) or greater. This requirement is based on a standard described in FINA publication FINA Handbook, 1986-88, constitution and rules governing swimming, diving, water polo, and synchronized swimming, 1986-88. Edited by E. Allen Harvey, Vancouver, Canada VGN 3R6, Section D, pp. 114-115.

FIGURE ((050.2)) 090.4

MINIMUM DIMENSIONS FOR POOLS WITH DIVING FROM DECK LEVEL WHICH IS LESS THAN TWELVE INCHES FROM THE WATER LINE

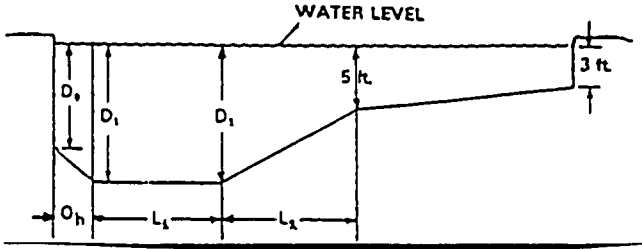
APHA STANDARDS*
D-8 DIVING AREA REQUIREMENTS

D-8.01

The dimensions of the diving area on all swimming pools providing diving from deck level shall conform to the following dimensions:

Table 1. The diving area dimensions on all swimming pools providing diving from deck level.

Heights		Lengths		
Height of Deck Above Water Level	Water Depths		Length of Diving Well	Run-Out
H	D(0)	D(1)	L(1)	L(2)
12" or less	6 ft	8.5 ft	12 ft	10.5 ft
Over 12 inches	See standards for over twelve inches as applicable (either CNCA or FINA in inches following subsections).			



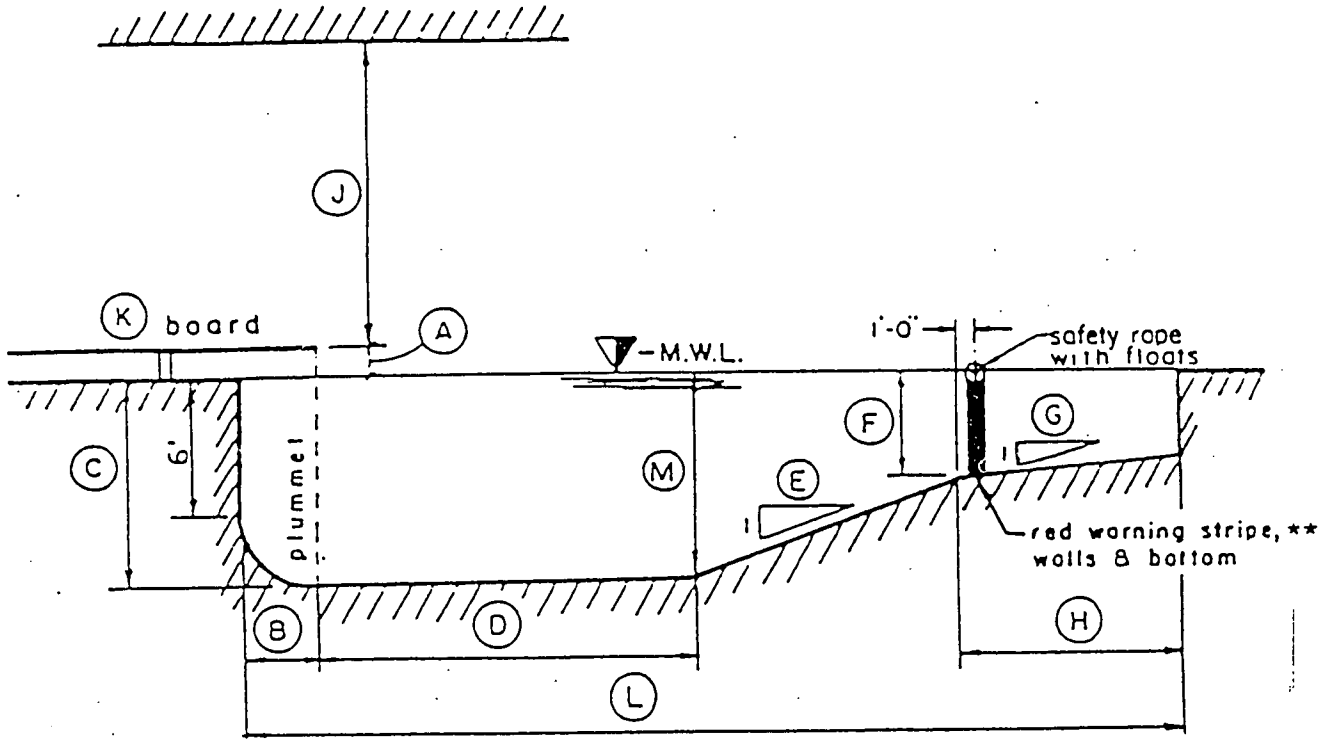
NOTE:

*The department underlined areas for clarification.

Figure ((050-3)) 090.5

Minimum dimensions for pools with boards or platforms at a height of less than 1/2 meter (20 inches)

CNCA STANDARDS



Dimension	Minimum	Preferred or Maximum
A Height of board above water		20 in.
B Board overhang	2 ft 6 in.	3 ft
C Depth of water at plummet	9 ft	10 ft *
D Distance from plummet to start of upslope	16 ft	18 ft *
E Inclination of upslope of bottom		1:3
F Depth of water at breakpoint	4 ft 6 in.	
G Slope of bottom in shallow portion of pool	1:12	1:15 *
H Length of shallow section of pool	8 ft	14 ft *
J Distance to any overhead structure	13 ft	15 ft *
K Board length		12 ft
L Length of pool	40 ft	50 ft *
M Dimension not less than C minus	6 in.	

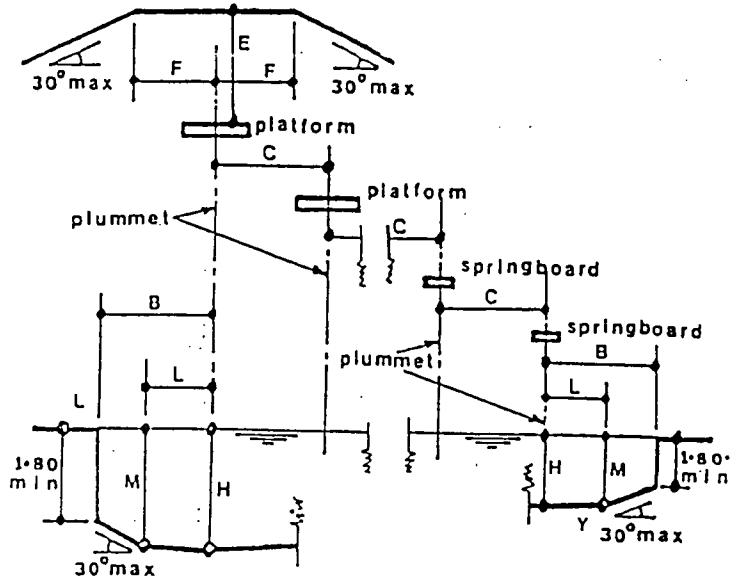
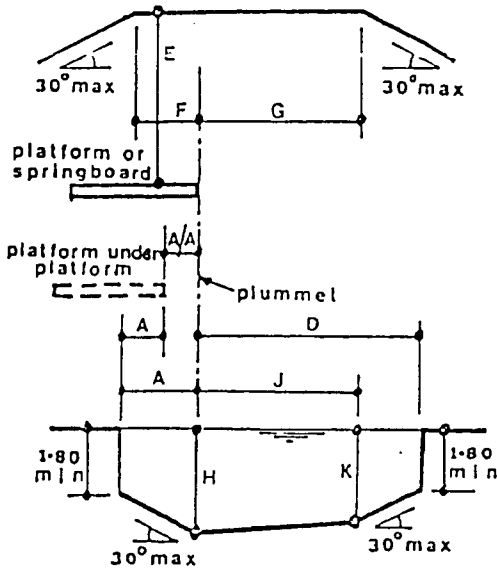
NOTE (FROM FIGURE ((050-3)) 090.5):

- *Values with asterisks are not to be considered as maximums.
- **Warning stripe at break point may be of any contrasting color.

FIGURE ((050-4) 090.6

MINIMUM DIMENSIONS FOR POOLS WITH BOARDS OR PLATFORMS AT A HEIGHT OF 1/2 METER OR MORE

FINA STANDARDS



LONGITUDINAL SECTION
DIAGRAMMATIC ONLY

CROSS SECTION
DIAGRAMMATIC ONLY

FINA Dimensions for Diving Facilities		Dimensions are in Metres	Springboard		Platform								
			1 Metre	3 Metres	1 Metre	3 Metres	5 Metres	7.5 Metres	10 Metres				
LENGTH		4.80	4.80	4.50	5.00	6.00	6.00	6.00	6.00	6.00	6.00	6.00	6.00
WIDTH		0.50	0.50	0.60	1.50	1.50	1.50	1.50	1.50	1.50	2.00	2.00	2.00
HEIGHT		1.00	3.00	0.60-1.00	2.40-3.00	5.00	7.50	7.50	7.50	10.00	10.00	10.00	10.00
Revised to 1st Jan 1987													
			HORIZ VERT	HORIZ VERT	HORIZ VERT	HORIZ VERT	HORIZ VERT	HORIZ VERT	HORIZ VERT	HORIZ VERT	HORIZ VERT	HORIZ VERT	HORIZ VERT
A	From plummet BACK TO POOL WALL	DESIGNATION	A-1	A-3	A-1pl	A-3pl	A-5	A-7.5	A-10	A-10	A-10	A-10	A-10
		MINIMUM	1.80	1.80	0.75	1.25	1.25	1.50	1.50	1.50	1.50	1.50	1.50
A/A	From plummet BACK TO PLATFORM plummet directly below	DESIGNATION					A-5/1	A-7.5/1	A-10/5/3/1	A-10/5/3/1	A-10/5/3/1	A-10/5/3/1	A-10/5/3/1
		MINIMUM					1.50	1.50	1.50	1.50	1.50	1.50	1.50
B	From plummet to POOL WALL AT SIDE	DESIGNATION	B-1	B-3	B-1pl	B-3pl	B-5	B-7.5	B-10	B-10	B-10	B-10	B-10
		MINIMUM	2.50	3.50	2.30	2.90	4.25	4.50	5.25	5.25	5.25	5.25	5.25
C	From plummet to ADJACENT PLUMMET	DESIGNATION	C-1/1	C-3/3/1	C-1/1pl	C-3/1/1/3pl	C-5/3/1	C-7.5/3/1	C-10/7.5/3/1	C-10/7.5/3/1	C-10/7.5/3/1	C-10/7.5/3/1	C-10/7.5/3/1
		MINIMUM	2.40	2.60	1.65	2.10	2.50	2.50	2.75	2.75	2.75	2.75	2.75
D	From plummet to POOL WALL AHEAD	DESIGNATION	D-1	D-3	D-1pl	D-3pl	D-5	D-7.5	D-10	D-10	D-10	D-10	D-10
		MINIMUM	9.00	10.25	8.00	9.50	10.25	11.00	13.50	13.50	13.50	13.50	13.50
E	On plummet, from BOARD TO CEILING	DESIGNATION	E-1	E-3	E-1pl	E-3pl	E-5	E-7.5	E-10	E-10	E-10	E-10	E-10
		MINIMUM	5.00	5.00	3.50	3.50	3.50	3.50	3.50	3.50	3.50	3.50	3.50
F	CLEAR OVERHEAD behind and each side of plummet	DESIGNATION	F-1	F-3	F-1pl	F-3pl	F-5	F-7.5	F-10	F-10	F-10	F-10	F-10
		MINIMUM	2.50	2.50	2.75	3.50	2.75	3.50	2.75	3.50	2.75	3.50	2.75
G	CLEAR OVERHEAD ahead of plummet	DESIGNATION	G-1	G-3	G-1pl	G-3pl	G-5	G-7.5	G-10	G-10	G-10	G-10	G-10
		MINIMUM	5.00	5.00	5.00	5.00	5.00	5.00	5.00	5.00	5.00	5.00	5.00
H	DEPTH OF WATER at plummet	DESIGNATION	H-1	H-3	H-1pl	H-3pl	H-5	H-7.5	H-10	H-10	H-10	H-10	H-10
		MINIMUM	3.50	3.80	3.30	3.60	3.60	3.60	4.50	4.50	4.50	4.50	4.50
J	DISTANCE AND DEPTH ahead of plummet	DESIGNATION	J-1	J-3	J-1pl	J-3pl	J-5	J-7.5	J-10	J-10	J-10	J-10	J-10
		MINIMUM	5.00	3.40	6.00	3.70	5.00	3.20	6.00	3.50	6.00	3.70	8.00
K	DISTANCE AND DEPTH each side of plummet	DESIGNATION	K-1	K-3	K-1pl	K-3pl	K-5	K-7.5	K-10	K-10	K-10	K-10	K-10
		MINIMUM	1.50	3.40	2.00	3.70	1.40	3.20	1.80	3.50	4.25	3.70	4.50
N	MAXIMUM SLOPE TO REDUCE DIMENSIONS beyond full requirements	POOL DEPTH	30 degrees	30 degrees	NOTE	Dimensions C (plummet to adjacent plummet) apply for Platform with widths as detailed. For wider Platforms increase C by half the additional width(s)							

(8) Pool appurtenances. Owners shall ensure swimming pools:

(a) Have handholds around the perimeter in pools two feet or more in depth. Handholds shall be four feet or less apart and consist of any one or a combination of the following:

(i) Coping, ledges, radius flanges, or decks along the immediate top edge of the pool or suitable slip-resisting handholds located twelve inches or less above the waterline;

(ii) Ladders or steps; or

(iii) Secured rope or railing twelve inches or less above the water line.

(b) Have stairs, ladders, or stepholes with:

(i) Stairs, when provided, meeting the following construction requirements:

(A) Nonslip tread finish;

(B) Contrasting color stair tread edges clearly visible to users;

(C) Recessed in pool areas used for lap or competitive swimming to prevent intrusion into the activity areas;

(D) Handrails with the leading edge for stairs at pool entry/exit being neither eighteen inches or more beyond nor eight inches or more inside (horizontally) the vertical plane of the bottom riser;

(E) Riser treads with a minimum unobstructed, horizontal, ten-inch tread depth and a minimum two-hundred-forty-inch surface area;

(F) Riser heights, on general use pools fifteen hundred square feet or more, uniform and seven and one-half inches or less, except the bottom riser may be less than the uniform height; and

(G) Riser heights, on general use pools less than fifteen hundred square feet, and limited use pools, uniform and have a preferred seven-and-one-half-inch height, but not greater than ten inches, except the bottom riser may be plus or minus two-inches of the uniform height.

(ii) Ladders or stepholes:

(A) Spaced at a minimum of one for every seventy-five feet of pool perimeter deeper than four feet;

(B) Provided at both sides of the deep end of pools over thirty feet in width; and

(C) Equipped with a handrail at the top of both sides extending over the coping or deck edge.

(iii) Means of access at the shallow end of the pool; and

(iv) Designs permitting entry and exit for impaired or handicapped persons are encouraged.

(c) Diving boards and diving platforms, when provided, shall:

(i) Be installed according to manufacturer's instructions;

(ii) Have slip-resistant tread surfaces;

(iii) Have steps and ladders leading to diving boards which provide handrails.

(iv) Be protected with forty-two inch high guardrails extending at least to the water edge when one meter or more above the water.

(d) Starting blocks, when provided, shall:

(i) If on the shallow end of pool, be removed when not in use by the competitive swimmers trained in starting blocks proper use; and

(ii) Be firmly secured when in use.

(e) Water slides, when provided, shall:

(i) Be installed according to manufacturer's instructions and be approved by the manufacturer for general use and limited use pools; and

(ii) Conform to Part 1207 of the Consumer Product Safety Act (Sec. 7(f), P.L. 92-573, 86 Statute 1215, 15 U.S.C. 1056(f)); or

(iii) If not manufactured for general use and limited use pools, conform to requirements under chapter ((248-97)) 246-262 WAC, Recreational Water Contact Facilities.

(9) Turnover. Owners shall ensure pools turn over entire pool water volume in six hours or less. Exceptions to recirculation requirements may be made for flow-through pools in the following conditions where:

(a) Water supply is sufficient to provide the same turnover period specified for recirculation pools;

(b) The source water supply meets acceptable quality requirements and is subject to a disinfection method as described under WAC ((248-98-030)) 246-260-070(3);

(c) The introduction of fresh treated pool water is accomplished by the same type of inlet and outlet design required for recirculation pools; and

(d) The pool water quality complies with WAC ((248-98-030)) 246-260-070.

(10) Pool depth markings. Owners shall provide depth markings:

(a) Plainly marking the water depth in feet on the vertical wall at or above the water level and on the horizontal surface of the coping or deck edge;

(b) Positioned on the vertical pool wall to be read from the water side. Where markings cannot be placed above the water level, markings shall be placed in other areas and plainly visible to users in the pool;

(c) Located on the coping or deck within eighteen inches of the water edge and positioned to be read while standing on the deck facing the water;

(d) Which are slip resistant;

(e) Placed at the maximum and minimum water depths and at all points of slope change;

(f) Installed at intermediate increments of water depth not to exceed two feet, nor spaced at distances greater than twenty-five foot intervals;

(g) Uniformly arranged on both sides and ends of the pool;

(h) On irregularly shaped pools, meeting the requirements in subdivision (a) through (g) of this subsection and also designate the depths at all major deviations in shape;

(i) With a four-inch minimum height on the deck and a two-inch minimum height on the vertical pool wall; and

(j) Applied in a contrasting deck color which does not fade.

(11) Safety line or marking line. Owners shall provide safety (float) lines or marking lines (lines on pool sides and bottom) separating areas where the pool slope breaks from a uniform slope leading from shallow to deeper water.

(a) Safety lines when used shall:

- (i) Be kept in place at all times, except when the pool is used for a specific purpose such as lap swimming or competitive use;
- (ii) Be placed one foot toward the shallow end away from the break point line. See subsection (6)(a)(iii) of this section;
- (iii) Be strung tightly allowing the bather to hold onto the line for support;
- (iv) Have a receptacle for receiving the safety line:
 - (A) Recessed in the wall; or
 - (B) Not constituting a safety hazard when the safety line is removed.
- (v) Provide floats on the line at a minimum distance of every four feet.
- (b) Markings lines when used shall:
 - (i) Provide a minimum three-inch wide marking line at the break point where the pool slope breaks from a uniform slope leading from shallow to deeper water; and
 - (ii) Be of a contrasting color to the background color of the pool sidewalls and floor.
- (c) In pool facilities with uniform slopes not exceeding one foot in twelve feet to deep portions of the pool, a safety line or marking line shall not be required.
- (12) Bather load. Owners shall ensure maximum number of bathers in the pool facility at any one time do not exceed a number determined by the formula noted under Table ((050.5)) 090.7 of this section.

- circulation and skimming action of the upper water layer with:
 - (A) A design preventing all matter entering the channel from returning to the pool;
 - (B) Dimensions minimizing the hazard for bathers, such as catching arms or feet;
 - (C) One one-hundredth of a foot slope per foot or more;
 - (D) Drains sufficiently spaced and sized to collect and remove overflow water to return line and filter, where applicable; and
 - (E) Size sufficient to carry one hundred percent of the recirculation flow plus the surge flow equivalent to one-fifth of the balancing tank expressed in gallons per minute.
- (iii) Skimmers in lieu of pool overflow channels up to twenty-five hundred square feet if:
 - (A) Weir provided in skimmer has a maximum flow rate through skimmer not exceeding four gpm per inch of weir;
 - (B) Devices are recessed in the pool wall so no part protrudes beyond the plane of the wall into the pool;
 - (C) The skimmer is equipped with a device to prevent air lock in the recirculation suction line, such as, an equalizer line;
 - (D) The skimmer is equipped with a removable and cleanable screen designed to trap large solids;
 - (E) Automatically adjustable and operates freely with continuous skimming action to continue through all designed loading rates. Displacement shall be computed at fifteen gallons per bather.
- (c) Main drains in all pools with:
 - (i) Location at the pool's low points;
 - (ii) A minimum of two main drains spaced:
 - (A) Twenty feet or less apart nor closer than six feet; or
 - (B) As far as possible from each other in pools seven feet or less linear floor distance.
 - (iii) Total open area of grates sized to prevent a suction or entrapment hazard dangerous to user;
 - (iv) Grates on drains with:
 - (A) Maximum flow of one and one-half feet per second; or
 - (B) Net outlet area four times or more the area of the discharge pipe.
 - (v) Openings (~~one-half inch or less wide~~) not allowing a sphere over one-half inch in diameter to pass;
 - (vi) Grates designed to withstand forces of users;
 - (vii) Grates removable only with specific tool; and
 - (viii) Means to control flow from recirculation pump or balancing tank.
- (15) Flow. Owners shall maintain pool recirculation flow not to exceed:
 - (a) Six feet per second in valved suction or discharge side of the pump; and
 - (b) Ten feet per second in open discharge pipes on the pressure side of the pump or filter discharge. The recirculation flow limit does not apply to the return inlet and the last two feet of pipe leading to the inlet.
- (16) Balancing tanks. Owners with overflow channels requiring balancing tanks shall:

TABLE ((050.5)) 090.7

SWIMMING POOL MAXIMUM BATHING LOAD* (SPMBL)

$$SPMBL = \frac{A - S}{(30)} + \frac{S}{(15)} \quad \text{For outdoor pools}$$

$$SPMBL = \frac{A - S}{(30)} + \frac{S}{(25)} \quad \text{For indoor pools}$$

Where

A = Total area of water surface in square feet

S = Area of pool less than 5 feet deep in square feet

NOTE:

*This formula will be used in determining certain features of pools as noted elsewhere in these rules and regulations.

- (13) Inlets. Owners shall provide pool inlets:
 - (a) Submerged and located to produce uniform water and chemical circulation throughout the pool; and
 - (b) Located on the bottom of pools twenty-five hundred square feet or more, unless otherwise justified by the design engineer to the department's or local health officer's satisfaction.
- (14) Outlets. Owners shall provide pool outlets with:
 - (a) Overflow and main drain grating systems each designed to carry one hundred percent of the total recirculation filter flow and main drain piping designed to carry fifty percent or more of total recirculation filter flow;
 - (b) Overflow outlets that maintain:
 - (i) A minimum of sixty percent of filter recirculation flow at all times; and
 - (ii) An overflow channel which may be used on any pool and required on pools twenty-five hundred square feet or more on the pool perimeter to promote uniform

(a) Maintain volume equivalent to fifteen times maximum bathing load expressed in gallons; and

(b) Increase capacity as necessary to provide volume for make-up water and to prevent air lock in the pump suction line.

(17) Pumps. Owners shall have and maintain recirculation pumps with adequate capacity to:

(a) Provide design flows and pressure for water recirculation over the entire operating filter pressure;

(b) Allow proper back washing of filters when specified; and

(c) Have self-priming capability when installed above pool water level.

(18) Strainers. Where pumps precede the filter, owners shall equip pool recirculation facilities with hair and lint strainers which shall:

(a) Be located upstream of recirculation pumps;

(b) Provide strainer screen sufficiently strong to prevent collapse when clogged;

(c) Have an openable cover; and

(d) Provide valving to isolate the strainer when located below pool water level.

(19) Valves. Owners shall provide valves at appropriate locations to allow isolation and maintenance of equipment.

(20) Equipment rooms. Owners shall provide equipment rooms:

(a) Enclosing pumps, disinfection equipment, filters and other electrical and mechanical feed equipment and associated chemicals. Chemical storage shall conform to manufacturer requirements;

(b) Providing work space and access to perform routine operations;

(c) With a forty-six-square-foot minimum floor area and provide a three-foot minimum access area to service equipment;

(d) With one floor drain or more and a floor slope to the drain at a one-fourth-inch-per-foot minimum;

(e) Ready access if below grade;

(f) Ventilation;

(g) Twenty foot-candles or more of light measured thirty inches from the floor; and

(h) Kept locked.

(21) Make-up water. Owners shall ensure a source of make-up water and associated piping at the pool:

(a) Providing sufficient quantity to replace daily pool losses;

(b) Coming from a supply conforming with chapter ((248-54)) 246-290 WAC;

(c) Preventing cross connections using a minimum air gap of two pipe diameters or approved backflow prevention devices between the make-up water source and the pool water or waste water; and

(d) If using a pool fill spout, not projecting greater than one inch into the space above the water surface area and shielded to not create a deck hazard.

(22) Filters. Owners shall equip pools with filtration equipment:

(a) Meeting the applicable standards of NSF or equivalent;

(b) Using acceptable type and filter rates described under Table 050.6 of this section;

(c) Having pressure or vacuum gauges for measuring loss of head through the filter with minimum of one gauge preceding and one gauge following the filter;

(d) Having a rate of flow indicator to measure flow which has accuracy, repeatability, and durability equivalent to flow meters meeting NSF standards; and

(e) Having a means of discharging filter backwash to waste with:

(i) Discharge in a manner not creating a public nuisance;

(ii) Disposal in accordance with applicable local laws or regulations;

(iii) Minimum air gap of two pipe diameters to prevent cross-connection from waste discharge and recirculation system piping;

(iv) Discharge receptor and piping of sufficient size to accept backwash water and prevent flooding; and

(v) Ability to monitor filter effluent during backwash, that is, use of a sight glass.

(f) Providing means to release air entering the filter tank on pressure filters;

(g) When cartridge filters are used:

(i) Provide with an extra set of cartridges; and

(ii) Have any bypass valves in a permanently closed position.

(h) When using pressure DE filters with separation tanks:

(i) Provide a means of air release or a lid providing a slow and safe release of pressure; and

(ii) Show a readily visible user warning that the air release must be opened before starting the circulation pump.

TABLE ((050.6)) 090.8

TYPE AND RANGES OF FILTERS FOR SWIMMING POOLS

Range of Acceptable Filter Rate		Expressed in gpm/Square Feet		
Type of Filter Media				
Sand		Minimum	Maximum	
	Rapid Sand or Pressure Sand	—	3	
	High Rate Sand Pressure or Vacuum	10	18*	
		Continuous Feed	Manual Feed	
D.E.	Pressure	0.8	1.0	2.0
	Vacuum	1.0	1.35	2.0
Cartridge**				.375*

NOTE:

*Filters which are sized at maximum application rate shall be equipped with flow control valves to maintain flow equilibrium to account for varying filter pressures and consequent flow production.

**Cartridge filters shall have a nominal micron rating of twenty microns or less.

(23) Disinfection equipment. Owners shall provide disinfection equipment:

(a) Providing a continuous and effective disinfectant residual in the water;

(b) Using a disinfectant with an easily monitored residual;

(c) Having a design feed rate providing effective disinfection levels when the pool is in peak demand conditions;

(d) Having easily cleanable equipment and piping used to apply chemicals and with provisions to prevent undue clogging. All materials shall be resistant to action of chemicals used;

(e) Conforming to NSF standards if disinfection equipment has:

(i) Adjustable output rate chemical feed equipment for liquid solutions. The equipment shall:

(A) Feed under positive pressure in the recirculation system;

(B) Provide means for dosage adjustment;

(C) Have provisions to prevent hypochlorite solution siphoning when equipment is turned off. This applies when the disinfection equipment is above pool water level.

(ii) Flow through chemical feed for solid feed material. Solid tablets or granules shall not be placed in skimmer baskets accessible to the public.

(f) Allowing hand feeding on an emergency basis only;

(g) Meeting the following conditions when using chlorine gas:

(i) Chlorine rooms shall:

(A) Be above ground level;

(B) Be constructed so all openings or partitions with adjoining rooms are sealed;

(C) Be located with consideration of prevailing winds to dissipate leaked chlorine away from the pool facility;

(D) Have door opening outward only and to the out-of-doors;

(E) Provide a sign on the door exterior reading DANGER CHLORINE. The sign shall be large enough to be read twenty-five feet away.

(ii) Chlorine rooms shall have mechanical exhausting ventilation including:

(A) Air inlet located as far as possible from fan intake to promote good air circulation patterns;

(B) Minimum of one air change per minute in the chlorine room when fan is operating;

(C) A remote switch outside the room or a door-activated switch to turn on fan before entering;

(D) Suction for fan near the floor;

(E) Exhaust for fan and chlorinator vent located to prevent contaminating air intake and prevent undue hazard for the pool facility users; and

(F) Screened chlorinator vent.

(iii) Gas chlorine systems shall:

(A) Be vacuum injection type, with vacuum-actuated cylinder regulators;

(B) Provide integral backflow and anti-siphon protection at the injector; and

(C) Provide taring (net weight of cylinder gas) scales for determining chlorine weight.

(iv) Breathing protection available in an accessible area for the operator outside of the chlorine room including:

(A) Self-contained breathing apparatus designed for use in a chlorine atmosphere for working with chlorine leaks and maintained in accordance with department of labor and industries standards; or

(B) Provisions to substitute breathing protection at the site, if procedures can be established and documented with emergency service fire districts or other approved organization within the area for promptly responding to chlorine leaks.

(v) Means for automatic shutoff when pool flow is interrupted; and

(vi) Chlorine gas cylinders shall:

(A) Be stored only in chlorine rooms;

(B) Have approved valve-stem cylinder wrench on the valve stem to shut the system down in an emergency event;

(C) Be properly secured to prevent tipping;

(D) Be tagged to indicate cylinders are empty or full; and

(E) Not exceed one hundred fifty pounds tare weight per cylinder. If one-ton cylinder use is desired, an engineer specializing in chlorine design shall prepare a design proposal for department consideration.

(24) Chemical feeding equipment for pH control. Owners applying chemicals for controlling pH through chemical feed equipment shall provide equipment with:

(a) Adequate size and design to allow routine cleaning and maintenance;

(b) Materials resistant to chemical action;

(c) Means for automatic shut off when pool flow is interrupted;

(d) Chemical feed equipment for pH control on pools fifty thousand gallons volume or greater;

(e) Any pool feeding with:

(i) Caustic soda (NAOH);

(ii) Carbon dioxide (CO₂); or

(iii) Other chemicals the department determines necessary to require metered and controlled feeding.

(25) Heaters. Where pool heating equipment is provided, owners shall:

(a) Locate equipment so any standing pilot is readily accessible; and

(b) Install equipment per NEC and UMC.

(26) Ventilation. Owners shall provide indoor pool facility ventilation conforming with ASHRAE pool facility standards.

(27) Testing equipment. Owners shall use testing equipment as noted in the water quality section under WAC ((~~248-98-030~~) 246-260-070(6)).

(28) Chemical storage. Owners shall ensure chemical storage design and placement minimizes safety risks.

(29) Restroom, locker room, and plumbing fixtures. Owners shall provide restroom, locker room, and plumbing facilities at pools as follows:

(a) General use swimming pool facilities with:

(i) Minimum components including:

(A) Dressing rooms;

(B) Showers;

(C) Toilets and urinals;

(D) Lavatories; and

(E) Hose bibs.

(ii) A design providing easy accessibility to toilet and shower facilities by users with minimum cross traffic of nonusers;

(iii) Locker rooms including:

- (A) Separate facilities for both sexes with provisions to block line of sight into locker rooms;
- (B) Nonslip floors with suitable drains;
- (C) Junctions between walls and floors covered for ease of cleaning; and
- (D) Adequate ventilation to prevent moisture build-up in the facility.
- (iv) Plumbing fixtures as described under Table 050.7 of this section;
- (v) Shower facilities that:
 - (A) Deliver water at a temperature range of ninety to one hundred ten degrees Fahrenheit; and
 - (B) Provide single service soap in nonglass dispensers.
- (vi) Flush toilets and toilet tissue in dispensers;
- (vii) Sinks provided with:
 - (A) Tempered or hot and cold running water;
 - (B) Single service soap in nonglass dispensers; and
 - (C) Single service towels or electric hand dryers.
- (viii) Hose bibs with vacuum breakers provided:
 - (A) At a maximum spacing of one hundred fifty feet around pool deck; and
 - (B) Within the equipment room at facilities having pools fifteen hundred square feet or more.
- (ix) Janitor sink with a vacuum breaker at pools greater than fifteen hundred square feet; and
- (x) Sewage disposed of in a manner approved by the department or local health officer.
- (b) Limited-use swimming pool facility plumbing as described under Table 050.8 of this section.

TABLE ((050-7)) 090.9

PLUMBING FIXTURE MINIMUM REQUIREMENTS FOR GENERAL USE SWIMMING POOLS AMOUNT OF FIXTURES REQUIRED FOR OCCUPANCY LOAD BY SEX

Type of Fixture		Male	Female
1. Toilets	up to 120	1/60	1/40
	from 121-360 add	1/80	1/60
	over 360 add	1/150	1/100
2. Urinals	up to 120	1/60	NA
	from 121-360 add	1/80	
	over 360 add	1/150	
3. Showers	up to 120	1/40	1/40
	from 121-360 add	1/60	1/60
	over 360 add	1/100	1/100
4. Sinks	up to 200	1/100	1/100
	from 201-400 add	1/200	1/200
	over 400 add	1/400	1/400
5. Hose bibs	One hose bib accessible to each locker room and provided with a vacuum breaker.		
6. Janitor sink	One*		

NOTE:

*Required for pools 1500 square feet or greater.

TABLE ((050-8)) 090.10

PLUMBING FIXTURE MINIMUM REQUIREMENT FOR LIMITED USE SWIMMING POOLS

Pools with:	Toilets	Showers	Sinks	Dress.Rm.
1. Living units within 100 feet and less than 3 stories	-	-	-	-
2. Living units > 100 feet but < 500 feet and less than 3 stories.	1	-	1	-
3. Living units within 1/4 mile and/or with 3 or more stories.*	1(M) 1(F)	-	1(M) 1(F)	-

Pools with:	Toilets	Showers	Sinks	Dress.Rm.
4. Living units greater than 1/4 mile.**	1(M) 1(F)	1(M) 1(F)	1(M) 1(F)	1(M) 1(F)

NOTE:

*Consideration for elevators adjacent to pool may allow variance from this requirement.

**When pool bathing load for the proposed facility exceeds a capacity of 150 people, the fixture units provided at limited use facilities shall conform with the general use requirements in Table ((050-7)) 090.9.

(c) If owners limit the number of people within their facility to a certain number and post maximum occupancy loading, the number of plumbing fixture units may be based on that maximum occupancy.

(30) Lighting. Owners shall design and maintain pool facility lighting to:

(a) Illuminate indoor facilities, outdoor facilities used after dusk, and locker room facilities with a minimum lighting intensity maintained thirty inches above any walking surface, pool deck, or pool area of:

- (i) Thirty foot-candles at indoor facilities;
- (ii) Fifteen foot-candles at outdoor facilities;
- (iii) Twenty foot-candles in locker rooms.

(b) Allow lifeguards or attendants to clearly see pool areas and walking surfaces;

(c) Meet any additional lighting requirements deemed necessary by the department or local health officer;

(d) Provide protective shielding for all lighting fixtures above walking surfaces and pool areas; and

(e) Provide all indoor facilities with one or more pool area emergency lights designed to turn on in the event of a power failure. The emergency lighting shall conform to requirements of UL standard 924.

(31) Emergency equipment. Owners shall provide first aid and emergency equipment readily available during operating hours as follows:

(a) General use swimming pool facilities:

(i) A telephone within the facility with a prominently displayed list of emergency medical service response numbers;

(ii) Sufficient and suitable area provided to accommodate persons within the facility requiring first aid treatment and necessary first aid equipment;

(iii) A supplied first aid kit as follows:

(A) For general use pools fifteen hundred square feet or more, a standard twenty-four unit kit;

(B) For general use pools less than fifteen hundred square feet and limited use pools, a standard sixteen unit kit;

(iv) Two or more blankets reserved for emergency use;

(v) A backboard with means to secure victim to board and provide immobilization of head, neck, and back at pools requiring lifeguards;

(vi) Devices to aid victims in distress as follows:

(A) For pools with width less than twenty-four feet, rescue poles one-half the pool width or more;

(B) For pools with width twenty-four feet or more, rescue poles twelve feet or more in length;

(C) One or more of the poles with a double crook life hook in pools without lifeguards;

(D) One or more reaching poles for every fifteen hundred square feet of pool surface area;

(E) Throwing ring buoy, heaving jug, heaving line, throw-rope bag, or other similar devices with rope the width of the pool or fifty feet, whichever is less for reaching and retrieving victim;

(F) Rescue tube or rescue buoy at each lifeguard station.

(b) Limited use swimming pool facilities:

(i) During period facility is open for use, one of the following:

(A) A telephone within one minute access;

(B) Alternate means of reaching emergency medical service response numbers;

(C) Provision of an audible emergency alarm to alert others at area of need to respond.

(ii) Comply with requirements under subsection (31)(a)(iii), (iv), and (vi) of this section.

(32) Lifeguard chairs. Owners shall provide lifeguard chairs as follows:

(a) Where lifeguards are required and pools have depths greater than five feet, at least one lifeguard chair shall be provided adjacent to the deep area of the pool;

(b) Installed to manufacturer standards.

(33) Signs. Owners shall provide signs at pools which must convey the following conditions, but may be conveyed by any combination of words, pictures, or symbols:

(a) Prohibition of running or horseplay;

(b) Prohibition of use by persons with communicable diseases;

(c) Prohibition of use by persons under the influence of alcohol or drugs;

(d) Requirement for a cleansing shower before entering the pool;

(e) Warning that persons refusing to obey the regulations are subject to removal from the premises;

(f) Prohibition of food or drink in the pool water;

(g) In pools where lifeguards are not present, post requirements for facility use as described under WAC ((~~248-98-060~~) 246-260-100) (3)(b)(iii) and (c);

(h) Location of nearest telephone for emergency use or emergency notification procedure.

(34) Food service. When food service is provided, owners shall:

(a) At general use pool facilities, ensure food and beverage sale and consumption areas are separated from pool and deck enclosure areas. Special provisions may be made for allowing food and beverage service on the walkway provided a minimum six feet clear area is maintained between the pool edge and any tables or chairs provided for special facility functions;

(b) At limited use pool facilities, prohibit food and beverage in the pool water and maintain a minimum four foot clear area between pool edge and any tables and chairs provided for food service;

(c) At general use pool facilities, prohibit alcohol;

(d) At limited use pool facilities, when alcohol is sold within the pool facility, provide an attendant at the pool area;

(e) Provide trash containers;

(f) Prohibit glass containers in the pool facility.

(35) Drinking fountain. Owners shall provide an operable drinking fountain at general use swimming pools fifteen hundred square feet or more. Drinking fountains shall conform with American Standards Association requirements.

(36) Foot baths. Owners shall prohibit the use of foot baths at water recreation facilities. This does not preclude use of foot showers, provided the area is well drained.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-100 OPERATION OF SWIMMING POOL FACILITIES. (1) Operation plan. Owners shall ensure proper operation to protect the public health, safety, and water quality by establishing practices and developing an operations manual addressing each of the following:

(a) Physical pool facility components;

(b) Personnel;

(c) Users and spectators;

(d) Environmental conditions.

(2) Physical components. Owners shall provide routine checks of the physical components:

(a) Ensuring all structural facilities which the users come in contact are intact and free from undue wear or fatigue and replaced as needed;

(b) Eliminating adverse affects of water ponding on walking surfaces;

(c) Ensuring preventive maintenance on equipment essential for protection of the public health, safety, and water quality;

(d) Ensuring any necessary emergency equipment is available and in good repair;

(e) Maintaining barrier protection;

(f) Ensuring common articles such as towels, bathing suits, bathing caps, etc., for patron use are sanitized before reuse if provided for patrons; and

(g) Ensuring treatment and turnover times are continuous twenty-four hours a day during seasons or periods of use and do not exceed six hours provided:

(i) Allowances shall be made for minor equipment maintenance;

(ii) Pools previously approved with turnover rates varying from subsection (2)(g)(i) of this section may continue to operate if water quality conditions conform with WAC ((~~248-98-030~~) 246-260-070).

(3) Required personnel. Owners shall ensure appropriate personnel at pool facilities as follows:

(a) General use pool facilities having one or more pools fifteen hundred square feet or more in surface area shall have lifeguards present at all times pools are in use, except:

(i) Pools having surface area less than twenty-five hundred square feet, four and one-half feet or less in depth, limiting use from two to ten adults in the pool are not required to have a lifeguard;

(ii) When swim teams are facility users, the owner may allow substitution of qualified coaches. See subsection (5) of this section to substitute for a lifeguard for guarding of a swim team.

(b) General use pool facilities less than fifteen hundred square feet shall provide lifeguards or attendants as follows:

(i) Lifeguards shall be present:

(A) If pool facility provides training for water safety and basic swimming instruction for children twelve years of age or under; or

(B) If pool facility provides training for safety and basic swimming instruction for adults and the pool is over four feet deep; or

(C) When pool facility provides training, practice, and/or meets for swim teams, substitution may occur as described under subsection (3)(a)(ii) of this section.

(ii) Attendants or lifeguards shall be present when organized programs are provided at the pool facility, for example, teaching of adult swimming lessons in water four feet or less, formal exercise classes, and the like;

(iii) When no lifeguard or attendant is present, the facility use shall be limited by the following conditions:

(A) When pool is used by children twelve years of age or under, a responsible adult eighteen years of age or older shall accompany the children and be at the pool or pool deck at all times the children use the facility;

(B) When used by persons seventeen years of age or under, a minimum of two people at the pool facility at all times the pool is in use;

(C) Subdivision (b)(iii)(A) and (B) of this subsection posted.

(c) When lifeguards are not provided at limited use pool facilities, within the conditions noted in the definition for a limited use pool, use of the facility shall be limited by the following conditions:

(i) When the pool is used by children twelve years of age or under, a responsible adult eighteen years of age or older shall accompany the children and be at the pool or pool deck at all times the children use the facility;

(ii) When used by persons seventeen years of age or under, a minimum of two people at the pool facility at all times the pool is in use;

(iii) Subdivision (c)(i) and (ii) of this subsection posted and ongoing provisions to notify the responsible person of conditions for use of the facility.

(d) A water treatment operator.

(4) Personnel duties and equipment. Owners shall ensure the specific duties and equipment of designated personnel include:

(a) Lifeguards during periods of lifeguarding, guard users of the pool facility in areas assigned;

(b) Assistant lifeguards when provided at the pool used under the following conditions:

(i) Fifty percent or more of the persons assigned to guard on the deck are lifeguards;

(ii) Assistant lifeguards limited to guarding responsibility of areas four feet or less in depth; and

(iii) One or more lifeguards on duty trained at the equivalent of "lifeguard training" as recognized by the ARC or equivalent as recognized by the department.

(c) Attendants, when provided at pools not requiring lifeguards, oversee pool use by the bathers and provide supervision and elementary rescues such as reaching assists to bathers in need. This does not mean the person is qualified or trained to make swimming rescues;

(d) Qualified swimming coaches when substituting for lifeguards, guard swimming team at the pool facility in areas assigned;

(e) Water treatment operator oversees that the water treatment components are functioning adequately to protect public health, safety, and water quality;

(f) Notification of responsible persons on the conditions for facility use at pool facilities not requiring lifeguards, and for which no lifeguards or attendants are present. A responsible person means a person having responsibility for overseeing users seventeen years of age or under including, but not limited to a person:

(i) Renting an apartment, hotel, motel, RV camp site; or

(ii) Who is an owner or member of a condominium, homeowner's association, mobile home park, or private club with a pool facility.

(g) Lifeguards, assistant lifeguards, or attendants:

(i) Wearing a distinguishing suit, uniform, or emblem; and

(ii) Equipped with a whistle or a signaling device.

(5) Personnel training. Owners shall require training for each type of personnel including:

(a) Lifeguards shall maintain current certificates in the following:

(i) Standard first aid and adult, single rescue CPR through ARC or the American Heart Association; and

(ii) Advanced lifesaving, advanced lifesaving review, or lifeguard training through ARC; or

(iii) YMCA lifeguarding or crossover course through the YMCA; or

(iv) Lifeguard through the National Lifeguard Service, Canadian; or

(v) Lifeguard through the National Pool and Waterpark Lifeguard Training Course; or

(vi) Basic lifeguard through advanced lifeguard training international; or

(vii) Other training the department determines equivalent; and

(viii) Thirty-six months after enactment of the personnel training provisions of this chapter, the department will no longer recognize training for lifeguards in advanced lifesaving or advanced lifesaving review through the ARC.

(b) Assistant lifeguards shall maintain current certificates and meet the requirements in the following:

(i) Adult, single rescue CPR through ARC or the American Heart Association; and

(ii) Emergency water safety with ARC; or

(iii) Bronze medallion award through the Royal Life-saving Society of Canada;

(iv) Shallow water lifeguard through the National Pool and Waterpark Lifeguard Training; or

(v) Other training the department determines equivalent; and

(vi) Be fourteen years of age or older.

(c) Swim coaches substituting for lifeguards with swim teams shall maintain current certificates through the following:

(i) Standard first aid and adult, single rescue CPR through ARC or the American Heart Association; and

(ii) Safety training for swim coaches through ARC; or

(iii) Other training the department determines equivalent.

(d) Attendant shall maintain current certificates and meet the requirements in the following:

(i) Adult, single rescue CPR through ARC or the American Heart Association; and

(ii) Basic water safety with ARC; or

(iii) Other training the department determines equivalent; and

(iv) Be sixteen years of age or older.

(e) Water treatment operator shall have specific knowledge in provision of pool water chemistry, filtration, pumping equipment, and rules and regulations pertaining to pool facilities;

(f) When pool facility is using chlorine gas, an operator shall have specific training as follows:

(i) Proper operation of the chlorination equipment and routine maintenance procedures;

(ii) Basic understanding of physical and chemical properties of chlorine gas under pressure;

(iii) Basic understanding on use of leak detection and emergency safety equipment;

(iv) Basic knowledge of proper first-aid procedures and response for accidental inhalation of chlorine gas;

(v) Six hours or more of formal instruction once every three years or three hours or more every eighteen months with certificate of training provided.

(g) Persons shall be exempt from having current CPR or standard first-aid certificates if the persons hold current certificates in any of the following:

(i) Community CPR in the place of adult, single rescue CPR;

(ii) In the place of standard first aid:

(A) Advanced first aid;

(B) First responder;

(C) Emergency medical technician; or

(D) Paramedic.

(iii) Other training the department recognizes as equivalent or exceeding current requirements.

(6) Emergency response plan. Owners shall ensure emergency response provisions as follows:

(a) In pool facilities where lifeguards, assistant lifeguards, or swim coaches are required:

(i) Sufficient qualified personnel, for example, lifeguards, assistant lifeguards, or swim coaches where appropriate, located to provide a response time not to exceed thirty seconds to all pool users;

(ii) Based on, but not limited to, the following:

(A) Pool depth;

(B) Line of sight;

(C) Bather load;

(D) Training procedures;

(E) Emergency procedures, and

(F) Lifeguard rotation.

(iii) Emergency response drills to meet the response time including:

(A) Drills two or more times each year;

(B) Testing documentation.

(iv) Where SCUBA or kayaking lessons are performed at the pool, personnel guarding these activities shall be provided special in-service training.

(b) In pool facilities where no lifeguards are provided:
(i) Posting and ongoing notification and enforcement of conditions for pool use. See subsection (3)(b) and (c) of this section;

(ii) Enforcement of conditions by owner and authorized personnel;

(iii) Emergency equipment specified under WAC ((248-98-050)) 246-260-090(31), readily available during operating hours.

(c) Ongoing training and evaluation of the lifeguarding skills and/or assistant, coach, or attendant skills;

(d) In facilities where chlorine gas is used:

(i) Annual emergency drills;

(ii) Identification of the location of accessible chlorine cylinder repair kits.

(7) Bather use. Owners shall establish rules of conduct for facility users to ensure health and safety as follows:

(a) Signage noted under WAC ((248-98-050)) 246-260-090(33);

(b) Facilities used for swimming instruction courses may allow diving into water depths recognized as adequate by the organization providing the certificates, for example ARC or YMCA, provided the divers are supervised by instructors.

(8) Environmental conditions. Owners shall monitor various environmental conditions affecting the facility or the user and take appropriate action in response to these factors, including electrical storms, fog, wind, visibility problems, etc.

(9) Closure. Owners shall close the facility when the facility or portion thereof presents an unhealthful, unsafe, or unsanitary condition. These conditions include lack of compliance with the water quality or operation requirements as detailed under WAC ((248-98-030 and 248-98-060)) 246-260-070 and 246-260-100.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-110 SPA POOL ((GENERAL)) DESIGN, CONSTRUCTION, AND EQUIPMENT.

(1) Location. Owners shall locate pools to:

(a) Minimize pollution by dust, smoke, soot, and other undesirable substances;

(b) Eliminate pollution from surrounding surface drainage; and

(c) Ensure pump house, trees, and other structure locations are fifteen feet or more away from the pool or provide barriers or other means to prevent ready access from any such structure. Structures shall not be construed to include:

(i) Building walkways above the second story or roofs of any building structure; or

(ii) Any barriers provided to prevent unauthorized pool access, for example, fencing.

(2) Materials. Owners shall use only structure and equipment materials which are nontoxic, durable, inert, impervious to water, and easily cleanable.

(3) Walking surfaces. Owners shall design and maintain walking surfaces:

(a) Uniformly sloping away from the pool or pools with a minimum of one-fourth inch per foot and a maximum of one-half inch per foot;

(b) Of a nonslip finish not presenting a tripping hazard;

(c) Equipped with sufficient drains to prevent standing water;

(d) Of easily cleanable impervious finishes;

(e) Providing a minimum unobstructed six feet by seven feet area adjacent to the pool;

(f) Continuous and four feet wide or more extending around the entire pool if perimeter is equal to or greater than forty feet;

(g) Forty inches or less below horizontal ledge of elevated pool. Elevated pools over twelve inches above deck level shall have a maximum ledge thickness of twelve inches, except in the area of stairs;

(h) Continuously extending, and four feet wide or more, around fifty percent or more of the pool, if the pool is over forty inches above the primary walkway; and

(i) In conformance with department-established guidelines for any resilient artificial surfaces.

(4) Barriers. Owners shall provide barrier protection to prevent unauthorized access ((including:)).

(a) ((In outdoor facilities;)) A barrier ((of)) shall be sixty inches or more in height ((with)) and:

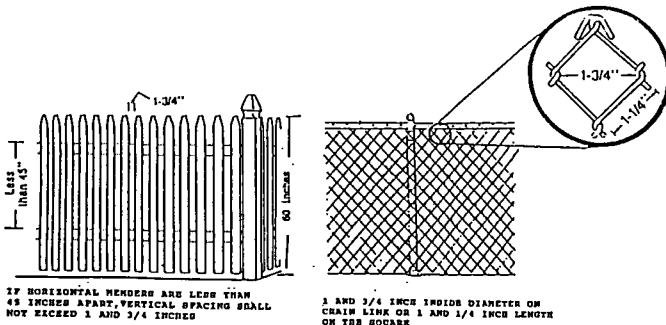
(i) ((Barrier:

~~(A) Not allowing)) Shall not allow passage of a four-inch diameter sphere;~~

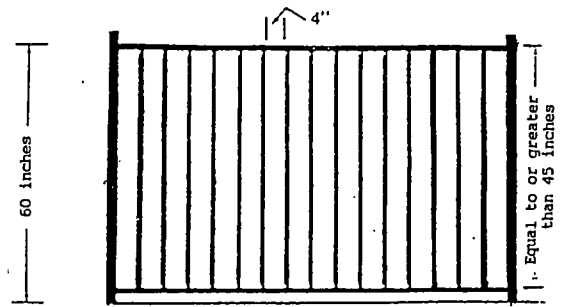
~~((B) Horizontal members with less than forty-five inches spacing between the tops of the horizontal members shall have vertical members not exceeding one and three quarter inches in width; or~~

~~(C) Horizontal members with forty-five inches or more spacing between tops of the horizontal members shall have vertical members not exceeding four inches in width:))~~

(ii) If it has horizontal members that are spaced less than forty-five inches between the tops of the horizontal members, shall have spaces between the vertical members no greater than a width of one and three-quarter inches (see Figure 110.1); or



(iii) If it has horizontal members that are spaced at, or more than, forty-five inches between the tops of the horizontal members, shall have spaces between the vertical members no greater than a four-inch width (see Figure 110.2); and



IF HORIZONTAL MEMBERS ARE EQUAL TO OR MORE THAN 45 INCHES APART, VERTICAL SPACING SHALL NOT EXCEED 4 INCHES

(iv) Shall have lockable gates and entrances provided with a self-closing, self-latching mechanism fifty-four inches or more from the ground with a clear space fifty inches deep on the latch side of the door to position a wheelchair. When a latching mechanism is provided at any lower height, the latching mechanism shall be of a type remaining continuously locked, and only opening with the use of a key or other access control system.

~~(b) ((Indoor facility barriers sixty inches or more in height suitable to prevent access of unauthorized individuals;~~

~~(c)) Restricted area service entrances shall be exempt from door or gate requirements providing no public access is available;~~

~~((d)) (c) Lifeguarded pools are not required to have a self-closing, self-latching gate during the period a pool is in use. Facility gates shall be closed and locked during ((non-use)) nonuse periods; and~~

~~((e)) (d) An entrance to the pool area which shall not serve as a required exit from another part of a building when there is a conflict with other codes or regulations.~~

(5) Spa pool structure. Owners shall ensure general pool requirements include:

(a) Pool surfaces which are nontoxic, impervious, smooth, easily cleanable, and enduring. Pools one hundred square feet or more shall be a white or light color;

(b) A dimensional design providing for safety, circulation, and quality of the water including, but not be limited to:

(i) Surfaces not causing cutting, pinching, puncturing, entanglement, or an abrasion hazard under casual contact;

(ii) Construction tolerances conforming with current NSPI public spa standards;

(iii) Uniform floor slopes not exceeding one foot of drop in twelve feet of run sloped to drain;

(iv) A minimum height between the top of the pool rim and the ceiling shall be seven feet; and

(v) Maximum operational depth of four feet measured from the water line. Exceptions may be made for special purpose designed pools.

(c) Adequate means to routinely drain or otherwise remove water from the pool.

(6) Spa pool appurtenances. Owners shall ensure pools contain:

(a) Handholds around the pool perimeter two feet or more in depth. Handholds shall be four feet apart or less and consist of any one or a combination of the following:

(i) Coping, ledges, radius flanges, or decks along the immediate top edge of the pool or suitable slip-resisting handholds located twelve inches or less above the water line;

(ii) Ladders or steps; or

(iii) Secured rope or railing twelve inches or less above the water line.

(b) Stairs:

(i) Meeting the following construction requirements:

(A) Nonslip tread finishes;

(B) Contrasting color stair tread edges clearly visible to users;

(C) Handrails with the leading edge for stairs at pool entry/exit being neither eighteen inches or more beyond nor eight inches or more inside (horizontally) the vertical plane of the bottom riser;

(D) Less than or equal to twenty feet of any point within the spa measured at the wall at the point of entry;

(E) Riser treads with a minimum unobstructed, horizontal, ten-inch tread depth and a minimum two-hundred-forty-inch surface area;

(F) Riser heights on spa pools over forty feet in perimeter, uniform and seven and one-half inches or less, except the bottom riser may be less than uniform height; and

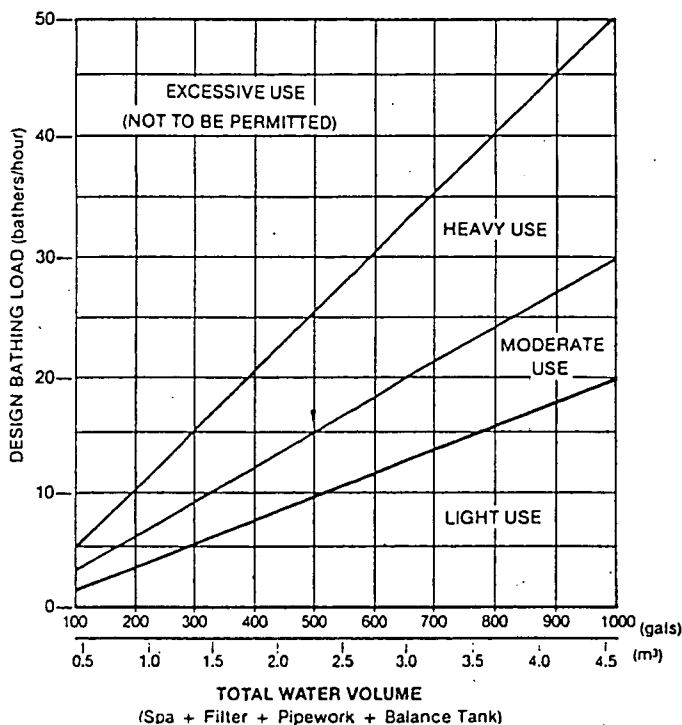
(G) Riser heights on spa pools of forty feet or less in perimeter, uniform and have a preferred seven and one-half inch height, but not greater than ten inches, except the bottom riser may be less than uniform height.

(7) Spa pool bather design capacity and load. Owners shall design and control the pool use to not exceed a maximum bather capacity and load as designated below:

(a) The maximum bather capacity is one person per four square feet. Maximum bather capacity is the maximum number of bathers at any one time; and

(b) Bather loads are designated in terms of three different loading conditions: Light, moderate, and heavy use as shown under Graph 040.1. Maximum bather load is the maximum number of bathers in a one-hour period. Interpret a single bather use to mean a bather using the pool for a fifteen minute duration. For pools with volumes greater than noted on the graph, loadings shall be based on the continued slope of the line above each use category.

GRAPH ((040.1)) 110.3 SPA DESIGN FOR BATHER LOAD AND TURNOVER



(8) Turnover. Owners shall ensure pools turn over entire pool water volume at rates in accordance with designated bather load as determined from Graph ((040.1)) 110.3 noted in subsection (7) of this section.

(a) Minimum turnover time for treatment recirculation shall be:

(i) For light use pool facilities, thirty minutes;

(ii) For moderate use pool facilities, twenty minutes;

(iii) For heavy use pool facilities, ten minutes.

(b) Exceptions to recirculation requirements may be made for flow-through pools in the following conditions:

(i) Where water supply is sufficient to provide the same turnover period specified for recirculation pools;

(ii) The source water supply meets the quality requirements and is subject to a disinfection method outlined under WAC ((248-98-030)) 246-260-070(3);

(iii) The introduction of fresh treated pool water is accomplished by the same type of inlet and outlet design required for recirculation pools; and

(iv) The pool water quality complies with WAC ((248-98-030)) 246-260-070.

(9) Inlets. Owners shall provide pool inlets:

(a) Submerged and located to produce uniform water and chemical circulation throughout the pool;

(b) Located on the bottom of pools ten thousand gallons or more, unless otherwise justified by the design engineer to either the department's or local health officer's satisfaction.

(10) Outlets. Owners shall provide pool outlets with:

(a) Overflow and main drain grating systems each designed to carry one hundred percent of the total recirculation filter flow, and main drain piping designed to carry fifty percent or more of the total recirculation filter flow;

(b) Overflow outlets maintaining:

(i) A minimum of sixty percent of filter recirculation flow at all times; and

(ii) An overflow channel which may be used on any pool and required on pools ten thousand gallons or more on the pool perimeter to promote uniform circulation and skimming action of the upper water layer with:

(A) A design preventing all matter entering the channel from returning to the pool;

(B) Dimensions minimizing bather hazards, such as catching arms or feet;

(C) One one-hundredth of a foot slope per foot or more;

(D) Drains sufficiently spaced and sized to collect and remove overflow water to return line and filter, where applicable; and

(E) Size sufficient to prevent flooded suction conditions on the overflow system and to properly drain water away from the pool. Displacement shall be computed at twenty gallons per bather. Balancing tanks use is optional dependent on the overflow channel volume and design.

(iii) Skimmers in lieu of pool overflow channels up to ten thousand gallons if:

(A) Weir provided in skimmer has a maximum flow rate through skimmer not exceeding four gpm per inch of weir;

(B) Devices are recessed in the pool wall so no part protrudes beyond the plane of the wall into the pool;

(C) The skimmer is equipped with a device to prevent air lock in the recirculation suction line, such as, an equalizer line;

(D) The skimmer is equipped with a removable and cleanable screen designed to trap large solids;

(E) Automatically adjustable and operates freely with continuous skimming action to continue through all loading rates as the skimmer is designed. Displacement shall be computed at twenty gallons per bather.

(c) Main drains in all pools with:

(i) Location of one main drain or more at the lowest point of the pool floor, or means to readily drain the entire pool water readily available;

(ii) A minimum of two main drains with equivalent recirculation capacity and net surface open area; or on spa pools with fifteen hundred gallon volume or less, a large single main drain twelve inches square or more in surface area;

(iii) A design to aid in hair entrapment prevention when main drains are on vertical walls;

(iv) Total open area of grates sized to prevent a suction or entrapment hazard dangerous to user;

(v) Grates on drains with a:

(A) Maximum flow of one and one-half feet per second; or

(B) Net outlet area four times or more the area of the discharge pipe;

(vi) Openings (~~one-half inch or less wide~~) not allowing a sphere over one-half inch in diameter to pass;

(vii) Grates designed to withstand forces of users;

(viii) Grates removable only with specific tools; and

(ix) Means to control flow from recirculation pump or balancing tank.

(11) Flow. Owners shall maintain pool recirculation flow not to exceed:

(a) Six feet per second in the valved suction or discharge side of the pump; and

(b) Ten feet per second in open discharge pipes on the pressure side of the pump or filter discharge. The recirculation flow limit does not apply to the return inlet and the last two feet of pipe leading to the inlet.

(c) The recirculation piping of the spa pool shall not inter-mix back with any companion swimming pool water.

(12) Pumps. Owners shall have and maintain recirculation pumps with adequate capacity to:

(a) Provide design flows and pressure for water recirculation over the entire operating filter pressure;

(b) Allow proper backwashing of filters when specified;

(c) Have self-priming capability when installed above the pool water level; and

(d) Ensure the recirculation pump system shall have a separate water treatment pump than that used for hydrotherapy spa action, unless automatic flow control valving is provided to limit filter flow to required design.

(13) Strainers. Where pumps precede the filter, owners shall equip pool recirculation facilities with hair and lint strainers which shall:

(a) Be located upstream of recirculation pumps;

(b) Provide strainer screen sufficiently strong to prevent collapse when clogged;

(c) Have an operable cover; and

(d) Provide valving to isolate the strainer when located below pool water level.

(14) Valves. Owners shall provide valves at appropriate locations to allow equipment isolation and maintenance.

(15) Equipment rooms. Owners shall provide equipment rooms for a spa pool with:

(a) Ten thousand gallons or more in water volume or for spa pools provided adjacent to a swimming pool at the same facility with:

(i) Enclosed pumps, disinfection equipment, filters, and other electrical and mechanical feed equipment and associated chemicals. Storage of chemicals shall conform to manufacturer requirements;

(ii) Working space and access to perform routine operation;

(iii) A forty-six-square-foot minimum floor area and provides a three-foot minimum access area to service equipment;

(iv) One floor drain or more and a floor slope to the drain at a one-fourth-inch-per-foot minimum;

(v) If below grade, ready access;

(vi) Ventilation;

(vii) Twenty foot candles or more of light measured thirty inches from the floor; and

(viii) Kept locked.

(b) Less than ten thousand gallons in water volume or for spa pools not provided at the same facility as a swimming pool complying with subsection (15)(a)(i), (ii), (v), and (viii) of this section.

(16) Make-up water. Owners shall ensure a source of make-up water and associated piping at the pool:

(a) Providing sufficient quantity to replace daily pool water losses;

(b) Coming from a supply conforming with chapter ((248-54)) 246-290 WAC;

(c) Preventing cross connections using a minimum air gap of two pipe diameters or approved backflow prevention devices between the make-up water source and the pool water or waste water; and

(d) If using a pool fill spout, not projecting greater than one inch into the space above the water surface area and shielded to not create a deck hazard.

(17) Filters. Owners shall equip pools with filtration equipment:

(a) Meeting the applicable NSF standards or equivalent;

(b) Using acceptable type and filter rates described under Table 040.2 of this section;

(c) Having pressure or vacuum gauges for measuring loss of head through the filter with a minimum of one gauge preceding and one gauge following the filter;

(d) Having a rate of flow indicator to measure a flow with accuracy, repeatability, and durability equivalent to flow meters meeting NSF standards; and

(e) Having means of discharging filter backwash to waste with:

(i) Discharge in a manner not creating a public nuisance;

(ii) Disposal in accordance with applicable local laws or regulations;

(iii) Minimum air gap of two pipe diameters to prevent cross-connection from waste discharge and recirculation system piping;

(iv) Discharge receptor and sufficient size piping to accept backwash water and to prevent flooding; and

(v) Ability to monitor filter effluent during backwash, that is, use of sight glass.

(f) Providing means to release air entering the filter tank on pressure filters;

(g) When cartridge filters are used:

(i) Provide with an extra set of cartridges; and

(ii) Have any bypass valves in a permanently closed position.

(h) When using pressure DE filters with separation tanks:

(i) Providing a means of air release or a lid providing a slow and safe release of pressure; and

(ii) Showing a readily visible user warning that the air release must be opened before starting the circulation pump.

TABLE ((040-2)) 110.4

SPA POOL FILTER RATE APPLICATION RATES

Type of Filter Media	Rates in gpm/Square Feet		
	Minimum	Maximum	
Sand			
	Rapid Sand or Pressure Sand High Rate Sand Pressure or Vacuum	—	3
DE		10	15
		Continuous Feed	Manual Feed
Cartridge*	Pressure	0.8	1.0
	Vacuum	1.0	1.35
			.375

NOTE:

*Cartridge filters shall have a nominal micron rating of twenty microns or less.

(18) Disinfection equipment. Owners shall provide disinfection equipment:

(a) Providing a continuous and effective disinfectant residual in the water;

(b) Using a disinfectant with an easily monitored residual;

(c) Having a design feed rate providing effective disinfection levels when the pool is in peak demand conditions;

(d) Having easily cleanable equipment and piping used to apply chemicals and with provisions to prevent undue clogging. All materials shall be resistant to action of chemicals used;

(e) Conforming to NSF standards if the disinfection equipment contains:

(i) Adjustable output rate chemical feed equipment for liquid solutions. The equipment shall:

(A) Feed under positive pressure in the recirculation system;

(B) Provide means for dosage adjustment;

(C) Have provisions to prevent hypochlorite solution siphoning when equipment is turned off. This applies when the disinfection equipment is above pool water level.

(ii) Flow through chemical feed for solid feed materials. Solid tablets or granules shall not be placed in skimmer baskets accessible to the public.

(f) Allowing hand feeding on an emergency basis only;

(g) Meeting the following conditions when using chlorine gas:

(i) Chlorine rooms shall:

(A) Be above ground level;

(B) Be constructed so all openings or partitions with adjoining rooms are sealed;

(C) Be located with consideration of prevailing winds to dissipate leaked chlorine away from the pool facility;

(D) Have door opening outward only and to the out-of-doors; and

(E) Provide a sign on the door exterior reading DANGER CHLORINE. The sign shall be large enough to be read twenty-five feet away.

(ii) Chlorine rooms shall have mechanical exhausting ventilation including:

- (A) Air inlet located as far as possible from fan intake to promote good air circulation patterns;
- (B) Minimum of one air change per minute in the chlorine room when fan is operating;
- (C) A remote switch outside the room or a door-activated switch to turn on fan before entering;
- (D) Suction for fan near the floor;
- (E) Exhaust for fan and chlorinator vent located to prevent contaminating air intake and prevent undue hazard for pool facility users; and
- (F) Screened chlorinator vent.
- (iii) Gas chlorine systems shall:
 - (A) Be vacuum injection type, with vacuum actuated cylinder regulators;
 - (B) Provide integral backflow and anti-siphon protection at the injector;
 - (C) Provide taring (net weight of cylinder gas) scales to determine chlorine weight.
 - (iv) Breathing protection available in an accessible area for the operator outside of the chlorine room including:
 - (A) Self-contained breathing apparatus designed for use in a chlorine atmosphere for working with chlorine leaks and maintained in accordance with department of labor and industries standards; or
 - (B) Provisions to substitute breathing protection at the site, if procedures can be established and documented with emergency service fire districts or other approved organization within the area for promptly responding to chlorine leaks.
 - (v) Means for automatic shutoff when pool flow is interrupted;
 - (vi) Chlorine gas cylinders shall:
 - (A) Be stored only in chlorine rooms;
 - (B) Have approved valve-stem cylinder wrench on the valve stem to shut the system down in an emergency event;
 - (C) Be properly secured to prevent tipping;
 - (D) Be tagged to indicate cylinders are empty or full; and
 - (E) Not exceed one hundred fifty pounds tare weight per cylinder. If one-ton cylinder use is desired, an engineer specializing in chlorine design shall prepare a design proposal for department consideration.
- (19) Chemical feeding equipment for pH control. Owners applying chemicals for controlling pH through chemical feed equipment shall provide equipment with:
 - (a) Adequate size and design to allow routine cleaning and maintenance;
 - (b) Materials resistant to chemical action;
 - (c) Means for automatic shut off when pool flow is interrupted;
 - (d) Chemical feed equipment for pH control on pools ten thousand gallons or greater;
 - (e) Any pool feeding with:
 - (i) Caustic soda (NaOH);
 - (ii) Carbon dioxide (CO₂); or
 - (iii) Other chemicals the department determines necessary to require metered and controlled feeding.
- (20) Heaters. Where pool heating equipment is provided, owners shall:

- (a) Locate equipment so any standing pilot is readily accessible;
- (b) Install equipment per NEC and UMC.
- (21) Ventilation. Owners shall provide indoor pool facility ventilation conforming with ASHRAE pool facility standards.
- (22) Testing equipment. Owners shall use testing equipment as noted in the water quality section under WAC ((248-98-030)) 246-260-070(6).
- (23) Chemical storage. Owners shall ensure chemical storage design and placement minimizes safety risks.
- (24) Restroom and plumbing fixtures. Owners shall provide restrooms and plumbing facilities at pools as follows:
 - (a) In the spa pool facilities provided in conjunction with general use and limited use swimming pools, wading pools, or other water recreation facilities, the spa pool bathing load shall be added to the total load for consideration of plumbing fixture units;
 - (b) If a spa pool is the sole water recreation facility at a site, plumbing fixtures, as noted under Table ((040-3)) 110.5, including:
 - (i) Flush toilets and toilet tissue in dispensers;
 - (ii) Shower facilities that:
 - (A) Deliver water at a temperature range of ninety to one hundred ten degrees Fahrenheit; and
 - (B) Provide single service soap in nonglass dispensers.
 - (iii) Sinks provided with:
 - (A) Tempered or hot and cold running water;
 - (B) Single service soap in nonglass dispensers; and
 - (C) Single service towels or electric hand dryer.
 - (iv) Hose bibs with vacuum breakers conveniently accessible to pool and within one hundred feet; and
 - (v) Sewage disposed in a manner approved by the department or local health officer.
 - (c) If owners limit the number of people within their facility to a certain number and post maximum occupancy loading, the number of plumbing fixtures may be based on the maximum occupancy.

TABLE ((040-3)) 110.5
 PLUMBING FIXTURE MINIMUM REQUIREMENTS FOR
 SOLE FACILITY SPA POOLS

Spa Pools With:	Minimum Number of Fixture Units				
	Toilet	Shower	Sink	Dress- ing Room	Hose Bib
1. Limited spa use with living units* within 100 feet and less than 3 stories	-	-	-	-	1
2. Limited spa use with living units > 100 ft. and < 500 ft. and < three stories**	1	-	1	-	1
3. Limited spa use with living units > 500 ft. and < 1/4 mi. and/or > three stories**	1(M) 1(F)	1(M) 1(F)	1(M) 1(F)	-	1 -
4. Limited spa use with living units > 1/4 mile or general use spa pool***	1(M) 1(F)	1(M) 1(F)	1(M) 1(F)	1(M) 1(F)	1 -

NOTE:

**Living unit" means all the units the facility serves.

**Consideration for elevators adjacent to pool may allow variance from this requirement.

***When bathing load exceeds 40 of either sex, the fixture units provided shall conform to general use requirements for swimming pools.

(25) Lighting. Owners shall design and maintain pool facility lighting to:

(a) Illuminate indoor facilities, outdoor facilities used after dusk, and locker room facilities with a minimum lighting intensity maintained thirty inches above any walking surface, pool deck, or pool area of:

- (i) Thirty foot candles at indoor facilities;
- (ii) Fifteen foot candles at outdoor facilities; and
- (iii) Twenty foot candles in locker rooms.

(b) Allow lifeguards or attendants to clearly see pool areas and walking surfaces;

(c) Meet any additional lighting requirements deemed necessary by the department or local health officer;

(d) Provide protective shielding for all lighting fixtures above walking surfaces and pool areas; and

(e) Provide all indoor facilities with one or more pool-area emergency lights designed to turn on in the event of a power failure. The emergency lighting shall conform to requirements of UL standard 924.

(26) Emergency equipment. Owners shall provide first aid and emergency equipment readily available during operating hours as follows:

(a) Spa pool facilities ten thousand gallons or more or used in conjunction with a general use swimming pool:

(i) A telephone within the facility with a prominently displayed list of emergency medical service response numbers;

(ii) Sufficient and suitable area provided to accommodate persons within the facility requiring first aid treatment and necessary first aid equipment;

(iii) A standard sixteen unit first aid kit;

(iv) Two or more blankets reserved for emergency use;

(v) A clearly marked emergency shut off switch for shutting off all pumps, accessible to the public within twenty feet of the pool. Spa pool facilities shall also provide an audible alarm with the emergency shut off switch; and

(vi) Heater thermostat switches shall be inaccessible to bathers.

(b) Spa facilities containing less than ten thousand gallons:

(i) During the period the facility is open for use, one of the following is required:

(A) Telephone within one minute access;

(B) Alternate means of reaching emergency medical service response numbers; or

(C) Provision of an audible emergency alarm to alert others at the area of need to respond.

(ii) Comply with subsections (26)(a)(iii), (iv), (v), and (vi) of this section.

(27) Signs. Owners shall provide signs at pools which must convey the following conditions, but may be conveyed by any combination of words, pictures, or symbols:

(a) Prohibition of running or horseplay;

(b) Prohibition of use by persons with communicable diseases;

(c) Prohibition of use by persons under the influence of alcohol or drugs;

(d) Requirement for a cleansing shower before pool entry;

(e) Caution that persons suffering from heart disease, diabetes, or high blood pressure should consult a physician before spa pool use;

(f) Caution for women who are or may be pregnant to seek the advice of a physician regarding spa use and to limit the women's time in the pool;

(g) Persons should limit the stay in the pool to fifteen minutes at any one session;

(h) All children twelve years of age or under shall be accompanied by a responsible adult observer. No child six years of age or under should use the pool;

(i) No person seventeen years of age or under shall use the pool alone;

(j) Maximum bathing capacity of pool shall be posted;

(k) Prohibition of food or drink in the pool water;

(l) In pools where lifeguards or attendants are not present, post requirements for facility use as described under WAC ((248-98-045)) 246-260-120(3); and

(m) Location of the nearest telephone or emergency notification procedure.

(28) Food service. When owners allow or make provisions for food service:

(a) At general use pool facilities, ensure food and beverage sale and consumption areas are separated from pool and deck. Special provisions may allow food and beverage service on the walkway provided a minimum six feet clear area is maintained between the pool and any tables or chairs provided for food service for special facility functions;

(b) At limited use spa pool facilities, prohibit food and beverage in the pool water and maintain a minimum four foot clear area between pool edge and any tables and chairs provided for food service;

(c) At general use pool facilities, prohibit alcoholic beverages;

(d) At limited use pool facilities, when alcohol is sold within the pool facility, provide an attendant at the pool area;

(e) Provide trash containers; and

(f) Prohibit glass containers in the pool facilities.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-120 OPERATION((=)) OF SPA POOL((S)) FACILITIES. (1) Operation plan. Owners shall ensure proper operation to protect the public health, safety, and water quality by establishing practices and developing an operations manual addressing each of the following:

(a) Physical pool facility components;

(b) Personnel;

(c) Users and spectators; and

(d) Environmental conditions.

(2) Physical components. Owners shall provide routine checks of the physical components:

(a) Ensuring all structural facilities which the users come in contact are intact and free from undue wear or fatigue and replaced as needed;

(b) Eliminating adverse affects of water ponding on walking surfaces;

(c) Ensuring preventive maintenance on equipment essential for protection of the public health, safety, and water quality;

(d) Ensuring any necessary emergency equipment is available and in good repair;

(e) Having means for routine oxidation of spa pool water provided after heavy use, for example, super chlorination;

(f) Maintaining barrier protection;

(g) Ensuring common articles such as towels, bathing suits, bathing caps, etc., for patron use shall be sanitized before re-use if provided for patrons; and

(h) Ensuring a continuous twenty-four-hour-a-day treatment and turnover during periods of use not exceeding:

(i) Thirty minutes in lightly loaded spas; or

(ii) Twenty minutes in moderately loaded spas; or

(iii) Ten minutes in heavily loaded spas.

(iv) Turnover rates designated in subsection (2) of this section, except allowance shall be made for minor equipment maintenance and existing pools with turnover rates varying from this section may continue to operate if water quality conditions conform with WAC ((~~248-90-030~~) 246-260-070).

(3) Required personnel. Owners shall ensure appropriate personnel at pool facilities as follows:

(a) A lifeguard or attendant. If no lifeguard or attendant is present, pool facility use shall be subject to the following conditions:

(i) When pool is used by children twelve years of age or under, a responsible adult eighteen years of age or older shall accompany the children and be at the pool or the pool deck at all times the children use the facility;

(ii) When used by persons seventeen years of age or under, a minimum of two people at the pool facility at all times the pool is in use;

(iii) At general use pools, subdivision (a)(i) and (ii) of this subsection be posted; and

(iv) At limited use pools, subdivision (a)(i) and (ii) of this subsection be posted and ongoing provisions notifying the responsible person of the conditions.

(b) A water treatment operator.

(4) Personnel duties and equipment. Owners shall ensure the specific duties and equipment of designated personnel include:

(a) Lifeguards, during periods of lifeguarding, guard users of the pool facility in areas assigned;

(b) Assistant lifeguards when provided at the pool used under the following conditions:

(i) Assistant lifeguard limited to guarding responsibility of areas four feet or less in depth; and

(ii) A lifeguard overseeing the activities of the assistant lifeguard;

(c) Attendants, when provided, at pools not requiring lifeguards oversee use of the pool by bathers and provide supervision and elementary rescues such as reaching assists to bathers in need;

(d) Water treatment operator oversees that the water treatment components are adequately functioning to protect public health, safety, and water quality;

(e) Notification of responsible persons on the conditions for facility use at pool facilities not requiring lifeguards, and where no lifeguards or attendants are present. A responsible person means a person having responsibility for overseeing users seventeen years of age or under, including but not limited to a person:

(i) Renting an apartment, hotel, motel, RV camp site; or

(ii) Who is an owner or member of a condominium, home owner's association, mobile home park, or private club with a pool facility.

(f) Lifeguards, assistant lifeguards, or attendants:

(i) Wear distinguishing suit, uniform, or emblem; and

(ii) Equipped with a whistle or a signaling device.

(5) Personnel training. Owners shall require training for each type of personnel including:

(a) Lifeguards shall maintain current certificates in the following:

(i) Standard first aid and adult, single rescue CPR through ARC or American Heart Association; and

(ii) Advanced lifesaving, advanced lifesaving review, or lifeguard training through ARC; or

(iii) YMCA lifeguarding or crossover course through the YMCA; or

(iv) Lifeguard through the National Lifeguard Service, Canada; or

(v) Lifeguard through the National Pool and Waterpark Lifeguard Training; or

(vi) Basic lifeguard through advanced lifeguard training international; or

(vii) Other training the department determines equivalent; and

(viii) Thirty-six months after enactment of personnel training provisions of this chapter, the department shall no longer recognize training for lifeguards in advanced lifesaving or advanced lifesaving review through the ARC.

(b) Assistant lifeguards shall maintain current certificates and meet the requirements in the following:

(i) Adult, single rescue CPR through ARC or American Heart Association; and

(ii) Emergency water safety with ARC; or

(iii) Bronze medallion award through the Royal Life-saving Society of Canada; or

(iv) Shallow water lifeguard through the National Pool and Waterpark Lifeguard Training; or

(v) Other training the department determines equivalent; and

(vi) Be fourteen years of age or older.

(c) Attendant shall maintain current certificates and meet the requirements in the following:

(i) Adult, single rescue CPR through ARC or American Heart Association; and

(ii) Basic water safety with ARC; or

(iii) Lifesaver with YMCA; or

(iv) Bronze medallion award through the Royal Life-saving Society of Canada; or

(v) Other training the department determines equivalent; and

(vi) Be sixteen years of age or older.

(d) Water treatment operator shall have specific knowledge in the provision of pool water chemistry, filtration, pumping equipment, and rules and regulations pertaining to pool facilities;

(e) When the pool facility is using chlorine gas, an operator shall have specific training as follows:

(i) Proper operation of the chlorination equipment and routine maintenance procedures;

(ii) Basic understanding of physical and chemical properties of chlorine gas under pressure;

(iii) Basic understanding on use of leak detection and emergency safety equipment;

(iv) Basic knowledge of proper first aid procedures and response for accidental chlorine gas inhalation; and

(v) Six hours or more of formal instruction once every three years or three hours or more every eighteen months with certificate of training provided.

(f) Persons shall be exempt from having a current CPR or standard first aid certificate if the person holds a current certificate in any of the following:

(i) Community CPR, in place of adult, single rescue CPR;

(ii) In place of standard first aid:

(A) Advanced first aid;

(B) First responder;

(C) Emergency medical technician; or

(D) Paramedic.

(iii) Other training the department recognizes as equivalent or exceeding current requirements.

(6) Emergency response plan. Owners shall ensure emergency response provisions as follows:

(a) In pool facilities where lifeguards or assistant lifeguards are provided:

(i) Lifeguard, or assistant lifeguard where provided, is located to provide a response time not to exceed thirty seconds to all pool users;

(ii) Based on, but not limited to, the following:

(A) Pool depth;

(B) Line of sight;

(C) Bather load;

(D) Training procedures;

(E) Emergency procedures; and

(F) Lifeguard rotation.

(iii) Emergency response drills to meet the response time including:

(A) Drills two or more times each year;

(B) Testing documentation.

(b) In pool facilities where no lifeguard or assistant is provided:

(i) Posting and ongoing notification and enforcement of conditions of pool use described under subsection (3) of this section;

(ii) Enforcement of conditions by owner and authorized personnel;

(iii) Emergency equipment specified under WAC ((248-98-040)) 246-260-110(26) readily available during operating hours.

(c) In pool facilities where chlorine gas is used:

(i) Annual emergency drills; and

(ii) Identification of the location of accessible chlorine cylinder repair kits.

(7) Bather use. Owners shall establish rules of conduct for facility users to ensure health and safety. The rules shall include signage noted under WAC ((248-98-040)) 246-260-110(27) of this chapter.

(8) Environmental conditions. Owners shall monitor various environmental conditions affecting the facility or the user and take appropriate action in response to these factors, including electrical storms, fog, wind, visibility problems, etc.

(9) Closure. Owners shall close the facility when the facility or portion thereof presents an unhealthful, unsafe, or unsanitary condition. These conditions would include lack of compliance with the water quality or operation requirements as detailed under WAC ((248-98-030 and 248-98-045)) 246-260-070 and 246-260-120.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-130 WADING POOL((S)) DESIGN, CONSTRUCTION, AND EQUIPMENT. (1)

Location. Owners shall locate pools to:

(a) Minimize pollution by dust, smoke, soot, and other undesirable substances;

(b) Eliminate pollution from surrounding surface drainage; and

(c) Ensure pump house, trees, and other structures are located fifteen feet or more from the pool or provide barriers or other means to prevent ready access from the structures. Structure shall not be construed to include:

(i) Building walkways above the second story or roofs of any building structure; or

(ii) Any barriers provided to prevent unauthorized pool access, for example, fencing.

(2) **Materials.** Owners shall use only structure and equipment materials which are nontoxic, durable, inert, impervious to water, and easily cleanable.

(3) **Walking surfaces.** Owners shall design and maintain pool walking surfaces:

(a) Uniformly sloping away from the pool or pools a minimum of one-fourth inch per foot and a maximum of one-half inch per foot;

(b) Of a nonslip finish not presenting a tripping hazard;

(c) Equipped with sufficient drains to prevent standing water;

(d) Of easily cleanable, impervious finishes;

(e) Four feet or more in width;

(f) At facilities with swimming pools fifteen hundred square feet or more associated with the wading pool, provide a minimum of sixteen square feet per bather; and

(g) In conformance with department-established guidelines for any resilient artificial surface.

(4) **Barriers.** Owners shall provide barrier protection to prevent unauthorized access ((including:)).

(a) ((In outdoor facilities:)) A barrier ((of)) shall be sixty inches or more in height ((with)) and:

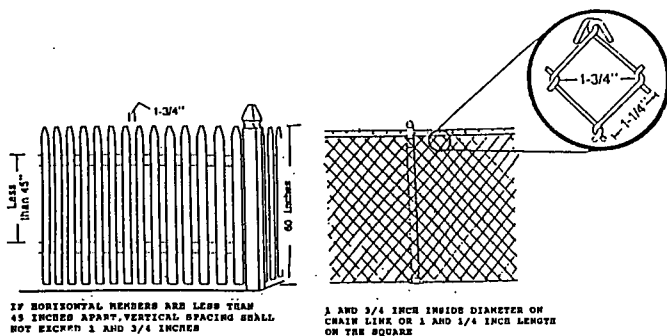
(i) ((Barrier:

~~(A) Not allowing~~) Shall not allow passage of a four-inch diameter sphere;

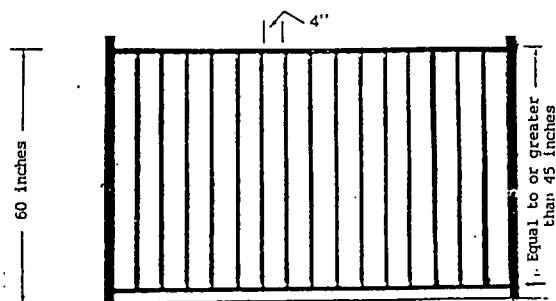
~~((B)) Horizontal members with less than forty-five inches spacing between the tops of the horizontal members shall have vertical members not exceeding one and three-quarters inches in width;~~

~~(C) Horizontal members with forty-five inches or more spacing between tops of horizontal members shall have vertical members not exceeding four inches in width.))~~

(ii) If it has horizontal members that are spaced less than forty-five inches between the tops of the horizontal members, shall have spaces between the vertical members no greater than a width of one and three-quarter inches (see Figure 130.1); or



(iii) If it has horizontal members that are spaced at, or more than, forty-five inches between the tops of the horizontal members, shall have spaces between the vertical members no greater than a four-inch width (see Figure 130.2); and



(iv) Shall have lockable gates and entrances provided with a self-closing, self-latching mechanism fifty-four inches or more from the ground with a clear space fifty inches deep on the latch side of the door to position a wheelchair. When a latching mechanism is provided at any lower height, the latching mechanism shall be of a type remaining continuously locked, and only opening with the use of a key or other access control system.

~~(b) ((Indoor facility barriers sixty inches or more in height, suitable to prevent access of unauthorized individuals;~~

~~(c)) Restricted area service entrances shall be exempt from door or gate requirements providing no public access is available;~~

~~((d)) (c) Lifeguarded pools are not required to have a self-closing, self-latching gate during the period a pool~~

is in use. Facility gates shall be closed and locked during ~~((non-use)) nonuse~~ periods; and

~~((e)) (d) An entrance to the pool area which shall not serve as a required exit from another part of a building when there is a conflict with other codes or regulations.~~

(5) Pool surfaces. Owners shall ensure pool surfaces with:

(a) Materials complying with subsection (2) of this section;

(b) Water tight and nonabrasive construction;

(c) White or light color finish not obscuring the view of objects or surfaces;

(d) Surfaces not causing cutting, pinching, puncturing, entanglement, or abrasion hazard under casual contact; and

(e) Construction tolerances conforming with current NSPI public pool standards.

(6) Wading pool floor and wall dimensional design. Owners shall ensure pool dimensional designs for floors and walls provide for safety, circulation, and water quality including, but not limited to:

(a) All corners formed by intersection of walls with floor shall be covered;

(b) Uniform pool floor slopes not exceeding one foot of drop in twelve feet of run.

(7) Wading pool entry and exit. Owners shall provide means of entry and exit on all pools including one of the following:

(a) Stairs when provided meeting the following construction requirements:

(i) Nonslip tread finish;

(ii) Contrasting color stair tread edges clearly visible to users;

(iii) Handrails with the leading edge for stairs at entry/exit being neither eighteen inches or more beyond nor eight inches or more inside (horizontally) the vertical plane of the bottom riser;

(iv) Riser treads with a minimum unobstructed, horizontal, ten-inch tread depth and minimum two-hundred-forty-inch surface area;

(v) Riser height uniform and seven and one-half inches or less, except last step leading into pool may be less than uniform height.

(b) Shallow pool entry seven and one-half inches or less in depth;

(c) Ramp entry into the pool meeting the following construction requirements:

(i) Handrail extending over the deck edge and extending to the bottom of the ramp for entering and leaving the wading pool;

(ii) Ramp edges protruding into the pool of contrasting color;

(iii) Ramp slope not to exceed one foot in seven feet.

(d) Designs permitting entry and exit for impaired or handicapped persons are encouraged.

(8) Turnover. Owners shall ensure pools turn over entire pool water volume in three hours or less and:

(a) Where wading pools are recirculated jointly with swimming pools, means to ensure efficient turnover and treatment are maintained;

(b) Exceptions to recirculation requirements may be made for flow through pools in the following conditions:

(i) Where water supply is sufficient to provide the same turnover period specified for recirculation pools;

(ii) The water supply source meets the quality requirements and is subject to a disinfection method as outlined under WAC ((~~248-98-030~~) 246-260-070(3));

(iii) The introduction of fresh treated pool water is accomplished by the same type of inlet and outlet design required for recirculation pools; and

(iv) The pool water quality complies with WAC ((~~248-98-030~~) 246-260-070.

(9) Pool depth markings. Owners shall provide depth markings:

(a) Plainly marking the water depth in feet on the horizontal surface of the coping or deck edge;

(b) Located on the coping or deck within eighteen inches of the water edge and positioned to be read while standing on the deck facing the water;

(c) Which are slip resistant;

(d) Placed at the maximum and minimum water depths;

(e) Spaced at intervals not exceeding twenty-five feet;

(f) Uniformly arranged on both sides and ends of the pool; and

(g) With a four inch minimum height.

(10) Bather load. Owners shall ensure maximum number of bathers permitted in the wading pool facility at any one time not exceed one bather per seven square feet.

(11) Inlets. Owners shall provide pool inlets:

(a) Submerged and located to produce uniform water and chemical circulation throughout the pool; and

(b) Located on the bottom of pools twenty-five hundred square feet or more, unless otherwise justified by the design engineer to the department's or local health officer's satisfaction.

(12) Outlets. Owners shall provide pool outlets with:

(a) Overflow and main drain grating systems each designed to carry one hundred percent of the total recirculation filter flow and main drain piping designed to carry fifty percent or more of total recirculation filter flow;

(b) Overflow outlets that maintain:

(i) A minimum of sixty percent of filter recirculation flow at all times; and

(ii) An overflow channel which may be used on any pool and required on pools twenty-five hundred square feet or more on the pool perimeter to promote uniform circulation and skimming action of the upper water layer with:

(A) A design preventing all matter entering the channel from returning to the pool;

(B) Dimensions minimizing the hazard for bathers, such as catching arms or feet;

(C) One one-hundredth of a foot slope per foot or more;

(D) Drains sufficiently spaced and sized to collect and remove overflow water to return line and filter, where applicable; and

(E) Size sufficient to carry one hundred percent of the recirculation flow plus the surge flow equivalent to one-

fifth of the balancing tank expressed in gallons per minute.

(iii) Skimmers in lieu of pool overflow channels up to twenty-five hundred square feet if:

(A) Weir provided in skimmer has a maximum flow rate through skimmer not exceeding four gpm per inch of weir;

(B) Devices are recessed in the pool wall so no part protrudes beyond the plane of the wall into the pool;

(C) The skimmer is equipped with a device to prevent air lock in the recirculation suction line, such as, an equalizer line;

(D) The skimmer is equipped with a removable and cleanable screen designed to trap large solids;

(E) Automatically adjustable and operates freely through all designed loading rates. Displacement shall be computed at ten gallons per bather.

(c) Main drains in all pools with:

(i) Location at the pool's low points;

(ii) A minimum of two main drains spaced:

(A) Twenty feet or less apart nor closer than six feet; or

(B) As far as possible from each other in pools seven feet or less linear floor distance.

(iii) Total open area of grates sized to prevent a suction or entrapment hazard dangerous to user;

(iv) Grates on drains with:

(A) Maximum flow of one and one-half feet per second; or

(B) Net outlet area four times or more the area of the discharge pipe.

(v) Openings (~~(one-half inch or less wide)~~) not allowing a sphere over one-half inch in diameter to pass;

(vi) Grates designed to withstand forces of users;

(vii) Grates removable only with specific tool; and

(viii) Means to control flow from recirculation pump or balancing tank.

(13) Flow. Owners shall maintain pool recirculation flow not to exceed:

(a) Six feet per second in valved suction or discharge side of the pump; and

(b) Ten feet per second in open discharge pipes on the pressure side of the pump or filter discharge. The recirculation flow limit does not apply to the return inlet and the last two feet of pipe leading to the inlet.

(14) Balancing tanks. Owners with overflow channels requiring balancing tanks shall:

(a) Maintain volume equivalent to seven times maximum bathing load expressed in gallons; and

(b) Increase capacity as necessary to provide volume for make-up water and to prevent air lock in the pump suction line.

(15) Pumps. Owners shall have and maintain wading pool recirculation pumps with adequate capacity to:

(a) Provide design flows and pressure for water recirculation over the entire operating filter pressure;

(b) Allow proper back washing of filters when specified; and

(c) Have self-priming capability when installed above pool water level.

(16) Strainers. Where pumps precede the filter, owners shall equip pool recirculation facilities with hair and lint strainers which shall:

- (a) Be located upstream of recirculation pumps;
- (b) Provide strainer screen sufficiently strong to prevent collapse when clogged;
- (c) Have an openable cover; and
- (d) Provide valving to isolate the strainer when located below pool water level.

(17) Valves. Owners shall provide valves at appropriate locations to allow isolation and maintenance of equipment.

(18) Equipment rooms. Owners shall provide equipment rooms:

(a) Enclosing pumps, disinfection equipment, filters and other electrical and mechanical feed equipment and associated chemicals. Chemical storage shall conform to manufacturer requirements;

(b) Providing work space and access to perform routine operations;

(c) With a forty-six-square-foot minimum floor area and provide a three-foot minimum of access area to service equipment;

(d) With one floor drain or more and a floor slope to the drain at a one-fourth-inch-per-foot minimum;

(e) Ready access if below grade;

(f) Ventilation;

(g) Twenty foot-candles or more of light measured thirty inches from the floor; and

(h) Kept locked.

(19) Make-up water. Owners shall ensure a source of make-up water and associated piping at the pool:

(a) Providing sufficient quantity to replace daily pool losses;

(b) Coming from a supply conforming with chapter ((248-54)) 246-290 WAC;

(c) Preventing cross connections using a minimum air gap of two pipe diameters or approved backflow prevention devices between the make-up water source and the pool water or waste water; and

(d) If using a pool fill spout, not projecting greater than one inch into the space above the water surface area and shielded to not create a deck hazard.

(20) Filters. Owners shall equip pools with filtration equipment:

(a) Meeting the applicable standards of NSF or equivalent;

(b) Using acceptable type and filter rates described under Table 080.1 of this section;

(c) Having pressure or vacuum gauges for measuring loss of head through the filter with a minimum of one gauge preceding and one gauge following the filter;

(d) Having a rate of flow indicator to measure flow which has accuracy, repeatability, and durability equivalent to flow meters meeting NSF standards; and

(e) Having a means of discharging filter backwash to waste with:

(i) Discharge in a manner not creating a public nuisance;

(ii) Disposal in accordance with applicable local laws or regulations;

(iii) Minimum air gap of two pipe diameters to prevent cross-connection from waste discharge and recirculation system piping;

(iv) Discharge receptor and piping of sufficient size to accept backwash water and prevent flooding; and

(v) Ability to monitor filter effluent during backwash, that is, use of a sight glass.

(f) Providing means to release air entering the filter tank on pressure filters;

(g) When cartridge filters are used:

(i) Provide with an extra set of cartridges; and

(ii) Have any bypass valves in a permanently closed position.

(h) When using pressure DE filters with separation tanks:

(i) Provide means of air release or a lid providing a slow and safe release of pressure; and

(ii) Show a readily visible user warning that the air release must be opened before starting the circulation pump.

TABLE ((080+)) 130.3

TYPE AND RANGES OF FILTERS FOR WADING POOLS

Range of Acceptable Filter Rate Type of Filter Media	Expressed in gpm/Square Feet		
	Minimum		Maximum
Sand			
Rapid Sand and Pressure Sand Wading Pools less than 10,000 gallons	—		3
High Rate Sand Pressure or Vacuum Wading Pools greater than 10,000 gallons	10		15
High Rate Sand Pressure* or Vacuum*	10		18
	Continuous Feed	Manual Feed	
D.E.	1.0	1.35	2.0
Pressure Vacuum	0.8	1.0	2.0
Cartridge**			0.375

NOTE:

*Filters sized at maximum application rate shall be equipped with flow control valves to maintain flow equilibrium to account for varying filter pressures and consequent flow production.

**Cartridge filters shall have a nominal micron rating of twenty microns or less.

(21) Disinfection equipment. Owners shall provide disinfection equipment:

(a) Providing a continuous and effective disinfectant residual in the water;

(b) Using a disinfectant with an easily monitored residual;

(c) Having a design feed rate providing effective disinfection levels when the pool is in peak demand conditions;

(d) Having easily cleanable equipment and piping used to apply chemicals and with provisions to prevent undue clogging. All materials shall be resistant to action of chemicals used;

(e) Conforming to NSF standards if the disinfection equipment has:

(i) Adjustable output rate chemical feed equipment for liquid solutions. When using this equipment, it shall:

(A) Feed under positive pressure in the recirculation system;

(B) Provide means for dosage adjustment;

(C) Have provisions to prevent hypochlorite solution siphoning when equipment is turned off, this applies when the disinfection equipment is above pool water level.

(ii) Flow through chemical feed for solid feed material. Solid tablets or granules shall not be placed in skimmer baskets accessible to the public.

(f) Allowing hand feeding on an emergency basis only;

(g) Meeting the following conditions when using chlorine gas:

(i) Chlorine rooms shall:

(A) Be above ground level;

(B) Be constructed so all openings or partitions with adjoining rooms are sealed;

(C) Be located with consideration of prevailing winds to dissipate leaked chlorine away from the pool facility;

(D) Have door opening outward only and to the out-of-doors;

(E) Provide a sign on the door exterior reading DANGER CHLORINE. The sign shall be large enough to be read twenty-five feet away.

(ii) Chlorine rooms shall have mechanical exhausting ventilation including:

(A) Air inlet located as far as possible from fan intake to promote good air circulation patterns;

(B) Minimum of one air change per minute in the chlorine room when fan is operating;

(C) A remote switch outside the room or a door-activated switch to turn on fan before entering;

(D) Suction for fan near the floor;

(E) Exhaust for fan and chlorinator vent located to prevent contaminating air intake and prevent undue hazard for the pool facility users; and

(F) Screened chlorinator vent.

(iii) Gas chlorine systems shall:

(A) Be vacuum injection type, with vacuum-actuated cylinder regulators;

(B) Provide integral backflow and anti-siphon protection at the injector; and

(C) Provide taring (net weight of cylinder gas) scales for determining chlorine weight.

(iv) Breathing protection available in an accessible area for the operator outside of the chlorine room including:

(A) Self-contained breathing apparatus designed for use in a chlorine atmosphere for working with chlorine leaks and maintained in accordance with department of labor and industries standards; or

(B) Provisions to substitute breathing protection at the site, if procedures can be established and documented with emergency service fire districts or other approved organization within the area for promptly responding to chlorine leaks.

(v) Means for automatic shutoff when pool flow is interrupted; and

(vi) Chlorine gas cylinders shall:

(A) Be stored only in chlorine rooms;

(B) Have approved valve-stem cylinder wrench on the valve stem to shut the system down in an emergency event;

(C) Be properly secured to prevent tipping;

(D) Be tagged to indicate cylinders are empty or full; and

(E) Not exceed one hundred fifty pounds tare weight per cylinder. If one-ton cylinder use is desired, an engineer specializing in chlorine design shall prepare a design proposal for department consideration.

(22) Chemical feeding equipment for pH control. Owners applying chemicals for controlling pH through chemical feed equipment shall provide equipment with:

(a) Adequate size and design to allow routine cleaning and maintenance;

(b) Materials resistant to chemical action;

(c) Means for automatic shut off when pool flow is interrupted;

(d) Chemical feed equipment for pH control on pools fifty thousand gallons volume or greater;

(e) Any pool feeding with:

(i) Caustic soda (NAOH);

(ii) Carbon dioxide (CO₂); or

(iii) Other chemicals the department determines necessary to require metered and controlled feeding.

(23) Heaters. Where pool heating equipment is provided, owners shall:

(a) Locate equipment so any standing pilot is readily accessible; and

(b) Install equipment per NEC and UMC.

(24) Ventilation. Owners shall provide indoor pool facility ventilation conforming with ASHRAE pool facility standards.

(25) Testing equipment. Owners shall use testing equipment as noted in the water quality section under WAC ((248-98-030)) 246-260-070(6).

(26) Chemical storage. Owners shall ensure chemical storage design and placement minimizes safety risks.

(27) Restroom and plumbing fixtures. Owners shall provide restroom and plumbing facilities at pools as follows:

(a) Where wading pool facilities are provided in conjunction with general use and limited use swimming pools, spas, or other water recreation facilities, the wading pool bathing load shall be added to the total load for consideration of plumbing fixture units;

(b) If a wading pool is the sole water recreation facility at a site, plumbing fixtures as described under Table ((080-2)) 130.4 including:

(i) Flush toilets and toilet tissue in dispensers;

(ii) Shower facilities that:

(A) Deliver water at a temperature range of ninety to one hundred ten degrees Fahrenheit;

(B) Provide single service soap in nonglass dispensers.

(iii) Sinks provided with:

(A) Tempered or hot and cold running water;

(B) Single service soap in nonglass dispensers; and

(C) Single service towels or electric hand dryers.

(iv) Hose bibs with vacuum breakers conveniently accessible to pool and within one hundred feet; and

(v) Sewage disposed of in a manner approved by the department or local health officer.

TABLE ((080-2)) 130.4

PLUMBING FIXTURE MINIMUM REQUIREMENTS FOR SOLE FACILITY WADING POOLS

Wading Pools with:	Toilets	Sinks	H.B.	Showers
1. Limited use wading pools with living units* within 100 feet and less than 3 stories	-	-	1	-
2. Limited use wading pools with living units >100 feet but <500 feet and less than 3 stories.**	1	1	1	-
3. Limited use wading pools with living units >500 feet but <1/4 mile and/or with 3 or more stories.**	1(M) 1(F)	1(M) 1(F)	1 -	- -
4. Limited use wading pools with living units >1/4 mile or general use wading pools.***	1(M) 1(F)	1(M) 1(F)	1 -	1(M) 1(F)

NOTE:

- **Living Units" means all units associated with limited use facilities intended to be served.
- **Consideration for elevators adjacent to pool may allow variance from this requirement.
- ***When wading pool bathing load exceeds 40 of either sex, the fixture units provided shall conform with the general use requirements for swimming pools.

(c) If owners limit the number of people within their facility to a certain number and post maximum occupancy loading, the number of plumbing fixture units may be based on that maximum occupancy.

(28) Lighting. Owners shall design and maintain pool facility lighting to:

(a) Illuminate indoor facilities, outdoor facilities used after dusk, and locker room facilities with a minimum lighting intensity maintained thirty inches above any walking surface, pool deck, or pool area of:

- (i) Thirty foot-candles at indoor facilities;
- (ii) Fifteen foot-candles at outdoor facilities;
- (iii) Twenty foot-candles in locker rooms.

(b) Allow lifeguards or attendants to clearly see pool areas and walking surfaces;

(c) Meet any additional lighting requirements deemed necessary by the department or local health officer;

(d) Provide protective shielding for all lighting fixtures above walking surfaces and pool areas;

(e) Provide all indoor facilities with one or more pool area emergency lights designed to turn on in the event of a power failure. The emergency lighting shall conform to requirements of UL standard 924.

(29) Signs. Owners shall provide signs at pools which must convey the following conditions, but may be conveyed by any combination of words, pictures, or symbols:

(a) Prohibition of running or horseplay;

(b) Prohibition of use by persons with communicable diseases;

(c) Prohibition of use by persons under the influence of alcohol or drugs;

(d) Prohibition of food or drink in the pool water;

(e) In pools where lifeguards or attendants are not present, post requirements for facility use as required under WAC ((248-98-085)) 246-260-140(3).

(30) Food service. When food service is provided, owners shall:

(a) At general use pool facilities, ensure food and beverage sale and consumption areas are separated from pool and deck. Special provisions may be made for allowing food and beverage service on the walkway provided a minimum six feet clear area is maintained between the pool edge and any tables or chairs provided for special facility functions;

(b) At limited use pool facilities, prohibit food and beverage in the pool water and maintain a minimum four foot clear area between pool edge and any tables and chairs provided for food service;

(c) Provide trash containers;

(d) Prohibit glass containers in the pool facility.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-140 OPERATION((=)) OF WADING POOL((S)) FACILITIES. (1) Operation plan. Owners shall ensure proper operation to protect the public health, safety, and water quality by establishing practices and developing an operations manual addressing each of the following:

- (a) Physical pool facility components;
- (b) Personnel;
- (c) Users and spectators;
- (d) Environmental conditions.

(2) Physical components. Owners shall provide routine checks of the physical components:

(a) Ensuring all structural facilities the users come in contact are intact and free from undue wear or fatigue and replaced as needed;

(b) Eliminating adverse effects of water ponding on walking surfaces;

(c) Ensuring preventative maintenance on equipment essential for protection of the public health, safety, and water quality;

(d) Maintaining barrier protection;

(e) Ensuring treatment turnover is continuous twenty-four hours a day during seasons or periods of use and does not exceed three hours provided:

(i) Allowances shall be made for minor equipment maintenance;

(ii) Pools previously approved with turnover rates varying from subsection (2)(e)(i) of this section may continue to operate if water quality conditions conform with WAC ((248-98-030)) 246-260-070.

(3) Required personnel. Owners shall ensure appropriate personnel at pool facilities as follows:

(a) A water treatment operator oversees that the water treatment components are adequately functioning to protect public health, safety, and water quality; and

(b) At pool facilities with no lifeguards, assistant lifeguards, or attendants, use shall be subject to the following conditions:

(i) When the pool is used by children twelve years of age or under, a responsible adult eighteen years of age or older shall accompany the children and be at the pool or pool deck at all times the children use the facility;

(ii) When used by persons seventeen years of age or under, a minimum of two people are at the pool facility at all times the pool is in use;

(iii) At general use pools, subdivision (b)(i) and (ii) of this subsection be posted; and

(iv) At limited-use pools, subdivision (b)(i) and (ii) of this subsection be posted and ongoing provisions notifying the responsible person of the conditions.

(4) Personnel duties and equipment. Owners shall ensure the specific duties and equipment of designated personnel include:

(a) Lifeguards, during periods of lifeguarding, guard pool facility users in areas assigned;

(b) Assistant lifeguards when provided at the pool used under the following conditions:

(i) Assistant lifeguard limited to guarding responsibility of areas four feet or less in depth; and

(ii) A lifeguard overseeing the activities of the assistant lifeguard.

(c) Attendants when provided oversee use of the pool by the bathers and provide supervision and elementary rescues, such as reaching assists to bathers in need;

(d) Water treatment operators oversee, as needed, the water treatment components are functioning adequately to protect public health, safety, and water quality;

(e) Notification of responsible persons on the conditions for use at pool facilities not requiring lifeguards, and for which no lifeguards or attendants are present. A responsible person means a person having responsibility for overseeing users, including but limited to a person:

(i) Renting an apartment, hotel, motel, RV camp site; or

(ii) Who is an owner or member of a condominium, homeowner's association, mobile home park, or private club with a pool facility.

(f) Lifeguards, assistant lifeguards, or attendants:

(i) Wear distinguishing suit, uniform, or emblem; and

(ii) Equipped with a whistle or a signaling device.

(5) Personnel training. Owners shall require training for each type of personnel including:

(a) Lifeguards shall maintain a current certificate in the following:

(i) Standard first aid and adult, single rescue CPR through ARC or American Heart Association; and

(ii) Advanced lifesaving, advanced lifesaving review, or lifeguard training through ARC; or

(iii) YMCA lifeguarding or crossover course through the YMCA; or

(iv) Lifeguard through the National Lifeguard Service, Canadian; or

(v) Lifeguard through National Pool and Waterpark Lifeguard Training; or

(vi) Basic lifeguard through advanced lifeguard training international; or

(vii) Other training the department determines equivalent; and

(viii) Thirty-six months after enactment of the personnel training provisions of this chapter, the department shall no longer recognize training for lifeguards in advanced lifesaving, or advanced lifesaving review through the ARC.

(b) Assistant lifeguards shall maintain current certificates and meet the requirements in the following:

(i) Adult, single rescue CPR through ARC or American Heart Association; and

(ii) Emergency water rescue with ARC; or

(iii) Bronze medallion award through the Royal Life-saving Society of Canada; or

(iv) Shallow water lifeguard through the National Pool and Waterpark lifeguard training; or

(v) Other training the department determines equivalent; and

(vi) Be fourteen years of age or older.

(c) Attendant shall maintain current certificates and meet the requirements in the following:

(i) Adult, single rescue CPR through ARC or the American Heart Association; and

(ii) Basic water safety with ARC; or

(iii) Other training the department determines equivalent; and

(iv) Be sixteen years of age or older.

(d) Water treatment operator shall have specific knowledge in provision of pool water chemistry, filtration, pumping equipment and rules and regulations pertaining to pool facilities;

(e) When pool facility is using chlorine gas, an operator shall have specific training as follows:

(i) Proper operation of the chlorination equipment and routine maintenance procedures;

(ii) Basic understanding of physical and chemical properties of chlorine gas under pressure;

(iii) Basic understanding on use of leak detection and emergency safety equipment;

(iv) Basic knowledge of proper first aid procedures and response for accidental inhalation of chlorine gas;

(v) Six hours or more of formal instruction once every three years or three hours or more every eighteen months with certificate of training provided.

(f) Persons shall be exempt from having current CPR or standard first aid certificates if the persons hold current certificates in any of the following:

(i) Community CPR in place of adult, single rescue CPR;

(ii) In place of standard first aid:

(A) Advanced first aid;

(B) First responder;

(C) Emergency medical technician; or

(D) Paramedic.

(iii) Other training the department recognizes as equivalent or exceeding current requirements.

(6) Bather use. Owners shall establish conduct rules for users to ensure health and safety. The rules shall include signage noted under WAC ((~~248-98-080~~) 246-260-130(29)).

(7) Environmental conditions. Owners shall monitor various environmental conditions affecting the facility or the user and take appropriate action in response to these factors, including electrical storms, visibility problems, etc.

(8) Closure. Owners shall close the facility when the facility or portion thereof presents an unhealthy, unsafe, or unsanitary condition. These conditions include lack of compliance with the water quality or operation requirements as detailed under WAC ((~~248-98-030 and 248-98-085~~) 246-260-070 and 246-260-140).

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)WAC 246-260-150 SPRAY POOL((S)) DESIGN, CONSTRUCTION, AND EQUIPMENT. (1) Location. Owners shall locate pools to:

(a) Minimize pollution by dust, smoke, soot, and other undesirable substances; and

(b) Eliminate pollution from surrounding surface drainage.

(2) Materials. Owners shall only use structure and equipment materials which are nontoxic, durable, inert, impervious to water and easily cleanable.

(3) Walking surfaces. Owners shall design and maintain walking surfaces:

(a) Uniformly sloping away from the pool or pools a minimum of one-fourth inch per foot and a maximum of one-half inch per foot;

(b) Of a nonslip finish not presenting a tripping hazard;

(c) Equipped with sufficient drains to prevent standing water;

(d) Of easily cleanable impervious finishes;

(e) Four feet or more in width, extending around fifty percent or more of the spray pool;

(f) In conformance with department-established guidelines for any resilient artificial surfaces.

(4) Pool structure. Owners shall ensure general pool requirements include:

(a) Pool surfaces with nonslip finishes and impervious to water;

(b) Uniform pool floor slopes not to exceed one foot in twelve feet;

(c) Provision for using an approved potable water supply. Water shall not be recirculated, but drain to waste after use in the spray pool; or

(d) If a spray pool facility is used in conjunction with a swimming pool over thirty thousand gallons in volume, recirculated swimming pool water may be used in the spray pool if:

(i) Means for treatment of the water draining from the spray pool is provided including filtration, disinfection, and recirculation through a separate spray pool treatment system;

(ii) Such system is sized on the maximum introduction rate of water from the recirculated swimming pool water;

(iii) Treated spray pool water is introduced into the swimming pool recirculation system;

(iv) Proper safeguards are employed to prevent interruption of proper swimming pool facility operation; and

(v) Design and construction of treatment equipment and associated facilities conform with swimming pool design requirements.

(5) Inlets and outlets. Owners shall provide pool inlets and outlets with:

(a) Spray nozzles not inflicting damage to users. Maximum flow through nozzles within close proximity to bathers shall not exceed fifteen fps at the nozzle;

(b) The drain located at the low point of the pool and with sufficient capacity and design to prohibit water accumulation in the pool. The outlet drain shall:

(i) Be located at the low point of the pool;

(ii) Have openings (~~one-half inch or less wide~~) not allowing a sphere over one-half inch in diameter to pass;

(iii) Use grate design to withstand forces of users;

(iv) Have grates removable only with specific tools; and

(v) On grates attached to recirculating pumps, have:

(A) Total open area of grates sized to prevent a suction hazard dangerous to the user;

(B) Grates on drains with a maximum flow of one and one-half feet per second, or net area of outlet four times or more the discharge pipe area.

(6) Valves. Owners shall provide valves at appropriate locations to allow isolation and maintenance of equipment.

(7) Make-up water. Owners shall ensure a source of make-up water and associated pool piping:

(a) Coming from a supply conforming with chapter ~~((248-54))~~ 246-290 WAC;

(b) Preventing cross connections using a minimum air gap of two pipe diameters or approved backflow prevention devices between the make-up water source and the spray pool water or waste water.

(8) Waste water discharge. Water used in a pool shall be disposed of in a manner acceptable to the local health jurisdiction.

(9) Signs. Owners shall provide signs at pools about general requirements for facility use. Owners may use any combination of words, pictures, or symbols conveying the prohibition of the following conditions:

(a) Running or horseplay;

(b) Use by persons with communicable diseases;

(c) Use by persons under the alcohol or drug influence;

(d) Food or drink in pool water.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-160 OPERATION((=)) OF SPRAY POOL((S)) FACILITIES. (1) Operation plan. Owners shall ensure proper operation to protect the public health, safety, and water quality. An operations plan shall address each of the following:

(a) Physical pool facility components;

(b) Personnel;

(c) Users and spectators;

(d) Environmental conditions.

(2) Physical components. Owners shall provide routine checks of the physical components:

(a) Ensuring all structural facilities which the users come in contact are intact and free from undue wear or fatigue and replace as needed;

(b) Eliminating adverse effects of water ponding on walking surfaces;

(c) Ensuring preventative maintenance on equipment essential for protection of the public health, safety, and water quality.

(3) Required personnel and duties. Owners shall provide personnel to oversee the spray pool facility ensuring proper operation and maintenance. When the facility is using recirculated water, a water treatment operator shall oversee water quality and equipment operation.

(4) Bather use. Owners shall establish rules of conduct for users to ensure health and safety. The rules shall include conditions noted under WAC ((~~248-98-090~~) 246-260-150(9)).

(5) Environmental conditions. Owners shall monitor various environmental conditions affecting the facility or the user and take appropriate action in response to these factors, including electrical storms, visibility problems, etc.

(6) Closure. Owners shall close the facility when the facility or portion thereof presents an unhealthy, unsafe, or unsanitary condition. The conditions include lack of compliance with the water quality and/or operation requirements as detailed under WAC ((~~248-98-030 and 248-98-095~~) 246-260-070 and 246-260-160).

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-200 WATER RECREATION INDUSTRY REQUIREMENTS. All owners of companies selling swimming pools, spa pools, wading pools or spray pools, and their associated facilities regulated by chapter ((~~248-98~~) 246-260 WAC shall furnish each purchaser a complete set of operating instructions and shall include detailed information on the safe use of the facilities including:

- (1) Proper treatment methods to ensure water quality and sanitation;
- (2) Proper safety procedures to reduce injury risks;
- (3) Specific safety instructions for use at facilities having water temperatures ninety-five degrees Fahrenheit or more on the health effects of hot water and a specific caution and explanation on the health effects of hot water on pregnant women and young children.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-210 TECHNICAL ADVISORY COMMITTEE. (1) The department shall appoint a technical advisory committee to assist in the following:

- (a) Reviewing and drafting of proposed rules;
- (b) Development of guidelines for use of new products, equipment, procedures, and periodic program review.
- (2) The technical advisory committee shall have meetings whenever the department determines necessary.
- (3) The technical advisory committee water recreation pool facility membership shall include representation from the following:
 - (a) General use pool facility;
 - (b) Limited use pool facility;
 - (c) Local representative from the spa and pool industry (NSPI);
 - (d) Washington recreation and parks association representative;
 - (e) Engineer or architect design consultant;
 - (f) Eastern and western Washington local environmental health authority representatives;
 - (g) Department representative;
 - (h) RWCF owner representative, as appropriate, as described under chapter ((~~248-97~~) 246-262 WAC.

(4) The technical advisory committee may appoint subcommittees as the committee determines appropriate to address specific issues.

(5) The department shall maintain minutes of meetings.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-240 SUBSTITUTION. The board authorizes the department to allow substitutions of equipment, facilities, or procedures required by chapter ((~~248-98~~) 246-260 WAC when, in the sole determination of the department, data and/or research provide sufficient evidence that such substitution is equivalent to the requirement and will adequately provide for the protection of the public health and safety of persons using the water recreation facility.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-250 ENFORCEMENT. (1) The department or, if enforcement responsibility is assigned under a joint plan of operation in WAC ((~~248-98-005~~) 246-260-020, the local health officer:

(a) Shall enforce chapter ((~~248-98~~) 246-260 WAC rules; or

(b) May refer cases within the department's or local health officer's jurisdiction to the local prosecutor's office or the office of the attorney general, as appropriate.

(2) When a water recreation facility (WRF) is in violation of chapter 70.90 RCW provisions or chapter ((~~248-98~~) 246-260 WAC rules, appropriate enforcement action may be initiated by the department, local health officer, local prosecutor's office, or office of the attorney general. Enforcement actions may include any one or a combination of the following:

(a) Informal administrative conferences to explore facts and resolve problems, convened at the request of the department, local health officer, or owner;

(b) Orders directed to the water recreation facility (WRF) owner and/or operator and/or the person causing or responsible for the violation of the chapter ((~~248-98~~) 246-260 WAC rules;

(c) Imposition of civil penalties of up to five hundred dollars per violation per day as authorized under RCW 70.90.200;

(d) Denial, suspension, or revocation of operating permits; and

(e) Civil or criminal action initiated by the local prosecutor's office or by the office of the attorney general.

(3) Orders authorized under this section include, but are not limited to the following:

(a) Requiring corrective measures necessary to effect compliance with chapters ((~~248-98~~) 246-260 WAC or 70.90 RCW. Such orders may or may not include a compliance schedule; and

(b) Orders to stop work and/or refrain from using any WRF or portion thereof or improvement thereto until all permits, certifications, and approvals required by statute or rule are obtained.

(4) An order issued under this section shall:

- (a) Be in writing;
 - (b) Name the facility and the person or persons to whom the order is directed;
 - (c) Briefly describe each action or inaction constituting a violation of chapters 70.90 RCW or ~~((248-98))~~ 246-260 WAC rules;
 - (d) Specify any required corrective action, if applicable;
 - (e) Provide notice, as appropriate, that continued or repeated violation may subject the violator to:
 - (i) Civil penalties of up to five hundred dollars;
 - (ii) Denial, suspension, or revocation of the facility's operating permit; or
 - (iii) Referral to the county prosecutor or attorney general's office.
 - (f) Provide the name, business address, and phone number of an appropriate staff person who may be contacted regarding an order.
- (5) Service of an order shall be made:
- (a) Personally, unless otherwise provided by law; or
 - (b) By certified mail return receipt requested.
- (6) Under department or local health officer adopted rules or policies, civil penalties of up to five hundred dollars per day may be assessed against any person violating provisions of chapter ~~((s))~~ 70.90 RCW or ~~((248-98))~~ 246-260 WAC.
- (7) The department or local health officer shall have cause to deny the operating permit application or reapplication or to revoke or suspend a required operating permit of any person who has:
- (a) Previously had:
 - (i) An operating permit suspended or revoked; or
 - (ii) An operating permit application denied for reason.
 - (b) Failed or refused to comply with provisions of chapters 70.90 RCW and ~~((248-98))~~ 246-260 WAC or any other statutory provision or rule regulating the WRF construction or operation; or
 - (c) Obtained or attempted to obtain an operating permit or any other required certificate or approval by fraudulent means or misrepresentation.
- (8) For the purposes of subsection (7) of this section, a person shall be defined to include:
- (a) Applicant;
 - (b) Reapplicant;
 - (c) Permit holder; or
 - (d) An individual associated with subsection (8)(a),
- (b), or (c) of this section including, but not limited to:
- (i) Board members;
 - (ii) Officers;
 - (iii) Managers;
 - (iv) Partners;
 - (v) Association members;
 - (vi) Agents; and
 - (vii) In addition, third persons acting with the knowledge of such persons.
- (9) The department or local health officer may summarily suspend an operating permit, other required permit, license, or certification without a prior hearing if the department or local health officer:
- (a) Finds public health, safety, or welfare imperatively requires emergency action; and

- (b) Incorporates a finding to that effect in its notice or order.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-260-260 HEARINGS. (1) A person aggrieved by the department's or local health officer's denial, suspension, or revocation of any permit may request an administrative hearing.

(a) A hearing requested to contest a local health officer's action shall be governed by the local health jurisdiction's rules for hearings.

(b) A hearing requested to contest the department's action shall be governed by ~~((RCW 43.20A.205))~~ section 377, chapter 3, Laws of 1991. The applicant's and permit holder's right to an adjudicative proceeding is in the same law.

(c) The procedure for the adjudicative proceeding is in this chapter and in chapter ~~((248-08))~~ 246-08 WAC.

(2) Any person aggrieved by the department's or local health officer's application of civil penalties may request an administrative hearing.

(a) A hearing requested to contest a local health officer's action shall be governed by the local health jurisdiction's rules for hearings.

(b) A hearing requested to contest the department's action shall be governed by ~~((RCW 43.20A.205))~~ section 377, chapter 3, Laws of 1991. When the department imposes a civil fine, the right of a person to an adjudicative proceeding is in the same law.

(c) The procedure for the adjudicative proceeding is in this chapter and in chapter ~~((248-08))~~ 246-08 WAC.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-262-010 DEFINITIONS. (1) "Advanced first aid" means a course of instruction recognized by the American Red Cross, department of labor and industries, the U.S. Bureau of Mines, or fire services training program.

(2) "ANSI" means American National Standards Institute.

(3) "Approved" means the department or local health officer has stated in writing that the design plans and specifications are in accordance with chapter ~~((248-97))~~ 246-262 WAC.

(4) "ARC" means American Red Cross.

(5) "Architect" means a registered architect currently licensed under chapter 18.08 RCW in Washington state.

(6) "ASTM" means American Society for Testing Material.

(7) "Attendant" means a person trained to operate an attraction and control the users in a safe orderly manner.

(8) "Attraction or ride" means any of the specific types of recreational facilities involving partial or total immersion or intentional contact with the water designated for public recreational use.

(9) "Biomechanics" means the study of the human body as a system operating under the laws of Newtonian mechanics and the biological laws of life.

- (10) "Board" means the state board of health.
- (11) "Boogie or mini-surf board" means any semi-rigid device used in a wave pool for flotation or as a riding device.
- (12) "Centerline" means the path defined by geometric midpoints of a component or structure, generally used in consideration of the slide path in flume rides.
- (13) "Communication system" means any combination of devices permitting the passage of or exchange of messages between park operating personnel and between operating personnel and users. Systems can include, but are not limited to, two-way radios, hardwired intercoms, horns, whistles, hand signals, direct voice, signs, or equivalent.
- (14) "Contaminant" means any physical, chemical or biological substance present in the RWCF water which may adversely affect the health or safety of the user and/or the quality of the water.
- (15) "CNCA" means Council for National Cooperation in Aquatics.
- (16) "Cross-connection" means any physical arrangement connecting:
- A potable water system directly or indirectly, with anything other than another potable water system; or
 - A RWCF to any potable or nonpotable water source capable of contaminating either the RWCF or potable water source as a result of backflow.
- (17) "Department" means the department of ((social and)) health ((services)).
- (18) "Discharge section" means the component or components making up the exit of the water slide, water tube, inner tube ride, speed slide, ramp slide, drop slide or drop tube, or kiddie flume. These components are the elements controlling the final direction and speed of the user.
- (19) "Diving envelope" means the minimum dimensions of an area within the pool necessary to provide entry from a diving board, platform, or attraction segment where users enter above pool water level.
- (20) "Drop slide or drop tube ride" means a sloped trough, chute, or tube exiting the user above the pool operating water level.
- (21) "Engineer" means a registered professional engineer currently licensed under chapter 18.43 RCW in Washington state.
- (22) "Entry access points" means the areas where users enter an attraction.
- (23) "Entry rate" means the frequency at which users are permitted access to the attraction.
- (24) "Ergonomics" means a multidisciplinary activity dealing with the interactions between humans and their environment plus the traditional environmental elements atmosphere, heat, light, and sound, as well as objects with which the user comes in contact.
- (25) "FINA" means Federation Internationale de Natation Amateur.
- (26) "Flume or tube entry" means the area at which users enter a water slide, water tube, inner tube ride, speed slide, drop slide, drop tube, or kiddie flume.
- (27) "fps" means feet per second.
- (28) "gpm" means gallons per minute.
- (29) "IAAPA" means International Association of Amusement Parks and Attractions.
- (30) "Injury or illness report" means the written record of all facts regarding an injury or illness associated with the RWCF.
- (31) "Inner tube ride" means an attraction where users ride inner tube-like devices through a series of chutes, channels, flumes, and pools.
- (32) "Innovative recreational water contact facility" means any type of RWCF currently unregulated.
- (33) "Intermediate pool" means any pool between the entry and exit pools in attractions using a series of pools.
- (34) "Kiddie flume or tube attraction" means a flume, chute, or tube designated for and restricted to use by small children.
- (35) "Lifeguard" means an individual currently certified by red cross in advanced lifesaving or lifeguard training, or YMCA senior lifesaver, or equivalent certification through the royal Canadian lifeguard services.
- (36) "Lifeguard station" means the designated work station of the lifeguard.
- (37) "Local health officer" means the health officer of the city, county, or city-county department or district or a representative authorized by the local health officer.
- (38) "mg/l" means milligrams per liter.
- (39) "Multi-activity pool" means a pool with more than one type of attraction (i.e., an adult activity pool with a series of tubes, chutes, cable rides, etc., intended for use by individuals with specific swimming abilities).
- (40) "NSF" means National Sanitation Foundation.
- (41) "NSPI" means National Spa and Pool Institute.
- (42) "Operating levels" means water levels maintained within attractions during use for proper operation of facility and for controlling safety and sanitation.
- (43) "Operations" means all aspects of a RWCF which must be controlled to make the facility safe, healthy, and usable for the purpose intended.
- (44) "Owner" means a person owning and responsible for a RWCF or authorized agent.
- (45) "Person" means an individual, firm, partnership, co-partnership, corporation, company, association, club, government entity, or organization of any kind.
- (46) "Ponding" means a condition where water fails to drain from walking surfaces.
- (47) "ppm" means parts per million.
- (48) "Primary zone of visual coverage" means the area assigned to a lifeguard or attendant for primary visual surveillance of user activity.
- (49) "Radius of curvature" means the radius arc which denotes the curved surface from the point of departure from the vertical sidewall (springline) of the pool to the pool bottom.
- (50) "Ramp slide" means a slide allowing one or more users to slide in unison down a straight incline to a run-out or a receiving pool.
- (51) "Recirculation filter water" means water which is recirculated by the RWCF for treatment purposes, i.e., filtration and disinfection.
- (52) "Response time" means elapsed time between bather distress and initiation of rescue assistance by a lifeguard (or attendant where applicable).

(53) "RWCF" means recreational water contact facility which is an artificial water associated facility with design and operational features that provide patron recreational activity which is different from that associated with a conventional swimming pool and purposefully involves immersion of the body partially or totally in the water and includes, but is not limited to, water slides, wave pools, and water lagoons.

(54) "Secretary" means the secretary of the department of ((social and)) health ((services)).

(55) "Serious injury" means any injury requiring admission to a hospital.

(56) "Speed slide or speed tube" means a sloped trough, flume, tube, or roller track having long straight and/or steep drops where users sustain speeds of twenty miles per hour or more.

(57) "Springline" means the point from which the pool wall breaks from vertical and begins its arc in the radius of curvature (for coved construction) to the bottom of the pool.

(58) "Surfboard" means a rigid device used in a wave pool for riding.

(59) "Tail coverage" means providing insurance coverage for a given period of time for discovery of claims made after the policy term for "claims made" type of insurance.

(60) "Total turnover" means the time it takes for the pool attraction water volume to be recirculated as a sum of the flows from treatment turnover and attraction recirculation systems turnover.

(61) "Treatment turnover" means the minimum time necessary to circulate the entire attraction water volume through the recirculation filter system.

(62) "T.U." means turbidity unit as measured by the nephelometric method.

(63) "Wading activity pool" means a pool or area less than twenty-four inches in total water depth with activities intended for younger children.

(64) "Walking surface" means any direct access surface to the attractions or change rooms where the user will be in bare feet. Areas set aside for picnicking, sunbathing, and lounging are excluded.

(65) "Water slide or water tube" means a sloped trough-like flume or tube structure of varying slope and direction using water as a lubricant and/or method of regulating the rider speed.

(66) "Water treatment operator" means the person appointed to operate the mechanical equipment and perform related water quality monitoring for proper operation of the physical facility.

(67) "Wave pool" means a recreational pool producing waves which usually begin at the deep end and proceed toward and dissipate at the shallow end.

(68) "WWA" means World Waterpark Association.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-262-040 OPERATING PERMIT. (1) No person shall operate a RWCF without a current operating permit issued by the department or local health officer.

(2) To obtain an operating permit, owners of an RWCF must provide information to the department or local health officer that shows the RWCF is in compliance with these rules.

(3) Operating permits shall be:

(a) Valid for one year;

(b) Renewed annually; and

(c) Nontransferable without written consent of the department or local health officer. For purposes of this section, a change in management of a corporation, partnership, association, or other nonindividual business entity shall create a new person requiring either consent to a permit transfer or issuance of a new permit upon proper application.

(4) The department or local health officer issuing the operating permit may revoke or suspend the permit if the RWCF is not operated in accordance with chapter 70.90 RCW or chapter ((248-97)) 246-262 WAC.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-262-060 GENERAL DESIGN, CONSTRUCTION, AND EQUIPMENT. (1) Owners shall locate RWCFs to:

(a) Minimize pollution by dust, smoke, soot, and other undesirable substances;

(b) Eliminate pollution from surrounding surface drainage; and

(c) Ensure pools within the RWCF are more than fifteen feet from any structure, object, or land formation (i.e., pumphouse, tree, etc.), which would provide a user with the opportunity to jump from such a structure into the pool. This does not include any barriers provided to prevent unauthorized access to pool or segments of attractions which enter pool.

(2) Owners shall use only materials in the structure and equipment which are nontoxic, durable, inert, impervious to water, and easily cleaned.

(3) Owners shall design and maintain walking surfaces which are:

(a) Sloped a minimum one-fourth inch per foot;

(b) Of a nonslip finish;

(c) Equipped with sufficient drains to prevent standing water;

(d) Free of resilient coverings, e.g., carpeting; and

(e) At least four feet in width.

(4) Owners shall provide adequate barrier protection to prevent unauthorized access including:

(a) In outdoor facilities, a barrier six feet or more in height with:

(i) Openings, holes, or gaps not to exceed four inches except openings protected by gates or doors; and

(ii) Lockable gates and entrances either regulated during periods of use or provided with a self-closing, self-latching mechanism a minimum of forty-two inches from the ground.

(b) In indoor facilities, suitable barriers to prevent access by unauthorized individuals or pool access by unattended small children.

(5) Owners shall ensure that pools:

(a) Comply with all provisions of chapter ((248-98)) 246-260 WAC where pool facilities are a separate attraction;

(b) Have surfaces with:

- (i) Materials complying with subsection (2) of this section;
- (ii) Watertight and nonabrasive construction;
- (iii) Nonslip finish where users are walking; and
- (iv) White or light color finish not obscuring the view of objects or surfaces.

(c) Are dimensionally designed to provide for the safety of the user and circulation of the water including, but not limited to:

(i) Absence of protrusions, extensions, means of entanglement, or other obstruction which can cause entrapment or injury;

(ii) Construction tolerances conforming with current ANSI public pool standards;

(iii) Uniform pool floor slopes as follows:

(A) Not exceeding one foot of drop in seven feet of run for pools serving as landing or exiting pools, where total water depth is less than forty-eight inches; and

(B) Providing a maximum slope of one foot of drop in twelve feet of run up to a depth of five and one-half feet in pools where users enter and participate in extended activities.

(iv) Vertical walls for a minimum distance noted in Table 4 of this section, which may be curved (not to exceed allowable radius) to join the floor.

(A) Vertical means walls not greater than eleven degrees from plumb.

(B) Coving or portion of the side wall of a diving area in the pool shall conform as described in subsection (5)(c)(vi) of this section.

(C) In new construction or alterations to existing construction, ledges are prohibited.

(D) Requirements in subsection (5)(c) of this section do not apply to spas.

(v) A maximum intrusion beyond the vertical (as defined in subsection (5)(c)(iv)(A) of this section) with any configuration not to exceed a transitional radius from wall to floor where floor slopes join walls and which:

(A) Has its center of radius no less than the minimum vertical depth specified in Table 4 of this section below the water level;

(B) Has arc of radius tangent to the wall; and

(C) Has a maximum radius of coving (or any intrusion into the pool wall/floor interface) determined by subtracting the vertical wall depth from the total pool depth.

TABLE 4
MAXIMUM RADIUS COVING OR POOL INTRUSION
DIMENSIONS BETWEEN POOL FLOOR AND WALL*

Pool Depth	2'0"	2'6"	3'0"	3'6"	4'0"	4'6"	5'0"	>5'0"
Minimum Side Wall								
Vertical Depth	1'6"	1'10"	2'2"	2'6"	2'10"	3'2"	3'6"	>3'6"

Maximum Radius of Curvature	6"	8"	10"	12"	1'2"	1'4"	1'6"	**Maximum radius equals pool depth minus the vertical wall depth
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Note:

* For pool depths which fall between the depths listed, values can be interpolated.

** Radius of coving cannot intrude into pool within diving envelope or deep water entry area for attractions entering above pool water level.

(vi) Provision of diving envelopes in pools or areas of pools designated for diving activities to include:

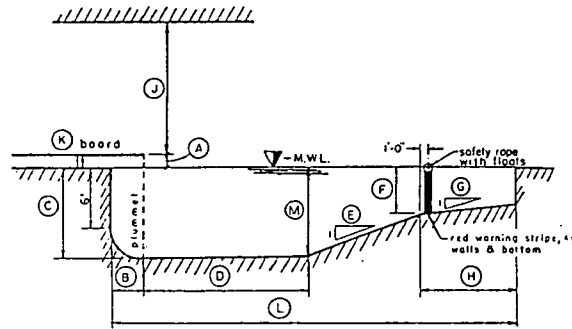
(A) A diving envelope of no less than the CNCA standard configuration* noted in Figure 1 of this section in areas where user would enter from deck level, diving board, or platform at a height of less than one-half meter (twenty inches).

Note:

* This requirement is based on a standard described in CNCA publication "Swimming Pools: a Guide to their Planning, Design, and Operation" 1987. Fourth edition. Human Kinetics Publisher, Inc., Champaign, Illinois. Figure 8.1

FIGURE 1:

Minimum dimensions for pools with provision for diving from deck level or providing boards or platforms at a height less than one-half meter.



Dimension	Minimum	Preferred or Maximum
A Height of board above water		20 in.
B Board overhang	3 ft	
C Depth of water at plummet	2 ft 6 in.	3 ft
D Distance from plummet to start of upslope	9 ft	10 ft *
E Inclination of upslope of bottom	16 ft	18 ft *
F Depth of water at break points		1:3
G Slope of bottom in shallow portion of pool	4 ft 6 in.	
H Length of shallow section of pool	1:12	1:15 *
I Distance to any overhead structure	8 ft	14 ft *
J Board length	13 ft	15 ft *
K Length of pool		12 ft
L Dimension not less than C minus	40 ft	50 ft *
M	6 in.	

Note:

- * Values with asterisks are not to be considered as maximums.
- ** Warning stripe at break point may be of any contrasting color.

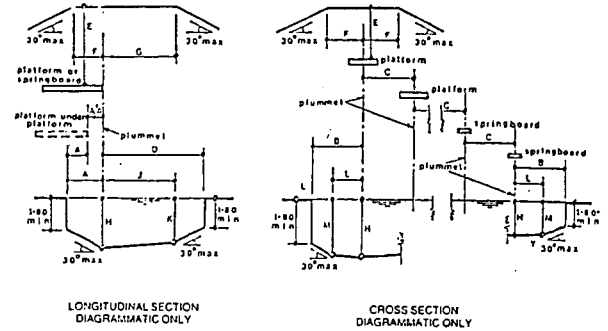
(B) A diving envelope of no less than the FINA standard configuration** noted in Figure 2 of this section in areas where user would enter from diving board or platform at a height of one-half meter (twenty inches) or greater.

Note:

- ** This requirement is based on a standard described in FINA publication "FINA Handbook - 1986-1988." Constitution and rules governing swimming, diving, water polo, and synchronized swimming, 1986-1988. Edited by E. Allen Harvey, Vancouver, Canada VGN 3R6, Section D, pp. 114-115.

FIGURE 2:

Minimum dimensions for pools with boards or platforms at a height of one-half meter or more.



	Dimensions are in Metres	SPRINGBOARD				PLATFORM									
		1 Metre		3 Metres		1 Metre		3 Metres		5 Metres		7.5 Metres		10 Metres	
DIMENSIONS FOR DIVING FACILITIES	LENGTH	4.00	4.00	4.50	5.00	6.00	6.00	6.00	6.00	6.00	6.00	6.00	6.00	6.00	6.00
Revised to 1st Jan 1987	WIDTH	0.50	0.50	0.60	1.50	1.50	1.50	1.50	1.50	1.50	1.50	1.50	1.50	2.00	
	HEIGHT	1.00	3.00	0.60-1.00	2.60-3.00	5.00	7.50	10.00	10.00	10.00	10.00	10.00	10.00	10.00	10.00
		HORIZ	VERT	HORIZ	VERT	HORIZ	VERT	HORIZ	VERT	HORIZ	VERT	HORIZ	VERT	HORIZ	VERT
A From plunnet BACK TO POOL WALL	DESIGNATION	A-1	A-3	A-1p1	A-3p1	A-5	A-7.5	A-10							
	MINIMUM	1.80	1.80	0.75	1.25	1.25	1.50	1.50							
A/A From plunnet BACK TO PLATFORM Plunnet directly below	DESIGNATION					AA5/1	AA7.5/3/1	AA10/5/3/1							
	MINIMUM					1.50	1.50	1.50							
B From plunnet to POOL WALL AT SIDE	DESIGNATION	B-1	B-3	B-1p1	B-3p1	B-5	B-7.5	B-10							
	MINIMUM	2.50	3.50	2.30	2.90	4.25	4.50	5.25							
C From plunnet to ADJACENT PLUNNET	DESIGNATION	C-1/1	C-3/3/1	C-1/1p1	C-3/1p1/3p1	C-5/3/1	C-7.5/5/3/1	C-10/7.5/5/3							
	MINIMUM	2.40	2.60	1.65	2.10	2.50	2.50	2.75							
D From plunnet to POOL WALL AHEAD	DESIGNATION	D-1	D-3	D-1p1	D-3p1	D-5	D-7.5	D-10							
	MINIMUM	9.00	10.25	8.00	9.50	10.25	11.00	13.50							
E On plunnet, from BOARD TO CEILING	DESIGNATION	E-1	E-3	E-1p1	E-3p1	E-5	E-7.5	E-10							
	MINIMUM	5.00	5.00	3.50	3.50	3.50	3.50	5.00							
F CLEAR OVERHEAD behind and each side of plunnet	DESIGNATION	F-1	F-3	F-1p1	F-3p1	F-5	F-7.5	F-10							
	MINIMUM	2.50	5.00	2.50	5.00	2.75	3.50	2.75	3.50	2.75	3.50	2.75	3.50	2.75	5.00
G CLEAR OVERHEAD ahead of plunnet	DESIGNATION	G-1	G-3	G-1p1	G-3p1	G-5	G-7.5	G-10							
	MINIMUM	5.00	5.00	5.00	5.00	5.00	5.00	5.00	5.00	5.00	5.00	5.00	6.00	5.00	
H DEPTH OF WATER at plunnet	DESIGNATION	H-1	H-3	H-1p1	H-3p1	H-5	H-7.5	H-10							
	MINIMUM	3.50	3.00	3.30	3.60	3.00	4.50	5.00							
J DISTANCE AND DEPTH ahead of plunnet	DESIGNATION	J-1	J-3	J-1p1	J-3p1	J-5	J-7.5	J-10							
	MINIMUM	5.00	3.40	6.00	3.70	5.00	3.20	6.00	3.50	6.00	3.70	8.00	4.40	11.00	4.75
L DISTANCE AND DEPTH each side of plunnet	DESIGNATION	L-1	L-3	L-1p1	L-3p1	L-5	L-7.5	L-10							
	MINIMUM	1.50	3.40	2.00	3.70	1.40	3.20	1.80	3.50	4.25	3.70	4.50	4.40	5.25	4.75
M MAXIMUM SLOPE TO REDUCE DIMENSIONS beyond full requirements	POOL DEPTH	30 degrees													
	CEILING HT	30 degrees													
			NOTE	Dimensions C (plunnet to adjacent plunnet) apply for Platform with widths as detailed. For wider Platforms increase C by half the additional width(s)											

- (d) Have adequate handholds around the perimeter in pools designed for extended swimming and bathing activity and excluding wave pools; and
- (e) Stairs, ladders, or stepholes with:
 - (i) Stairs, when provided, meeting the following construction requirements:
 - (A) Treads of a nonslip finish;

- (B) Stair tread edges colored to contrast with the color of the pool and clearly visible to the users;
- (C) Recessed in pool areas used for lap swimming or provided with wave action; and
- (D) Equipped with handrails extending over the edge of the deck.
 - (ii) Ladders or stepholes which:

(A) Furnish exit from pools greater than four feet in depth except in landing pools bringing the user toward a shallow area after entering the water;

(B) Are spaced a minimum of one for every fifty feet of pool perimeter greater than four feet deep;

(C) Are provided at both sides of the deep end in pools over thirty feet in width; and

(D) Are equipped with a handrail at the top of both sides extending over the coping or edge of the deck.

(iii) User access at the shallow end of pool.

(6) Owners shall ensure treatment turnover at rates no less than designated as follows:

(a) In receiving pools for water slides, water tubes, inner tube rides, speed slides or tubes, drop slides or tubes, and kiddie flume slides, treatment turnover time can be based on any of the following:

(i) Total attraction volume in one-hour period;

(ii) Treatment turnover equals design peak usage (maximum users per hour) expressed in gpm;

(iii) A rate of one hour for 20,000 gallons per two or less attraction segments. Treatment turnover times may increase proportionately for larger pool volumes per two or less attraction segments;

(iv) Alternative methods where provisions to reduce contaminants are justified to the satisfaction of the department or local health officer; and

(v) Treatment turnover times not to exceed six hours.

(b) For wave pools, a minimum treatment turnover time of two hours; and

(c) For activity pools, a minimum treatment turnover time of four hours.

(7) Owners shall provide pool inlets which are:

(a) Submerged and located to produce uniform circulation of water and chemicals throughout the pool; and

(b) Located on the bottoms of pools greater than two thousand five hundred square feet, unless otherwise justified by the engineer to the satisfaction of the department or local health officer.

(8) Owners shall provide pool outlets with:

(a) Overflow and main drain with each designed to carry one hundred percent of total recirculation filter flow;

(b) Overflow outlets that have:

(i) Design to maintain a minimum of sixty percent of filter recirculation flow at all times;

(ii) An overflow channel on the pool perimeter to promote uniform circulation and skimming action of the upper water layer for pools greater than twenty-five hundred square feet, with:

(A) Design preventing matter entering channel from returning to the pool;

(B) Dimensions minimizing the hazard for bathers, such as catching arms or feet in an overflow channel;

(C) 0.01 foot slope per foot or more;

(D) Drains sufficiently spaced and sized to collect and remove overflow water to return line to filter where applicable;

(E) Size sufficient to carry one hundred percent of the recirculation flow plus the surge flow equivalent to one-fifth of the balancing tank expressed in gallons per minute.

(iii) Skimmers, when used on pools up to twenty-five hundred square feet, if:

(A) Demonstrated to operate properly under design conditions;

(B) Turbulence is not expected to interfere with operation;

(C) Maximum flow rate through skimmers does not exceed four gpm per inch of weir;

(D) Devices are recessed in the wall of the pool so that no part protrudes beyond the plane of the wall into the pool;

(E) The skimmer is equipped with a device to prevent air lock in the recirculation suction line (i.e., an equalizer line); and

(F) The skimmer is equipped with a removable and cleanable screen designed to trap large solids.

(iv) Sidewall channels, when used on pools up to twenty-five hundred square feet, which accept the total recirculation volume of the pool through the upper side of the pool if:

(A) Overall flow through the channel exceeds four times the treatment recirculation rate;

(B) Design of channel prevents entrapment of the user;

(C) Openings of any screens have less than one-half inch slots;

(D) Channel openings do not allow access beyond the pool, except with the use of specific tools requiring their opening;

(E) Open area of grates prevent a suction or entrapment hazard which could be dangerous to the user; and

(F) The channel provides an action pulling water from the top of the pool to remove floatable debris and oils.

(c) Main drains in all pools with:

(i) Location at the low points of the pool;

(ii) A minimum of two main drains spaced not further than twenty feet apart nor closer than six feet or spaced as far as possible from each other in pools less than six feet linear floor distance;

(iii) Total open area of grates preventing a suction or entrapment hazard which could be dangerous to user;

(iv) Flat grate drains having:

(A) Maximum flow of 1.5 feet per second; or

(B) Net area of outlet being at least four times the area of the discharge pipe.

(v) Maximum flow of four feet per second in anti-vortex drains;

(vi) Openings (~~less than one-half inch in width~~) not allowing a sphere over one-half inch in diameter to pass;

(vii) Grate design to withstand forces of users;

(viii) Grates removable only with specific tools; and

(ix) Means to control flow from recirculation pump or balancing tank.

(9) Owners shall maintain recirculation flow which:

(a) Does not exceed six feet per second in suction or valved discharge side of pump; and

(b) Does not exceed ten feet per second in open discharge pipes on the pressure side of the pump or filter discharge. This limit does not apply to the return inlet and the last two feet of pipe leading to the inlet.

(10) Owners shall provide a surge chamber or surge area in RWCFs with an entry pool to:

(a) Accommodate at least two minutes of the total turnover; and

(b) Maintain proper water levels for treatment and operation of the attraction.

(11) Owners having RWCFs with overflow channels requiring balancing tanks shall:

(a) Maintain volume equivalent to fifteen times maximum bathing load expressed in gallons; and

(b) Increase capacity as necessary to provide volume for make-up water and to prevent air lock in the pump suction line.

(12) Owners shall have and maintain recirculation pumps with adequate capacity to:

(a) Provide design flows and pressure for recirculation of the RWCF water over the entire operating pressure of the filter;

(b) Allow proper capacity for backwashing of filters when specified; and

(c) Have self-priming capability when installed above the pool water level.

(13) Where pumps precede the filter, owners shall install hair and lint strainers, which shall:

(a) Be located upstream of recirculation pumps;

(b) Be of corrosion-resistant material sufficiently strong to prevent collapse when clogged;

(c) Have an operable cover; and

(d) Provide valving to isolate the strainer when located below pool water level.

(14) Owners shall provide valves at appropriate locations to allow isolation and maintenance of equipment.

(15) Owners shall provide equipment rooms which:

(a) Enclose pumps, disinfection equipment, filters, and other electrical and mechanical equipment and associated chemicals;

(b) Provide adequate working space and access to perform routine operations;

(c) Provide lighting and ventilation of the equipment room; and

(d) Are not accessible to the public.

(16) Owners shall ensure the source of make-up water and associated piping in the RWCF:

(a) Provides sufficient quantity to replace daily losses from the pool;

(b) Comes from a supply conforming with chapter ((248-54)) 246-290 WAC; and

(c) Prevents cross-connections using a minimum air gap of two pipe diameters or approved backflow prevention devices between the make-up water source and the RWCF attraction water or waste water.

(17) Owners shall equip RWCFs with filtration equipment which:

(a) Meets the applicable standards of NSF or equivalent;

(b) Uses acceptable types and filter rates described in Table 5 of this section:

TABLE 5
FILTER TYPES AND ACCEPTABLE RATES

Type of Filter	Range of Acceptable Filter Rate Expressed in gpm/sq. ft.	
	Minimum	Maximum*
Sand		
Rapid & pressure	—	3
Pressure high rate	10	18
Vacuum high rate	10	18
DE	Continu- ous feed	Manual feed
Vacuum	0.8	1.0
Pressure	1.0	1.35
Cartridge**		
Applied in temperature ranges:		
<95°F.	—	0.375
>95°F.	—	0.188

Note:

* Filters sized at maximum application rate shall use flow control valves.

** Cartridge filters shall have a nominal micron rating of twenty microns or less.

(c) Has pressure or vacuum gauges for measuring loss of head (pressure) through the filter with minimum of one gauge preceding and one gauge following the filter;

(d) Has a flow indicator to measure treatment turnover; and

(e) Has means of discharging filter backwash to waste with:

(i) Discharge in a manner not creating a public nuisance;

(ii) Disposal in accordance with applicable local law or regulation;

(iii) Minimum air gap of two pipe diameters to prevent cross-connection from waste discharge and recirculation system piping;

(iv) Discharge receptor and piping of sufficient size to accept backwash water and prevent flooding; and

(v) Provisions to monitor filter effluent during backwash.

(18) Owners shall provide disinfection equipment which:

(a) Provides a continuous and effective residual of disinfectant in the water;

(b) Uses a disinfectant with a residual that is easily monitored;

(c) Conforms with NSF standards when liquid or solid feed materials are used;

(d) Has a design feed rate which will provide effective disinfection levels when RWCFs are in use;

(e) Meets the following conditions if chlorine gas is used:

(i) Chlorine rooms shall:

(A) Be above ground level;

(B) Be constructed so all openings or partitions with adjoining rooms are sealed;

(C) Be located with consideration of prevailing winds to dissipate leaked chlorine away from the RWCF;

(D) Have door opening outward only and to the out-of-doors.

(ii) Mechanical exhaust ventilation of the chlorine room including:

(A) Air inlet located as far as possible from fan intake to promote good air circulation patterns;

(B) Minimum of one air change per minute in the chlorine room when fan is operating;

(C) A remote switch outside the room or a door-activated switch to turn on fan prior to entering;

(D) Suction for fan near the floor; and

(E) Exhaust for fan and chlorinator vent located to prevent contaminating air intakes or prevent undue hazard for the users of the RWCF.

(iii) Gas chlorine systems which:

(A) Are vacuum injection type, with vacuum actuated cylinder regulators; and

(B) Provide adequate-sized backflow and anti-siphon protection at the ejector.

(iv) Breathing protection available in an accessible area for the operator outside of the chlorine room including:

(A) Instructions about limitations with chlorine concentrations and concentrations of oxygen if chlorine-type canister masks are used; and

(B) Self-contained breathing apparatus designed for use in a chlorine atmosphere as preferred equipment for working with chlorine leaks.

(v) Means for automatic shutoff when the recirculation filter pump is off or flow to the pool is interrupted;

(vi) Chlorine gas cylinders shall:

(A) Be stored only in chlorine rooms; and

(B) Not exceed one hundred fifty pounds tare weight per cylinder; except, wave pools, where one-ton cylinders may be used. Only a single, one-ton cylinder shall be stored on the premise at any time.

(19) Owners applying chemicals other than disinfectant shall provide chemical feed equipment with:

(a) Adequate size and design to allow routine cleaning and maintenance;

(b) Materials resistant to action of the chemicals to be used; and

(c) Means for automatic shut off when the recirculation filter pump is off or flow to the pool is interrupted.

(20) Owners shall have testing equipment to provide means for measuring disinfectant residuals, pH, alkalinity, and any other chemicals used routinely in the RWCF water. In pools where compressed chlorine gas is used, means to detect leaks shall be provided, i.e., use of proper strength ammonia vapor.

(21) Owners shall provide easily accessible change room facilities at all RWCFs with:

(a) Dressing rooms, showers, toilets, urinals, and sinks;

(b) Change room design including:

(i) Separate facilities for both sexes;

(ii) Floors of a nonslip finish with suitable drains;

(iii) Junctions between walls and floors covered for ease of cleaning;

(iv) Adequate ventilation to prevent build-up of moisture in the facility; and

(v) Provisions to minimize cross traffic with nonusers.

(c) Plumbing fixtures as described in Table 6 of this section.

TABLE 6
MINIMUM PLUMBING FIXTURE REQUIREMENTS
BASED ON MAXIMUM PEAK PERIOD OCCUPANCY

Type of Fixture	Occupancy/Sex	Number of Fixtures Required Per Occupancy Load	
		Male	Female
1. Toilets	First 600 Portion exceeding 600	1/200	1/100
2. Urinals	First 600 Portion exceeding 600	1/450	1/300
3. Showers	First 300 Portion exceeding 300	1/200	1/200
4. Sinks	First 400 Next 350 Portion exceeding 750	1/200 1/350	1/200 1/350
5. Hose bibs		1/500	1/500
6. Janitor sink		1 accessible to change rooms within the RWCF	

(d) Showers:

(i) Delivering water at a temperature range between ninety and one hundred ten degrees Fahrenheit; and

(ii) Providing liquid or powdered soap in nonglass dispensers.

(e) Flush toilets and toilet tissue in dispensers;

(f) Sinks providing:

(i) Tempered or hot and cold running water,

(ii) Liquid or powdered soap in nonglass dispensers, and

(iii) Disposable towels or electric hand dryers.

(g) Sewage disposed of in a manner approved by the department or local health officer; and

(h) Hose bibs with vacuum breakers provided at convenient locations.

(22) Owners shall design and maintain lighting at RWCF attractions or change rooms to:

(a) Illuminate indoor attractions, outdoor attractions used after dusk, or change rooms with a minimum lighting intensity maintained thirty inches above any walking surface, pool deck, or pool area of:

(i) Thirty foot-candles at indoor facilities;

(ii) Fifteen foot-candles at outdoor facilities; or

(iii) Twenty foot-candles in change rooms.

(b) Allow lifeguards or attendants to clearly see every part of pool waters and walking surfaces; and

(c) Meet any additional lighting requirements deemed necessary by the department or local health officer.

(23) Owners shall provide first aid facilities in every RWCF including:

(a) A twenty-four package first aid kit per WAC 296-24-065;

(b) Two or more blankets reserved for emergency use;

(c) A telephone with a prominently displayed list of emergency medical service response numbers;

(d) A backboard meeting the specifications of the ARC; and

(e) Sufficient and suitable area to accommodate persons requiring treatment and necessary first aid equipment.

(24) Owners shall provide signs at RWCF entrances and change rooms. Any combination of words, pictures,

or symbols may be used to convey the following conditions:

- (a) Prohibition of use by persons with communicable diseases;
- (b) Prohibition of use by persons under the influence of alcohol or drugs;
- (c) Requirement for a cleansing shower before entering the attractions;
- (d) Warning that persons refusing to obey the attendants are subject to removal from the premises; and
- (e) Prohibition of food and drink in pool, change room, or on walking surfaces.

(25) If owners allow or make provision for food service:

- (a) Food and beverage sale and consumption areas shall be separate from pool, change room, and walking surfaces;
- (b) Trash containers shall be provided; and
- (c) No glass containers shall be allowed in the RWCF.

(26) Owners shall prevent users or spectators access to mechanical, electrical, or chemical equipment facilities.

(27) Owners shall provide an operable drinking fountain of the angle jet type design meeting the requirements of the American Standards Association.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-262-070 SPECIFIC DESIGN, CONSTRUCTION, AND EQUIPMENT. (1) Owners shall provide specific design, construction, and equipment for the various types of RWCF attractions.

(2) Owners and manufacturers shall ensure adherence to recognized design and construction standards including, but not limited to:

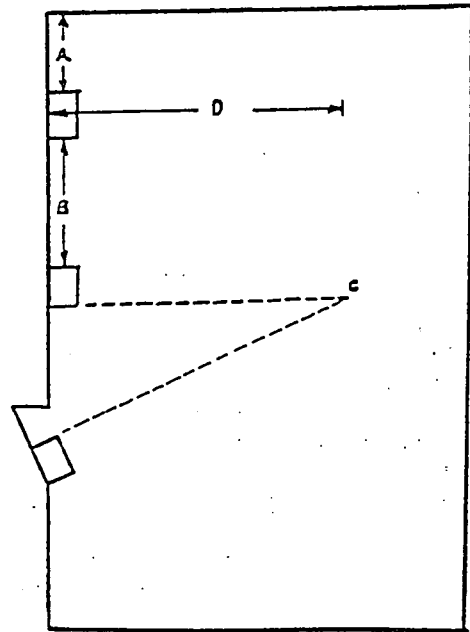
- (a) ASTM F-24 Standards on Amusement Rides and Devices;
- (b) "Suggested Health and Safety Guidelines for Recreational Water Slide Flumes" U.S. Department of Health and Human Services, Centers for Disease Control, Atlanta, Georgia, 30333;
- (c) "World Waterpark Association Considerations for Operating Safety" published by the World Waterpark Association, 7474 Village Drive, Prairie Village, Kansas, 66208; and
- (d) Department recognized or approved guidelines, criteria, or standards.

(3) Owners shall ensure design and construction for water slides or tubes, inner-tube rides, kiddie flumes, or ramp slides meet the following minimum standards:

- (a) Flume or tube entry access points shall have:
 - (i) Means to control unauthorized entrance;
 - (ii) Handrails or slip-resistant surfaces provided to assist users; and
 - (iii) Attendant stations which provide:
 - (A) User entry spacing control;
 - (B) Attendant line of sight to the attraction; and
 - (C) Attendant access to a communication system.
- (b) Receiving pools shall have:
 - (i) Clearances and minimum distances as noted in Figure 3 of this section for tube or flume entrances into pools.

FIGURE 3
MINIMUM CLEARANCES FOR FLUME OR TUBE ENTRY TO RECEIVING POOLS

VALUE	MINIMUM DISTANCE	DESCRIPTION
A	5 feet	Minimum distance from edge of flume to side of pool.
B	6 feet	Minimum distance between sides of parallel flumes.
C	20 feet	Minimum distance between two flumes or tubes that are not parallel shall be so constructed so that the intersecting lines of each closest side does not intersect for a distance of at least twenty feet from the end of each flume.
D	20 feet	Minimum distance where flume terminates to opposite side of pool.



- (ii) Flume or tube sliding surface ending below the pool operating water level when users ride unaided or on mats;
- (iii) Flume or tube perpendicular for a minimum of ten feet to the wall of entry;
- (iv) Handrails, when steps are provided for exiting; and
- (v) Attendant and/or lifeguard stations with:
 - (A) Unobstructed access to users; and
 - (B) Ready access to communication system for contacting control station attendant and first aid personnel.
- (4) Owners shall design and construct barriers to prevent unauthorized entry or exit from any intermediate pool.
- (5) Owners shall ensure design and construction of speed slides meet the following minimum standards:
 - (a) Entry points conforming with subsection (3)(a) of this section;
 - (b) Roller- or sled-type slides designed to prevent accidental flipping of the sleds or coasters when entering the water;
 - (c) Provision of sufficient transition zones for deceleration preventing unsafe user impact; and

(d) Maintenance of critical water operation levels providing proper braking action of the user.

(6) Owners shall ensure design and construction of wave pools meet the following minimum standards:

(a) Walls of wave pools shall be vertical with minimum six inch radius of curvature between wall and pool bottom;

(b) Pool bottom sloped:

(i) Not exceeding one foot of drop in twelve feet of run where pool depths range from zero to three and one-half feet; or

(ii) Not exceeding one foot of drop in nine feet of run where depths range from three and one-half feet to six and one-half feet.

(c) Recessed ladders or step holes with vertical grab bars at depths above three and one-half feet:

(i) For emergency exit only;

(ii) Spaced at intervals of fifty feet or less where pool water depths are greater than three and one-half feet. Pool water depths are measured without wave action.

(d) Deck width of at least ten feet along the shallow end;

(e) A fence or restrictive barrier a minimum of forty-two inches in height and at least two feet out from the pool/deck interface at the side walls of wave pools, with emergency exit openings.

(f) Lifeguard station locations appropriate to prevailing conditions;

(g) A push-button system to shut off the wave-making equipment with:

(i) Shut offs installed on sidewall decks and spaced at intervals no greater than one hundred feet, readily accessible to the lifeguards; and

(ii) Shock hazard protection.

(h) A communication system for use by authorized personnel which is clearly audible to all portions of the pool;

(i) A communication system for interaction between authorized personnel; and

(j) Maximum bathing load (users) not to exceed a value equal to $S/12 + D/68$ where:

(i) "S" equals surface area in square feet where depth is less than three and one-half feet;

(ii) "D" equals surface area in square feet where pool depth is three and one-half feet deep or greater; and

(iii) Pool depths are measured without wave action.

(7) If inner tubes, boogie boards, or surf boards are used, the owner shall ensure the design and operation of the wave pool provides for such activity, including:

(a) The establishment of rules for use;

(b) Operating and emergency procedures; and

(c) Crowd control.

(8) Owners shall ensure design and construction of any wading activity pool meets the following minimum standards. Wading activity pool areas are:

(a) Built with maximum water depth of two feet;

(b) Constructed with pool walls so that distance from deck to water level is six inches or less for at least seventy-five percent of the pool perimeter;

(c) Equipped with floors uniformly sloped to drain with a maximum slope of one foot of drop in twelve feet of run;

(d) Separated by at least a four foot high barrier when distance to any water area greater than four feet in depth is less than ten feet; and

(e) Protected from water areas greater than two feet by providing:

(i) A float line separating the two areas;

(ii) A six inch contrasting color line on pool bottom and side walls at float line; and

(iii) A transition zone with a maximum floor slope not exceeding one foot of drop in twelve feet of run.

(9) Owners shall ensure design and construction of drop slides or drop tubes meet the following minimum standards:

(a) Entry in accordance with subsection (3)(a) of this section;

(b) Receiving pool envelope:

(i) Conforming to CNCA standards noted in WAC ((248-97-070)) 246-262-060 (5)(c)(vi)(A) if the point of exit is less than one-half meter (or twenty inches);

(ii) Conforming to FINA standards noted in WAC ((248-97-070)) 246-262-060 (5)(c)(vi)(B) if the point of exit is one-half meter (or twenty inches) or greater.

(iii) Increasing in size to ensure user safety if warranted by angle of entry or speed of the user.

(c) Sufficient distance between slides or tubes to prevent collisions of users. Parallel exits are recommended.

(d) Direct line of sight and direct communication between entry access point and receiving pool.

(10) Owners shall provide signs for specific RWCF attractions. Words, pictures, or symbols may be used to convey the following as appropriate:

(a) Prohibition of running, standing, kneeling, tumbling, horseplay, or stopping in the flumes or tubes;

(b) Failure to follow directions of attendant or failure to obey posted rules may result in removal from the RWCF;

(c) Prohibition of diving from flume;

(d) Prohibition of multiple user chains if applicable to ride;

(e) Requirement to leave the landing area promptly after exiting;

(f) Recommended minimum or maximum age or height for using this attraction; and

(g) Prohibition of head first sliding if applicable to ride.

(h) Additional information on wave pools including:

(i) Warning that wave pools can be very tiring;

(ii) Warning for small children and poor swimmers to use personal flotation devices in designated areas;

(iii) Requirement for adult supervision for children;

(iv) Prohibition of diving, jumping, or entering from sides of pool; and

(v) Prohibition of using surf boards during periods of general public use.

(11) If the proposed attraction design is not addressed by or exceeds limitations of standards and guidelines specified by this section, owners shall submit:

(a) Justification to the department or local health officer prepared by an engineer; and

(b) Information on the construction, maintenance, and operation of the proposed attraction.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-262-080 OPERATION. (1) Owners shall ensure proper operation to protect the public health and safety of the users and the water quality of the RWCF.

(2) Owners shall prepare and use an operations manual for the RWCF.

(3) Owners shall routinely inspect, maintain, and repair the physical components to:

(a) Ensure all structural facilities are intact and free from corrosion, wear, or stress;

(b) Prevent water ponding on walking surfaces;

(c) Ensure equipment is available and operable including:

(i) Disinfection, filtration, and related equipment;

(ii) Lifesaving equipment; and

(iii) Communication systems.

(4) Owners shall ensure user health and safety by adequately staffing the RWCF during operation. Staffing shall include:

(a) Advanced first aid personnel at all times facility is open to the public;

(b) Lifeguards and/or attendants as appropriate at all times facility is open to the public; and

(c) Water treatment operator as needed.

(5) Owners shall ensure each type of personnel performs the following duties:

(a) Advanced first aid personnel shall provide emergency medical treatment;

(b) Lifeguard shall have sole responsibility for guarding users in area assigned;

(c) Attendants shall have sole responsibility for assuring proper user control in areas assigned; and

(d) Water treatment operator shall oversee water treatment operations and conduct necessary water quality monitoring.

(6) Owners shall ensure each type of personnel meets the designated training requirements:

(a) Advanced first aid personnel with:

(i) A current advanced first aid certification or equivalent or higher levels of training including:

(A) First responder;

(B) Emergency medical technician; or

(C) Paramedic.

(ii) Training on management of spinal injuries in the aquatic environment if lifeguards with lifeguard training are not at the RWCF.

(b) Lifeguards with a current lifeguard certificate through any of the recognized programs in the definition (WAC ((~~248-97-020~~) 246-262-010(23)));

(c) Attendants with training determined appropriate by the owner to respond to user safety needs at the attractions, and:

(i) Attendants stationed at shallow pool facilities (less than four feet water depth) with documented training regarding their response in at least the following:

(A) Safety instruction on basic methods of water rescue, reaching, and extension assists;

(B) Cardiopulmonary resuscitation (CPR) and airway management;

(C) Basic bleeding control;

(D) Basic fracture management; and

(E) Specific instruction on management of spinal injuries related to the aquatic environment.

(ii) Attendants stationed at entry access areas with basic training including:

(A) Controlling and supervising users in areas where attendant is responsible;

(B) Controlling timing of user entry rate where appropriate;

(C) Use of communication systems; and

(D) Knowledge of CPR by at least one attendant on duty.

(d) Water treatment operators knowledgeable in pool water chemistry, filters, and pumping equipment; and

(e) When gas chlorine is used, the manager or the operator with specific training in:

(i) Proper operation and maintenance procedures of the chlorination equipment;

(ii) Physical and chemical properties of chlorine gas under pressure;

(iii) Use of emergency safety equipment; and

(iv) Proper first aid procedures and response for accidental inhalation of chlorine gas and leaks.

(7) Owners shall ensure adequate emergency response with:

(a) Lifeguards (and attendants where appropriate) located to provide a response time not to exceed thirty seconds to all users in pools;

(b) Backup lifeguard (or attendant where appropriate) provisions so response time is maintained during multiple rescues;

(c) Lifeguards at all pools. Attendants may substitute for lifeguards at pools less than four feet in depth which:

(i) Are strictly used as receiving pools for attractions where users leave the pool immediately after entering; or

(ii) Are strictly used for wading activity; and

(iii) Attendants meet the training requirements specified in subsection (6)(c)(i) of this section.

(d) Provisions for emergency response drills to meet the response time and actions noted in WAC ((~~248-97-090~~) 246-262-080) including:

(i) Drills at least twice each operating season; and

(ii) Documentation of testing.

(8) Owners shall regulate activities of users and spectators including:

(a) Requirement to obey RWCF rules related to health and safety; and

(b) Warning that failure to comply with rules constitutes grounds for exclusion from the premises or management action as necessary.

(9) Owners shall ensure RWCF user control in specific attractions by requiring:

(a) On speed slides, completion of the ride by one user before allowing another user to enter;

(b) On ramp slides, clearing of the slide by one group prior to second group entering; and

(c) On drop slide or tube, clearing of the pool entry area prior to allowing another user to enter.

(10) Owners shall monitor various environmental conditions which affect facility safety. Weather conditions, including electrical storms, fog, wind, sun glare creating

visibility problems, and other such factors shall be evaluated. Appropriate action shall be taken in response to these factors to ensure user safety.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-262-090 MONITORING, REPORTING, AND RECORD KEEPING. (1) Owners shall:

(a) Provide information requested by the department or local health officer for statewide injury and illness surveillance reports; and

(b) Notify the department or local health officer within forty-eight hours of any drowning, near drowning, death, or serious injury or illness occurring at the RWCF.

(2) Owners shall monitor and maintain records on the following for at least three years:

(a) Water quality conditions including:

(i) Testing for residual disinfectant concentration three or more different periods daily, except once a day if electronic monitoring and control equipment is provided;

(ii) Hydrogen ion (pH) concentration tested daily;

(iii) Alkalinity monitored at least weekly;

(iv) Any other chemical added to water including alum, algicides, cyanurate compounds, acid, and alkalinity compounds, etc.;

(v) Pressure or vacuum gauge readings; and

(vi) Any gross contamination to the water (i.e., vomiting, feces, etc.).

(b) Routine preventive maintenance provided on all hazardous equipment, e.g., gas chlorination equipment;

(c) Number of users of the facility; and

(d) Credentials, training, and/or certifications required for personnel per WAC ((248-97-090)) 246-262-080 of this chapter.

(3) Owners shall notify the department in the event an incident occurs with a chemical creating a problem of health or safety significance (e.g., chlorine gas leak).

(4) Owners shall make records available for department review upon request.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-262-100 INSPECTION. (1) Owners shall permit the department or local health officer to perform on-site inspections as necessary in the discretion of the enforcing agency to ensure compliance with standards in chapter 70.90 RCW and chapter ((248-97)) 246-262 WAC.

(2) Employees of the enforcing agency shall provide appropriate identification when entering for purpose of routine inspections.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-262-120 ENFORCEMENT. (1) The department or, if enforcement responsibility has been assigned under a joint plan of operation, the local health officer:

(a) Shall enforce the rules of chapter ((248-97)) 246-262 WAC; or

(b) May refer cases within their jurisdiction to the local prosecutor's office or office of the attorney general, as appropriate.

(2) When a RWCF is in violation of provisions of chapter 70.90 RCW or the rules of chapter ((248-97)) 246-262 WAC, appropriate enforcement action may be initiated by the department, local health officer, local prosecutor's office, or office of the attorney general. Enforcement actions may include any one or a combination of the following:

(a) Informal administrative conferences, convened at the request of the department, local health officer, or owner, to explore facts and resolve problems;

(b) Orders directed to the owner and/or operator of the RWCF and/or the person causing or responsible for the violation of the rules of chapter ((248-97)) 246-262 WAC;

(c) Imposition of civil penalties of up to five hundred dollars per violation per day as authorized under RCW 70.90.200;

(d) Denial, suspension, or revocation of operating permits; and

(e) Civil or criminal action initiated by the local prosecutor's office or by the office of the attorney general.

(3) Orders authorized under this section include, but are not limited to, the following:

(a) Orders requiring corrective measures necessary to effect compliance with chapter ((248-97)) 246-262 WAC or chapter 70.90 RCW. Such orders may or may not include a compliance schedule; and

(b) Orders to stop work and/or refrain from using any RWCF or portion thereof or improvement thereto until all permits, certifications, and approvals required by statute or rule are obtained.

(4) An order issued under this section shall:

(a) Be in writing;

(b) Name the facility and the person or persons to whom the order is directed;

(c) Briefly describe each action or inaction constituting a violation of chapter 70.90 RCW or the rules of chapter ((248-97)) 246-262 WAC;

(d) Specify any required corrective action or forbearance together with a schedule for completing such corrective action, if applicable;

(e) Provide notice, as appropriate, that continued or repeated violation may subject the violator to:

(i) Civil penalties of up to five hundred dollars;

(ii) Denial, suspension, or revocation of the facilities operating permit; or

(iii) Referral to the office of the county prosecutor or attorney general.

(f) Provide the name, business address, and phone number of an appropriate staff person who may be contacted in regard to an order.

(5) Service of an order shall be made:

(a) Personally, unless otherwise provided by law; or

(b) By certified mail return receipt requested.

(6) Under such rules or policies as the department or local health officer may adopt, civil penalties of up to

five hundred dollars per violation per day may be assessed against any person violating the provisions of chapter 70.90 RCW or chapter ~~((248-97))~~ 246-262 WAC.

(7) The department or local health officer shall have cause to deny the application or reapplication for an operating permit or to revoke or suspend a required operating permit of any person who has:

(a) Previously had:

(i) An operating permit suspended or revoked; or

(ii) An application for an operating permit denied for any reason whether in this state or any other state.

(b) Failed or refused to comply with the provisions of chapter 70.90 RCW, chapter ~~((248-97))~~ 246-262 WAC, or any other statutory provision or rule regulating the construction or operation of a RWCF; or

(c) Obtained or attempted to obtain an operating permit or any other required certificate or approval by fraudulent means or misrepresentation.

(8) For the purposes of subsection (7) of this section, a person shall be defined to include:

(a) Applicant;

(b) Reapplicant;

(c) Permit holder; or

(d) Any individual associated with subsection (8)(a),

(b), or (c) of this section including, but not limited to:

(i) Board members,

(ii) Officers,

(iii) Managers,

(iv) Partners,

(v) Association members,

(vi) Employees,

(vii) Agents, and in addition

(viii) Third persons acting with the knowledge of such persons.

(9) The department or local health officer may summarily suspend an operating permit, other required permit, license, or certification without a prior hearing if the department or local health officer:

(a) Finds that public health, safety, or welfare imperatively requires emergency action; and

(b) Incorporates a finding to that effect in its notice or order.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-262-130 NOTICE OF DECISION—ADJUDICATIVE PROCEEDING. (1) A hearing requested to contest a local health officer's action shall be governed by the local health jurisdiction's rules for hearings.

(2)(a) The department's notice of a denial, suspension, modification, or revocation of a license shall be consistent with ~~((RCW 43.20A.205, as applicable to the department of health under RCW 43.70.900))~~ section 377, chapter 3, Laws of 1991. An applicant or license holder has the right to an adjudicative proceeding to contest the decision.

(b) A department notice of imposition of a civil fine shall be consistent with ~~((RCW 43.20A.215, as applicable to the department of health under RCW 43.70.900))~~

section 378, chapter 3, Laws of 1991. A person the department imposes a civil fine on has the right to an adjudicative proceeding to contest the decision.

(c) A license applicant or holder or a person the department imposes a fine on contesting a department decision shall within twenty-eight days of receipt of the decision:

(i) File a written application for an adjudicative proceeding by a method showing proof of receipt with the ~~((Office of Appeals, P.O. Box 2465))~~ Administrative Hearings Unit, Department of Health, 1300 Quince Street, S.E., Mailstop: EY-17, Olympia, WA 98504; and

(ii) Include in or with the application:

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

(B) The grounds for contesting the department decision; and

(C) A copy of the contested department decision.

(d) The proceeding is governed by the Administrative Procedure Act (chapter 34.05 RCW), this chapter, and chapter ~~((248-08))~~ 246-08 WAC. If a provision in this chapter conflicts with chapter ~~((248-08))~~ 246-08 WAC, the provision in this chapter governs.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-262-150 COMPLIANCE. Existing RWCFs not complying with the design, construction, and equipment requirements outlined in WAC ~~((248-97-070 and 248-97-080))~~ 246-202-060 and 246-262-070 of these regulations may continue in use, provided the facility is operated in continuous compliance of the safety, sanitation, and water quality provisions of chapter ~~((248-97))~~ 246-292 WAC as outlined in WAC ~~((248-97-060, 248-97-090, 248-97-100, and 248-97-140))~~ 246-262-050, 246-262-080, 246-262-090, and 246-262-140.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-262-160 VARIANCE. The board may grant a variance from requirements of chapter ~~((248-97))~~ 246-262 WAC if, in the sole discretion of the board, data and/or research provides sufficient evidence that the RWCF (attraction, device, equipment, procedure, etc.), will adequately protect public health and safety, as well as water quality.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-262-170 INNOVATIONS—SUBSTITUTIONS. The board authorizes the department:

(1) To review new innovations, and if accepted for use, prepare appropriate amendments to chapter ~~((248-97))~~ 246-262 WAC.

(2) To allow substitution of equipment, facilities, or procedures required by chapter ~~((248-97))~~ 246-262 WAC when, in the sole discretion of the department, data and/or research provide sufficient evidence that such substitution is equivalent to the requirement and

will adequately provide for the protection of the public health and safety of persons using the RWCF.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-264-020 SCOPE OF CHAPTER—SIZE AND DEPTH. Water safety teaching stations not more than thirty-six inches in depth and having a surface area not greater than eight hundred square feet shall comply with the requirements of this chapter. Water safety teaching stations deeper than thirty-six inches or larger than eight hundred square feet shall comply with the requirements for ~~((public))~~ general use pools.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-264-030 APPROVAL FOR CONSTRUCTION. The design, construction, and equipment of a water safety teaching station must be approved by the ~~((division of health of the))~~ department of ~~((social and))~~ health ~~((services))~~, and shall meet the requirements of WAC ~~((248-98-050))~~ 246-260-090 (1); (2); ~~((11(c), (d), (g), (h), (i), (j2), (k), (l), (13 as applied to semipublic pools), (17), and (24)))~~ (8)(b), (20)(b), (21), (22), (23), (27), (29)(a)(vi), and (30).

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-264-050 PLANS AND SPECIFICATIONS—APPROVAL—NOTICE TO LOCAL HEALTH OFFICER. Plans and specifications for sites and appurtenances for water safety teaching stations shall be submitted to and receive the approval of the ~~((assistant))~~ secretary (or authorized representative), ~~((division))~~ of the department of health. Subsequently, the local health officer shall be notified thirty days prior to moving the pool to a new location so that a site inspection can be made by the local health officer: PROVIDED, That one day's notice is sufficient when the pool is moved to a site previously and currently approved by the local health department.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-264-080 ENCLOSURE AND COVER. Unless housed in a building or other protective structure, the water safety teaching station shall be enclosed by a suitable fence or barrier in conformance with WAC 246-260-090(4) to restrict entrance of unauthorized persons, and shall be covered when not in use.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-264-120 WATER QUALITY. The water in water safety teaching stations at all times while in use shall meet the requirements pertaining to water quality as outlined in WAC ~~((248-98-030))~~ 246-260-070; except, that the turbidity shall not exceed 0.5 JTU (Jackson Turbidity Unit).

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-264-140 WATER RECIRCULATION. Water safety teaching stations shall be so operated that the entire volume of the pool shall be recirculated in not more than four hours. Recirculation facilities shall comply with WAC ~~((248-98-050 (10)(b) for either public or semipublic pools))~~ 246-260-090 (14)(b)(iii).

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-264-150 OPERATION AND SANITARY CONTROL. In the operation of water safety teaching stations, the requirement pertaining to operation and sanitary control of swimming pools as outlined in WAC ~~((248-98-060))~~ 246-260-100 (1), (2), (3), (4), (5), ~~((6;))~~ (7), (8), ~~((10 and 12))~~ and (9) shall apply.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-264-200 HEALTH MENACE PROHIBITED. No water safety teaching station shall be maintained or operated when such pool is determined by the local health officer, subject to the review of the ~~((assistant))~~ secretary (or authorized representative), ~~((division))~~ department of health, to constitute a menace to health.

WSR 92-02-021

WITHDRAWAL OF PROPOSED RULES DEPARTMENT OF HEALTH (Board of Health)

[Filed December 23, 1991, 3:22 p.m.]

Please withdraw the proposed changes to WAC 246-360-990 from WSR 91-21-130 filed with the code reviser on October 23, 1991.

Sylvia Beck
Executive Director

WSR 92-02-022

PERMANENT RULES DEPARTMENT OF HEALTH

[Order 229B—Filed December 23, 1991, 3:24 p.m.]

Date of Adoption: December 12, 1991.

Purpose: To establish procedures for temporary permits, reciprocity, preceptorship and regulating x-ray technicians.

Statutory Authority for Adoption: RCW 18.26.110.

Pursuant to notice filed as WSR 91-22-104 on November 6, 1991.

Changes Other than Editing from Proposed to Adopted Version: WAC 246-806-160(3), changing or 120 days, to or seven months; and WAC 246-806-180(3), adding (d) Postgraduate intern must be matriculated in an approved chiropractic college.

Effective Date of Rule: Thirty-one days after filing.

December 12, 1991
Rod Handly, Jr., D.C.
Chairman

NEW SECTION

WAC 246-806-150 TEMPORARY PERMITS—RECOGNIZED JURISDICTIONS. For the issuance of temporary permits under Chapter 18.26 RCW, all states except Illinois, Michigan, Virginia and Wyoming are deemed to have licensing standards substantially equivalent to the standards of the state of Washington.

NEW SECTION

WAC 246-806-160 TEMPORARY PERMITS—ISSUANCE AND DURATION. (1) An applicant may request a temporary practice permit by submitting to the board:

(a) A completed application on forms provided by the department with the request for a temporary practice permit indicated;

(b) An application fee and a temporary practice permit fee as specified in WAC 246-806-990; and

(c) Written verification directly from all states in which the applicant is or was licensed, attesting that the applicant has or had a license in good standing and is not subject to charges or disciplinary action for unprofessional conduct or impairment.

(2) The board shall issue a one-time-only temporary practice permit unless the board determines a basis for denial of the license or issuance of a conditional license.

(3) The temporary permit shall expire upon the issuance of a license by the board, initiation of an investigation of the applicant by the board, or seven months, whichever occurs first.

(4) An applicant who receives a temporary practice permit and does not complete the application process shall not be issued another temporary practice permit, even upon submission of a new application in the future.

NEW SECTION

WAC 246-806-170 LICENSURE BY ENDORSEMENT. An applicant may apply for licensure by endorsement by submitting to the board: (1) A completed application on forms provided by the department;

(2) A fee as specified in WAC 246-806-990; and

(3) Evidence, satisfactory to the board:

(a) Of a license to practice chiropractic in another jurisdiction including, but not limited to, another state, a territory of the United States, the District of Columbia, the Commonwealth of Puerto Rico or a province in Canada; and

(b) Of credentials and qualifications which are equivalent to the requirements of the state of Washington for licensure by examination at the time of application under this section;

(c) That the jurisdiction in which the applicant is licensed grants similar recognition to licensees in the State of Washington;

(d) That the applicant has been engaged in the full-time practice of chiropractic, or has taught general clinical chiropractic subjects at an accredited school of chiropractic, as set forth in WAC 246-806-040, in a jurisdiction described in subsection (3)(a) of this section for at least three of the five years immediately preceding application under this section;

(e) That the applicant has not been convicted of a crime, if such crime would be grounds for the refusal, suspension, or revocation of a license to practice chiropractic in this state if committed in the state of Washington;

(f) That the applicant's license to practice chiropractic is not, at the time of application under this section, suspended or revoked in any jurisdiction, based on grounds which would be grounds for the refusal, suspension or revocation of a license to practice chiropractic in this state; and

(g) Of passing a Jurisprudence and Adjustive Technique Examination administered by the Washington Board of Chiropractic Examiners.

NEW SECTION

WAC 246-806-180 PRECEPTORSHIP PROGRAM (1) Definitions.

(a) "Preceptor" is a licensed doctor of chiropractic who supervises an undergraduate or post graduate intern in accordance with the requirements of this section.

(b) "Undergraduate intern" is an individual studying at an approved chiropractic college, who is in the final academic year prior to receiving a degree in chiropractic.

(c) "Board" means the Washington board of chiropractic examiners.

(d) "Approved chiropractic college" means a chiropractic college approved by the board of chiropractic examiners.

(2) Requirements of preceptor participation. A preceptor shall:

(a) Be approved for participation by the board;

(b) Be approved for participation by an approved chiropractic college;

(c) Have a current Washington chiropractic license;

(d) Have been in practice for five years or more;

(e) Provide evidence of malpractice insurance for himself/herself and the intern;

(f) Not misuse alcohol, controlled substances, or legend drugs;

(g) Be of good moral character; and

(h) Have not been found in violation of board rules for the preceding five years.

(3) Program requirements. (a) The preceptor and intern shall comply with all requirements of the institution sponsoring the preceptorship program.

(b) The preceptorship shall operate within the scope of practice authorized in Chapter 18.25 RCW and Chapter 246-807 WAC.

(c) The preceptor shall be present on the premises at all times that the intern is practicing chiropractic as defined in RCW 18.25.005 and the preceptor shall meet with the patient prior to the commencement of chiropractic treatment by the intern.

(d) Postgraduate intern must be matriculated in an approved chiropractic college.

NEW SECTION

WAC 246-806-190 REGISTRATION OF CHIROPRACTIC X-RAY TECHNICIANS. (1) Chiropractic doctors shall employ only board registered technicians to operate x-ray equipment.

(2) Application. An x-ray technician may apply for registration by submitting to the board:

(a) Proof of satisfactory completion of a course of classroom instruction of at least forty-eight hours which has been approved by the board in accordance with subsection (4) of this section; and

(b) Verification of passing a proficiency examination in radiologic technology, which is approved by the board. A passing grade shall be seventy-five percent or a standardized score approved by the board. If the applicant fails the initial examination, the applicant may reapply to take the examination one additional time without additional classroom instruction. If the applicant fails a second examination, the applicant shall complete an additional sixteen hours of classroom instruction prior to reapplying for a third examination.

(3) Exceptions.

(a) For a period of one hundred and eighty days from the effective date of this rule a technician who has performed chiropractic radiographic procedures routinely for a minimum of:

(i) Two continuous calendar years immediately preceding application may register without examination.

(ii) One calendar year preceding application may take the examination after completing at least twenty hours of board-approved radiologic technology instruction. If the technician applying under this subsection does not pass the examination, the technician shall complete at least twenty-four additional hours of classroom instruction addressing the subjects listed in subsection (4) of this section prior to re-examination.

(b) An applicant who holds a current active registration, license, or certification from a national certifying agency or other governmental licensing agency whose standards for registration, licensure or certification are equal to or exceed the standards under these rules may register without examination.

(4) Course approval. An individual may request board approval of a course of classroom instruction for x-ray technicians by submitting the following information to the board no later than ninety days prior to the first day of instruction:

(a) An outline of the course of instruction, which shall include:

- (i) Physics and equipment;
- (ii) Principles of radiographic exposure;
- (iii) Radiation protection;
- (iv) Anatomy and physiology; and
- (v) Radiographic positioning and procedures.

(b) Proficiency examination;

(c) Verification that the course instructor has on-campus or postgraduate faculty status in the field of radiology with a board approved chiropractic college; and

(d) Any other information deemed necessary by the board to make a determination.

(5) Continuing education. A registered chiropractic x-ray technician shall submit an affidavit certifying the completion of six hours of continuing education over the preceding year when applying for annual renewal.

(a) The board approves continuing education of subject matter listed in subsection (4) of this section. Prior approval of continuing education programs is not required by the board.

(b) The board shall conduct random audits. If the board determines that the applicant has not obtained continuing education that falls within the subject matter defined in subsection (4), the board shall deny renewal of the registration.

WSR 92-02-023

PERMANENT RULES

DEPARTMENT OF HEALTH

(Board of Nursing)

[Order 230B—Filed December 23, 1991, 3:28 p.m.]

Date of Adoption: November 22, 1991.

Purpose: To clarify the Board of Nursing guidance and expectations of the registered nurse in supervision of nursing care and delegation of nursing tasks. Includes housekeeping change to revise WAC reference to new Department of Health WAC number.

Citation of Existing Rules Affected by this Order: Amending WAC 246-839-010 (13)(c).

Statutory Authority for Adoption: RCW 18.88.080.

Pursuant to notice filed as WSR 91-16-101 on August 7, 1991.

Changes Other than Editing from Proposed to Adopted Version: Change made in paragraph 14B [(14)(b)] as a result of testimony received to add greater clarity to the definition. This does not change the intent or meaning of the rule.

Effective Date of Rule: Thirty-one days after filing.

December 18, 1991

Patricia O. Brown

Executive Secretary

AMENDATORY SECTION (Amending Order 152B, filed 3/20/91, effective 4/20/91)

WAC 246-839-010 DEFINITIONS. (1) "Board" means the Washington state board of nursing.

(2) "School" means an educational unit charged with the responsibility of preparing persons to practice as registered nurses. Three types of basic schools of nursing are distinguished by the certificate awarded to the graduate. Schools of nursing within colleges and universities award the associate degree or baccalaureate degree. Schools of nursing sponsored by a hospital award a diploma.

(3) "Provisional approval" of schools of nursing is the approval given a new school of nursing based on its proposed program prior to the admission of its first class.

(4) "Full approval" of a school of nursing is the approval given a school of nursing that meets the requirements of the law and the rules and regulations of the board.

(5) "Conditional approval" of a school of nursing is the approval given a school of nursing that has failed to meet the requirements of the law and the rules and regulations of the board, and it specifies conditions that must be met within a designated time to rectify the failure.

(6) An "unapproved school of nursing" is a school of nursing that has been removed from the list of approved schools for failure to meet the requirements of the law and the rules and regulations of the board or a school that has never been approved by the board.

(7) "Extended learning sites" refers to any area external to the parent organization selected by faculty for student learning experiences.

(8) "Faculty" means persons who are responsible for the educational program of the school of nursing and who hold faculty appointment in the school.

(9) "Nursing student" is a person currently enrolled in an approved school of nursing.

(10) The phrase "nursing aide" used in RCW 18.88.280(3) shall mean a "nursing technician." "Nursing technician" is a nursing student currently enrolled in a state board of nursing approved nursing education program and employed for the purpose of giving help, assistance and support in the performance of those services which constitute the practice of registered nursing. The nursing student shall use the title "nursing technician" while employed.

(11) "Registered nurse" as used in these rules shall mean a nurse as defined by RCW 18.88.170.

(12) "Nurse administrator" is an individual who meets the qualifications contained in WAC (~~(308-120-555)~~ 246-839-555) and who has been designated as the person primarily responsible for the direction of the program in nursing. Titles for this position may include, among others, dean, director, coordinator or chairperson.

(13) "Definition of terms appearing in RCW 18.88.280" - the terms "direction and supervision," "auxiliary services," and "minor nursing services" are defined as follows:

(a) "Minor nursing services." The techniques and procedures used by the nursing profession are extremely difficult to categorize as major or minor nursing services. The important factor with which this law is concerned is the determination of which nursing person and at what level of preparation that person may perform said technique or procedure in relation to the condition of a given patient, and this kind of determination rests with the registered nurse.

(b) "Auxiliary services" are all those nursing services provided to patients by persons other than the registered nurse, the licensed practical nurse and the nursing student.

(c) (~~"Direction and supervision" shall include, but not be limited to the following:~~

(i) ~~Delegation of duties with regard to each individual patient, which duties shall be consistent with and shall~~

~~not be greater than the abilities of the auxiliary personnel, as indicated by their level of education preparation.~~

~~(ii) An awareness of the activity of auxiliary personnel.~~

~~(iii) A continuing evaluation of the performance of the auxiliary personnel.~~

~~(iv) It is the responsibility of the auxiliary person to accept only those assignments which are within the limits of his or her preparation.~~

(14)) "Supervision" of licensed or unlicensed nursing personnel means the provision of guidance and evaluation by a qualified registered nurse for the accomplishment of a nursing task or activity with the initial direction of the task or activity; periodic inspection of the actual act of accomplishing the task or activity; and the authority to require corrective action.

(i) "Immediate supervision" shall mean the licensed registered nurse is on the premises and is within audible and visual range of the patient and the patient has been assessed by the licensed registered nurse prior to the delegation of duties to any care giver.

(ii) "Direct supervision" shall mean the licensed registered nurse is on the premises, is quickly and easily available and the patient has been assessed by the licensed registered nurse prior to the delegation of the duties to any care giver.

(iii) "Indirect supervision" shall mean the licensed registered nurse is not on the premises but has given either written or oral instructions for the care and treatment of the patient and the patient has been assessed by the licensed registered nurse prior to the delegation of duties to any care giver.

(iv) "Consulting capacity" shall mean the recommendations to a professional entity, employed at that facility, which may be accepted, rejected, or modified. These recommendations shall not be held out as providing nursing services by the consulting nurse to the patient or public.

(14) "Delegation" means the licensed registered nurse transfers the performance of selected nursing tasks to competent individuals in selected situations. The licensed registered nurse delegating the task retains the responsibility and accountability for the nursing care of the client.

(a) Nursing acts delegated by the licensed registered nurse shall:

(i) Be within the area of responsibility of the nurse delegating the act;

(ii) Be such that, in the opinion of the nurse, it can be properly and safely performed by the person without jeopardizing the patient welfare;

(iii) Be acts that a reasonable and prudent nurse would find are within the scope of sound nursing judgment.

(b) Nursing acts delegated by the licensed registered nurse shall not require the unlicensed person to exercise nursing judgment nor perform acts which must only be performed by a licensed nurse, except in an emergency situation (RCW 18.88.280(2)).

(c) When delegating a nursing act to an unlicensed individual, the nurse shall:

(i) Make an assessment of the patient's nursing care need before delegating the task;

(ii) Instruct the unlicensed person in the delegated task or verify competency to perform or be assured that the person is competent to perform the nursing task as a result of the systems in place by the health care agency;

(iii) Supervise and evaluate the performance of the unlicensed person;

(iv) Retain responsibility and accountability for the nursing care of the patient, including nursing assessment, evaluation, and assuring documentation;

(v) Recognize that some nursing interventions require nursing knowledge, judgment, and skill and therefore may not lawfully be delegated to unlicensed persons.

(15) "Acquired immunodeficiency syndrome" or "AIDS" means the clinical syndrome of HIV-related illnesses as defined by the board of health by rule.

((+5)) (16) "Office on AIDS" means a section within the department of social and health services or any successor department with jurisdiction over public health matters as defined in chapter 70.24 RCW.

WSR 92-02-024
PROPOSED RULES
HIGHER EDUCATION
PERSONNEL BOARD

[Filed December 23, 1991, 3:29 p.m.]

Original Notice.

Title of Rule: WAC 251-01-395 Supervisor.

Purpose: To establish how many employees over which one must have supervisor responsibility in order to meet the requirements of the definition.

Statutory Authority for Adoption: RCW 28B.16.100.

Statute Being Implemented: Chapter 28B.16 RCW.

Summary: Proposal would require supervision of at least one full-time equivalent employee to be considered a supervisor.

Reasons Supporting Proposal: Modification of rule reflects historical practice of using one FTE as the threshold for supervisory responsibility.

Name of Agency Personnel Responsible for Drafting: Jamie McNamara, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-0653; Implementation and Enforcement: John Spitz, Director, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-3730.

Name of Proponent: Higher Education Personnel Board staff, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The existing rule does not specify how many employees must be supervised in order to meet the supervisor definition. This proposal would formally establish a minimum number of full-time equivalent employees over which one must have supervisory responsibility.

Proposal Changes the Following Existing Rules: Modification of rule formally establishes number of employees over which one must have supervisory responsibility in order to meet the requirements of the supervisor definition.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Centralia College, Centralia, Washington, on February 6, 1992, at 10:00 a.m.

Submit Written Comments to: 1202 Black Lake Boulevard, P.O. Box 40918, Olympia, WA 98504-0918, by February 5, 1992.

Date of Intended Adoption: February 6, 1992.

December 18, 1991

John A. Spitz

Director

AMENDATORY SECTION (Amending Order 147, filed 4/22/86)

WAC 251-01-395 SUPERVISOR. Any individual having authority, in the interest of the employer, to hire, transfer, suspend, lay-off, recall, promote, discharge, assign, reward or discipline (~~other~~) one or more full-time equivalent employees, or responsibility to direct them or adjust their grievances, or effectively recommend such action if in connection with the foregoing the exercise of such authority is not of a merely routine or clerical nature, but requires the use of independent judgment.

Reviser's note: RCW 34.05.395 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 92-02-025
PROPOSED RULES
HIGHER EDUCATION
PERSONNEL BOARD

[Filed December 23, 1991, 3:30 p.m.]

Original Notice.

Title of Rule: Amending WAC 251-09-025 Schedule changes, 251-09-030 Overtime and 251-18-180 Eligible lists—Definition—Composition; and repealing WAC 251-01-010, 251-01-155, and 251-01-320.

Purpose: To clarify the Higher Education Personnel Board rules relative to Fair Labor Standards Act.

Statutory Authority for Adoption: RCW 28B.16.100.

Statute Being Implemented: Chapter 28B.16 RCW.

Summary: Amending WAC 251-09-025 to eliminate redundancy with WAC 251-09-030. Amending WAC 251-09-030 to clarify computation of overtime pay or time off. Amending WAC 251-18-180 to eliminate reference to the Higher Education Personnel Board definitions and insert reference to EEO-6 definitions. Repealing WAC 251-01-010 Administrative employees, 251-01-155 Executive employees, and 251-01-320 Professional employees to reflect Fair Labor Standards Act definition of excepted work period designation.

Reasons Supporting Proposal: Modifications clarify the Higher Education Personnel Board rules relative to the Fair Labor Standards Act.

Name of Agency Personnel Responsible for Drafting: Jamie McNamara, 1202 Black Lake Boulevard, FT-11,

Olympia, 98504, 753-0653; Implementation and Enforcement: John Spitz, Director, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-3730.

Name of Proponent: Higher Education Personnel Board staff, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: These rules apply to situations to which FLSA also applies. The proposed modifications clarify the relationship between the two.

Proposal Changes the Following Existing Rules: Modifications change reference from the Higher Education Personnel Board rules to EEO-6 categories, eliminate redundancy, and clarify computation of overtime rate.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Centralia College, Centralia, Washington, on February 6, 1992, at 10:00 a.m.

Submit Written Comments to: 1202 Black Lake Boulevard, P.O. Box 40918, Olympia, WA 98504-0918, by February 5, 1992.

Date of Intended Adoption: February 6, 1992.

December 19, 1991

John A. Spitz
Director

AMENDATORY SECTION (Amending Order 62, filed 8/30/77, effective 10/1/77)

WAC 251-09-025 SCHEDULE CHANGES. Changes to a scheduled work period employee's assigned hours may be made under the following condition(s):

(1) For temporary changes of work hours within the assigned week:

(a) By providing two calendar days notice to the employee. (The day notification is given constitutes a day of notice); or

(b) Because of emergency conditions; or

(c) When the change is requested by the employee and approved by the employing official; or

(d) For operational convenience (instances where the conditions above do not exist), in which case the employee shall have the right to work his/her regularly assigned schedule in addition to the modified schedule (in accordance with the provisions of WAC 251-09-030) unless:

(i) There is no work; or

(ii) There is a safety hazard to the employee or others; or

(iii) The resulting total hours worked would exceed one and one-half of the employee's regular shift.

(2) For changes in work hours or shift extending beyond seven calendar days for an indefinite period:

(a) By providing seven calendar days notice to the employee. (The day notification is given constitutes a day of notice); or

(b) Because of emergency conditions; or

(c) When the change is requested by the employee and approved by the employing official; or

(d) For operational convenience (instances where the conditions above do not exist), in which case the employee shall be paid premium pay (at time and one-half) for each hour outside of the regular shift (pro rata for part-time employees) for a maximum of seven calendar days from the date of the notice of the schedule change.

~~((3) Overtime worked shall be computed on the employee's base rate plus shift premium where applicable.))~~

AMENDATORY SECTION (Amending Order 151, filed 5/22/86, effective 7/1/86)

WAC 251-09-030 OVERTIME. (1) Any one of the following constitutes overtime:

(a) Work in excess of the daily work shift for full-time employees assigned to scheduled work period positions;

(b) Work in excess of forty hours in one work week for employees assigned to scheduled or nonscheduled work period positions; or

(c) For hospital personnel assigned to a fourteen-day schedule, work in excess of eight hours in a twenty-four hour period or eighty hours in a fourteen-day period.

(2) Overtime worked by employees assigned to scheduled or nonscheduled work period positions shall be compensated at a rate of one and one-half times the employee's ~~((straight time hourly rate including shift differential for all overtime worked as provided in subsection (1) of this section))~~ base rate plus any additional payment(s) required to be included by the Fair Labor Standards Act, such as shift differential, and other applicable state/federal law.

(3) Employees assigned to scheduled or nonscheduled work period positions shall receive monetary payment as compensation for overtime worked; however, at the employee's request compensatory time off at one and one-half times the overtime hours worked may be granted in lieu of monetary payment, except that agricultural employees shall receive compensatory time off or monetary payment at the option of the institution. The accumulation of unused compensatory time that exceeds two hundred forty hours (four hundred eighty for employees engaged in public safety or emergency response activity) must be paid in cash.

(4) If compensation is paid to an employee for accrued compensatory time, such compensation shall be paid at the regular rate earned by the employee at the time the employee receives such payment. Upon termination of employment, an employee will be paid for any unused compensatory time in accordance with the Fair Labor Standards Act.

(5) Use of accrued compensatory time shall be approved by the employing official with consideration being given to the work requirements of the department and the wishes of the employee. Compensatory time off may be scheduled by the employing official during the final sixty days of a biennium.

(6) Employees assigned to excepted work period positions normally do not qualify for overtime pay. Under circumstances in which the employee is directed to work an excessive amount of overtime, the personnel officer may authorize additional compensation in cash or ~~((compensatory))~~ time off not to exceed one and one-half times the employee's regular rate. The employee may petition the personnel officer for compensation of the directed overtime.

(7) For purposes of computing overtime compensation, holidays or leave with pay during the employee's regular work schedule shall be considered as time worked.

AMENDATORY SECTION (Amending Order 176, filed 3/23/89, effective 5/1/89)

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. This list shall also contain the names of former employees separated from the organizational unit per WAC 251-10-070 who have submitted an application for reemployment pursuant to WAC 251-10-080 and who have passed the examination for the class, provided that during their previous employment with the institution they were not demoted for disciplinary reasons, reverted, or dismissed from the class. This list shall be 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. This list shall also contain the names of former employees separated from the institution per WAC 251-10-070 who have submitted an application for reemployment pursuant to WAC 251-10-080 and who have passed the examination for the class, provided that during their previous employment with the institution they were not demoted for disciplinary reasons, reverted, or dismissed from the class. This list shall be 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 251-17-040 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,~~) assigned to EEO-6 categories executive (~~(or)~~), administrative, managerial, and professional (~~(employees)~~) nonfaculty, 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 and former permanent employees eligible to return to work pursuant to WAC 251-10-080 shall have a five percent credit added to their final passing scores.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 251-01-010 ADMINISTRATIVE EMPLOYEES.
WAC 251-01-155 EXECUTIVE EMPLOYEES.
WAC 251-01-320 PROFESSIONAL EMPLOYEES.

WSR 92-02-026 PERMANENT RULES SUPERINTENDENT OF PUBLIC INSTRUCTION

[Order 91-27—Filed December 23, 1991, 3:40 p.m.]

Date of Adoption: December 20, 1991.

Purpose: To update procedures for allocating state moneys to school districts for early intervention services in the 1991-92 and 1992-93 school years.

Citation of Existing Rules Affected by this Order: Repealing WAC 392-140-251; and amending WAC 392-140-250 through 392-140-267.

Statutory Authority for Adoption: RCW 28A.300.040 and 28A.150.290.

Pursuant to notice filed as WSR 91-21-037 on October 10, 1991.

Effective Date of Rule: Thirty-one days after filing.

December 23, 1991
Judith A. Billings
Superintendent of
Public Instruction

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-250 (~~(+1990-91)~~) EARLY INTERVENTION SERVICES ALLOCATION—APPLICABLE PROVISIONS. The provisions of WAC 392-140-250 through 392-140-267 apply to the distribution of moneys to school districts and educational service districts for early intervention and prevention services pursuant to (~~(section 514(14), chapter 16, Laws of 1990 1st ex. sess.)~~) the state Operating Appropriations Act.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-252 (~~(+1990-91)~~) EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—ANNUAL AVERAGE FULL-TIME EQUIVALENT STUDENTS. As used in WAC 392-140-250 through 392-140-267 "annual average full-time equivalent students" means the same as defined in WAC 392-121-133.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-253 (~~(+1990-91)~~) EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—KINDERGARTEN THROUGH SIXTH GRADE ANNUAL AVERAGE FULL-TIME EQUIVALENT STUDENTS. As used in WAC 392-140-250 through 392-140-267 "kindergarten through sixth grade annual average full-time equivalent students" means annual average full-time equivalent students as defined in WAC 392-121-133 enrolled in grades kindergarten through six.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-254 (~~(+1990-91)~~) EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—FORM SPI 1195. As used in WAC 392-140-250 through 392-140-267 "Form SPI 1195" means the form distributed by the superintendent of public instruction used by school districts and educational service districts to apply for early intervention and prevention moneys. The completed Form SPI 1195 includes:

(1) Assurances that the school district or educational service district will comply with the conditions and limitations of (~~(section 514(14), chapter 16, Laws of 1990 1st ex. sess.)~~) the state Operating Appropriations Act and other applicable state statutes and regulations; and

(2) For educational service districts, a list of the school districts with which the educational service district has cooperative agreements for providing early intervention and prevention services.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-255 (~~(+1990-91)~~) EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—FORM SPI 1102E. As used in WAC 392-140-250 through 392-140-267 "Form SPI 1102E" means

the form titled "School District Special and Pilot Project Expenditure Report" on which school districts are to report allowable expenditures for ((1990-91)) early intervention and prevention services pursuant to instructions provided by the superintendent of public instruction.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-256 ((1990-91)) EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—FORM SPI 1100E. As used in WAC 392-140-250 through 392-140-267 "Form SPI 1100E" means the form titled "Educational Service District Project Expenditure Report" on which educational service districts are to report allowable expenditures for ((1990-91)) early intervention and prevention services pursuant to instructions provided by the superintendent of public instruction.

AMENDATORY SECTION (Amending Order 91-06, filed 3/29/91, effective 4/29/91)

WAC 392-140-257 ((1990-91)) EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—ALLOWABLE EXPENDITURES FOR ((1990-91)) EARLY INTERVENTION AND PREVENTION SERVICES. As used in WAC 392-140-250 through 392-140-267 "allowable expenditures for ((1990-91)) early intervention and prevention services" means expenditures meeting the following requirements:

(1) Expenditures are for services provided during the ((1990-91)) school year which include but are not limited to services provided by school counselors, school psychologists, school nurses, school social workers, licensed mental health professionals, child psychiatrists, appropriate health care providers, and social service caseworkers or social workers on contract.

(2) Expenditures are for additional staff, to contract for staff or services, or to conduct training related to the district's early intervention and prevention program.

(3) Direct expenditures are accounted for as follows:

(a) School district expenditures are accounted for in the following program and activity combinations as defined in the Accounting Manual for Public School Districts in the State of Washington:

- (i) Program: 58 – Special and pilot programs
- (ii) Activity: 21 – Supervision-instruction
24 – Guidance and counseling
25 – Psych-speech-hearing
26 – Health services

(b) Educational service district expenditures are accounted for in the following program, activity, and object of expenditure combinations as defined in the Accounting Manual for Educational Service Districts in the State of Washington:

- (i) Program: 40 – Student counseling and testing
- (ii) Activity: 21 – Staff development
98 – General support
- (iii) Any object of expenditure but
1 – Credit transfer

(4) Reasonable indirect expenditures attributable to early intervention and prevention services can be charged to the program.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-258 ((1990-91)) EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—ELIGIBLE SCHOOL DISTRICT. As used in WAC 392-140-250 through 392-140-267 "eligible school district" means a school district which:

(1) Has budgeted one thousand or more annual average full-time equivalent students for the ((1990-91)) school year as reported to the superintendent of public instruction on Form F-195, School District Budget; and

(2) Has completed Form SPI 1195 prior to December 1((,-1990;)) of the school year pursuant to instructions provided by the superintendent of public instruction.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-259 ((1990-91)) EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—ELIGIBLE ENROLLMENT SERVED BY THE EDUCATIONAL SERVICE DISTRICT. As used in WAC 392-140-250 through 392-140-267 "eligible enrollment served by the educational service district" means the total kindergarten through sixth grade annual average full-time equivalent students of the school districts identified on Form SPI 1195 and served by the educational service district's early intervention and prevention program under a cooperative agreement between each school district identified on Form SPI 1195 and the educational service district.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-265 ((1990-91)) EARLY INTERVENTION SERVICES ALLOCATION—APPORTIONMENT OF MONEYS TO SCHOOL DISTRICTS AND EDUCATIONAL SERVICE DISTRICTS. From moneys appropriated by the legislature for the early intervention and prevention program, the superintendent of public instruction shall apportion moneys as follows:

(1) Allocations shall be based on a uniform state-wide rate per annual average full-time equivalent student as determined by the superintendent of public instruction.

(2) The amount allocated to each eligible school district shall be based on the ((1990-91)) kindergarten through sixth grade annual average full-time equivalent students of the school district for the school year.

(3) The amount allocated to each educational service district shall be based on the eligible enrollment served by the educational service district.

(4) Payments shall be made in the manner prescribed in WAC 392-121-400 except that payments shall be at a rate of ten percent per month for the months of September ((1990)) through June ((1991)) of the school year.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-266 ((1990-91)) **EARLY INTERVENTION SERVICES ALLOCATION—REPORTING REQUIREMENTS.** Each eligible school district and educational service district receiving allocations pursuant to WAC 392-140-265 shall report to the superintendent of public instruction as follows:

(1) Form SPI 1195 shall be submitted prior to December 1((;1990)) of the school year.

(2) Results of an evaluation of the effectiveness of the intervention services funded by WAC 392-140-250 through 392-140-267 shall be reported prior to ((~~June 30, 1991~~)) October 1 of the following school year.

(3) Expenditures of moneys allocated pursuant to WAC 392-140-250 through 392-140-267 shall be reported prior to November 1((;1991)) of the following school year by school districts on Form SPI 1102E and by educational service districts on Form SPI 1100E.

(4) School districts and educational service districts shall be subject to reporting requirements for school districts specified in WAC 392-121-021.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-267 ((1990-91)) **EARLY INTERVENTION SERVICES ALLOCATION—RECOVERY OF MONEYS.** After November 1((;1991)) of the following school year the superintendent of public instruction shall compare for each eligible school district and educational service district, the allocations for the school year made pursuant to WAC 392-140-265 and the expenditures reported for the school year pursuant to WAC 392-140-266(3). If moneys allocated exceed expenditures reported, the difference shall be recovered from the school district or educational service district.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 392-140-251 1990-91 **EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—SCHOOL YEAR.**

WSR 92-02-027

**NOTICE OF PUBLIC MEETINGS
MARITIME COMMISSION**
[Memorandum—December 20, 1991]

Pursuant to RCW 42.30.075, that regular meetings of the Washington State Maritime Commission during calendar year 1992 will be held on the first Thursday of each month, commencing at 9:00 a.m. The meetings will be held at:

Sea-Land Services, Inc.
Conference Room
50th Floor
AT&T Gateway Tower Building
Seattle, WA 98104

If the first Thursday of the month is a legal holiday, the meeting will be held on the next weekday of the month which is not a holiday, or at such later date as shall have been prescribed by the commission at its previous regular monthly meeting. The commission's annual meeting, for the purpose of electing officers and transacting other business, will be on the first Thursday in October.

WSR 92-02-028

**NOTICE OF PUBLIC MEETINGS
COMMISSION ON
ASIAN AMERICAN AFFAIRS**
[Memorandum—December 17, 1991]

The following dates are the Commission on Asian American Affairs' regular meeting dates for 1992.

February 15	Olympia
April 18	Spokane
July 18	Everett
September 19	Yakima
November 21	Tacoma

The time and exact location for the meetings have not been determined.

WSR 92-02-029

**RULES COORDINATOR
COMMISSION ON
JUDICIAL CONDUCT**
[Filed December 23, 1991, 4:12 p.m.]

Pursuant to RCW 34.05.310(3), the Commission on Judicial Conduct designates David Akana as its rules coordinator, whose address is Commission on Judicial Conduct, P.O. Box 1817, Olympia, WA 98507.

David Akana
Executive Director

WSR 92-02-030

**RULES COORDINATOR
EASTERN WASHINGTON UNIVERSITY**
[Filed December 23, 1991, 4:13 p.m.]

The rules coordinator for Eastern Washington University is Gayle Ogden and she may be contacted at the following address: Gayle Ogden, Affirmative Action Officer and Rules Coordinator, Eastern Washington University, Mailstop 130, Cheney, WA 99004.

Ann Carrasco
Procedures Analyst

WSR 92-02-031
NOTICE OF PUBLIC MEETINGS
EASTERN WASHINGTON UNIVERSITY
[Memorandum—December 23, 1991]

BOARD OF TRUSTEES
1992 Meeting Schedule

Friday	January 17	9:00 a.m.	Louise Anderson Hall First Floor Lounge
Friday	February 21	9:00 a.m.	Spokane Center Fourth Floor Mall
Friday	April 3	9:00 a.m.	Louise Anderson Hall First Floor Lounge
Friday	May 15	9:00 a.m.	Sheraton Hotel Spokane
Friday	June 12	2:00 p.m.	Louise Anderson Hall First Floor Lounge
Friday	July 17	9:00 a.m.	Sheraton Hotel Spokane
Friday	September 18	9:00 a.m.	Louise Anderson Hall First Floor Lounge
Friday	October 16	9:00 a.m.	Spokane Center Fourth Floor Mall
Friday	December 4	9:00 a.m.	Louise Anderson Hall First Floor Lounge

WSR 92-02-032
NOTICE OF PUBLIC MEETINGS
SEATTLE COMMUNITY COLLEGES
[Memorandum—December 19, 1991]

The board of trustees of the Seattle Community College District will hold a work session, beginning at 4:00 p.m., prior to their regularly scheduled meeting at 6:00 p.m. on Tuesday, January 7, 1991. The meeting will be held at North Seattle Community College, 9600 College Way North, Seattle, WA 98103.

WSR 92-02-033
NOTICE OF PUBLIC MEETINGS
GREEN RIVER
COMMUNITY COLLEGE
[Memorandum—December 20, 1991]

The board of trustees of Green River Community College will meet the third Thursday of each month as follows:

- January 16
- February 20
- March 19
- April 16
- May 21
- June 18
- July 16
- August 20
- September 17

- October 15
- November 19
- December 17

The board of trustees of Community College District No. 10 does hereby set the regular meeting dates for the board of trustees on the third Thursday of each month, commencing at 4:00 p.m., in the board room of the Administration Building, Green River Community College, 12401 S.E. 320th Street, Auburn, WA 98002. Notice of any change from such meeting schedule shall be published in the state register for distribution at least twenty days prior to the rescheduled meeting date.

WSR 92-02-034
NOTICE OF PUBLIC MEETINGS
LAKE WASHINGTON
TECHNICAL COLLEGE
[Memorandum—December 19, 1991]

The following dates for the regular monthly meetings of the Lake Washington Technical College board of trustees are forwarded in compliance with RCW 42.30.075. All regular meetings will begin at 7:30 a.m. for work sessions, 8:30 a.m. for agenda meetings and will be held in Room 501, Lake Washington Technical College, 11605 132nd Avenue N.E., Kirkland, WA 98034. The following are the scheduled dates for the 1992 board meetings:

- January 8, 1992
- February 12, 1992
- March 11, 1992
- April 8, 1992
- May 13, 1992
- June 10, 1992
- July 8, 1992
- August 12, 1992
- September 9, 1992
- October 14, 1992
- November 11, 1992
- December 9, 1992

If additional information is needed, please call me at (206) 828-5601, 250-5601 scan.

WSR 92-02-035
EMERGENCY RULES
WILDLIFE COMMISSION
[Order 526—Filed December 24, 1991, 10:06 a.m.]

Date of Adoption: December 24, 1991.
Purpose: Modify 1992 winter steelhead fishing regulations on the Skagit, Sauk, and Cascade rivers.
Statutory Authority for Adoption: RCW 77.12.040.
Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity

to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The wild steelhead run returning to the Skagit River system is predicted to be 9,300 fish or 10 percent below the escapement requirement of 10,300. Therefore, the harvest of wild steelhead must be restricted.

Effective Date of Rule: Immediately.

December 24, 1991
Curt Smitch
Director
for Dean A. Lydig
Chair

NEW SECTION

WAC 232-28-61824 1990-92 WASHINGTON GAME FISH SEASONS AND CATCH LIMITS—SKAGIT RIVER, SAUK RIVER AND CASCADE RIVER. Notwithstanding the provisions of WAC 232-28-618, the following regulations apply to the game fish seasons for Skagit River, Sauk River and Cascade River:

- 1) Skagit River, from its mouth to Gorge Power House at Newhalem: WILD STEELHEAD RELEASE January 1, 1992 – February 29, 1992.
- 2) Sauk River, from its mouth to the mouth of the White Chuck River: WILD STEELHEAD RELEASE January 1, 1992 – February 29, 1992.
- 3) Cascade River: WILD STEELHEAD RELEASE January 1, 1992 – February 29, 1992.

All other provisions of WAC 232-28-618 remain in effect and unchanged until further notice on the above waters (Items 1-3).

WSR 92-02-036
RULES COORDINATOR
UNIVERSITY OF WASHINGTON
[Filed December 24, 1991, 11:37 a.m.]

In accordance with RCW 34.05.310, the rules coordinator for the University of Washington is Melody Tereski, Administrative Procedures Officer, Rules Coordination Office AI-10, Administration 448, University of Washington, 98195, phone (206) 543-2560.

Norman Arkans
Assistant Vice President
University Relations

WSR 92-02-037
NOTICE OF PUBLIC MEETINGS
BELLEVUE COMMUNITY COLLEGE
[Memorandum—December 16, 1991]

Meetings of the board of trustees of Community College District VIII for 1992 will be held on the following dates:

- January 9
- February 13
- March 12

- April 9
- May 14
- June 11
- July 9
- August 13
- September 10
- October 8
- November 12
- December 10

The meetings will begin at 12:30 p.m. in the Board Room, Bellevue Campus, Bellevue, Washington, with a study session and at 3:00 p.m. for a business session. In the event the board of trustees is unable to meet on the scheduled meeting date, a meeting will be scheduled soon thereafter. In the event the board of trustees is unable to meet, the chair of the board may order that no meeting as indicated of the board of trustees will be held that month.

WSR 92-02-038
PERMANENT RULES
UNIVERSITY OF WASHINGTON
[Filed December 24, 1991, 11:40 a.m.]

Date of Adoption: December 13, 1991.

Purpose: To enact rules governing establishment of the University of Washington schedule of meetings for the board of regents.

Citation of Existing Rules Affected by this Order: Amending chapter 478-04 WAC.

Statutory Authority for Adoption: RCW 28B.20.130.

Other Authority: RCW 42.30.075.

Pursuant to notice filed as WSR 91-22-093 on November 6, 1991.

Effective Date of Rule: Thirty-one days after filing.

December 17, 1991

Melody Tereski
Administrative Procedures Officer

NEW SECTION

WAC 478-04-030 SCHEDULE OF MEETINGS.
(1) Regular meetings. Regular meetings of the board of regents shall be held each month, pursuant to a schedule established yearly by resolution of the board. Meetings of the board will be held in Room 301 of the Administration Building on the campus in Seattle, Washington, or at such other place as the board may direct from time to time. The president of the board, with the concurrence of a majority of the members of the board, may cancel any regular meeting. All such regular meetings and notices of cancellation of meetings will be conducted in conformance with the laws of the state of Washington governing such meetings.

(2) Special meeting. The president of the university, the president of the board, or any five members of the board may call a special meeting at any time. Not less than twenty-four hours before any special meeting, the secretary shall have notified each member of the board by written notice of the time, place, and the business to

be transacted at the meeting. Such notice shall be distributed and posted in accordance with the laws of the state governing such meetings. The presence of a regent at the meeting or the regent's written waiver of notice filed with the secretary shall constitute a waiver of receiving written notice of the meeting. When the meeting is called to deal with an emergency involving injury or damage, or the likelihood of injury or damage, to persons or property, and the time requirements for notice provided for above would be impractical and increase the likelihood of such injury or damage, such required notice may be dispensed with and the secretary shall notify each member of the board by the best means possible under the circumstances.

(3) Notice of agenda for regular meeting. Not less than four days before any regular meeting, the secretary shall mail to each member of the board a reminder of the regular meeting and a preliminary agenda setting forth the matters which are to be considered at the meeting.

(4) Addenda to the agenda at regular or special meetings. Addenda to the agenda of either a regular or a special meeting may be permitted at the commencement of or during such meeting, except that final disposition shall not be taken on addenda to the agenda of a special meeting unless notice as required by applicable law has been given.

(5) Quorum. A majority of the entire board shall be necessary to constitute a quorum at all regular meetings and special meetings.

WSR 92-02-039

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 91-149—Filed December 24, 1991, 12:18 p.m., effective December 26, 1991, 8:00 a.m.]

Date of Adoption: December 24, 1991.

Purpose: Commercial and personal use rules.

Citation of Existing Rules Affected by this Order:
Repealing WAC 220-52-04600V and 220-56-33000D.

Statutory Authority for Adoption: RCW 75.08.080.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: With the most recent test results showing low levels of domoic acid present in crab, Departments of Health and Agriculture are rescinding their previous health advisory. Therefore concern for the economic well being of the industry no longer mandates a closure of the fishery.

Effective Date of Rule: 8:00 a.m., December 26, 1991.

December 24, 1991
Judith Merchant
Deputy
for Joseph R. Blum
Director

REPEALER

The following sections of the Washington Administrative Code are repealed effective 8:00 a.m. December 26, 1991:

WAC 220-52-04600V CRAB FISHERY—SEASONS AND AREAS. (91-147)

WAC 220-56-33000D CRAB AREAS AND SEASONS. (91-148)

WSR 92-02-040

PERMANENT RULES

CRIMINAL JUSTICE

TRAINING COMMISSION

[Filed December 24, 1991, 1:35 p.m.]

Date of Adoption: December 11, 1991.

Purpose: Establishes requirements and process for obtaining of a firearms certificate by licensed security guards desiring to be licensed as armed security guards.

Statutory Authority for Adoption: RCW 43.101.080(2).

Pursuant to notice filed as WSR 91-22-068 on November 4, 1991.

Changes Other than Editing from Proposed to Adopted Version: Added requirement that application for armed license be submitted to the Department of Licensing within 90 days following issuance of firearms certificate by the commission; added inclusion of "designated agent" of a licensed private security company with an eligible requestor for firearms certification; added requirement that commission provide written notification within 10 business days to the requesting company regarding applicant's eligibility to obtain and possess a firearms certificate; deleted 15-month expiration term for firearms certification; and added requirement that firearms recertification occur within the three-month period preceding expiration of an armed license.

Effective Date of Rule: Thirty-one days after filing.

December 12, 1991

James C. Scott

Executive Director

NEW SECTION

WAC 139-30-005 FIREARMS CERTIFICATION—DEFINITIONS. (1) Words and terms used in 139-30-005 through 139-30-025 shall have the same meaning as under RCW 18.170, unless otherwise clearly provided in these rules, or the context in which they are used in these rules clearly indicates that they be given some other meaning.

(2) "Principal owner" means the sole owner of a private security guard company.

(3) "Principal partner" means a partner who exercises operational control over a private security guard company.

(4) "Department" means Washington state Department of Licensing.

(5) "Commission" means Washington State Criminal Justice Training Commission.

NEW SECTION

WAC 139-30-010 FIREARMS CERTIFICATION—LICENSING REQUIREMENT. (1) Any licensed private security guard desiring to be licensed as an armed private security guard by the Department shall, as a precondition of being licensed as an armed private security guard, obtain a firearms certificate from the Commission.

(2) An application for armed license must be submitted to the Department within 90 days following issuance of a firearms certificate by the Commission. If application is not submitted within that time period, the firearms certificate will be deemed lapsed by the Commission and shall not serve as the basis for an armed license.

NEW SECTION

WAC 139-30-015 FIREARMS CERTIFICATION—APPLICATION. (1) Any application for firearms certification shall:

(a) be filed with the Commission on a form provided by the Commission;

(b) be signed by the principal owner, principal partner, or a principal corporate officer, of the licensed private security company employing the applicant;

(c) establish through required documentation or otherwise that applicant:

(i) is at least twenty-one years of age; and

(ii) possesses a valid and current private security guard license.

(d) be accompanied by payment of a processing fee of thirty dollars.

(2) After receipt and review of an application, the Commission will provide written notification within ten business days to the requesting company regarding applicant's eligibility to obtain and possess a firearms certificate.

NEW SECTION

WAC 139-30-020 FIREARMS CERTIFICATION—REQUIREMENTS. (1) A firearms certificate will be issued to any eligible applicant who has satisfactorily completed an approved program of at least eight hours of instruction and testing prescribed by the Commission for this purpose and conducted by a certified instructor. Such program shall include:

(a) classroom instruction which, through established learning objectives, addresses:

(i) legal issues regarding the use of deadly force;

(ii) decision making regarding the use of deadly force;

(iii) safe firearms handling; and

(iv) basic tactics in the use of deadly force.

(b) a written examination based upon the aforementioned learning objectives;

(c) a skills test wherein the applicant is required to demonstrate satisfactory proficiency in safe firearms handling; and

(d) a range qualification course wherein an applicant is required to demonstrate requisite proficiency with the specific firearm provided to applicant by applicant's employing company.

(2) A firearms certificate shall be issued in the name of each successful applicant and forwarded to the respective employing company.

NEW SECTION

WAC 139-30-025 FIREARMS CERTIFICATION—EXPIRATION AND RENEWAL. (1) Any firearms certificate issued by the Commission shall expire on the expiration date of any armed security guard license issued by the Department.

(2) Renewal of any active armed license shall require firearms recertification within the three-month period preceding expiration of the license. Recertification is valid until expiration of the renewed armed license.

(3) If firearms recertification is not completed on or before the expiration of the armed license, the licensee is not eligible for firearms recertification, but instead must meet full requirements for firearms certification.

(4) Firearms recertification shall require:

(a) submission of an application to the Commission on a form provided by the Commission;

(b) payment of a fee of twenty dollars to the Commission; and

(c) satisfactory completion of an approved program of at least four hours of instruction and testing prescribed by the Commission for firearms recertification purposes and conducted by a certified instructor.

WSR 92-02-041**PERMANENT RULES****CRIMINAL JUSTICE****TRAINING COMMISSION**

[Filed December 24, 1991, 1:37 p.m.]

Date of Adoption: December 11, 1991.

Purpose: Establishes requirements and process for obtaining of a firearms certificate by licensed private detectives desiring to be licensed armed private detectives.

Statutory Authority for Adoption: RCW 43.101.080(2).

Pursuant to notice filed as WSR 91-22-069 on November 4, 1991.

Changes Other than Editing from Proposed to Adopted Version: Added requirement that application for armed license be submitted to the Department of Licensing within 90 days following issuance of firearms certificate by the commission; added inclusion of "designated agent" of a licensed private detective company with ineligible requestors for firearms certification; added requirement that commission provide written notification within 10 business days to the requesting company regarding applicant's eligibility to obtain and possess a firearms certificate; deleted 15-month expiration term for firearms certification; and added requirement that firearms recertification occur within the three-month period preceding expiration of an armed license.

Effective Date of Rule: Thirty-one days after filing.

December 12, 1991

James C. Scott

Executive Director

NEW SECTION

WAC 139-35-005 FIREARMS CERTIFICATION—DEFINITIONS. (1) Words and terms used in 139-35-005 through 139-35-025 shall have the same meaning as under RCW 18.165, unless otherwise clearly provided in these rules, or the context in which they are used in these rules clearly indicates that they be given some other meaning.

(2) "Principal owner" means the sole owner of a private detective agency.

(3) "Principal partner" means a partner who exercises operational control over a private detective agency.

(4) "Department" means Washington state Department of Licensing.

(5) "Commission" means Washington State Criminal Justice Training Commission.

NEW SECTION

WAC 139-35-010 FIREARMS CERTIFICATION—LICENSING REQUIREMENT. (1) Any licensed private detective desiring to be licensed as an armed private detective by the Department shall, as a precondition of being licensed as an armed private detective, obtain a firearms certificate from the Commission.

(2) An application for armed license must be submitted to the Department within 90 days following issuance of a firearms certificate by the Commission. If application is not submitted within that time period, the firearms certificate will be deemed lapsed by the Commission and shall not serve as the basis for an armed license.

NEW SECTION

WAC 139-35-015 FIREARMS CERTIFICATION—APPLICATION. (1) Any application for firearms certification shall:

(a) be filed with the Commission on a form provided by the Commission;

(b) be signed by the principal owner, principal partner, principal corporate officer, or designated agent of the licensed private detective agency employing the applicant;

(c) establish through required documentation or otherwise that applicant:

(i) is at least twenty-one years of age; and

(ii) possesses a valid and current private detective license.

(d) be accompanied by payment of a processing fee of thirty dollars.

(2) After receipt and review of an application, the Commission will provide written notification within ten days to the requesting agency regarding applicant's eligibility to obtain and possess a firearms certificate.

NEW SECTION

WAC 139-35-020 FIREARMS CERTIFICATION—REQUIREMENTS. (1) A firearms certificate will be issued to any eligible applicant who has satisfactorily completed an approved program of at least eight

hours of instruction and testing prescribed by the Commission for this purpose and conducted by a certified instructor. Such program shall include:

(a) classroom instruction which, through established learning objectives, addresses:

(i) legal issues regarding the use of deadly force;

(ii) decision making regarding the use of deadly force;

(iii) safe firearms handling; and

(iv) basic tactics in the use of deadly force.

(b) a written examination based upon the aforementioned learning objectives;

(c) a skills test wherein the applicant is required to demonstrate satisfactory proficiency in safe firearms handling; and

(d) a range qualification course wherein an applicant is required to demonstrate requisite proficiency with the specific firearm provided to applicant by applicant's employing agency.

(2) A firearms certificate shall be issued in the name of each successful applicant and forwarded to the respective employing agency.

NEW SECTION

WAC 139-35-025 FIREARMS CERTIFICATION—EXPIRATION AND RENEWAL. (1) Any firearms certificate issued by the Commission shall expire on the expiration date of any armed private detective license issued by the Department.

(2) Renewal of any active armed license shall require firearms recertification within the three-month period preceding expiration of the license. Recertification is valid until expiration of the renewed armed license.

(3) If firearms recertification is not completed on or before the expiration of the armed license, the licensee is not eligible for firearms recertification, but instead must meet full requirements for firearms certification.

(4) Firearms recertification shall require:

(a) submission of an application to the Commission on a form provided by the Commission;

(b) payment of a fee of twenty dollars to the Commission; and

(c) satisfactory completion of an approved program of at least four hours of instruction and testing prescribed by the Commission for firearms recertification purposes and conducted by a certified instructor.

WSR 92-02-042**PERMANENT RULES****CRIMINAL JUSTICE****TRAINING COMMISSION**

[Filed December 24, 1991, 1:40 p.m.]

Date of Adoption: December 11, 1991.

Purpose: Licensed private security guards and private detectives desiring to be licensed as armed guards or detectives must obtain a firearms certificate from the training commission. Obtainment requires successful completion of a prescribed program of training and testing conducted by a certified instructor. Proposed rules

set for the requirements and process for instructor certification.

Statutory Authority for Adoption: RCW 43.101.080(2).

Pursuant to notice filed as WSR 91-22-070 on November 4, 1991.

Changes Other than Editing from Proposed to Adopted Version: Added requirement of submission of fingerprints to commission if not currently employed as full-time commissioned law enforcement officer or licensed private security guard or detective; added disqualification of any applicant for approval as a firearms instructor if crime or wrongful conduct as specified has occurred; added authorization for commission to monitor and review certification programs for compliance; added authorization for commission to revoke any instructor certification and specifies the grounds for revocation; and added authorization for commission to require periodic instructor update training.

Effective Date of Rule: Thirty-one days after filing.

December 12, 1991

James C. Scott

Executive Director

NEW SECTION

WAC 139-37-005 FIREARMS CERTIFICATION—CERTIFIED INSTRUCTORS (1) For the purposes of WAC 139-30 and WAC 139-35, "certified instructor" means any individual who:

(a) applies for instructor certification to the Commission on a form prescribed by the Commission for such purpose; and

(b) pays an administrative fee of twenty-five dollars; and

(c) satisfactorily completes an instructor orientation course regarding the requirements of instruction and testing for firearms certification of private security guards and private detectives; and

(i) documents satisfactory completion of a firearms instructor course approved by the Commission; or

(ii) satisfactorily completes a firearms instructor course conducted by the Commission; and

(d) meets one of the following:

(i) is currently employed as a full-time commissioned law enforcement officer; or

(ii) is currently licensed as a private security guard or private detective; or

(iii) submits a set of fingerprints to the Commission for the purposes of background investigation; and

(e) has not been convicted of a gross misdemeanor or felony; and has not been convicted of a misdemeanor involving the use or threatened use of a firearm; and has not committed any act involving moral turpitude, dishonesty, or corruption, whether the act constitutes a crime or not.

(2) A certified instructor is authorized to conduct an approved program of instruction and testing for firearms certification of private security guards and private detectives. The certified instructor shall not be considered

an employee, agent, contractor, or representative of the Commission.

(3) The Commission may monitor and review the program of instruction and testing conducted by a certified instructor for the purpose of determining compliance with the Commission's program materials and standards.

(4) Certified instructor status may be revoked by the Commission for cause, including, but not limited to:

(a) misrepresentation of facts on the initial application for instructor certification; or

(b) conviction of a gross misdemeanor or felony; or conviction of a misdemeanor involving the use or threatened use of a firearm; or the commission of any act involving moral turpitude, dishonesty, or corruption, whether the act constitutes a crime or not; or

(c) failure to conduct the armed private guard or armed private detective firearms certification/recertification program as prescribed by the Commission; or

(d) falsification of any documentation or score relating to the firearms certification/recertification program; or

(e) unsafe firearms handling during the firearms certification/recertification process.

(5) The Commission may require periodic instructor update training at its discretion, but no more frequently than once a year.

NEW SECTION

WAC 139-37-010 FIREARMS CERTIFICATION—RECORDS (1) A master record of firearms certificate issuances by the Commission to private security guards and private detectives shall be maintained by the Commission.

(2) A master record of certified instructors for purposes of WAC 139-30 and 139-35 shall be maintained by the Commission.

(3) The aforementioned records shall be accessible by any individual, organization, private security company, or private detective agency making written inquiry to the Commission at its administrative offices, P.O. BOX 0905, Olympia WA 98504-0905.

WSR 92-02-043

RULES COORDINATOR

SHORELINE COMMUNITY COLLEGE

[Filed December 26, 1991, 10:42 a.m.]

In accordance with RCW 34.05.310, please be advised that Dr. Chuck Fields, Vice-President for Student Services, will continue as the agency rule coordinator for Shoreline Community College. His mailing address and phone number are as follow: Dr. Chuck Fields, Vice-President for Student Services, Shoreline Community College, 16101 Greenwood Avenue North, Seattle, WA 98133, phone 546-4641 or 274-4641 scan.

Ronald E. Bell
President

WSR 92-02-044
WITHDRAWAL OF PROPOSED RULES
DEPARTMENT OF HEALTH
 [Filed December 26, 1991, 2:02 p.m.]

This is notice that the proposed amalgam restoration practice standards rule, WSR 91-24-077, filed with the Code Reviser's Office on December 3, 1991, is being withdrawn and has been referred back to the Dental Disciplinary Board's subcommittee for further review and/or revisions. The rule being withdrawn is WAC 246-816-160 Amalgam restoration practice standards.

Linda McCue
 Program Manager
 Dental Disciplinary Board

WSR 92-02-045
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF HEALTH
(Board of Medical Examiners)
 [Memorandum—December 23, 1991]

The 1992 meeting dates and places for the Board of Medical Examiners. Contact person for all meetings: Maryella E. Jansen, (206) 753-2844.

DATE	PLACE
January 31–Feb. 1, 1992	Seattle Airport Hilton 17620 Pacific Highway South Seattle, WA 98188 Columbia Room East (206) 244-4800
March 27–28, 1992	Seattle Airport Hilton 17620 Pacific Highway South Seattle, WA 98188 Columbia Room East (206) 244-4800
May 22–23, 1992	WestCoast Ridpath Hotel West 515 Sprague Spokane, WA 99204-0367 Terrace Room A–B (509) 6284 or 6285
July 24–25, 1992	Westwater Inn 3200 Evergreen Park Drive Olympia, WA 98502 Room 202 (206) 943-4000
September 25–26, 1992	Seattle Airport Hilton 17620 Pacific Highway South Seattle, WA 98188 Columbia Room East (206) 244-4800

December 4–5, 1992

Seattle Airport Hilton
17620 Pacific Highway
South
Seattle, WA 98188
Columbia Room East
(206) 244-4800

WSR 92-02-046
PERMANENT RULES
DEPARTMENT OF HEALTH
(Board of Practical Nursing)

[Order 231B—Filed December 27, 1991, 3:01 p.m.]

Date of Adoption: November 14, 1991.

Purpose: Housekeeping changes to update references regarding; obsolete WACs and RCWs; agency name and address information; and terminology used by the board.

Citation of Existing Rules Affected by this Order: Amending WAC 246-838-010, 246-838-030, 246-838-110, 246-838-230, 246-838-290, and 246-838-310.

Statutory Authority for Adoption: RCW 18.78.050 and 18.130.050.

Pursuant to notice filed as WSR 91-19-037 on September 11, 1991; and WSR 91-20-015 on September 23, 1991.

Effective Date of Rule: Thirty-one days after filing.
 December 23, 1991
 Susan L. Boots
 Executive Secretary

AMENDATORY SECTION (Amending Order 109B, filed 12/17/90, effective 1/31/91)

WAC 246-838-010 DEFINITIONS. ~~((1) "Program" means a division or department within a state supported educational institution, or other institution of higher learning charged with the responsibility of preparing persons to qualify for the licensing examination.~~

~~(2) "Philosophy" means the beliefs and principles upon which the curriculum is based.~~

~~(3) "Terminal objectives" means the statements of goals which reflect the philosophy and are the measurable outcomes of the total curriculum.~~

~~(4) "Behavioral objectives" means the measurable outcomes of specific content.~~

~~(5) "Minimum standards of competency" means the functions that are expected of the beginning level licensed practical nurse.~~

~~(6) "Conceptual framework" means the theoretical base around which the curriculum is developed.~~

~~(7) "Beginning practitioner" means a newly licensed practical nurse beginning to function in the practical nurse role.~~

~~(8) "Client" means the person who receives the services of the practical nurse.~~

~~(9) "Standards" means the overall behavior which is the desired outcome.~~

~~(10) "Competencies" means the tasks necessary to perform the standards.~~

~~(11) "Client advocate" means a supporter of client rights and choices.~~

(12) "Acquired immunodeficiency syndrome" or "AIDS" means the clinical syndrome of HIV-related illness as defined by the board of health by rule.

(13) "Office on AIDS" means that section within the department of social and health services or any successor department with jurisdiction over public health matters as defined in chapter 70.24 RCW:)) (1) "Acquired immunodeficiency syndrome" or "AIDS" means the clinical syndrome of HIV-related illness as defined by the board of health by rule.

(2) "Beginning practitioner" means a newly licensed practical nurse beginning to function in the practical nurse role.

(3) "Behavioral objectives" means the measurable outcomes of specific content.

(4) "Client" means the person who receives the services of the practical nurse.

(5) "Client advocate" means a supporter of client rights and choices.

(6) "Competencies" means the tasks necessary to perform the standards.

(7) "Conceptual framework" means the theoretical base around which the curriculum is developed.

(8) "Minimum standards of competency" means the functions that are expected of the beginning level licensed practical nurse.

(9) "Office on AIDS" means that section within the department of social and health services or any successor department with jurisdiction over public health matters as defined in chapter 70.24 RCW.

(10) "Philosophy" means the beliefs and principles upon which the curriculum is based.

(11) "Program" means a division or department within a state supported educational institution, or other institution of higher learning charged with the responsibility of preparing persons to qualify for the licensing examination.

(12) "Standards" means the overall behavior which is the desired outcome.

(13) "Terminal objectives" means the statements of goals which reflect the philosophy and are the measurable outcomes of the total curriculum.

AMENDATORY SECTION (Amending Order 109B, filed 12/17/90, effective 1/31/91)

WAC 246-838-030 STANDARDS OF CONDUCT FOR DISCIPLINE ((FOR LICENSED PRACTICAL NURSES)). The standards of conduct for discipline serve as guidelines for the licensed practical nurse. Violation of these standards may be grounds for disciplinary action pursuant to RCW 18.130.180(7). The licensed practical nurse assumes a measure of responsibility, trust and the corresponding obligation to adhere to the standards of conduct, which include, but are not limited to the following:

(1) The licensed practical nurse, functioning under the direction and supervision of other licensed health care professionals as provided in RCW 18.78.010(5), shall be responsible and accountable for his or her own nursing judgments, actions and competence.

(2) The licensed practical nurse shall practice practical nursing in the state of Washington only with a current Washington license.

(3) The licensed practical nurse shall not permit his or her license to be used by another person for any purpose.

(4) The licensed practical nurse shall have knowledge of the statutes and rules governing licensed practical nurse practice and shall function within the legal scope of licensed practical nurse practice.

(5) The licensed practical nurse shall not aid, abet or assist any other person in violating or circumventing the laws or rules pertaining to the conduct and practice of licensed practical nursing.

(6) The licensed practical nurse shall not disclose the contents of any licensing examination or solicit, accept or compile information regarding the contents of any examination before, during or after its administration.

(7) The licensed practical nurse shall delegate activities only to persons who are competent and qualified to undertake and perform the delegated activities, and shall not delegate to unlicensed persons those functions that are to be performed only by licensed nurses.

(8) The licensed practical nurse, in delegating functions, shall supervise the persons to whom the functions have been delegated.

(9) The licensed practical nurse shall act to safeguard clients from unsafe practices or conditions, abusive acts, and neglect.

(10) The licensed practical nurse shall report unsafe acts and practices, unsafe practice conditions, and illegal acts to the appropriate supervisory personnel or to the appropriate state disciplinary board.

(11) The licensed practical nurse shall respect the client's privacy by protecting confidential information, unless required by law to disclose such information.

(12) The licensed practical nurse shall make accurate, intelligible entries into records required by law, employment or customary practice of nursing, and shall not falsify, destroy, alter or knowingly make incorrect or unintelligible entries into client's records or employer or employee records.

(13) The licensed practical nurse shall not sign any record attesting to the wastage of controlled substances unless the wastage was personally witnessed.

(14) The licensed practical nurse shall observe and record the conditions of a client, and report significant changes to appropriate persons.

(15) The licensed practical nurse may withhold or modify client care which has been authorized by an appropriate health care provider, only after receiving directions from an appropriate person, unless in a life threatening situation.

(16) The licensed practical nurse shall leave a nursing assignment only after properly reporting to and notifying appropriate persons and shall not abandon clients.

(17) The licensed practical nurse shall not misrepresent his or her education and ability to perform nursing procedures safely.

(18) The licensed practical nurse shall respect the property of the client and employer and shall not take equipment, materials, property or drugs for his or her own use or benefit nor shall the licensed practical nurse

solicit or borrow money, materials or property from clients.

(19) The licensed practical nurse shall not obtain, possess, distribute or administer legend drugs or controlled substances to any person, including self, except as directed by a person authorized by law to prescribe drugs.

(20) The licensed practical nurse shall not practice nursing while affected by alcohol or drugs, or by a mental, physical or emotional condition to the extent that there is an undue risk that he or she, as a licensed practical nurse, would cause harm to him or herself or other persons.

(21) It is inconsistent for a licensed practical nurse to perform functions below the minimum standards of competency as expressed in WAC 308-117-400.

AMENDATORY SECTION (Amending Order 175B, filed 6/11/91, effective 7/12/91)

WAC 246-838-110 DOCUMENTS WHICH INDICATE AUTHORIZATION TO PRACTICE ((PRACTICAL NURSING IN WASHINGTON)). The following documents are the only documents that indicate legal authorization to practice as a practical nurse in Washington.

(1) License - Active status. A license is issued upon completion of all requirements for licensure and confers the right to use the title licensed practical nurse and its abbreviation, L.P.N., and to practice in the state of Washington.

(2) Interim permit. An interim permit may be issued to a graduate from an approved practical nursing program who has met all qualifications, has filed an application for examination, and is eligible for admission to the licensing examination.

(a) This permit expires when a license is issued or when the candidate receives first notice of failure, whichever is the earliest date. The permit is not renewable.

(b) An applicant who does not write the examination on the date scheduled shall return the permit within three days to the division of professional licensing.

(c) The interim permit authorizes the holder to perform functions of practical nursing as described in chapter 18.78 RCW. The holder of an interim permit must practice under the direct supervision of a health professional as defined in RCW 18.78.010, cannot work as a charge nurse, and cannot work for employment agencies or nursing pools.

(d) It is in violation of the law regulating the practice of practical nursing to use the title "licensed practical nurse." The title "graduate practical nurse," or its abbreviation G.P.N., may be used.

(3) Limited educational license. A limited educational license may be issued to a person who has been on inactive or lapsed status for three years or more and who wishes to return to active status (see WAC 246-838-130).

(4) Inactive license. A license issued to a practical nurse who is temporarily or permanently retired from practice. The holder of an inactive license shall not practice practical nursing in this state.

AMENDATORY SECTION (Amending Order 109B, filed 12/17/90, effective 1/31/91)

WAC 246-838-230 CURRICULUM STANDARDS IN AN APPROVED PRACTICAL NURSING PROGRAM. (1) In order to insure that the curriculum is well defined the statements of philosophy, purpose, objectives and conceptual framework of the curriculum must be carefully formulated, reviewed and revised periodically and must be consistent with the philosophy and goals of the controlling institution.

(2) The philosophy of the nursing curriculum must express the nursing faculty's beliefs about education, learning, nursing, nursing education and practical nursing as an integral part of nursing.

(3) The curriculum shall be consistent with the program philosophy, objectives and conceptual framework and with the law governing the practice of practical nursing.

(4) The philosophy and objectives must be communicated to the students and to staff involved with students in clinical areas to ensure achievement of the objectives.

(5) The ratio between nursing and nonnursing classes shall be based on a well developed rationale which supports the program philosophy, purpose and terminal objectives.

(6) The behavioral objectives must be realistic, attainable and measurable, based on the goal of preparing practitioners who function within the accepted role of the licensed practical nurse and the standards of competency identified in WAC ((308-117-400)) 246-838-260.

(7) Learning opportunities and instructional approaches shall facilitate the achievement of curriculum objectives.

(8) The school shall have flexibility to develop and implement the curriculum as it determines will best achieve the program philosophy and objectives.

(9) The manner in which the theoretical and practical studies contribute to the achievement of the students' terminal objectives must be documented, maintained and be available for review upon request by the board of practical nursing.

(10) The curriculum shall provide concurrent theoretical instruction and practical application in the care of selected individuals at all developmental levels with different degrees of wellness-illness and various types of incapacities.

(11) Any plan for major curriculum revision, such as changes affecting the philosophy and objectives, significant course content changes, or changes in the length of the program, shall be submitted to the board for approval sixty days prior to implementation.

(12) A school offering practical nursing programs at more than one educational site must have the same curricular philosophy and terminal objectives at each site.

(13) The curriculum shall be evaluated on a regular basis to ensure that graduates will demonstrate the knowledge and practical application consistent with that expected of a beginning licensed practical nurse.

(14) The curriculum shall encompass broad areas of learning. Nursing content based on scientific principles

shall be consistent with the practical nursing role and shall facilitate the application of nursing concepts to the care of the client.

AMENDATORY SECTION (Amending Order 109B, filed 12/17/90, effective 1/31/91)

WAC 246-838-290 TERMS USED IN WAC ((308-117-460 THROUGH 308-117-480)) 246-838-290 THROUGH 246-838-310. (1) "Approved substance abuse monitoring program" or "approved monitoring program" is a program the board has determined meets the requirements of the law and the criteria established by the board in WAC ((308-117-470)) 246-838-300, which enters into a contract with practical nurses who have substance abuse problems regarding the required components of the practical nurse's recovery activity and oversees the practical nurse's compliance with these requirements. Substance abuse monitoring programs do not provide evaluation or treatment to participating practical nurses.

(2) "Contract" is a comprehensive, structured agreement between the recovering practical nurse and the approved monitoring program wherein the practical nurse consents to comply with the monitoring program and the required components of the practical nurse's recovery activity.

(3) "Approved treatment facility" is a facility approved by the bureau of alcohol and substance abuse, department of social and health services, under RCW 70.96A.020(2) or 69.54.030 to provide concentrated alcoholism or drug treatment if located within Washington state. Out-of-state drug and alcohol treatment programs must be equivalent to the standards required for approval under RCW 70.96A.020(2) or 69.54.030.

(4) "Substance abuse" means the impairment, as determined by the board, of a practical nurse's professional services by an addiction to, a dependency on, or the use of alcohol, legend drugs, or controlled substances.

(5) "Aftercare" is that period of time after intensive treatment that provides the practical nurse and the practical nurse's family with group or individual counseling sessions, discussions with other families, ongoing contact and participation in self-help groups and ongoing continued support of treatment program staff.

(6) "Nurse support group" is a group of nurses meeting regularly to support the recovery of its members. The group provides a confidential setting with a trained and experienced nurse facilitator in which nurses may discuss drug diversion, licensure issues, return to work and other professional issues related to recovery.

(7) "Twelve step groups" are groups such as alcoholics anonymous, narcotics anonymous, and related organizations based on a philosophy of anonymity, belief in a power outside of oneself, peer group association, and self-help.

(8) "Random drug screens" are laboratory tests to detect the presence of drugs of abuse in body fluids which are performed at irregular intervals not known in advance by the person to be tested.

AMENDATORY SECTION (Amending Order 109B, filed 12/17/90, effective 1/31/91)

WAC 246-838-310 PARTICIPATION IN APPROVED ((SUBSTANCE ABUSE)) MONITORING PROGRAM. (1) In lieu of disciplinary action, the practical nurse may accept board referral into the approved substance abuse monitoring program.

(a) The practical nurse shall undergo a complete physical and psychosocial evaluation before entering into the approved monitoring program. This evaluation will be performed by health care professional(s) with expertise in chemical dependency. The person(s) performing the evaluation shall not also be the provider of the recommended treatment.

(b) The practical nurse shall enter into a contract with the board and the approved substance abuse monitoring program to comply with the requirements of the program which shall include, but not be limited to, the following:

(i) The practical nurse will undergo intensive substance abuse treatment in an approved treatment facility.

(ii) The practical nurse will agree to remain free of all mind-altering substances, including alcohol, except for medications prescribed by an authorized prescriber as defined in RCW 69.41.030 and 69.50.101.

(iii) The practical nurse must complete the prescribed aftercare program of the approved treatment facility, which may include individual and/or group psychotherapy.

(iv) The practical nurse must cause the treatment counselor(s) to provide reports to the approved monitoring program at specified intervals. Reports shall include treatment prognosis and goals.

(v) The practical nurse will submit to random drug screening as specified by the approved monitoring program.

(vi) The practical nurse will attend nurses' support group(s) facilitated by a nurse and/or twelve step group meetings as specified by the contract.

(vii) The practical nurse will comply with specified employment conditions and restrictions as defined by the contract.

(viii) The practical nurse shall sign a waiver allowing the approved monitoring program to release information to the board if the practical nurse does not comply with the requirements of this contract.

(c) The practical nurse is responsible for paying the costs of the physical and psychosocial evaluation, substance abuse treatment, and random drug screens.

(d) The practical nurse may be subject to disciplinary action under RCW 18.130.160 if the practical nurse does not consent to be referred to the approved monitoring program, does not comply with specified employment restrictions, or does not successfully complete the program.

(2) A practical nurse who is not being investigated by the board, not subject to current disciplinary action, or

not currently being monitored by the board for substance abuse, may voluntarily participate in the approved substance abuse monitoring program without being referred by the board. Such voluntary participants shall not be subject to disciplinary action under RCW 18.130.160 for their substance abuse, and shall not have their participation made known to the board if they meet the requirements of the approved monitoring program.

(a) The practical nurse shall undergo a complete physical and psychosocial evaluation before entering into the approved monitoring program. This evaluation will be performed by health care professional(s) with expertise in chemical dependency. The person(s) performing the evaluation shall not also be the provider of the recommended treatment.

(b) The practical nurse shall enter into a contract with the approved substance abuse monitoring program to comply with the requirements of the program which shall include, but not be limited to, the following:

(i) The practical nurse will undergo intensive substance abuse treatment in an approved treatment facility.

(ii) The practical nurse will agree to remain free of all mind-altering substances, including alcohol, except for medications prescribed by an authorized prescriber as defined in RCW 69.41.030 and 69.50.101.

(iii) The practical nurse must complete the prescribed aftercare program of the approved treatment facility, which may include individual and/or group psychotherapy.

(iv) The practical nurse must cause the treatment counselor(s) to provide reports to the approved monitoring program at specified intervals. Reports shall include treatment prognosis and goals.

(v) The practical nurse will submit to random drug screening as specified by the approved monitoring program.

(vi) The practical nurse will attend nurses' support group(s) facilitated by a nurse and/or twelve step group meetings as specified by the contract.

(vii) The practical nurse will comply with employment conditions and restrictions as defined by the contract.

(viii) The practical nurse shall sign a waiver allowing the approved monitoring program to release information to the board if the nurse does not comply with the requirements of this contract.

(c) The practical nurse is responsible for paying the costs of the physical and psychosocial evaluation, substance abuse treatment and random drug screens.

(3) The treatment and pretreatment records of license holders referred to or voluntarily participating in approved monitoring programs shall be confidential, shall be exempt from RCW 42.17.250 through 42.17.450, and shall not be subject to discovery by subpoena or admissible as evidence except for monitoring records reported to the disciplinary authority for cause as defined in subsections (1) and (2) of this section. Records held by the board under this section shall be exempt from RCW 42.17.250 through 42.17.450 and shall not be subject to discovery by subpoena except by the license holder.

WSR 92-02-047
RULES COORDINATOR
COUNTY ROAD
ADMINISTRATION BOARD
 [Filed December 27, 1991, 3:02 p.m.]

Following is our designated rules coordinator for our agency: Eric Berger, Deputy Director, County Road Administration Board, 2404 Chandler Court S.W., Suite #240, Olympia, WA 98504-3913, phone 753-5989, 234-5989 scan.

Vern E. Wagar
 Executive Director

WSR 92-02-048
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF AGRICULTURE
(Wine Commission)
 [Memorandum—December 24, 1991]

The Washington Wine Commission will hold its regular meetings on the first Thursday of each month, except January and October. The location of the meeting will rotate between Seattle-Tacoma Airport (at the Port of Seattle World Trade Center) and Pasco Airport (at the Pasco Red Lion), as noted. Further information about meetings and other details can be obtained by contacting Simon Siegl, Executive Director, Washington Wine Commission, P.O. Box 61217, Seattle, WA 98121, (206) 728-2252.

Washington Wine Commission
 Regular Meetings
 1992

Thursday	February 6	Sea-Tac
Thursday	March 5	Pasco
Thursday	April 2	Sea-Tac
Thursday	May 7	Pasco
Thursday	June 4	Sea-Tac
Thursday	July 2	Pasco
Thursday	August 6	Sea-Tac
Thursday	September 3	Pasco
Thursday	November 5	Sea-Tac
Thursday	December 3	Pasco

WSR 92-02-049
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
 [Filed December 27, 1991, 3:49 p.m.]

Original Notice.

Title of Rule: Chapter 388-11 WAC, Child support—Obligations.

Purpose: To bring the administrative rules governing establishment of support obligations into conformity with statutory changes made during the 1991 legislative session.

Statutory Authority for Adoption: Laws of 1992 [1991], E2SSB 5120 and ESSB 5996.

Statute Being Implemented: Chapters 74.20A and 26.19 RCW, RCW 74.20A.059 and 26.23.050.

Summary: Amend late hearing request, modification, distribution, eligibility sections of the WAC to conform to recent legislation.

Reasons Supporting Proposal: To implement legislative changes to statutes related to the Office of Support Enforcement.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Bill Kellington, Office of Support Enforcement, 586-3426.

Name of Proponent: Department of Social and Health Services, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: OB-2 Auditorium, 12th and Franklin, Olympia, Washington, on February 4, 1992, at 10:00 a.m.

Submit Written Comments to: Troyce Warner, Chief, Office of Issuances, Department of Social and Health Services, Mailstop 5805, Olympia, Washington 98504, by February 4, 1992.

Date of Intended Adoption: February 20, 1992.

December 27, 1991

Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 2689, filed 8/30/88)

WAC 388-11-055 PETITION FOR HEARING AFTER TWENTY DAYS—STAY. (1) ~~((The responsible parent may, at any time, upon a showing of good cause for the failure to make a timely request for hearing))~~ Any party expressly entitled to an adjudicative proceeding under provisions of chapters 388-11, 388-13, or 388-14 WAC may, at any time after the designated time period for filing a timely request for an adjudicative proceeding has expired, petition the secretary or the secretary's designee for a late ~~((hearing))~~ adjudicative proceeding. The ~~((petition shall state the grounds alleged by the responsible parent to constitute good cause for the failure to make a timely request for hearing))~~ department shall schedule adjudicative proceedings to make findings and determinations as outlined in subsections (4) and (6) of this section. Throughout this section the individual petitioning for a late hearing shall be referred to as the petitioner.

(2) The petitioner shall also serve a copy of the petition ~~((shall also be served))~~ by certified mail, return receipt requested, or like a summons in a civil action on the ~~((district office of the))~~ office of support enforcement.

(3) The filing of a petition for a late ~~((hearing))~~ adjudicative proceeding shall not stay any collection action being taken under chapters 26.23 or 74.20A RCW.

(4) The ~~((granting of a request for a hearing under subsection (1) above shall operate as a stay on any action to collect moneys due under the original notice.~~

(5) A hearing under this section shall be scheduled to consider:

- (a) Whether good cause exists to grant a hearing;
- (b) Setting of temporary current and future support;
- (c) Settlement of any or all of the issues; and
- (d) Such other matters as may aid in disposition of the proceeding.

(6) The office of support enforcement may petition for temporary current and future support any time prior to the final decision. The administrative law judge shall, in writing, order payment of temporary,

current and future support in an amount determined under WAC 388-11-205.

(a) Payment shall be ordered to be paid beginning with the month in which the petition for a late hearing is granted.

(b) In the event the responsible parent does not make payment of the temporary current and future support as ordered, the office of support enforcement may take collection action pursuant to chapters 26.23 and 74.20A RCW during the pendency of the hearing or thereafter to collect any amounts owing under the temporary order)) department shall schedule an adjudicative proceeding to determine whether or not the petitioner has good cause for failing to file a timely adjudicative proceeding request when the petitioner files the petition more than:

(a) Twenty days after the date of service of the notice the petitioner is objecting to, and the notice the petitioner is objecting to is a:

(i) Notice of proposed settlement;

(ii) Notice and finding of financial responsibility served before September 1, 1991;

(iii) Notice to payee;

(iv) Notice of support owed; or

(v) Notice under provisions of chapters 388-11, 388-13, or 388-14 WAC for which no specific provision for requests for late adjudicative proceedings exist.

(b) Ninety days from the date of a notice described under WAC 388-14-270(11); or

(c) One year after the date of service of a:

(i) Notice and finding of parental responsibility;

(ii) Notice and finding of financial responsibility served after September 1, 1991; or

(iii) Debt adjustment notice.

(5) If in any proceeding under subsection (4) of this section, the presiding officer finds that the petitioner has good cause for failing to make a timely adjudicative proceeding request:

(a) The presiding officer shall conduct an adjudicative proceeding on the merits of the petitioner's objection to the notice served; and

(b) If the petitioner is the responsible parent, any further collection based on the notice served shall be stayed, except for any amounts exempted from a stay on collections by the regulations authorizing the notice when a timely request is filed.

(6) The department shall schedule an adjudicative proceeding to hear the merits of the petitioner's objection to the notice served if the petitioner:

(a) Files the petition for a late adjudicative proceeding more than twenty days, but one year or less from the date of service of the notice; and

(b) The petitioner is objecting to a:

(i) Notice and finding of financial responsibility served after September 1, 1991;

(ii) Debt adjustment notice; or

(iii) Notice and finding of parental responsibility.

(7) If the responsible parent fails to make a timely request for an adjudicative proceeding the department shall retain or distribute and shall not refund moneys withheld as a result of collection action ~~((in effect at the time of granting of the request for the hearing shall be delivered to and held by the office of support enforcement pending the final order of the secretary or during the pendency of any appeal to the courts))~~ taken more than twenty days after the date of service of a notice and finding of parental responsibility, or notice and finding of financial responsibility served after September 1, 1991. OSE shall disburse temporary current and future support paid, or collected during the pendency of the hearing or appeal ~~((shall be disbursed))~~ when ~~((received by the office of support enforcement))~~ OSE receives such support.

~~((8) If the final decision of the department or the courts on appeal is that the department has collected an amount from the responsible parent greater than such parents past support debt, other than temporary current and future support, such excess shall promptly be refunded to such parent:))~~

AMENDATORY SECTION (Amending Order 2689, filed 8/30/88)

WAC 388-11-140 MODIFICATION. (1) A ~~((responsible parent whose support obligation has been administratively established or the office of support enforcement))~~ party to an administrative order for support, including the department, may request ~~((a hearing))~~ an adjudicative proceeding to prospectively modify the parent's obligation ~~((if circumstances have materially changed))~~. ~~((The))~~ A party shall make such a request ~~((shall be))~~ in ~~((affidavit))~~ declaration form and shall state:

(a) The circumstances that have changed; and
 (b) The amount of support the circumstances now warrant.
 (2) The petitioning party shall serve the request for modification on the ~~((responding party))~~ department like a summons in a civil action or by certified mail, return receipt requested.

(3) The ~~((petitioning party need not show a change of circumstance if the original support obligation was established under WAC 388-11-050))~~ department shall serve copies of the petition on all other parties like a summons in a civil action or by certified mail return like a summons in a civil action or by certified mail return receipt requested.

(4) OSE, the presiding officer or the department review judge shall prospectively modify orders according to the terms of RCW 74.20A.059.

(5) If the responding party fails to appear at the hearing, the ~~((administrative law judge))~~ presiding officer shall issue a default order based on the terms set out in the request for modification. If the petitioning party fails to appear at the hearing, the ~~((administrative law judge))~~ presiding officer shall enter an order dismissing the request for modification.

~~((5))~~ (6) The ~~((administrative law judge))~~ presiding officer may set the effective date of modification as the date the order is issued, the date the request was made, or any time in between. If ~~((no))~~ an effective date is not set, the effective date shall be the date the modification order is entered.

AMENDATORY SECTION (Amending Order 3081, filed 9/28/90, effective 10/29/90)

WAC 388-11-205 ASSESSING SUPPORT. (1) ~~((The office of support enforcement (OSE) and the presiding or review officer in an adjudicative proceeding under this chapter shall determine the net income of a responsible parent and any residential parent according to WAC 388-11-200))~~ In any adjudicative proceeding, agreed settlement or consent order involving the administrative establishment of a support obligation, the responsible parent and any residential parent shall complete worksheets approved by the administrator for the courts under RCW 26.19.050. The office of support enforcement may complete a worksheet on behalf of a residential parent receiving public assistance, or residing in another state.

(2) OSE and the presiding or review officer shall determine the basic support obligation(:

(a) ~~Based on the combined net incomes of a responsible parent and any residential parent, rounded to the nearest one hundred dollars;~~

(b) ~~For each child, according to the economic table and the total number of children on whose behalf support is sought;~~

(c) ~~In total; and~~

(d) ~~Allocate between the parents based on each parent's share of the total combined net income))~~ according to the Washington state child support schedule, chapter 26.19 RCW.

(3) OSE and the presiding or review officer may impute income based on the standards for inputting income stated at RCW 26.19. Eligibility for and receipt of AFDC or FIP benefits shall raise a rebuttable presumption that the recipient is complying with all assistance program eligibility requirements including job search requirements and is not voluntarily under-employed or unemployed.

(4) OSE and the presiding or review officer shall adjust a responsible parent's share of the basic support obligation to reflect circumstances in the parent's household and the household of any residential parent. OSE and the presiding or review officer may, at their discretion, and in compliance with RCW 26.19.075, deviate from the amount of child support calculated using the standard calculation. ~~((No))~~ A deviation from the standard may not be made without specific reasons for these deviations set forth in the order and supported by the evidence. ~~((Reasons for deviation include:~~

(a) ~~The existence of another dependent child for whom a responsible or residential parent has a duty to support;~~

(b) ~~The existence of another adult in the household of the responsible or residential parent;~~

(c) ~~Recurrent income received by the child on whose behalf support is sought;~~

(d) ~~Extraordinary debt, not voluntarily incurred by the responsible or residential parent;~~

(e) ~~Wealth of the responsible or residential parent;~~

(f) ~~Unavoidable living costs exceeding twice the need standard of WAC 388-29-100 for the responsible or residential parent;~~

(g) ~~Any other unusual circumstances existing for the responsible or residential parent.~~

~~((4))~~ (5) If requested, OSE and the presiding or review officer shall:

(a) Assess responsibility for known health care, day care, and special child-rearing expenses under the Washington state child support schedule ~~((, worksheet A, part H));~~

(b) Apportion responsibility for unknown and or future health care, day care, and special child-rearing expenses between the parents in the same proportion as the basic support obligation; and

(c) Assess responsibility for birth costs under WAC 388-11-220 ~~((5))~~.

~~((5))~~ (6) A responsible parent's total support obligation shall consist of:

(a) ~~((The responsible parent's adjusted share of the basic support obligation))~~ The amount determined according to the Washington state child support schedule, including the effect of any deviations from the basic child support obligation;

(b) Amounts the responsible parent is obligated to pay for health insurance; and

(c) Amounts the responsible parent is obligated to pay for day care and special child-rearing expenses.

~~((6))~~ (7) A responsible parent shall pay health insurance premiums directly to the responsible parent's insurance provider. The responsible parent shall pay all other amounts, including amounts currently paid to third parties for special child-rearing expenses, to ~~((OSE))~~ the Washington state support registry.

~~((7))~~ (8) A responsible parent's total administrative current support obligation shall not exceed ~~((fifty))~~ forty-five percent of the responsible parent's net income unless the presiding officer finds good cause for exceeding the ~~((fifty))~~ forty-five percent limitation ~~((shall not apply because))~~. Good cause includes but is not limited to:

(a) The responsible parent has substantial wealth;

(b) A child on whose behalf support is sought has special medical or educational needs;

(c) ~~((The department assesses support for five or more children))~~ Large families; ~~((or))~~

(d) ~~((There are special child-rearing expenses.~~

~~((8))~~ ~~When the parents' combined monthly net income exceeds the highest level in the economic table, set support at the schedule amount for that income level plus any additional amount supported by written findings of fact:~~

~~((9))~~ Psychological need; or

(e) Children with daycare expenses.

(9) ~~When combined monthly net income of the parties is less than six hundred dollars, OSE, the presiding officer or the review judge shall enter a support order of not less than twenty-five dollars per month per child.~~

(10) ~~Neither the presiding officer nor OSE shall set a current support obligation that reduces the responsible parent's income below the needs standard for one person adopted under RCW 74.04.770, except:~~

(a) ~~For the minimum required support order of twenty-five dollars per month per child; or~~

(b) ~~If the presiding officer or OSE finds reasons for deviation under subsection (4) of this section and chapter 26.19 RCW.~~

(11) In cases where the department is assessing a child support debt for a dependent child placed in foster care or living with a non-needy relative, OSE, the presiding officer or the review judge shall calculate the support obligation using the child support schedule as follows:

(a) Combine the net income of both parents in the "father" column on the worksheet and not attribute ~~((no))~~ income in the "mother" column when the responsible parents reside together;

(b) Calculate each parent's support obligation independently and attribute no income to the other parent when the responsible parents do not reside together; and

(c) Assess support only for the child named in the notice.

(12) OSE, presiding officers, and department review judges shall apply any legislative changes to the Washington state child support schedule prospectively only from the effective date of the legislation unless the legislative change is specifically retroactive in effect. OSE, presiding officers, and department review judges shall assess support debts for past periods of time according to the Washington state child support schedule in effect at the time the support debt accrued, except that child support debts accrued before July 1, 1988, shall be assessed according to the Washington state child support schedule that became effective July 1, 1988.

AMENDATORY SECTION (Amending Order 3081, filed 9/28/90, effective 10/29/90)

WAC 388-11-210 ADMINISTRATIVE ORDERS. (1) Every administrative child support order shall include the:

~~((+)) (a) Responsible parent's and residential parent's net income;~~
~~((+)) (b) Amount of the responsible parent's share of the basic support obligation without adjustments;~~
~~((+)) (c) Amount of the responsible parent's share of the basic support obligation after adjustments;~~
~~((+)) (d) Specific reasons for deviation, if the adjusted amount is different than the unadjusted amount;~~
~~((+)) (e) Total amount of the responsible parent's support obligation with the transfer payment stated as an amount per month per child;~~
~~((+)) (f) Specific day of the month on which the support payment is due;~~
~~((+)) (g) Responsible parent's Social Security number, residence address, and the name of the responsible parent's employer;~~
~~((+)) (h) Residential parent's Social Security Number;~~
~~((+)) (i) Names, birthdates, and Social Security Numbers, if any, of the dependent child;~~
~~((+)) (j) Disposition of the responsible parent's obligation to provide health insurance under WAC 388-11-215;~~
~~((+)) (k) Statement that the responsible parent shall make ~~((the responsible parent's))~~ all support payments to the Washington state support registry;~~
~~((+)) Statement that the department may issue a notice of payroll deduction under chapter 26.23 RCW or may take other income withholding action under chapters 26.18 or 74.20A RCW at any time, without further notice to the responsible parent;~~
~~((+)) (l) Statement that each parent shall notify the Washington state support registry of a change in resident address;~~
~~((+)) (m) Statement that a support obligation established under this chapter shall continue until:~~
~~((+)) (i) Modified under WAC 388-11-140;~~
~~((+)) (ii) Superseded by a superior court order; or~~
~~((+)) (iii) The child for whom support is assessed reaches the age of majority or is emancipated, unless the child is a full-time student in high school or its vocational equivalent, and is reasonably expected to graduate before turning nineteen years of age, in which case the support obligation will continue until the earlier of the child's graduation from high school or the child's nineteenth birthday; and~~
~~((+)) (n) Statement that the responsible parent is liable for the following costs based on the parent's proportionate share of the basic support obligation, if these costs are known when the order is entered:~~
~~((+)) (i) Health care costs, including extraordinary health care costs, not covered by health insurance ~~((+))~~;~~
~~((+)) (ii) Day care expenses ~~((+))~~;~~
~~((+)) (iii) Approved special child-rearing expenses.~~
~~(2) Unless the presiding officer finds good cause or approves an alternate payment arrangement under subsection (3) of this section, the support order shall contain a statement that the department may issue a notice of payroll deduction under chapter 26.23 RCW or may take other income withholding action under chapters 26.18 or 74.20A RCW at any time, without further notice to the responsible parent.~~
~~(3) The presiding officer may enter an order that does not contain the notice required by subsection (2) of this section if the presiding officer:~~
~~(a) Finds that one of the parties has demonstrated good cause not to require immediate income withholding; or~~
~~(b) Approves a written agreement signed by both parties that provides for an alternate payment arrangement.~~
~~(4) All support orders containing an alternate payment arrangement approved under subsection (3)(a) or (b) of this section shall include a statement that the department may issue a notice of payroll deduction under chapter 26.23 RCW or may take other income withholding action under chapters 26.18 or 74.20A RCW when a support payment is not paid when due and an amount equal to or greater than the support payable for one month is owed.~~

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 388-11-195 Application of support schedule.
 WAC 388-11-200 Financial worksheet calculations.

WSR 92-02-050
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 3301—Filed December 27, 1991, 4:50 p.m., effective
 December 29, 1991]

Date of Adoption: December 27, 1991.

Purpose: To bring the administrative rules governing establishment of support obligations into conformity with statutory changes made during the 1991 legislative session.

Citation of Existing Rules Affected by this Order: Repealing WAC 388-11-195 and 388-11-200; and amending chapter 388-11 WAC, Child support—Obligations.

Statutory Authority for Adoption: Laws of 1991, E2SSB 5120 and ESSB 5996.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: To implement legislative changes to statutes related to the Office of Support Enforcement.

Effective Date of Rule: December 29, 1991.

December 27, 1991
 Leslie F. James, Director
 Administrative Services

AMENDATORY SECTION (Amending Order 2689, filed 8/30/88)

WAC 388-11-055 PETITION FOR HEARING AFTER TWENTY DAYS—STAY. (1) ~~((The responsible parent may, at any time, upon a showing of good cause for the failure to make a timely request for hearing))~~ Any party expressly entitled to an adjudicative proceeding under provisions of chapters 388-11, 388-13, or 388-14 WAC may, at any time after the designated time period for filing a timely request for an adjudicative proceeding has expired, petition the secretary or the secretary's designee for a late ~~((hearing))~~ adjudicative proceeding. The ~~((petition shall state the grounds alleged by the responsible parent to constitute good cause for the failure to make a timely request for hearing))~~ department shall schedule adjudicative proceedings to make findings and determinations as outlined in subsections (4) and (6) of this section. Throughout this section the individual petitioning for a late hearing shall be referred to as the petitioner.

(2) The petitioner shall also serve a copy of the petition ~~((shall also be served))~~ by certified mail, return receipt requested, or like a summons in a civil action on the ~~((district office of the))~~ office of support enforcement.

(3) The filing of a petition for a late ~~((hearing))~~ adjudicative proceeding shall not stay any collection action being taken under chapters 26.23 or 74.20A RCW.

~~(4) The ((granting of a request for a hearing under subsection (1) above shall operate as a stay on any action to collect moneys due under the original notice.~~

~~(5) A hearing under this section shall be scheduled to consider:~~

- ~~(a) Whether good cause exists to grant a hearing;~~
- ~~(b) Setting of temporary current and future support;~~
- ~~(c) Settlement of any or all of the issues; and~~
- ~~(d) Such other matters as may aid in disposition of the proceeding.~~

~~(6) The office of support enforcement may petition for temporary current and future support any time prior to the final decision. The administrative law judge shall, in writing, order payment of temporary, current and future support in an amount determined under WAC 388-11-205.~~

~~(a) Payment shall be ordered to be paid beginning with the month in which the petition for a late hearing is granted.~~

~~(b) In the event the responsible parent does not make payment of the temporary current and future support as ordered, the office of support enforcement may take collection action pursuant to chapters 26.23 and 74.20A RCW during the pendency of the hearing or thereafter to collect any amounts owing under the temporary order)) department shall schedule an adjudicative proceeding to determine whether or not the petitioner has good cause for failing to file a timely adjudicative proceeding request when the petitioner files the petition more than:~~

~~(a) Twenty days after the date of service of the notice the petitioner is objecting to, and the notice the petitioner is objecting to is a:~~

- ~~(i) Notice of proposed settlement;~~
- ~~(ii) Notice and finding of financial responsibility served before September 1, 1991;~~
- ~~(iii) Notice to payee;~~
- ~~(iv) Notice of support owed; or~~
- ~~(v) Notice under provisions of chapters 388-11, 388-13, or 388-14 WAC for which no specific provision for requests for late adjudicative proceedings exist.~~

~~(b) Ninety days from the date of a notice described under WAC 388-14-270(11); or~~

~~(c) One year after the date of service of a:~~

- ~~(i) Notice and finding of parental responsibility;~~
- ~~(ii) Notice and finding of financial responsibility served after September 1, 1991; or~~
- ~~(iii) Debt adjustment notice.~~

~~(5) If in any proceeding under subsection (4) of this section, the presiding officer finds that the petitioner has good cause for failing to make a timely adjudicative proceeding request:~~

~~(a) The presiding officer shall conduct an adjudicative proceeding on the merits of the petitioner's objection to the notice served; and~~

~~(b) If the petitioner is the responsible parent, any further collection based on the notice served shall be stayed, except for any amounts exempted from a stay on collections by the regulations authorizing the notice when a timely request is filed.~~

(6) The department shall schedule an adjudicative proceeding to hear the merits of the petitioner's objection to the notice served if the petitioner:

(a) Files the petition for a late adjudicative proceeding more than twenty days, but one year or less from the date of service of the notice; and

(b) The petitioner is objecting to a:

(i) Notice and finding of financial responsibility served after September 1, 1991;

(ii) Debt adjustment notice; or

(iii) Notice and finding of parental responsibility.

(7) If the responsible parent fails to make a timely request for an adjudicative proceeding the department shall retain or distribute and shall not refund moneys withheld as a result of collection action ((in effect at the time of granting of the request for the hearing shall be delivered to and held by the office of support enforcement pending the final order of the secretary or during the pendency of any appeal to the courts)) taken more than twenty days after the date of service of a notice and finding of parental responsibility, or notice and finding of financial responsibility served after September 1, 1991. OSE shall disburse temporary current and future support paid, or collected during the pendency of the hearing or appeal ((shall be disbursed)) when ((received by the office of support enforcement)) OSE receives such support.

~~((8) If the final decision of the department or the courts on appeal is that the department has collected an amount from the responsible parent greater than such parents past support debt, other than temporary current and future support, such excess shall promptly be refunded to such parent:))~~

AMENDATORY SECTION (Amending Order 2689, filed 8/30/88)

WAC 388-11-140 MODIFICATION. (1) A ((responsible parent whose support obligation has been administratively established or the office of support enforcement)) party to an administrative order for support, including the department, may request ((a hearing)) an adjudicative proceeding to prospectively modify the parent's obligation ((if circumstances have materially changed)). ((The)) A party shall make such a request ((shall be)) in ((affidavit)) declaration form and shall state:

(a) The circumstances that have changed; and

(b) The amount of support the circumstances now warrant.

(2) The petitioning party shall serve the request for modification on the ((responding party)) department like a summons in a civil action or by certified mail, return receipt requested.

(3) The ((petitioning party need not show a change of circumstance if the original support obligation was established under WAC 388-11-050)) department shall serve copies of the petition on all other parties like a summons in a civil action or by certified mail return like a summons in a civil action or by certified mail return receipt requested.

(4) OSE, the presiding officer or the department review judge shall prospectively modify orders according to the terms of RCW 74.20A.059.

(5) If the responding party fails to appear at the hearing, the ((administrative law judge)) presiding officer shall issue a default order based on the terms set out in the request for modification. If the petitioning party fails to appear at the hearing, the ((administrative law judge)) presiding officer shall enter an order dismissing the request for modification.

((5)) (6) The ((administrative law judge)) presiding officer may set the effective date of modification as the date the order is issued, the date the request was made, or any time in between. If ((no)) an effective date is not set, the effective date shall be the date the modification order is entered.

AMENDATORY SECTION (Amending Order 3081, filed 9/28/90, effective 10/29/90)

WAC 388-11-205 ASSESSING SUPPORT. (1) ((The office of support enforcement (OSE) and the presiding or review officer in an adjudicative proceeding under this chapter shall determine the net income of a responsible parent and any residential parent according to WAC 388-11-200)) In any adjudicative proceeding, agreed settlement or consent order involving the administrative establishment of a support obligation, the responsible parent and any residential parent shall complete worksheets approved by the administrator for the courts under RCW 26.19.050. The office of support enforcement may complete a worksheet on behalf of a residential parent receiving public assistance, or residing in another state.

(2) OSE and the presiding or review officer shall determine the basic support obligation((:

(a) Based on the combined net incomes of a responsible parent and any residential parent, rounded to the nearest one hundred dollars;

(b) For each child, according to the economic table and the total number of children on whose behalf support is sought;

(c) In total; and

(d) Allocate between the parents based on each parent's share of the total combined net income)) according to the Washington state child support schedule, chapter 26.19 RCW.

(3) OSE and the presiding or review officer may impute income based on the standards for inputting income stated at RCW 26.19. Eligibility for and receipt of AFDC or FIP benefits shall raise a rebuttable presumption that the recipient is complying with all assistance program eligibility requirements including job search requirements and is not voluntarily under-employed or unemployed.

(4) OSE and the presiding or review officer shall adjust a responsible parent's share of the basic support obligation to reflect circumstances in the parent's household and the household of any residential parent. OSE and the presiding or review officer may, at their discretion, and in compliance with RCW 26.19.075, deviate from the amount of child support calculated using the

standard calculation. ((No)) A deviation from the standard may not be made without specific reasons for these deviations set forth in the order and supported by the evidence. ((Reasons for deviation include:

(a) The existence of another dependent child for whom a responsible or residential parent has a duty to support;

(b) The existence of another adult in the household of the responsible or residential parent;

(c) Recurrent income received by the child on whose behalf support is sought;

(d) Extraordinary debt, not voluntarily incurred by the responsible or residential parent;

(e) Wealth of the responsible or residential parent;

(f) Unavoidable living costs exceeding twice the need standard of WAC 388-29-100 for the responsible or residential parent;

(g) Any other unusual circumstances existing for the responsible or residential parent.

((4)) (5) If requested, OSE and the presiding or review officer shall:

(a) Assess responsibility for known health care, day care, and special child-rearing expenses under the Washington state child support schedule((; worksheet A, part H));

(b) Apportion responsibility for unknown and or future health care, day care, and special child-rearing expenses between the parents in the same proportion as the basic support obligation; and

(c) Assess responsibility for birth costs under WAC 388-11-220((5)).

((5)) (6) A responsible parent's total support obligation shall consist of:

(a) ((The responsible parent's adjusted share of the basic support obligation)) The amount determined according to the Washington state child support schedule, including the effect of any deviations from the basic child support obligation;

(b) Amounts the responsible parent is obligated to pay for health insurance; and

(c) Amounts the responsible parent is obligated to pay for day care and special child-rearing expenses.

((6)) (7) A responsible parent shall pay health insurance premiums directly to the responsible parent's insurance provider. The responsible parent shall pay all other amounts, including amounts currently paid to third parties for special child-rearing expenses, to ((OSE)) the Washington state support registry.

((7)) (8) A responsible parent's total administrative current support obligation shall not exceed ((fifty)) forty-five percent of the responsible parent's net income unless the presiding officer finds good cause for exceeding the ((fifty)) forty-five percent limitation ((shall not apply because)). Good cause includes but is not limited to:

(a) The responsible parent has substantial wealth;

(b) A child on whose behalf support is sought has special medical or educational needs;

(c) ((The department assesses support for five or more children)) Large families; ((or))

(d) ((There are special child-rearing expenses.

~~(8) When the parents' combined monthly net income exceeds the highest level in the economic table, set support at the schedule amount for that income level plus any additional amount supported by written findings of fact.~~

~~(9)) Psychological need, or~~

~~(e) Children with daycare expenses.~~

~~(9) When combined monthly net income of the parties is less than six hundred dollars, OSE, the presiding officer or the review judge shall enter a support order of not less than twenty-five dollars per month per child.~~

~~(10) Neither the presiding officer nor OSE shall set a current support obligation that reduces the responsible parent's income below the needs standard for one person adopted under RCW 74.04.770, except:~~

~~(a) For the minimum required support order of twenty-five dollars per month per child; or~~

~~(b) If the presiding officer or OSE finds reasons for deviation under subsection (4) of this section and chapter 26.19 RCW.~~

~~(11) In cases where the department is assessing a child support debt for a dependent child placed in foster care or living with a non-needy relative, OSE, the presiding officer or the review judge shall calculate the support obligation using the child support schedule as follows:~~

~~(a) Combine the net income of both parents in the "father" column on the worksheet and not attribute ~~((no))~~ income in the "mother" column when the responsible parents reside together,~~

~~(b) Calculate each parent's support obligation independently and attribute no income to the other parent when the responsible parents do not reside together; and~~

~~(c) Assess support only for the child named in the notice.~~

~~(12) OSE, presiding officers, and department review judges shall apply any legislative changes to the Washington state child support schedule prospectively only from the effective date of the legislation unless the legislative change is specifically retroactive in effect. OSE, presiding officers, and department review judges shall assess support debts for past periods of time according to the Washington state child support schedule in effect at the time the support debt accrued, except that child support debts accrued before July 1, 1988, shall be assessed according to the Washington state child support schedule that became effective July 1, 1988.~~

AMENDATORY SECTION (Amending Order 3081, filed 9/28/90, effective 10/29/90)

WAC 388-11-210 ADMINISTRATIVE ORDERS. (1) Every administrative child support order shall include the:

~~((1))~~ (a) Responsible parent's and residential parent's net income;

~~((2))~~ (b) Amount of the responsible parent's share of the basic support obligation without adjustments;

~~((3))~~ (c) Amount of the responsible parent's share of the basic support obligation after adjustments;

~~((4))~~ (d) Specific reasons for deviation, if the adjusted amount is different than the unadjusted amount;

~~((5))~~ (e) Total amount of the responsible parent's support obligation with the transfer payment stated as an amount per month per child;

~~((6))~~ (f) Specific day of the month on which the support payment is due;

~~((7))~~ (g) Responsible parent's Social Security number, residence address, and the name of the responsible parent's employer;

~~((8))~~ (h) Residential parent's Social Security Number;

~~((9))~~ (i) Names, birthdates, and Social Security Numbers, if any, of the dependent child;

~~((10))~~ (j) Disposition of the responsible parent's obligation to provide health insurance under WAC 388-11-215;

~~((11))~~ (k) Statement that the responsible parent shall make ~~((the responsible parent's))~~ all support payments to the Washington state support registry;

~~((12))~~ Statement that the department may issue a notice of payroll deduction under chapter 26.23 RCW or may take other income withholding action under chapters 26.18 or 74.20A RCW at any time, without further notice to the responsible parent;

~~((13))~~ (l) Statement that each parent shall notify the Washington state support registry of a change in resident address;

~~((14))~~ (m) Statement that a support obligation established under this chapter shall continue until:

~~((a))~~ (i) Modified under WAC 388-11-140;

~~((b))~~ (ii) Superseded by a superior court order; or

~~((c))~~ (iii) The child for whom support is assessed reaches the age of majority or is emancipated, unless the child is a full-time student in high school or its vocational equivalent, and is reasonably expected to graduate before turning nineteen years of age, in which case the support obligation will continue until the earlier of the child's graduation from high school or the child's nineteenth birthday; and

~~((15))~~ (n) Statement that the responsible parent is liable for the following costs based on the parent's proportionate share of the basic support obligation, if these costs are known when the order is entered:

~~((a))~~ (i) Health care costs, including extraordinary health care costs, not covered by health insurance~~((b))~~;

(ii) Day care expenses~~((:))~~; and

~~((c))~~ (iii) Approved special child-rearing expenses.

(2) Unless the presiding officer finds good cause or approves an alternate payment arrangement under subsection (3) of this section, the support order shall contain a statement that the department may issue a notice of payroll deduction under chapter 26.23 RCW or may take other income withholding action under chapters 26.18 or 74.20A RCW at any time, without further notice to the responsible parent.

(3) The presiding officer may enter an order that does not contain the notice required by subsection (2) of this section if the presiding officer:

(a) Finds that one of the parties has demonstrated good cause not to require immediate income withholding; or

(b) Approves a written agreement signed by both parties that provides for an alternate payment arrangement.

(4) All support orders containing an alternate payment arrangement approved under subsection (3)(a) or (b) of this section shall include a statement that the department may issue a notice of payroll deduction under chapter 26.23 RCW or may take other income withholding action under chapters 26.18 or 74.20A RCW when a support payment is not paid when due and an amount equal to or greater than the support payable for one month is owed.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 388-11-195 Application of support schedule.
WAC 388-11-200 Financial worksheet calculations.

WSR 92-02-051

NOTICE OF PUBLIC MEETINGS

TRANSPORTATION IMPROVEMENT BOARD

[Memorandum—December 27, 1991]

MEETING NOTICE FOR JANUARY 1992

TRANSPORTATION IMPROVEMENT BOARD TRANSPORTATION BUILDING OLYMPIA, WASHINGTON 98504

Work session, 1:00 p.m.—9:00 p.m., Thursday, January 16, 1992, in Fife at the Best Western Executive Inn, Spinnaker Room, 5700 Pacific Highway East.

TIB meeting, 9:00 a.m., Friday, January 17, 1992, in Olympia at the Transportation Building, Commission Board Room.

WSR 92-02-052

PERMANENT RULES

EASTERN WASHINGTON UNIVERSITY

[Filed December 30, 1991, 9:20 a.m.]

Date of Adoption: December 6, 1991.

Purpose: To provide direction as to where to inquire about scholarships at Eastern Washington University.

Statutory Authority for Adoption: RCW 28B.35.120(12).

Pursuant to notice filed as WSR 91-21-107 on October 22, 1991.

Effective Date of Rule: Thirty days after filing.

December 10, 1991
Gayle Ogden
Rules Coordinator

Chapter 172-123 WAC SCHOLARSHIPS

NEW SECTION

WAC 172-123-010 SCHOLARSHIPS. Detailed information concerning the criteria, eligibility, and procedures for application and other information regarding scholarships at Eastern Washington University is available in the EWU Office of Financial Aid and Scholarships; Cheney, WA 99004-2496.

WSR 92-02-053

PERMANENT RULES

EASTERN WASHINGTON UNIVERSITY

[Filed December 30, 1991, 9:23 a.m.]

Date of Adoption: December 6, 1991.

Purpose: To inform the public of modifications to the FERPA and to modify outdated references of the college to "university."

Citation of Existing Rules Affected by this Order: Amending chapter 172-190 WAC, all sections.

Statutory Authority for Adoption: RCW 28B.35.120(12).

Pursuant to notice filed as WSR 91-21-108 on October 22, 1991.

Effective Date of Rule: Thirty days after filing.

December 10, 1991
Gayle Ogden
Rules Coordinator

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-010 PURPOSE. The purpose of this chapter is to comply with the requirements of Public Law 93-380, § 513, of 1974, also annotated as 20 U.S.C.A. 1232, which law represents amendments to the General Education Provisions Act. As indicated in the aforesaid law, its purpose is to assure that students attending institutions of higher education such as Eastern Washington (~~State College~~) University shall have a right to inspect certain records and files intended for school use or made available to parties outside the (~~college~~) university.

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-020 DEFINITIONS. The following definitions shall apply in interpreting these regulations:

(1) (~~"His" when used throughout these regulations shall accomplish reference to both the male and female sexes:~~

(2)) "Education records" (~~means those~~) are defined as records, files, documents, and other materials which contain information directly related to a student and are maintained by the (~~college~~) university. Also included are records relating to an individual in attendance at the

university who is employed as a result of his or her status as a student. The definition of "education records((A))," however, does not include any materials used by any ((college)) university instructor in the course of assessing a student's academic performance, including but not limited to academic grades conferred, essays, tests, written evaluations given during ((the course of)) directed studies, and the like, nor materials maintained by the ((college's)) university's counseling center ((and the college's health services center)), or by any ((other)) psychologist paraprofessional acting in ((his or her)) a professional or paraprofessional capacity for the benefit of the ((college)) university.

~~((3))~~ (2) "Student" is defined as a person who is ~~((currently enrolled in a regularly scheduled class conducted at the college. Regularly scheduled classes shall include those classes occurring during fall, winter, spring, and summer quarters and those classes in which residence credits are conferred at Fairchild))~~ or has been in attendance at Cheney, Spokane, or any other location at which the ((college)) university confers ((residence)) credit~~((A person is a student for purposes of these regulations even though he is not currently enrolled in summer quarter but was regularly enrolled during the previous Spring quarter))~~ and regarding whom the university maintains educational records.

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-030 RIGHT OF INSPECTION. Any student shall have a right, subject to the procedural requirements outlined in WAC ~~((172-08-070 through 172-08-090 [codified as WAC 172-190-070 through 172-190-090] of these regulations))~~ 172-190-070 through 172-190-090, to inspect any ~~((and all))~~ education records directly related to him or her that ((is)) are intended for school use or ((is)) are available for parties outside the school or school system. In the case of any education records relating to a student which also include information regarding another student, the responsible ((college)) university officials shall delete any personally identifiable information relating to the identity of ((such)) the other student.

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-035 AVAILABILITY OF DIRECTORY INFORMATION. Except as hereinafter provided, the following information contained in a student's education records shall be available to members of the public: Student's name, address, telephone listing, date and place of birth, and participation in officially recognized activities and sports((:)); weight ((and)), height ((of athletic teams, dates of athletic teams;)) and birth dates of athletic team members; dates of attendance at the ((college)) university, degrees and awards received, and the most recent previous educational agency or institution attended by the student. ((Such)) The information shall be deemed "directory information." The ~~((college))~~ university will give public notice to students of the matters contained in the above-designated "directory

information" that is available to members of the public at the time the student registers for enrollment in the academic quarter. On the day of ~~((such))~~ registration each student shall indicate on the ~~((college))~~ university registration form whether he or she will not consent to the ~~((college's))~~ university's release of ~~((such))~~ directory information to others ~~((without his consent)).~~

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-040 ACCESS PERMITTED TO ~~((COLLEGE))~~ UNIVERSITY AND CERTAIN OTHER OFFICIALS WITHOUT CONSENT. (1) The following persons, individuals, agencies, or organizations shall be entitled to access to official records, files, and data of any student, subject to the limitations outlined in ~~((subpart))~~ subsection (2) of this section, ~~((WAC 172-08-040 [codified as WAC 172-190-040];))~~ without the written consent of the student:

(a) Other school officials, including instructors within the ~~((college))~~ university who have a legitimate educational interest;

(b) Officials of other ~~((colleges))~~ universities, schools, or school systems, upon the condition that a reasonable attempt is made to notify the student ((is notified)) of the transfer and ((receives)) to provide the student with a copy of the record if he or she desires it and the student has the opportunity to challenge the content of the record, per the procedures outlined in WAC 172-08-090 (([codified as WAC 172-190-090]));

(c) Authorized representatives of the controller general of the United States((:)); the Secretary of Health, Education and Welfare((:)); and administrative head of an education agency as defined in § 409 of Public Law 93-380((:)); or state of Washington educational authorities~~((; provided;))~~; PROVIDED, That except when collection of personally identifiable data is specifically authorized by federal law, any data collected by the controller general, the secretary, administrative head of a United States Education Agency or state educational authorities with respect to individual students shall not include information (including social security numbers) which permit the personal identification of ((such)) the students.

(d) Authorized representatives of the Office of Education at the U.S. Department of Health, Education and Welfare((:)); the Law Enforcement Assistance Administration of the U.S. Department of Justice((:)); the U.S. Veterans Administration((:)); the Bureau of Indian Affairs((:)); the Washington state council on higher education((:)); the Washington state department of social and health services((:)); lending institutions receiving applications from students or granting to students financial aid((:)); and individual organizations or institutions that provide scholarships to any applicant student when ~~((such))~~ the organizations or individuals make requests for students' education records in connection with a student's application for, or receipt of, financial aid.

(e) State and local officials or authorities, if a state statute adopted prior to November 19, 1974, specifically requires disclosures to those officials and authorities. This does not prevent a state from further limiting the

number of type or state or local officials to whom disclosures may be made under that paragraph.

(f) Disclosures to organizations (including, but not limited to, federal, state, local agencies, and independent organizations) conducting studies for, or on behalf of, educational agencies or institutions to:

(i) Develop, validate, or administer predictive tests;

(ii) Administer student aid programs; or

(iii) Improve instruction.

This information may be disclosed if the study is conducted in a manner that does not permit personal identification of parents or students by individuals other than representatives of the organization and the information is destroyed when no longer needed for the purposes for which the study was conducted.

(g) The disclosure is to accrediting organizations to carry out their accrediting functions.

(h) The disclosure is to parents of a dependent student, as defined in Section 152 of the Internal Revenue Code of 1954.

(i) The disclosure is to comply with a judicial order or lawfully-issued subpoena. Information may be disclosed only if the institution or agency makes a reasonable effort to notify the parent or eligible student of the order or subpoena in advance of compliance.

(j) Disclosure is in connection with a health or safety emergency.

(k) Disclosure is information the educational agency or institution has designated as "directory information."

(l) This section does not forbid or require an educational agency or institution to disclose personally identifiable information from the education records of a student to any parties under (a) through (l) of this subsection.

(2) The ((college)) university shall maintain a record, kept with the education records of each student, which will indicate all the agencies or organizations referenced in ((subparagraphs)) subsection (1)(b) and (c) of this section, which have requested or obtained access to the student's education records. The ((college)) university employee who is the custodian charged with the maintenance of ((such)) the student education records shall further indicate specifically the legitimate interest each ((such)) agency or organization has in obtaining this information.

(3) If any of the agencies or organizations described in ((subparagraphs)) subsection (1)(b) or (c) of this section, request access to the education records of ten or more students, they may do so on a form provided by the ((college)) university that indicates the request is being made on a blanket basis. ((Such)) The form shall also require the agency to identify the legitimate interest the agency has regarding students' education records. The ((college)) university employee who is the custodian of each student education record requested by an agency or organization referenced in ((subparagraphs)) subsection (1)(b) and (c) of this section shall then enter in ((such)) the education record notice of ((such)) the agency's or organization's request and the place where the request may be found.

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-050 DISTRIBUTION OF INFORMATION TO OTHERS. The ((college)) university shall not furnish in any form any personally identifiable information contained in education records directly related to a student to any person, agency, or organization other than those designated in WAC ((172-08-040 [codified as WAC 172-190-040])) 172-190-040, unless ((it first obtains)) written consent is first obtained from the student and, ((which written consent also)) specifically identifies the records to be released, the ((reasons for such release,)) legitimate interests the party has in obtaining the information and to whom ((such)) the personally identifiable information is to be released. In the case any ((such)) personally identifiable information contained in a student's education records is to be furnished in compliance with a judicial order or pursuant to a lawfully issued subpoena, the ((college)) university shall ((notify)) make a reasonable attempt to notify the student in advance of compliance therewith.

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-060 NOTICE OF RIGHTS GIVEN UNDER FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT OF 1974. In accordance with the requirements of the aforesaid federal statute, the ((college)) university will make its best efforts to notify all students of their rights under this act. ((Such)) The notification shall be done by the registrar through the Washington Administrative Code procedures provided for by the ((Higher Education)) Administrative Procedure((s)) Act, notices accomplished through ((The Easterner)) the university catalogs, quarterly course announcements, and ((such)) other publications and media that the ((college)) university deems appropriate. The notification shall include at least a statement which indicates where the policy is kept and how copies of the policy may be obtained.

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-070 REQUESTS FOR ACCESS TO STUDENT RECORDS. ((+)) No personally identifiable information relating to a student's education record will be furnished to any person whatsoever unless ((such)) the person makes a written request to do so and provides to the custodian of ((such)) the records information sufficient to identify the requesting party as a person who has a right to access to ((such)) the records. By way of example and not limitation, a requesting party who identifies himself or herself as a student to whom ((such)) the record relates must provide a department of licensing identification or international driver's license or identification sufficient to identify ((such)) the student, ((college)) university identification card, and any other official identifying document that is sufficient to establish the identity of ((such)) the student. In the case of any persons in the category of those individuals, persons, agencies, or organizations identified in WAC ((172-08-

~~040 [codified as WAC 172-190-040]~~) 172-190-040, no personally identifiable information contained in any student's education record will be disclosed without providing information of the same type and nature as that required of a student plus other information as the custodian of the record deems sufficient to ascertain the official capacity of ~~((such))~~ the requesting party.

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-080 DETERMINATION REGARDING RECORDS. ~~((+))~~ The ~~((college))~~ university reserves the right to determine that a record regarding a student is not an education record or material defined in WAC ~~((172-08-020 [codified as WAC 172-190-020]))~~ 172-190-020 or that the provision of personally identifiable information relating to a student was properly given to an authorized agency per WAC ~~((172-08-040 [codified as WAC 172-190-040]. Such))~~ 172-190-040. The determination shall be made in writing and may be accomplished in consultation with any of the records officers of the ~~((college))~~ university designated in chapter 172-09 WAC, the president, a vice-president, or an assistant attorney general assigned to the ~~((college))~~ university.

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-090 ~~((HEARING PROCEDURE))~~ REVIEW PROCEEDING AVAILABLE. (1) Any person objecting to a denial of a request for any ~~((college))~~ university record relating to a student, or any student who contests whether the transfer of any ~~((college))~~ university record relating to him or her is permitted under these regulations, may petition for prompt review of ~~((such))~~ the denial or written objection to transfer. ~~((Such))~~ The written request shall:

(a) Be served ~~((upon))~~ on the public records officer provided for in chapter 172-09 WAC;

(b) Demand prompt review; and

(c) In the case of objection to transfer, specifically reference the party to whom he or she does not want the record transferred and contain a written statement by the record custodian denying the person's request.

Upon receipt of a proper written objection to transfer of a student record, the ~~((college))~~ university public records officer shall cause ~~((such))~~ the records to not be transferred pending outcome of the ~~((hearing))~~ proceeding provided for in these regulations.

(2) Within ten days after receipt of the written request by a person petitioning for prompt review of a decision by a custodian of student records, the president of the ~~((college))~~ university or any ~~((of his))~~ authorized designees, which for the purposes of this section may include any vice-president of the ~~((college))~~ university, shall consider ~~((such))~~ the petition.

(3) The president or ~~((his))~~ authorized designee may at the end of the ten day period either meet the objecting party's objection and advise ~~((him))~~ the party of the same in writing, or in the alternative, set the matter up for a ~~((hearing))~~ proceeding before a ~~((hearing))~~ presiding officer designated by the president or the president's designee. ~~((Such hearing))~~ The proceeding shall be conducted within thirty days after the objecting party served ~~((his))~~ the objections on the ~~((college's))~~ university's public records officer and shall be ~~((an informal hearing))~~ a brief adjudicative proceeding, as that term is defined in ~~((WAC 172-129-035))~~ RCW 34.05.482 through 34.05.494 and shall be conducted as provided for therein. The president or ~~((his))~~ authorized designee shall determine the time and place for ~~((such hearing))~~ the proceeding. At the ~~((hearing))~~ proceeding, the objecting party shall further explain and identify ~~((his))~~ the exact purpose for seeking the record ~~((he))~~ which has been denied or why he or she has lodged objections to transfer of a student record. Failure by the person requesting the review to appear at ~~((such informal hearing))~~ the brief adjudicative proceeding shall be deemed a waiver of that person's right to insist upon completion of the review of ~~((his))~~ the request.

(4) During the ~~((course of the informal hearing))~~ proceeding conducted by the president, ~~((his))~~ an authorized designee, or by anyone appointed by the president or ~~((his))~~ authorized designee, the person conducting the ~~((hearing))~~ proceeding shall consider the obligation of the ~~((college))~~ university to fully comply with the Family Educational Rights and Privacy Act, but shall also consider the exemptions provided in the course of these regulations. A record shall be made of the ~~((informal hearing))~~ proceeding by mechanical transcriptions or any other means satisfactory to the ~~((college))~~ university.

(5) Within ten days after the hearing has occurred, the president, or ~~((his))~~ authorized designee, or the hearing officer appointed to conduct the informal hearing shall provide the objecting party with a written decision, which decision shall be binding upon the ~~((college))~~ university and upon the objecting party.

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-100 RIGHT OF STUDENTS TO REGISTER OBJECTIONS. Any student who objects to the accuracy or truthfulness of any information contained in any Eastern Washington ~~((State College))~~ University education records or portion thereof that is related to ~~((him))~~ the student may submit to the ~~((college's))~~ university's public records officer his or her written views regarding the same, which written objection shall then be included in ~~((such))~~ the education records ~~((provided, however,))~~ PROVIDED, That no student has any right to post ~~((his))~~ objections to academic grades and have the same appear on his or her academic transcript.

WSR 92-02-054
PERMANENT RULES
DEPARTMENT OF LICENSING
 [Filed December 30, 1991, 11:15 a.m.]

Date of Adoption: December 19, 1991.

Purpose: To implement changes mandated by 1991 legislative amendments regarding exemptions, offering circulars and selling agents.

Citation of Existing Rules Affected by this Order: Amending WAC 460-80-315 and 460-82-200.

Statutory Authority for Adoption: RCW 19.100.250.

Pursuant to notice filed as WSR 91-21-131 on October 23, 1991.

Effective Date of Rule: Thirty-one days after filing.

December 27, 1991

Mary Riveland
 Director

Chapter 460-82 WAC
 BROKER(~~(/SELLING AGENT)~~)

AMENDATORY SECTION (Amending Order 11, filed 3/3/72)

WAC 460-82-200 FRANCHISE BROKER RECORD REQUIREMENTS. Every franchise broker (~~(or selling agent)~~) shall make and keep current the following books and records relating to his business:

(1) Records of original entry containing the sale of franchise, to whom sold, the aggregate price, the amount paid down, the installment payments, if any, the commission paid to the broker (~~(or selling agent)~~), the amount dispersed for advertising and other amounts to be funded to the franchisor.

(2) An individual registration card for each franchisee, his name and address, aggregate amount to be paid, terms of the payment, a copy of the receipt signed by the purchaser that he had received a copy of the offering circular and that it had been received (~~(48 hours)~~) ten business days before the sale.

(3) Every franchise broker (~~(or selling agent)~~) shall keep a copy of all advertising used in the sale of said franchise, including but not limited to the radio, newspaper, T.V. media, letters, brochures, etc.

(4) Every franchise broker (~~(or selling agent)~~) shall preserve for a period of not less than six years from the closing of any franchise account, all records, books and memorandums that relate to the franchisee.

NEW SECTION

WAC 460-80-108 EXEMPTION FOR OFFER AND SALE TO ACCREDITED INVESTORS PURSUANT TO RCW 19.100.030(5). For the purpose of the exemption of RCW 19.100.030(5), an "accredited investor" shall mean any person who comes within any of the following categories, or who the franchisor reasonably believes comes within any of the following categories, at the time of the sale of the franchise to that person:

(1) Any bank as defined in section 3 (a)(2) of the Securities Act of 1933, or any savings and loan association or other institution as defined in section 3 (a)(5)(A) of

the Securities Act of 1933 whether acting in its individual or fiduciary capacity; any broker or dealer registered pursuant to section 15 of the Securities Exchange Act of 1934; any insurance company as defined in section 2(13) of the Securities Act of 1933; any investment company registered under the Investment Company Act of 1940 or a business development company as defined in section 2 (a)(48) of that act; any small business investment company licensed by the U.S. Small Business Administration under section 301 (c) or (d) of the Small Business Investment Act of 1958; any plan established and maintained by a state, its political subdivisions, or any agency or instrumentality of a state or its political subdivisions, for the benefit of its employees, if such plan has total assets in excess of \$5,000,000; any employee benefit plan within the meaning of Title I of the Employee Retirement Income Security Act of 1974, if the investment decision is made by a plan fiduciary, as defined in section 3(21) of such act, which is either a bank, savings and loan association, insurance company, or registered investment adviser, or if the employee benefit plan has total assets in excess of \$5,000,000 or, if a self-directed plan, with investment decisions made solely by persons that are accredited investors;

(2) Any private business development company as defined in section 202 (a)(22) of the Investment Advisers Act of 1940;

(3) Any organization described in section 501 (c)(3) of the Internal Revenue Code, corporation, Massachusetts or similar business trust, or partnership, not formed for the specific purpose of acquiring the franchise offered, with total assets in excess of \$5,000,000;

(4) Any director, executive officer, or general partner of the franchisor of the franchises being offered or sold, or any director, executive officer, or general partner of a general partner of that franchisor;

(5) Any natural person whose individual net worth, or joint net worth with that person's spouse, at the time of his purchase exceeds \$1,000,000;

(6) Any natural person who had an individual income in excess of \$200,000 in each of the two most recent years or joint income with that person's spouse in excess of \$300,000 in each of those years and has a reasonable expectation of reaching the same income level in the current year;

(7) Any trust, with total assets in excess of \$5,000,000, not formed for the specific purpose of acquiring the franchise offered, whose purchase is directed by a sophisticated person as described in 17 CFR Sec. 230.506 (b)(2)(ii); and

(8) Any entity in which all of the equity owners are accredited investors.

AMENDATORY SECTION (Amending Order SDO-38-80, filed 3/19/80)

WAC 460-80-125 FRANCHISE REGISTRATION APPLICATION INSTRUCTIONS. The following must be adhered to with respect to all applications for registration, registration renewal or registration amendment:

(1) Completion of application. An application for registration of the offer or sale of franchises shall include the following, all of which shall be verified by means of the prescribed signature page:

- (a) Facing page;
- (b) Supplemental information page(s);
- (c) ~~((Salesperson registration application in the form prescribed by WAC 460-82-100;))~~ Salesmen disclosure form;

(d) A copy of the proposed offering circular.

(2) The following shall be attached to the application:

- (a) A second copy of the proposed offering circular;
- (b) A cross-reference sheet showing the location in the franchise agreement of the information required to be included in the application and in the offering circular. If any item calling for information is inapplicable or the answer thereto is in the negative and is omitted, a statement to that effect shall be made in the cross-reference sheet;

(c) A consent to service of process ~~((in the form prescribed by the department of licensing));~~

(d) Two copies of any advertising to be used in connection with the offer or sale in this state of franchises.

(3) Definitions:

(a) "Predecessor," for the purposes of the disclosure required by item 1 in the body of the offering circular, is defined as follows: A "predecessor" of a franchisor is (i) a person the major portion of whose assets have been acquired directly or indirectly by the franchisor, or (ii) a person from whom the franchisor acquired directly or indirectly the major portion of its assets;

(b) "Franchise broker," for the purposes of the disclosure required by the cover page and item 2 in the body of the offering circular, is defined as follows: A "franchise broker" is any person engaged in the business of representing a franchisor or subfranchisor in offering for sale or selling a franchise, except anyone whose identity and business experience is otherwise required to be disclosed at item 2 in the body of the offering circular.

(4) Disclosure: Each disclosure item should be either positively or negatively commented upon by use of a statement which fully incorporates the information required by the item.

(5) Subfranchisors: When the person filing the application for registration is a subfranchisor, the application shall also include the same information concerning the subfranchisor as is required from the franchisor; the franchisor, as well as the subfranchisor, shall execute a signature page.

(6) Signing of application: The application shall be signed by an officer or general partner of the applicant; however, it may be signed by another person holding a power of attorney for such purposes from the applicant. If signed on behalf of the applicant pursuant to such power of attorney, the application shall include as an additional exhibit a copy of said power of attorney or a copy of the corporate resolution authorizing the attorney to act.

(7) Manually signed consent of accountant: All applications shall be accompanied by a manually signed consent of the independent public accountants for the use of

their audited financial statements as such statements appear in the offering circular.

(8) Application to amend the registration: An amendment to an application filed either before or after the effective date of registration shall contain only the information being amended identified by item number and shall be verified by means of the prescribed signature page. Each amendment shall be accompanied by a facing page in the form prescribed on which the applicant shall indicate the filing is an amendment and the number of the amendment, if more than one.

(9) Underscoring of changes: If the registration renewal statement or any amendment to an application for registration alters the text of the offering circular, or of any item, or other document previously filed as a part of the application for registration, the changes in such text shall be indicated by means of underscoring or in some other appropriate manner.

AMENDATORY SECTION (Amending Order SDO 112B-87, filed 12/17/87)

~~WAC 460-80-315 ((CONTENT AND FORM OF))~~ WASHINGTON UNIFORM FRANCHISE 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, logo-type, 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)(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 franchisees 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) 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.) To implement the disclosure requirements of RCW 19.100.030(4)(a) and 19.100.040, the director adopts the Uniform Franchise Offering Circular (UFOC) as amended by the North American Securities Administrators Association (NASAA) on October 9, 1988.~~

WSR 92-02-055
PROPOSED RULES
FOREST PRACTICES BOARD
[Filed December 30, 1991, 2:43 p.m.]

Original Notice.

Title of Rule: Rate of harvest monitoring.

Purpose: To provide information on rate of timber harvest.

Statutory Authority for Adoption: RCW 76.09.040.

Summary: The Department of Natural Resources would be required to monitor the rate of timber harvesting and report results to the Forest Practices Board annually.

Reasons Supporting Proposal: The Forest Practices Board would like reliable data to examine issues relative to the rate of timber harvest.

Name of Agency Personnel Responsible for Drafting: Edward R. Summerfield, Olympia, 753-5315; and Implementation: Jack Hulsey, Olympia, 753-5315.

Name of Proponent: Forest Practices Board, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The rule would require the Department of Natural Resources to monitor the rate at which timber is harvested so that information would be available for examining the relationship of rate of harvest to sustainability of the timber industry and protection of public resources. The Department of Natural Resources would report results to the Forest Practices Board annually.

Proposal does not change existing rules.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Olympia Center, 222 Columbia North, Room 103, Olympia, WA 98501, on February 19, 1992, at 1-3 p.m.

Submit Written Comments to: Edward Summerfield, Department of Natural Resources, 1007 South

Washington, Olympia, WA 98504, by February 19, 1992.

Date of Intended Adoption: March 13, 1992.

December 30, 1991

Brian Boyle
Chairman

NEW SECTION

WAC 222-30-120 RATE OF HARVEST MONITORING. (1) Purpose. A monitoring program will be established to determine the rate of timber harvest so that information will be available for examining the relationship of the rate of timber harvest to sustainability of the timber industry and protection of public resources.

(2) Monitoring program. The department shall monitor the rate at which forest land is harvested. The geographic base for monitoring will be a water resource inventory area.

(3) Annual report to the board. In addition to the report provided for in WAC 222-08-035, the department shall report monitoring results to the board, annually, beginning in February 1991, including:

(a) A summary of rate of harvest by water resource inventory area; and

(b) Any other information considered to be significant in understanding the status of the rate of harvest.

Actual reporting periods may be modified as dictated by the availability of satellite imagery.

(4) Review of the rate of harvest monitoring program.

(a) No later than March 1, 1996, the board will review and evaluate the effectiveness of the monitoring program.

(b) The department shall provide, for the review by the board, a compilation and summary of the annual reports for calendar years 1991, 1992, 1993, 1994, and 1995.

WSR 92-02-056
WITHDRAWAL OF PROPOSED RULES
DEPARTMENT OF HEALTH
(Veterinary Board of Governors)
[Filed December 30, 1991, 2:47 p.m.]

The following WAC were withdrawn and not adopted as the result of Veterinary Board of Governors deliberation on December 2, 1991: WSR 91-21-113, WAC 246-933-170, Cooperation with the board; and WSR 91-21-116, WAC 246-935-060, Approval of post high school courses and WAC 246-935-061, Eligibility for examination as animal technician.

Jackson Melton
Program Manager

WSR 92-02-057
PERMANENT RULES
DEPARTMENT OF HEALTH
(Veterinary Board of Governors)
[Order 233B—Filed December 30, 1991, 2:51 p.m.]

Date of Adoption: December 2, 1991.

Purpose: To establish current operating procedures promulgated by board policy as WAC rule. A new rule will expand the criteria for qualifying an individual for the animal technicians examination. The proposed rules also make housekeeping-type corrections.

Citation of Existing Rules Affected by this Order: Amending WAC 246-935-020 and 246-935-040.

Statutory Authority for Adoption: RCW 18.92.030.

Pursuant to notice filed as WSR 91-21-116 on October 22, 1991.

Effective Date of Rule: Thirty-one days after filing.

December 2, 1991

Dr. Susan M. Shirley
Chairwoman

AMENDATORY SECTION (Amending Order 108B, filed 12/28/90, effective 1/31/91)

WAC 246-935-020 APPLICATIONS—ANIMAL TECHNICIANS. Applications for registration as an animal technician shall be made on forms prepared by the ~~((director))~~ secretary of the department of ~~((licensing))~~ health and submitted to the division of professional licensing. Applications must be received at least forty-five days prior to the scheduled examination. The application, in addition to the required fee, shall be accompanied by satisfactory evidence of experience and/or official transcripts or other evidence of completion of educational courses approved by the board. Said application shall be signed by the applicant and sworn before some person authorized or administer oaths. When such application and the accompanying evidence are found satisfactory, the secretary shall notify the applicant of eligibility to be scheduled for the animal technician examination.

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

AMENDATORY SECTION (Amending Order 221B, filed 12/4/91, effective 1/4/91 [1/4/92])

WAC 246-935-040 RESPONSIBILITIES OF VETERINARIAN SUPERVISING AN ANIMAL TECHNICIAN OR AN UNREGISTERED ASSISTANT. (1) No veterinarian shall:

(a) Permit any registered animal technician in his/her employ to perform any animal health care services not authorized by WAC 246-935-040 or 246-935-050.

(b) Permit any unregistered assistant to perform any animal health care services not authorized by 246-935-040 or 246-935-050.

(2) For purposes of the rules and regulations applicable to animal health care tasks for animal technicians and unregistered assistants, the supervising veterinarian of an animal technician or unregistered assistant shall:

(a) Have legal responsibility for the health, safety and welfare of the animal patient which the animal technician or unregistered assistant serves.

(b) Not delegate an animal health care task to an animal technician or unregistered assistant who is unqualified to perform the particular task.

(c) Not use a level of supervision which is lower than that designated for a specific task.

(d) Make all decisions relating to the diagnosis, treatment, management, and future disposition of an animal patient.

(e) Not authorize more than two unregistered assistants to act under indirect supervision at any single time.

(3) A supervising veterinarian shall have examined the animal patient prior to the delegation of any animal

health care task to either an animal technician or unregistered assistant. The examination of the animal patient shall be conducted at such times and in such manner as acceptable veterinary medicine practice requires, consistent with the particular delegated animal health care task.

(4) Where an animal technician is authorized, pursuant to these regulations, to provide supervision for an unregistered assistant performing a specified health care task, the animal technician shall be under the same degree of supervision by the veterinarian, as specified in these regulations, as if the animal technician were performing the task.

(5) Unless specifically so provided by regulation, a veterinarian shall not authorize an animal technician or an unregistered assistant to perform the following functions:

- (a) Surgery, other than injections or inoculations;
- (b) Diagnosis and prognosis of animal disease;
- (c) Prescribing of drugs, medicines and appliances.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

Reviser's note: RCW 34.05.395 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 92-02-058

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 91-150—Filed December 30, 1991, 3:36 p.m., effective January 1, 1992, 12:01 a.m.]

Date of Adoption: December 30, 1991.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:
WAC 220-44-05000Q.

Statutory Authority for Adoption: RCW 75.08.080.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: These regulations were adopted by the Pacific Fisheries Management Council at the November 1991 meeting and will be implemented by the National Marine Fisheries Service in January. The regulations are intended to control harvest and promote conservation of west coast groundfish stocks. We are adopting these regulations for the same purpose and to maintain consistency between state and federal regulations.

Effective Date of Rule: 12:01 a.m., January 1, 1991 [1992].

December 20 [30], 1991
Judith M. Merchant
Deputy
for Joseph R. Blum
Director

NEW SECTION

WAC 220-44-03000A COASTAL BOTTOM-FISH GEAR. Notwithstanding the provisions of WAC 220-44-030, effective 12:01 a.m., January 1, 1992, until further notice it is unlawful to take, fish for, possess, transport through the waters of the state or land in any Washington State port bottomfish taken for commercial purposes from Marine Fish-Shellfish Management and Catch Reporting Areas 29, 58B, 59A, 59B, 60A, 61, 62, or 63 with any gear except as provided in this section.

(1) Otter trawl and beam trawl.

(a) It is unlawful to use, operate or carry aboard any fishing vessel otter trawl gear having meshes measuring less than 3 inches.

(b) it is unlawful to use or operate any bottom or roller or bobbin trawl with meshes less than 4.5 inches. A bottom trawl, or roller or bobbin trawl, must have a minimum of two continuous riblines sewn to the net and extending from the mouth of the trawl net to the terminal end of the codend if the fishing vessel is simultaneously carrying aboard a net of less than 4.5-inch minimum mesh size.

Chafing gear must not be connected directly to the terminal (closed) end of the codend. For all bottom trawls, chafing gear must have a minimum mesh size of 15 inches unless only the bottom One-half (underside) of the codend is covered by chafing gear.

(c) On roller or bobbin trawls, chafing gear covering the upper one-half (top side) of the codend must have a minimum mesh size of 6.0 inches. Rollers, bobbins, or discs used in roller or bobbin trawls must be a minimum of 14 inches in diameter.

(d) Double-walled codends are prohibited.

NEW SECTION

WAC 220-44-05000R COASTAL BOTTOM-FISH CATCH LIMITS. Notwithstanding the provisions of WAC 220-44-050, effective 12:01 a.m., January 1, 1992, until further notice it is unlawful to possess, transport through the waters of the state or land in any Washington State port bottomfish taken from Marine Fish-Shellfish Management and Catch Reporting Areas 29, 58B, 59A, 59B, 60A, 61, 62, or 63 in excess of the amounts or less than the minimum sizes shown below for the following species:

(1) The following definitions apply to this section:

(a) Fixed two-week fishing period. Each of the following is defined as a fixed, two-week fishing period (hours given are on a 24-hour basis):

0001 hours January 1 to 2400 hours January 14;
 0001 hours January 15 to 2400 hours January 28;
 0001 hours January 29 to 2400 hours February 11;
 0001 hours February 12 to 2400 hours February 25;
 0001 hours February 26 to 2400 hours March 10;
 0001 hours March 11 to 2400 hours March 24;
 0001 hours March 25 to 2400 hours April 7;
 0001 hours April 8 to 2400 hours April 21;
 0001 hours April 22 to 2400 hours May 5;
 0001 hours May 6 to 2400 hours May 19;
 0001 hours May 20 to 2400 hours June 2;
 0001 hours June 3 to 2400 hours June 16;

0001 hours June 17 to 2400 hours June 30;
 0001 hours July 1 to 2400 hours July 14;
 0001 hours July 15 to 2400 hours July 28;
 0001 hours July 29 to 2400 hours August 11;
 0001 hours August 12 to 2400 hours August 25;
 0001 hours August 26 to 2400 hours September 8;
 0001 hours September 9 to 2400 hours September 22;
 0001 hours September 23 to 2400 hours October 6;
 0001 hours October 7 to 2400 hours October 20;
 0001 hours October 21 to 2400 hours November 3;
 0001 hours November 4 to 2400 hours November 17;
 0001 hours November 18 to 2400 hours December 1;
 0001 hours December 2 to 2400 hours December 15;
 0001 hours December 16 to 2400 hours December 31;

(b) Fixed four-week periods. Each of the following is defined as a fixed, four-week fishing period (hours given are on a 24-hour basis):

0001 hours January 1 to 2400 hours January 28;
 0001 hours January 29 to 2400 hours February 25;
 0001 hours February 26 to 2400 hours March 24;
 0001 hours March 25 to 2400 hours April 21;
 0001 hours April 22 to 2400 hours May 19;
 0001 hours May 20 to 2400 hours June 16;
 0001 hours June 17 to 2400 hours July 14;
 0001 hours July 15 to 2400 hours August 11;
 0001 hours August 12 to 2400 hours September 8;
 0001 hours September 9 to 2400 hours October 6;
 0001 hours October 7 to 2400 hours November 3;
 0001 hours November 4 to 2400 hours December 1;
 0001 hours December 2 to 2400 hours December 31;

(c) Cumulative trip limit - a cumulative trip limit is the maximum amount of fish that may be taken and retained, possessed or landed per vessel in a specified period of time, without a limit on the number of landings or trips.

(c) Vessel trip - A vessel trip is defined as having occurred upon the initiation of transfer of catch from a fishing vessel.

(d) Vessel trip limit - The amount of fish that may not be exceeded per vessel trip. All fish aboard a fishing vessel upon the initiation of transfer of catch are to be counted towards the vessel trip limit.

(e) Daily trip limit - The maximum amount of fish that may be taken and retained, possessed or landed per vessel from a single fishing trip in 24 consecutive hours, starting at 0001 hours local time.

(f) Week - Wednesday through the following Tuesday.

(2) Widow rockfish - Cumulative trip limit of 30,000 pounds in a fixed four-week period. No minimum size. Unless the fishery for widow rockfish is closed, a vessel which has landed its four-week, cumulative trip limit may begin to fish on the limit for the next four-week period so long as the fish are not landed until the next four week period.

(3) Shortbelly rockfish - no maximum poundage per two-week or four-week fishing period. No minimum size.

(4) Pacific ocean perch - No limit on the number of vessel trips for landings less than 1,000 pounds per vessel trip. Landings greater than 1,000 pounds but not to exceed 3,000 pounds allowed only if Pacific ocean perch

represent 20 percent or less of fish aboard per vessel trip. No landings of more than 3,000 pounds per vessel trip. No minimum size.

(5) *Sebastes complex* – all other species of rockfish except widow, shortbelly, Pacific ocean perch and thornyhead or idiot rockfish (*Sebastolobus spp.*) – Cumulative trip limit of 50,000 pounds per fixed two-week period. No more than 8,000 pounds of this amount may be yellowtail rockfish. No minimum size. Unless the fishery for the *Sebastes complex* or yellowtail rockfish is closed, a vessel which has landed its two-week, cumulative trip limit may begin to fish on the limit for the next two-week period so long as the fish are not landed until the next two-week period.

(6) Deepwater complex – Sablefish, Dover sole, and thornyhead rockfish – Cumulative trip limit of 50,000 pounds per fixed two-week period. No more than 25,000 pounds of this amount may be thornyheads. No minimum size on Dover sole or thornyheads. Unless the fishery for the deepwater complex is closed, a vessel which has landed its two-week, cumulative trip limit may begin to fish on the limit for the next two-week period so long as the fish are not landed until the next two-week period.

The following limits apply to sablefish taken under this subsection:

(a) Trawl vessels – Landings above 1,000 pounds of sablefish are allowed only if sablefish represent 25 percent or less of the total combined weight of the deepwater complex onboard. No more than 5,000 pounds of sablefish may be smaller than 22 inches in length in any landing. Minimum size for dressed sablefish is 15.5 inches from the anterior insertion of the first dorsal fin to the tip of the tail. To convert from dressed weight to round weight, multiply the dressed weight by 1.6.

(b) Non-trawl vessels – 0001 hours January 1 to 2400 hours February 29; 500 pound (round weight) daily trip limit. To convert round weight from dressed weight, multiply the dressed weight by 1.6.

Beginning 0001 hours March 1 to 2400 hours May 8; 1500 pound (round weight) daily trip limit.

Non-trawl sablefish landings are prohibited from 0001 hours May 9 to 2400 hours May 11. Fishing gear may remain in the water during this period.

Beginning 0001 hours on May 12, no restrictions on the total amount of non-trawl sablefish landed, except that no more than 1,500 pounds (round weight) or 3% of all sablefish on board may be less than 22 inches total length. Minimum length for dressed sablefish is 15.5 inches measured from the origin of the first dorsal fin to the upper lobe of the caudal fin. This unrestricted fishery will continue until such time that the Pacific Fishery Management Council determines that a sufficient portion of the sablefish harvest guideline remains to allow for a 500 pound daily trip limit for the remainder of the calendar year. A 3-day period of landing prohibition will immediately follow the period of unrestricted fishing.

(7) It is unlawful during the 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 cumulative trip limit, vessel trip limit or daily trip limit.

(8) The fisher's copy of all fish receiving tickets showing landings of species provided for in this section shall be retained aboard the landing vessel for 90 days after landing.

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

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-44-05000Q COASTAL BOTTOMFISH CATCH LIMITS. (91-103)

WSR 92-02-059

PROPOSED RULES

HIGHER EDUCATION
PERSONNEL BOARD

[Filed December 30, 1991, 4:38 p.m.]

Original Notice.

Title of Rule: WAC 251-01-255 Lead.

Purpose: To establish how many employees over which one must have lead responsibility in order to meet the requirement of the definition.

Statutory Authority for Adoption: RCW 28B.16.100.

Statute Being Implemented: Chapter 28B.16 RCW.

Summary: Proposal would require an employee to lead at least two full-time equivalent employees to be considered a lead.

Reasons Supporting Proposal: Modification of rule creates consistency between the lead definition and the proposed supervisor definition.

Name of Agency Personnel Responsible for Drafting: Jamie McNamara, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-0653; Implementation and Enforcement: John Spitz, Director, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-3750 [753-3730].

Name of Proponent: Interinstitutional Personnel Officers Committee, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The existing rule does not specify how many employees must be lead in order to meet the lead definition. This proposal would formally establish a minimum number to be lead.

Proposal Changes the Following Existing Rules: Interpretation of existing rule may allow one who leads one FTE to qualify as a lead. That would change to two.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Centralia College, Centralia, Washington, on February 6, 1992, at 10:00 a.m.

Submit Written Comments to: 1202 Black Lake Boulevard, FT-11, Olympia, WA 98504, by February 5, 1992.

Date of Intended Adoption: February 6, 1992.
December 26, 1992 [1991]
John A. Spitz
Director

AMENDATORY SECTION (Amending Order 173, filed 8/24/88, effective 10/1/88)

WAC 251-01-255 LEAD. An employee who, in addition to his/her other duties, has responsibility regularly to assign, instruct and check the work of ~~((others))~~ two or more full-time equivalent employees as a significant part of his/her work responsibilities. This definition is not intended to cover professional employees who provide direction to support staff. The two or more full-time equivalent threshold is effective April 1, 1992, and does not apply to persons classified as leads prior to that date.

WSR 92-02-060
PROPOSED RULES
HIGHER EDUCATION
PERSONNEL BOARD

[Filed December 30, 1991, 4:39 p.m.]

Original Notice.

Title of Rule: WAC 251-01-075 Competitive service, 251-01-120 Eligible, 251-01-145 Examination elements, 251-01-147 Examinations process, 251-01-150 Examinations, 251-01-210 Institutional examination, 251-01-350 Rating guide, 251-01-390 Specific position requirements and 251-01-410 System examination; and repealing WAC 251-01-385 Specific position elements.

Purpose: Defines terms related to recruitment and examination rules in chapter 251-17 WAC.

Statutory Authority for Adoption: RCW 28B.16.100.

Statute Being Implemented: Chapter 28B.16 RCW.

Summary: Modifications clarify terms used in examination rules and add definition of the examination process.

Reasons Supporting Proposal: Modifications distinguish between the examination process which can be appealed, and the final decision of the hiring official which is not appealable.

Name of Agency Personnel Responsible for Drafting: Dan Richmond, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-3929; Implementation and Enforcement: John Spitz, Director, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-3730.

Name of Proponent: Higher Education Personnel Board staff, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Modifications distinguish between the examination process which can be appealed, and the final decision of the hiring official which is not appealable. Modifications will help reduce inappropriate appeals.

Proposal Changes the Following Existing Rules: Modifications clarify the definitions related to recruitment and examination rules in chapter 251-17 WAC, and formally define the examination process.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Centralia College, Centralia, Washington, on February 6, 1992, at 10:00 a.m.

Submit Written Comments to: 1202 Black Lake Boulevard, FT-11, P.O. Box 40918, Olympia, WA 98504-0918, by February 5, 1992.

Date of Intended Adoption: February 6, 1992.

December 27, 1991

John A. Spitz

Director

AMENDATORY SECTION (Amending Order 147, filed 4/22/86)

WAC 251-01-075 COMPETITIVE SERVICE. All positions in the classified service for which a competitive examination is required ~~((as a condition precedent to))~~ before appointment.

AMENDATORY SECTION (Amending Order 147, filed 4/22/86)

WAC 251-01-120 ELIGIBLE. An applicant for a position in the competitive service who has met the minimum qualifications for the class involved, has been admitted to and passed the examination~~((s))~~, and has met all requirements for eligibility as stated ~~((on))~~ in the ((bulletin board posting)) recruitment notice; or an applicant for a position in the noncompetitive service who has met all requirements for eligibility as stated ~~((on))~~ in the ((bulletin board posting)) recruitment notice.

AMENDATORY SECTION (Amending Order 147, filed 4/22/86)

WAC 251-01-145 ~~((ESSENTIAL JOB))~~ EXAMINATION ELEMENTS. Knowledges, skills, and abilities which ~~((persons must possess in order to perform))~~ a job analysis indicates to be significant for performing the duties of a class or ((a specific)) position in a class.

NEW SECTION

WAC 251-01-147 EXAMINATION PROCESS. The process used to administer and score examinations. It ends when applicants are notified of their examination results and does not include certification for positions or the actions of employing officials regarding certified candidates.

AMENDATORY SECTION (Amending Order 147, filed 4/22/86)

WAC 251-01-150 EXAMINATIONS. Any measures or assessments, such as tests and rating guides, used ~~((in the process of identifying names for certification to vacancies in accordance with RCW 28B.16.100(2) and WAC 251-18-240. Examinations include examination content, administration, and evaluation))~~ to determine which applicants' names are to be placed on eligible lists.

AMENDATORY SECTION (Amending Order 147, filed 4/22/86)

WAC 251-01-210 INSTITUTIONAL EXAMINATION. An examination developed ~~((to meet unique requirements of a single institution))~~ by a personnel officer for use at his/her institution.

AMENDATORY SECTION (Amending Order 147, filed 4/22/86)

WAC 251-01-350 RATING GUIDE. A written document which ~~((outlines the way in which))~~ states how ratings are assigned to applicants' experience, training, or other qualifications on each ((job element in an)) examination element. ((It specifies the range of ratings to be given for each job element and gives examples of the experience, training, or other qualifications that will be used to assign ratings.))

AMENDATORY SECTION (Amending Order 147, filed 4/22/86)

WAC 251-01-390 SPECIFIC POSITION REQUIREMENTS. ~~((Specific position elements which are essential job elements.))~~ Knowledges, skills, and abilities which a job analysis indicates persons must have at the time of appointment in order to perform the duties of a position or positions in a class.

AMENDATORY SECTION (Amending Order 147, filed 4/22/86)

WAC 251-01-410 SYSTEM EXAMINATION. An examination developed ~~((to meet the requirements of all institutions in the HEPB))~~

system and approved)) by the director for use by ((all such institutions)) personnel officers.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 251-01-385 SPECIFIC POSITION ELEMENTS.

WSR 92-02-061
PROPOSED RULES
HIGHER EDUCATION
PERSONNEL BOARD

[Filed December 30, 1991, 4:40 p.m.]

Original Notice.

Title of Rule: WAC 251-10-030 Layoff.

Purpose: Rule specifies options available to employees scheduled for layoff.

Statutory Authority for Adoption: RCW 28B.16.100.

Statute Being Implemented: Chapter 28B.16 RCW.

Summary: Rule specifies layoff options available to employees scheduled for layoff.

Reasons Supporting Proposal: Modifications to rule clarify that layoff options must be ones for which the employee meets any specific position requirements.

Name of Agency Personnel Responsible for Drafting: Dan Richmond, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-3929; Implementation and Enforcement: John Spitz, Director, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-3730.

Name of Proponent: Higher Education Personnel Board staff, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Modifications to rule clearly specify that the layoff options made available to an employee must be ones for which he/she meets any specific position requirements.

Proposal Changes the Following Existing Rules: Proposal clarifies the layoff options available to employees scheduled for layoff.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Centralia College, Centralia, Washington, on February 6, 1992, at 10:00 a.m.

Submit Written Comments to: 1202 Black Lake Boulevard, FT-11, P.O. Box 40918, Olympia, WA 98504-0918, by February 5, 1992.

Date of Intended Adoption: February 6, 1992.

December 30, 1991

John A. Spitz
Director

AMENDATORY SECTION (Amending Order 174, filed 11/1/88)

WAC 251-10-030 LAYOFF. (1) An appointing authority may layoff 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 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) For which he/she meets any specific position requirements;

(b) Which are comparable, as determined by the personnel officer; and

(c) Which are in:

(i) Class(es) in which the employee has held permanent status which have the same or lower salary range maximum as the current class;

((tb)) (ii) Lower class(es) in those same class series for which the employee is qualified.

The employee may exercise either option subsection (5)((tb)) (c) (i) or ((tb)) (ii) 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) 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 this section 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, of 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 251-19-150 shall be administered as provided in WAC 251-10-035.

WSR 92-02-062
PROPOSED RULES
HIGHER EDUCATION
PERSONNEL BOARD

[Filed December 30, 1991, 4:42 p.m.]

Original Notice.

Title of Rule: WAC 251-12-072 Appeal from eligibility determinations.

Purpose: Rule outlines appeal rights available to applicants.

Statutory Authority for Adoption: RCW 28B.16.100.

Statute Being Implemented: Chapter 28B.16 RCW.

Summary: Rule specifies appeal rights of applicants.

Reasons Supporting Proposal: Modification to rule creates consistency with proposed modifications to chapter 251-17 WAC, specifically the appeal process.

Name of Agency Personnel Responsible for Drafting: Dan Richmond, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-3929; Implementation and Enforcement: John Spitz, Director, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-3730.

Name of Proponent: Higher Education Personnel Board staff, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Rule proposal states the appeal rights of applicants that are detailed in WAC 251-17-170. Proposal clarifies that applicants have initial appeal rights to the Higher Education Personnel Board director. Proposal will reduce record keeping related to examination appeals.

Proposal Changes the Following Existing Rules: Eliminates the requirement for the Higher Education Personnel Board to assign examination appeals to the director.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Centralia College, Centralia, Washington, on February 6, 1992, at 10:00 a.m.

Submit Written Comments to: 1202 Black Lake Boulevard, FT-11, P.O. Box 40918, Olympia, WA 98504-0918, by February 5, 1992.

Date of Intended Adoption: February 6, 1992.

December 30, 1991

John A. Spitz
 Director

AMENDATORY SECTION (Amending Order 164, filed 12/30/87, effective 2/1/88)

WAC 251-12-072 APPEALS FROM ELIGIBILITY DETERMINATIONS. An applicant may appeal the following ((actions)) to the director in ((accord)) accordance with the provisions of WAC 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)) examination 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).

WSR 92-02-063
PROPOSED RULES
HIGHER EDUCATION
PERSONNEL BOARD

[Filed December 30, 1991, 4:44 p.m.]

Original Notice.

Title of Rule: Chapter 251-17 WAC, Recruitment—Examination.

Purpose: Establish the basis and procedures to be followed for recruitment and examination at institutions under the jurisdiction of the Higher Education Personnel Board.

Other Identifying Information: Chapter 251-17 WAC governs recruitment and examination at higher education institutions.

Statutory Authority for Adoption: RCW 28B.16.100.

Statute Being Implemented: Chapter 28B.16 RCW.

Summary: Modifications streamline the examination process to provide better service to the higher education institutions, and help them meet the challenges of the 1990's and beyond.

Reasons Supporting Proposal: Proposal creates a more flexible examination process in order to meet the changing needs and availability of the work force.

Name of Agency Personnel Responsible for Drafting: Dan Richmond, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-3929; Implementation and Enforcement: John Spitz, Director, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-3730.

Name of Proponent: Higher Education Personnel Board staff, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Rule proposals modify the examination approval process and the examination appeal process. The modifications provide a more flexible examination system and allow institutions to respond to applicants' problems before such problems are appealed to the Higher Education Personnel Board. This will result in an improved selection process with less time spent on unproductive record keeping and appeals.

Proposal Changes the Following Existing Rules: Proposal changes examination approval requirements and mechanics of the examination appeal process.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Centralia College, Centralia, Washington, on February 6, 1992, at 10:00 a.m.

Submit Written Comments to: 1202 Black Lake Boulevard, FT-11, P.O. Box 40918, Olympia, WA 98504-0918, by February 5, 1992.

Date of Intended Adoption: February 6, 1992.

December 27, 1991

John A. Spitz
Director

AMENDATORY SECTION (Amending Order 165, filed 12/30/87, effective 2/1/88)

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))~~ System examinations shall be developed ~~((or modified subsequent to January 1, 1986, shall be justified))~~ by ~~((documented job analysis))~~ the director with the assistance of the personnel officers and made available for the use of all personnel officers. The director shall periodically distribute a list of system examination.

(3) Personnel officers ~~((shall assist in conducting))~~ may modify system examinations and/or ~~((conduct job analyses at their institutions))~~ develop institutional examinations.

(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. All content, including rating guides, shall be justified by documented job analysis.

(5) Personnel officers shall assist in conducting and/or conduct job analyses at their institutions.

(6) Job analysis methods used to modify and/or develop examinations shall meet professional standards and be approved by the director.

(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.

AMENDATORY SECTION (Amending Order 165, filed 12/30/87, effective 2/1/88)

WAC 251-17-040 NONCOMPETITIVE SERVICE. ~~((+))~~ 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.))~~

AMENDATORY SECTION (Amending Order 165, filed 12/30/87, effective 2/1/88)

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).))

AMENDATORY SECTION (Amending Order 165, filed 12/30/87, effective 2/1/88)

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.

AMENDATORY SECTION (Amending Order 176, filed 3/23/89, effective 5/1/89)

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, and those former permanent employees of the institution seeking to return from separation pursuant to WAC 251-10-080, 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)(a) The personnel officer may ~~((add))~~ examine persons in the following groups at any time:

(i) Members of under-utilized protected groups ~~((to all eligible lists, except layoff lists, at anytime in accordance with))~~ identified in the institution's affirmative action program as provided in WAC 251-23-040

(7)(b)~~((, provided such persons pass the examination for the class. The personnel officer shall also add the names of those former permanent employees of the institution seeking to return from separation pursuant to WAC 251-10-080 to all eligible lists at any time, provided such persons pass the examination for the class);~~

(ii) Employees who complete institution-approved training programs and meet the minimum qualifications for the class.

(b) Such persons who pass the examination in accordance with WAC 251-17-120(6) shall be placed on the appropriate eligible list as specified in WAC 251-18-180.

(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.)) Former permanent employees of the institution seeking to return from separation pursuant to WAC 251-10-080 shall be examined for placement on existing lists in accordance with WAC 251-18-180.~~

AMENDATORY SECTION (Amending Order 165, filed 12/30/87, effective 2/1/88)

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 rating guides, rating sheets, test booklets, answer sheets(;) and 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.))~~

AMENDATORY SECTION (Amending Order 165, filed 12/30/87, effective 2/1/88)

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))~~ examination elements included in system and institutional examinations. For each element, rating guides shall include:

(a) The range of ratings to be given;

(b) Rating criteria; and

(c) Examples of the experience, training or other qualifications to be used to assign ratings.

(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))~~ are responsible for the accuracy of examination ratings. They 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. They may also disqualify a rater for other good and sufficient reason(s).

(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.~~

AMENDATORY SECTION (Amending Order 165, filed 12/30/87, effective 2/1/88)

WAC 251-17-160 EXAMINATION RESULTS—NOTIFICATION~~((—INSTITUTIONAL REVIEW))~~. ~~((†))~~ The personnel officer shall:

~~((a) Provide)) (1) Give each applicant ~~((with))~~ written notice of his/her ~~((final status in the examination process))~~ results, normally within fifteen calendar days after the eligible list is established; and~~

~~((b))~~ (2) 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 of his/her subsequent and appropriate appeal rights.

~~((c) Inform each applicant of his/her appeal rights per WAC 251-17-170 (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 251-17-165 INSTITUTIONAL REVIEW. Within thirty calendar days after receiving a request for review as provided in WAC 251-17-160, the personnel officer will give the applicant written notice of the results of the review and of appeal rights as provided in WAC 251-17-170.

AMENDATORY SECTION (Amending Order 165, filed 12/30/87, effective 2/1/88)

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))~~ director:

(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))~~ examination 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.))~~ A person shall not have the right to appeal the decisions of employing officials regarding consideration and/or hiring of correctly certified candidates.

(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))~~ shall investigate the case and issue a determination.

~~((†))~~ (4) 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;

~~((††))~~ (5) 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.))~~ (6) Any employee or employee representative may appeal an alleged failure to follow the provisions of WAC 251-17-010 (1) through (6) in accordance with WAC 251-12-075.

AMENDATORY SECTION (Amending Order 165, filed 12/30/87, effective 2/1/88)

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 or electronic records of all ((current approvals given with regard to the selection process)) job analyses to justify the modification and/or development of examinations at their institutions.~~

AMENDATORY SECTION (Amending Order 165, filed 12/30/87, effective 2/1/88)

WAC 251-17-200 MODIFICATION OF MINIMUM QUALIFICATIONS. ~~((+))~~ 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.))~~

WSR 92-02-064
PROPOSED RULES
HIGHER EDUCATION
PERSONNEL BOARD
[Filed December 30, 1991, 4:45 p.m.]

Original Notice.

Title of Rule: WAC 251-01-255 Lead.

Purpose: To establish how many employees over which one must have lead responsibility in order to meet the requirement of the definition.

Statutory Authority for Adoption: RCW 28B.16.100.

Statute Being Implemented: Chapter 28B.16 RCW.

Summary: Proposal would require an employee to lead at least one full-time equivalent employee to be considered a lead.

Reasons Supporting Proposal: Modification of rule reflects historical practice of using one FTE as the threshold for lead responsibility.

Name of Agency Personnel Responsible for Drafting: Jamie McNamara, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-0653; Implementation and Enforcement: John Spitz, Director, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-3730.

Name of Proponent: Higher Education Personnel Board staff, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The existing rule does not specify how many employees must be lead in order to meet the lead definition. This proposal would formally establish a minimum number of full-time equivalent employees over which one must have lead responsibility.

Proposal Changes the Following Existing Rules: Modification of rule formally establishes the number of employees over which one must have lead responsibility in order to meet the requirement of the lead definition.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Centralia College, Centralia, Washington, on February 6, 1992, at 10:00 a.m.

Submit Written Comments to: 1202 Black Lake Boulevard, FT-11, P.O. Box 40918, Olympia, WA 98504-0918, by February 5, 1992.

Date of Intended Adoption: February 6, 1992.

December 26, 1991

John A. Spitz

Director

AMENDATORY SECTION (Amending Order 173, filed 8/24/88, effective 10/1/88)

WAC 251-01-255 LEAD. An employee who, in addition to his/her other duties, has responsibility regularly to assign, instruct and check the work of ~~((others))~~ one or more full-time equivalent employees as a significant part of his/her work responsibilities. This definition is not intended to cover professional employees who provide direction to support staff.

WSR 92-02-065
PROPOSED RULES
HIGHER EDUCATION
PERSONNEL BOARD
[Filed December 30, 1991, 4:46 p.m.]

Original Notice.

Title of Rule: WAC 251-01-395 Supervisor.

Purpose: To establish how many employees over which one must have supervisory responsibility in order to meet the requirements of the definition.

Statutory Authority for Adoption: RCW 28B.16.100.

Statute Being Implemented: Chapter 28B.16 RCW.

Summary: Proposal would require supervision of at least two full-time equivalent employees to be considered a supervisor.

Reasons Supporting Proposal: Modification creates consistency between the executive exemption criteria of the Fair Labor Standards Act and the supervisor definition.

Name of Agency Personnel Responsible for Drafting: Jamie McNamara, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-0653; Implementation and Enforcement: John Spitz, Director, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-3730.

Name of Proponent: Interinstitutional Personnel Officers Committee, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The existing rule does not specify how many employees must be supervised in order to meet the supervisor definition. This proposal would formally establish a minimum number to be supervised.

Proposal Changes the Following Existing Rules: Interpretation of existing rule may allow one who supervises one FTE to qualify as a supervisor. That would change to two.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Centralia College, Centralia, Washington, on February 6, 1992, at 10:00 a.m.

Submit Written Comments to: 1202 Black Lake Boulevard, FT-11, P.O. Box 40918, Olympia, WA 98504-0918, by February 5, 1992.

Date of Intended Adoption: February 6, 1992.

December 26, 1991

John A. Spitz

Director

AMENDATORY SECTION (Amending Order 147, filed 4/22/86)

WAC 251-01-395 SUPERVISOR. Any individual having authority, in the interest of the employer, to hire, transfer, suspend, lay-off, recall, promote, discharge, assign, reward or discipline ((other)) two or more full-time equivalent employees, or responsibility to direct them or adjust their grievances, or effectively to recommend such action if in connection with the foregoing the exercise of such authority is not of a merely routine or clerical nature, but requires the use of independent judgment. The two or more full-time equivalent threshold is effective April 1, 1992, and does not apply to persons classified as supervisors prior to that date.

**WSR 92-02-066
PROPOSED RULES
HIGHER EDUCATION
PERSONNEL BOARD**

[Filed December 31, 1991, 9:06 a.m.]

Original Notice.

Title of Rule: Repealing WAC 251-22-215 Leave of absence without pay—Excepted work period.

Purpose: Repealing WAC 251-22-215 which specifies that excepted work period employees shall not be charged leave of absence without pay for partial days of authorized absence.

Statutory Authority for Adoption: RCW 28B.16.100.

Statute Being Implemented: Chapter 28B.16 RCW.

Summary: Proposal repeals WAC 251-22-215 based upon proposed Department of Labor regulations.

Reasons Supporting Proposal: Proposed Department of Labor regulations would clarify leave usage for public jurisdictions, and therefore eliminate the need for WAC 251-22-215.

Name of Agency Personnel Responsible for Drafting: Jamie McNamara, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-0653; Implementation and Enforcement: John Spitz, Director, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-3730.

Name of Proponent: Interinstitutional Personnel Officers Committee, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Repealing WAC 251-22-215 which specifies that excepted work period employees shall not be charged

leave of absence without pay for partial days of authorized absence. Proposal is based upon proposed Department of Labor regulations which would clarify leave usage for public jurisdictions, and therefore eliminate the need for WAC 251-22-215.

Proposal Changes the Following Existing Rules: Proposal repeals WAC 251-22-215.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Centralia College, Centralia, Washington, on February 6, 1992, at 10:00 a.m.

Submit Written Comments to: 1202 Black Lake Boulevard, FT-11, P.O. Box 40918, Olympia, WA 98504-0918, by February 5, 1992.

Date of Intended Adoption: February 6, 1992.

December 30, 1991

John A. Spitz

Director

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 251-220-215 LEAVE OF ABSENCE WITHOUT PAY—EXCEPTED WORK PERIOD.

WSR 92-02-067

PERMANENT RULES

DEPARTMENT OF REVENUE

[Filed December 31, 1991, 9:13 a.m., effective January 1, 1992]

Date of Adoption: December 31, 1991.

Purpose: To establish the stumpage values for reporting and payment of the timber excise tax for the period January 1, 1992, through June 30, 1992, as required by RCW 84.33.091.

Citation of Existing Rules Affected by this Order: Amending WAC 458-40-650, 458-40-660, and 458-40-670.

Statutory Authority for Adoption: RCW 84.33.091.

Other Authority: RCW 82.32.300 and 84.33.096.

Pursuant to notice filed as WSR 91-22-105 on November 6, 1991.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: Under RCW 34.05.380(3), this rule is required by statute to become effective less than 31 days after filing. RCW 84.33.091(1) requires that the tables of stumpage values for use during the period January 1, 1992, through June 30, 1992, be adopted on or before December 31, 1991, and be effective on January 1, 1992. Under RCW 34.05.335(4), the Department of Revenue could not adopt this rule before December 31, 1991, the date established in the notice of proposed rule published in WSR 91-22-105 (filed November 6, 1991).

Effective Date of Rule: January 1, 1992.

December 31, 1991

John B. Conklin

Assistant Director

Forest Tax Division

AMENDATORY SECTION (Amending Order FT-88-2, filed 6/30/88)

WAC 458-40-650 **TIMBER EXCISE TAX—TIMBER QUALITY CODES DEFINED.** The timber quality code numbers for each species of timber shown in the stumpage value tables contained in this chapter are defined as follows:

((TABLE 1—Timber Quality Code Table Stumpage Value Areas 1, 2, 3, 4, and 5

WESTERN WASHINGTON MERCHANTABLE SAWTIMBER

Timber Quality Code Number	Species	Log Grade Specifications ¹
	Douglas-Fir & Spruce	Over 50% No. 2 Sawmill & better log grade and over 40% Special Mill, No. 1 Sawmill & better log grade
1	Western Redcedar & Alaska-Cedar	Over 30% No. 2 Sawmill & better log grade and 15% & over Special Mill, No. 1 Sawmill, Peeler & better log grade
	Western Hemlock, True Firs & Other Conifer	Over 50% No. 2 Sawmill & better log grade and over 25% Special Mill, No. 1 Sawmill & better log grade
	Hardwoods	All No. 3 Sawmill logs & better log grades
	Douglas-Fir & Spruce	Over 50% No. 2 Sawmill & better log grade and 15-40% inclusive Special Mill, No. 1 Sawmill & better log grade
2	Western Redcedar & Alaska-Cedar	Over 30% No. 2 Sawmill & better log grade and less than 15% Special Mill, No. 1 Sawmill, Peeler & better log grade
	Western Hemlock, True Firs & Other Conifer	Over 50% No. 2 Sawmill & better log grade and 5-25% inclusive Special Mill, No. 1 Sawmill & better log grade
	Douglas-Fir & Spruce	Over 50% No. 2 Sawmill & better log grade and less than 15% Special Mill, No. 1 Sawmill & better log grade
3	Western Redcedar & Alaska-Cedar	5-30% inclusive No. 2 Sawmill & better log grade
	Western Hemlock, True Firs & Other Conifer	Over 50% No. 2 Sawmill & better log grade and less than 5% Special Mill, No. 1 Sawmill & better log grade
	Douglas-Fir & Spruce	25-50% inclusive No. 2 Sawmill & better log grade

TABLE 1—cont.

Timber Quality Code Number	Species	Log Grade Specifications ¹
4	Western Redcedar & Alaska-Cedar	Less than 5% No. 2 Sawmill & better log grade
	Western Hemlock & Other Conifer	25-50% inclusive No. 2 Sawmill & better log grade
	Douglas-Fir & Spruce	5% to but not including 25% No. 2 Sawmill & better log grade
	Western Hemlock & Other Conifer, except Western Redcedar & Alaska-Cedar	5% to but not including 25% No. 2 Sawmill & better log grade
5	Conifer Utility	All conifer logs graded as utility log grade
	Hardwood Utility	All No. 4 Sawmill log grade and all hardwood logs graded as utility
6	Douglas-Fir, Spruce, Western Hemlock & Other Conifer, except Western Redcedar & Alaska-Cedar	Less than 5% No. 2 Sawmill & better log grade

¹For detailed descriptions and definitions of approved log scaling, grading rules, and procedures see WAC 458-40-680.

TABLE 2—Timber Quality Code Table Stumpage Value Areas 6 and 7

EASTERN WASHINGTON MERCHANTABLE SAWTIMBER

Timber Quality Code Number	Species	Log Grade Specifications
	Ponderosa Pine	Less than 10 logs 16 feet long per thousand board feet Scribner scale
1	All Conifers Other Than Ponderosa Pine	All log sizes
	Hardwoods	Sawlogs only
2	Ponderosa Pine	10 or more logs 16 feet long per thousand board feet Scribner scale
5	Utility	All logs graded as utility

TABLE 3—Timber Quality Code Table Stumpage Value Area 10

EASTERN WASHINGTON MERCHANTABLE SAWTIMBER

Timber Quality Code Number	Species	Log Grade Specifications
	Ponderosa Pine & Other Conifers	Less than 5 logs 16 feet long per MBF net log Scribner scale

TABLE 3—cont.

Timber Quality Code Number	Species	Log Grade Specifications
—1	Hardwoods	All logs graded as sawlogs
	Ponderosa Pine	5 to 9 logs inclusive 16 feet long per MBF net log Scribner scale
—2	Other Conifer	5 to 12 logs inclusive 16 feet long per MBF net log scale
	Ponderosa Pine	More than 9 logs 16 feet long per MBF net log Scribner scale
—3	Other Conifer	More than 12 logs 16 feet long per MBF net log Scribner scale
—5	Utility	All logs graded as utility

TABLE 1—Timber Quality Code Table Stumpage Value Areas 1, 2, 3, 4, 5, and 10

Species	Quality Code	Number Log grade specifications ¹
Douglas-fir	1	Over 50% No. 2 Sawmill and better log grade, and 15% and over Special Mill, No. 1 Sawmill, and better log grade.
Douglas-fir	2	Over 50% No. 2 Sawmill and better log grade, and less than 15% Special Mill, No. 1 Sawmill, and better log grade.
Douglas-fir	3	25-50% inclusive No. 2 Sawmill and better log grade.
Douglas-fir	4	Less than 25% No. 2 Sawmill and better log grade.
Western Redcedar and Alaska-Cedar	1	Over 30% No. 2 Sawmill and better log grade, and 15% and over Special Mill, No. 1 Sawmill, Peeler and better log grade.
Western Redcedar and Alaska-Cedar	2	Over 30% No. 2 Sawmill and better log grade, and less than 15% Special Mill, No. 1 Sawmill, Peeler and better log grade.
Western Redcedar and Alaska-Cedar	3	5-30% inclusive No. 2 Sawmill and better log grade.
Western Redcedar and Alaska-Cedar	4	Less than 5% No. 2 Sawmill and better log grade.
Western Hemlock, True Firs, Other Conifer, and Spruce	1	Over 50% No. 2 Sawmill and better log grade, and 5% and over Special Mill, No. 1 Sawmill and better log grade.
Western Hemlock, True Firs, Other Conifer, and Spruce	2	Over 50% No. 2 Sawmill and better log grade, and less than 5% Special Mill, No. 1 Sawmill and better log grade.

TABLE 1—Timber Quality Code Table Stumpage Value Areas 1, 2, 3, 4, 5, and 10

Species	Quality Code	Number Log grade specifications ¹
Western Hemlock, True Firs, Other Conifer, and Spruce	3	25-50% inclusive No. 2 Sawmill and better log grade.
Western Hemlock, True Firs, Other Conifer, and Spruce	4	Less than 25% No. 2 Sawmill and better log grade.
Ponderosa Pine	1	Less than 10 logs 16 feet long per thousand board feet Scribner scale.
Ponderosa Pine	2	10 or more logs 16 feet long per thousand board feet Scribner scale.
Lodgepole Pine	1	All log grades.
Hardwoods	1	All No. 3 Sawmill logs and better log grades.
Hardwood Utility	5	All No. 4 Sawmill log grade and all hardwood logs graded as utility.
Conifer Utility	5	All conifer logs graded as utility log grade.

¹ For detailed descriptions and definitions of approved log scaling, grading rules, and procedures see WAC 458-40-680.

TABLE 2—Timber Quality Code Table Stumpage Value Areas 6 and 7

Species	Quality Code	Number Log grade specifications ¹
Ponderosa Pine	1	Less than 10 logs 16 feet long per thousand board feet Scribner scale.
Ponderosa Pine	2	10 or more logs 16 feet long per thousand board feet Scribner scale.
All conifers other than Ponderosa Pine	1	All log sizes.
Hardwoods	1	Sawlogs only.
Utility	5	All logs graded as utility.

AMENDATORY SECTION (Amending WSR 91-14-077, filed 6/28/91, effective 7/1/91)

WAC 458-40-660 TIMBER EXCISE TAX—STUMPAGE VALUE TABLES. The following stumpage value tables are hereby adopted for use in reporting the taxable value of stumpage harvested during the period ((July)) January 1 through ((December 31, 1991)) June 30, 1992:

**((TABLE 1—Stumpage Value Table
Stumpage Value Area 1
July 1 through December 31, 1991**

**WESTERN WASHINGTON MERCHANTABLE SAWTIMBER
Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹**

Name	Species Code	Timber Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir	DF	1	\$440	\$433	\$426	\$419	\$412
		2	409	402	395	388	381
		3	382	375	368	361	354
		4	367	360	353	346	339
		5	131	124	117	110	103
		6	108	101	94	87	80
Western Redcedar ²	RC	1	428	421	414	407	400
		2	421	414	407	400	393
		3	267	260	253	246	239
		4	266	259	252	245	238
Sitka Spruce	SS	1	376	369	362	355	348
		2	372	365	358	351	344
		3	271	264	257	250	243
		4	200	193	186	179	172
		5	199	192	185	178	171
		6	198	191	184	177	170
Western Hemlock ³	WH	1	382	375	368	361	354
		2	322	315	308	301	294
		3	311	304	297	290	283
		4	269	262	255	248	241
		5	131	124	117	110	103
		6	108	101	94	87	80
Other Conifer	OC	1	382	375	368	361	354
		2	322	315	308	301	294
		3	311	304	297	290	283
		4	269	262	255	248	241
		5	131	124	117	110	103
		6	108	101	94	87	80
Red Alder	RA	1	173	166	159	152	145
Black Cottonwood	BC	1	158	151	144	137	130
Other Hardwood	OH	1	165	158	151	144	137
Hardwood Utility	HU	5	81	74	67	60	53
Conifer Utility	CU	5	40	33	26	19	12

¹Log-scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
²Includes Alaska-Cedar.

³Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

**TABLE 2—Stumpage Value Table
Stumpage Value Area 1
July 1 through December 31, 1991**

**WESTERN WASHINGTON SPECIAL FOREST PRODUCTS
Stumpage Values per Product Unit**

Species Name	Species Code	Timber Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Western Redcedar Shake Blocks & Boards ¹	RCS	1	\$424	\$417	\$410	\$403	\$396
		2	150	143	136	129	122
Western Redcedar Flatsawn & Shingle Blocks ¹	RCF	1	150	143	136	129	122
		2	0.45	0.45	0.45	0.45	0.45
Western Redcedar & Other Posts ²	RCP	1	0.45	0.45	0.45	0.45	0.45
		2	0.25	0.25	0.25	0.25	0.25
Douglas-Fir Christmas Trees ³	DFX	1	0.25	0.25	0.25	0.25	0.25
		2	0.50	0.50	0.50	0.50	0.50
True Fir & Other Christmas Trees ³	TFX	1	0.50	0.50	0.50	0.50	0.50

¹Stumpage value per MBF net Scribner Scale. See conversion methods WAC 458-40-684 and 458-40-686.
²Stumpage value per 8 lineal feet or portion thereof.
³Stumpage value per lineal foot.

**TABLE 3—Stumpage Value Table
Stumpage Value Area 2
July 1 through December 31, 1991**

**WESTERN WASHINGTON MERCHANTABLE SAWTIMBER
Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹**

Species Name	Species Code	Timber Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir	DF	1	\$512	\$505	\$498	\$491	\$484
		2	450	443	436	429	422
		3	400	393	386	379	372
		4	348	341	334	327	320
		5	196	189	182	175	168
		6	91	84	77	70	63
Western Redcedar ²	RC	1	474	467	460	453	446
		2	432	425	418	411	404
		3	418	411	404	397	390
		4	280	273	266	259	252
Sitka Spruce	SS	1	376	369	362	355	348
		2	372	365	358	351	344
		3	271	264	257	250	243
		4	200	193	186	179	172
		5	199	192	185	178	171
		6	198	191	184	177	170
Western Hemlock ³	WH	1	405	398	391	384	377
		2	332	325	318	311	304
		3	315	308	301	294	287
		4	265	258	251	244	237
		5	196	189	182	175	168
		6	91	84	77	70	63
Other Conifer	OC	1	405	398	391	384	377
		2	332	325	318	311	304
		3	315	308	301	294	287
		4	265	258	251	244	237

TABLE 3

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
		5	196	189	182	175	168
		6	91	84	77	70	63
Red Alder	RA	1	129	122	115	108	101
Black Cottonwood	BC	1	158	151	144	137	130
Other Hardwood	OH	1	165	158	151	144	137
Hardwood Utility	HU	5	81	74	67	60	53
Conifer Utility	CU	5	75	68	61	54	47

¹Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

²Includes Alaska-Cedar.

³Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

TABLE 4—Stumpage Value Table
Stumpage Value Area 2
July 1 through December 31, 1991

WESTERN WASHINGTON SPECIAL FOREST PRODUCTS

Stumpage Values per Product Unit

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Western Redcedar Shake Blocks & Boards ¹	RCS	1	\$424	\$417	\$410	\$403	\$396
Western Redcedar Flatsawn & Shingle Blocks ¹	RCF	1	150	143	136	129	122
Western Redcedar & Other Posts ²	RCP	1	0.45	0.45	0.45	0.45	0.45
Douglas-Fir Christmas Trees ³	DFX	1	0.25	0.25	0.25	0.25	0.25
Frac Fir & Other Christmas Trees ³	TFX	1	0.50	0.50	0.50	0.50	0.50

¹Stumpage value per MBF net Scribner Scale. See conversion methods WAC 458-40-684 and 458-40-686.

²Stumpage value per 8 lineal feet or portion thereof.

³Stumpage value per lineal foot.

TABLE 5—Stumpage Value Table
Stumpage Value Area 3
July 1 through December 31, 1991

WESTERN WASHINGTON MERCHANTABLE SAWTIMBER

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ²	DF	1	\$563	\$556	\$549	\$542	\$535
		2	459	452	445	438	431
		3	357	350	343	336	329
		4	270	263	256	249	242

TABLE 5

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
		5	196	189	182	175	168
		6	134	127	120	113	106
Western Redcedar ³	RC	1	475	468	461	454	447
		2	444	437	430	423	416
		3	334	327	320	313	306
		4	301	294	287	280	273
Western Hemlock ⁴	WH	1	408	401	394	387	380
		2	295	288	281	274	267
		3	282	275	268	261	254
		4	234	227	220	213	206
		5	197	190	183	176	169
		6	151	144	137	130	123
Other Conifer	OC	1	408	401	394	387	380
		2	295	288	281	274	267
		3	282	275	268	261	254
		4	234	227	220	213	206
		5	197	190	183	176	169
		6	151	144	137	130	123
Red Alder	RA	1	155	148	141	134	127
Black Cottonwood	BC	1	158	151	144	137	130
Other Hardwood	OH	1	165	158	151	144	137
Hardwood Utility	HU	5	81	74	67	60	53
Conifer Utility	CU	5	84	77	70	63	56

¹Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

²Includes Western Larch.

³Includes Alaska-Cedar.

⁴Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

TABLE 6—Stumpage Value Table
Stumpage Value Area 3
July 1 through December 31, 1991

WESTERN WASHINGTON SPECIAL FOREST PRODUCTS

Stumpage Values per Product Unit

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Western Redcedar Shake Blocks & Boards ¹	RCS	1	\$424	\$417	\$410	\$403	\$396
Western Redcedar Flatsawn & Shingle Blocks ¹	RCF	1	150	143	136	129	122
Western Redcedar & Other Posts ²	RCP	1	0.45	0.45	0.45	0.45	0.45
Douglas-Fir Christmas Trees ³	DFX	1	0.25	0.25	0.25	0.25	0.25
Frac Fir & Other Christmas Trees ³	TFX	1	0.50	0.50	0.50	0.50	0.50

¹Stumpage value per MBF net Scribner Scale. See conversion methods WAC 458-40-684 and 458-40-686.

²Stumpage value per 8 lineal feet or portion thereof.

³Stumpage value per lineal foot.

TABLE 7—Stumpage Value Table
Stumpage Value Area 4
July 1 through December 31, 1991

WESTERN WASHINGTON MERCHANTABLE SAWTIMBER
Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ²	DF	1	\$547	\$540	\$533	\$526	\$519
		2	466	459	452	445	438
		3	376	369	362	355	348
		4	289	282	275	268	261
		5	185	178	171	164	157
		6	134	127	120	113	106
Western Redcedar ³	RC	1	517	510	503	496	489
		2	465	458	451	444	437
		3	344	337	330	323	316
		4	288	281	274	267	260
Western Hemlock ⁴	WH	1	407	400	393	386	379
		2	320	313	306	299	292
		3	260	253	246	239	232
		4	253	246	239	232	225
		5	167	160	153	146	139
		6	134	127	120	113	106
Other Conifer	OC	1	407	400	393	386	379
		2	320	313	306	299	292
		3	260	253	246	239	232
		4	253	246	239	232	225
		5	167	160	153	146	139
		6	134	127	120	113	106
Red Alder	RA	1	152	145	138	131	124
Black Cottonwood	BC	1	158	151	144	137	130
Other Hardwood	OH	1	165	158	151	144	137
Hardwood Utility	HU	5	81	74	67	60	53
Conifer Utility	CU	5	80	73	66	59	52

¹Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
²Includes Western Larch.
³Includes Alaska-Cedar.
⁴Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

TABLE 8—Stumpage Value Table
Stumpage Value Area 4
July 1 through December 31, 1991

WESTERN WASHINGTON SPECIAL FOREST PRODUCTS
Stumpage Values per Product Unit

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Western Redcedar Shake Blocks & Boards	RCS	1	\$424	\$417	\$410	\$403	\$396
Western Redcedar Flatsawn & Shingle Blocks	RCF	1	150	143	136	129	122

TABLE 8—
Stumpage Values per Product Unit

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Western Redcedar & Other Posts ²	RCP	1	0.45	0.45	0.45	0.45	0.45
Douglas-Fir Christmas Trees ³	DFX	1	0.25	0.25	0.25	0.25	0.25
Fraser Fir & Other Christmas Trees ³	TFX	1	0.50	0.50	0.50	0.50	0.50

¹Stumpage value per MBF net Scribner Scale. See conversion methods WAC 458-40-684 and 458-40-686.
²Stumpage value per 8 lineal feet or portion thereof.
³Stumpage value per lineal foot.

TABLE 9—Stumpage Value Table
Stumpage Value Area 5
July 1 through December 31, 1991

WESTERN WASHINGTON MERCHANTABLE SAWTIMBER
Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ²	DF	1	\$639	\$632	\$625	\$618	\$611
		2	455	448	441	434	427
		3	389	382	375	368	361
		4	312	305	298	291	284
		5	205	198	191	184	177
		6	160	153	146	139	132
Western Redcedar ³	RC	1	467	460	453	446	439
		2	444	437	430	423	416
		3	373	366	359	352	345
		4	227	220	213	206	199
Western Hemlock ⁴	WH	1	514	507	500	493	486
		2	353	346	339	332	325
		3	275	268	261	254	247
		4	252	245	238	231	224
		5	162	155	148	141	134
		6	160	153	146	139	132
Other Conifer	OC	1	514	507	500	493	486
		2	353	346	339	332	325
		3	275	268	261	254	247
		4	252	245	238	231	224
		5	162	155	148	141	134
		6	160	153	146	139	132
Red Alder	RA	1	179	172	165	158	151
Black Cottonwood	BC	1	158	151	144	137	130
Other Hardwood	OH	1	165	158	151	144	137
Hardwood Utility	HU	5	81	74	67	60	53
Conifer Utility	CU	5	76	69	62	55	48

¹Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
²Includes Western Larch.
³Includes Alaska-Cedar.
⁴Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

**TABLE 10—Stumpage Value Table
Stumpage Value Area 5
July 1 through December 31, 1991**

WESTERN WASHINGTON SPECIAL FOREST PRODUCTS

Stumpage Values per Product Unit

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Western Redcedar Shake Blocks & Boards ¹	RCS	1	\$424	\$417	\$410	\$403	\$396
Western Redcedar Flatsawn & Shingle Blocks ¹	RCF	1	150	143	136	129	122
Western Redcedar & Other Posts ²	RCP	1	0.45	0.45	0.45	0.45	0.45
Douglas-Fir Christmas Trees ³	DFX	1	0.25	0.25	0.25	0.25	0.25
True Fir & Other Christmas Trees ³	TFX	1	0.50	0.50	0.50	0.50	0.50

¹Stumpage value per MBF net Scribner Scale. See conversion methods WAC 458-40-684 and 458-40-686.
²Stumpage value per 8 lineal feet or portion thereof.
³Stumpage value per lineal foot.

**TABLE 11—Stumpage Value Table
Stumpage Value Area 6
July 1 through December 31, 1991**

EASTERN WASHINGTON MERCHANTABLE SAWTIMBER

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ²	DF	1	\$235	\$229	\$223	\$217	\$211
Engelmann Spruce	ES	1	151	145	139	133	127
Lodgepole Pine	LP	1	93	87	81	75	69
Ponderosa Pine	PP	1	277	271	265	259	253
		2	231	225	219	213	207
Western Redcedar ³	RC	1	305	299	293	287	281
True Firs ⁴	WH	1	198	192	186	180	174
Western White Pine	WP	1	197	191	185	179	173
Hardwoods	OH	1	23	17	11	5	1
Utility	CU	5	44	38	32	26	20

¹Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
²Includes Western Larch.
³Includes Alaska-Cedar.
⁴Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

**TABLE 12—Stumpage Value Table
Stumpage Value Area 6
July 1 through December 31, 1991**

EASTERN WASHINGTON SPECIAL FOREST PRODUCTS

Stumpage Values per Product Unit

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Western Redcedar Flatsawn & Shingle Blocks ¹	RCF	1	\$150	\$144	\$138	\$132	\$126
Lodgepole Pine & Other Posts ²	LPP	1	0.35	0.35	0.35	0.35	0.35
Pine Christmas Trees ³	PX	1	0.25	0.25	0.25	0.25	0.25
Douglas-Fir & Other Christmas Trees ⁴	DFX	1	0.25	0.25	0.25	0.25	0.25

¹Stumpage value per MBF net Scribner Scale. See conversion methods WAC 458-40-684 and 458-40-686.
²Stumpage value per 8 lineal feet or portion thereof.
³Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.
⁴Stumpage value per lineal foot.

**TABLE 13—Stumpage Value Table
Stumpage Value Area 7
July 1 through December 31, 1991**

EASTERN WASHINGTON MERCHANTABLE SAWTIMBER

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ²	DF	1	\$132	\$126	\$120	\$114	\$108
Engelmann Spruce	ES	1	119	113	107	101	95
Lodgepole Pine	LP	1	78	72	66	60	54
Ponderosa Pine	PP	1	277	271	265	259	253
		2	146	140	134	128	122
Western Redcedar ³	RC	1	130	124	118	112	106
True Firs ⁴	WH	1	109	103	97	91	85
Western White Pine	WP	1	276	270	264	258	252
Hardwoods	OH	1	23	17	11	5	1
Utility	CU	5	19	13	7	1	1

¹Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
²Includes Western Larch.
³Includes Alaska-Cedar.
⁴Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

TABLE 14—Stumpage Value Table
Stumpage Value Area 7
 July 1 through December 31, 1991

EASTERN WASHINGTON SPECIAL FOREST PRODUCTS

Stumpage Values per Product Unit

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Western Redcedar Flatsawn & Shingle Blocks ¹	RCF	1	\$150	\$144	\$138	\$132	\$126
Lodgepole Pine & Other Posts ²	LPP	1	0.35	0.35	0.35	0.35	0.35
Pine Christmas Trees ³	PX	1	0.25	0.25	0.25	0.25	0.25
Douglas-Fir & Other Christmas Trees ⁴	DFX	1	0.25	0.25	0.25	0.25	0.25

¹ Stumpage value per MBF net Scribner Scale. See conversion methods WAC 458-40-684 and 458-40-686.
² Stumpage value per 8 lineal feet or portion thereof.
³ Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.
⁴ Stumpage value per lineal foot.

TABLE 15—Stumpage Value Table
Stumpage Value Area 10
 July 1 through December 31, 1991

EASTERN WASHINGTON MERCHANTABLE SAWTIMBER

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ²	DF	1	\$308	\$302	\$296	\$290	\$284
		2	239	233	227	221	215
		3	171	165	159	153	147
Engelmann Spruce	ES	1	179	173	167	161	155
		2	160	154	148	142	136
		3	141	135	129	123	117
Lodgepole Pine	LP	1	188	182	176	170	164
		2	179	173	167	161	155
		3	171	165	159	153	147
Ponderosa Pine	PP	1	355	349	343	337	331
		2	318	312	306	300	294
		3	218	212	206	200	194
Western Redcedar ³	RC	1	220	214	208	202	196
		2	208	202	196	190	184
		3	165	159	153	147	141
True Firs ⁴	WH	1	205	199	193	187	181
		2	200	194	188	182	176
		3	195	189	183	177	171
Western White Pine	WP	1	355	349	343	337	331
		2	318	312	306	300	294
		3	218	212	206	200	194
Hardwoods	OH	1	58	52	46	40	34
Utility	CU	5	41	35	29	23	17

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
² Includes Western Larch.
³ Includes Alaska Cedar.
⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble

Fir, Grand Fir, and Subalpine Fir; Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."⁵

TABLE 16—Stumpage Value Table
Stumpage Value Area 10
 July 1 through December 31, 1991

EASTERN WASHINGTON SPECIAL FOREST PRODUCTS

Stumpage Values per Product Unit

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Western Redcedar Flatsawn & Shingle Blocks ¹	RCF	1	\$150	\$144	\$138	\$132	\$126
Lodgepole Pine & Other Posts ²	LPP	1	0.35	0.35	0.35	0.35	0.35
Pine Christmas Trees ³	PX	1	0.25	0.25	0.25	0.25	0.25
Douglas-Fir & Other Christmas Trees ⁴	DFX	1	0.25	0.25	0.25	0.25	0.25

¹ Stumpage value per MBF net Scribner Scale. See conversion methods WAC 458-40-684 and 458-40-686.
² Stumpage value per 8 lineal feet or portion thereof.
³ Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.
⁴ Stumpage value per lineal foot.
⁵ Fir, Grand Fir, and Subalpine Fir; Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

TABLE 1—Stumpage Value Table
Stumpage Value Area 1
 January 1 through June 30, 1992

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir	DF	1	\$437	\$430	\$423	\$416	\$409
		2	380	373	366	359	352
		3	349	342	335	328	321
		4	195	188	181	174	167
Western Redcedar ²	RC	1	432	425	418	411	404
		2	412	405	398	391	384
		3	361	354	347	340	333
		4	217	210	203	196	189
Western Hemlock ³	WH	1	311	304	297	290	283
		2	285	278	271	264	257
		3	275	268	261	254	247
		4	251	244	237	230	223
Other Conifer	OC	1	311	304	297	290	283
		2	285	278	271	264	257
		3	275	268	261	254	247
		4	251	244	237	230	223
Red Alder	RA	1	89	82	75	68	61
Black Cottonwood	BC	1	66	59	52	45	38
Other Hardwood	OH	1	66	59	52	45	38
Hardwood Utility	HU	1	30	23	16	9	2
Conifer Utility	CU	1	79	72	65	58	51
RC Shake Blocks	RCS	1	512	505	498	491	484
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts ⁴	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁵	DFX	1	0.25	0.25	0.25	0.25	0.25

**TABLE 1—
Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹**

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Other Christmas Trees ⁵	TFX	1	0.50	0.50	0.50	0.50	0.50

¹Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
²Includes Alaska-Cedar.
³Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
⁴Stumpage value per 8 lineal feet or portion thereof.
⁵Stumpage value per lineal foot.

**TABLE 2—Stumpage Value Table
Stumpage Value Area 2
January 1 through June 30, 1992**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir	DF	1	\$454	\$447	\$440	\$433	\$426
		2	380	373	366	359	352
		3	349	342	335	328	321
		4	195	188	181	174	167
Western Redcedar ²	RC	1	444	437	430	423	416
		2	444	437	430	423	416
		3	430	423	416	409	402
		4	205	198	191	184	177
Western Hemlock ³	WH	1	332	325	318	311	304
		2	320	313	306	299	292
		3	281	274	267	260	253
		4	247	240	233	226	219
Other Conifer	OC	1	332	325	318	311	304
		2	320	313	306	299	292
		3	281	274	267	260	253
		4	247	240	233	226	219
Red Alder	RA	1	82	75	68	61	54
Black Cottonwood	BC	1	66	59	52	45	38
Other Hardwood	OH	1	47	40	33	26	19
Hardwood Utility	HU	1	29	22	15	8	1
Conifer Utility	CU	1	48	41	34	27	20
RC Shake Blocks	RCS	1	512	505	498	491	484
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts ⁴	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁵	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁵	TFX	1	0.50	0.50	0.50	0.50	0.50

¹Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
²Includes Alaska-Cedar.
³Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
⁴Stumpage value per 8 lineal feet or portion thereof.
⁵Stumpage value per lineal foot.

**TABLE 3—Stumpage Value Table
Stumpage Value Area 3
January 1 through June 30, 1992**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ²	DF	1	\$469	\$462	\$455	\$448	\$441
		2	396	389	382	375	368
		3	381	374	367	360	353
		4	195	188	181	174	167
Western Redcedar ³	RC	1	444	437	430	423	416
		2	444	437	430	423	416
		3	364	357	350	343	336
		4	268	261	254	247	240
Western Hemlock ⁴	WH	1	409	402	395	388	381
		2	300	293	286	279	272
		3	258	251	244	237	230
		4	223	216	209	202	195
Other Conifer	OC	1	409	402	395	388	381
		2	300	293	286	279	272
		3	258	251	244	237	230
		4	223	216	209	202	195
Red Alder	RA	1	101	94	87	80	73
Black Cottonwood	BC	1	88	81	74	67	60
Other Hardwood	OH	1	80	73	66	59	52
Hardwood Utility	HU	1	29	22	15	8	1
Conifer Utility	CU	1	56	49	42	35	28
RC Shake Blocks	RCS	1	512	505	498	491	484
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts ⁵	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁶	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁶	TFX	1	0.50	0.50	0.50	0.50	0.50

¹Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
²Includes Western Larch.
³Includes Alaska-Cedar.
⁴Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
⁵Stumpage value per 8 lineal feet or portion thereof.
⁶Stumpage value per lineal foot.

**TABLE 4—Stumpage Value Table
Stumpage Value Area 4
January 1 through June 30, 1992**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ²	DF	1	\$451	\$444	\$437	\$430	\$423
		2	374	367	360	353	346
		3	347	340	333	326	319
		4	195	188	181	174	167
Lodgepole Pine	LP	1	95	88	81	74	67
Ponderosa Pine	PP	1	360	353	346	339	332
		2	186	179	172	165	158
Western Redcedar ³	RC	1	444	437	430	423	416
		2	444	437	430	423	416
		3	314	307	300	293	286
		4	205	198	191	184	177

TABLE 4—
Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Western Hemlock ⁴	WH	1	396	389	382	375	368
		2	306	299	292	285	278
		3	254	247	240	233	226
		4	237	230	223	216	209
Other Conifer	OC	1	396	389	382	375	368
		2	306	299	292	285	278
		3	254	247	240	233	226
		4	237	230	223	216	209
Red Alder	RA	1	95	88	81	74	67
Black Cottonwood	BC	1	88	81	74	67	60
Other Hardwood	OH	1	80	73	66	59	52
Hardwood Utility	HU	1	32	25	18	11	4
Conifer Utility	CU	1	47	40	33	26	19
RC Shake Blocks	RCS	1	512	505	498	491	484
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts ⁵	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁶	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁶	TFX	1	0.50	0.50	0.50	0.50	0.50

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

² Includes Western Larch.

³ Includes Alaska-Cedar.

⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁵ Stumpage value per 8 lineal feet or portion thereof.

⁶ Stumpage value per lineal foot.

TABLE 5—Stumpage Value Table
Stumpage Value Area 5
January 1 through June 30, 1992

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ²	DF	1	\$545	\$538	\$531	\$524	\$517
		2	380	373	366	359	352
		3	317	310	303	296	289
		4	195	188	181	174	167
Lodgepole Pine	LP	1	95	88	81	74	67
Ponderosa Pine	PP	1	360	353	346	339	332
		2	186	179	172	165	158
Western Redcedar ³	RC	1	444	437	430	423	416
		2	444	437	430	423	416
		3	369	362	355	348	341
		4	240	233	226	219	212
Western Hemlock ⁴	WH	1	311	304	297	290	283
		2	273	266	259	252	245
		3	267	260	253	246	239
		4	235	228	221	214	207
Other Conifer	OC	1	311	304	297	290	283
		2	273	266	259	252	245
		3	267	260	253	246	239
		4	235	228	221	214	207
Red Alder	RA	1	82	75	68	61	54

TABLE 5—
Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Black Cottonwood	BC	1	77	70	63	56	49
Other Hardwood	OH	1	77	70	63	56	49
Hardwood Utility	HU	1	29	22	15	8	1
Conifer Utility	CU	1	56	49	42	35	28
RC Shake Blocks	RCS	1	512	505	498	491	484
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts ⁵	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁶	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁶	TFX	1	0.50	0.50	0.50	0.50	0.50

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

² Includes Western Larch.

³ Includes Alaska-Cedar.

⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁵ Stumpage value per 8 lineal feet or portion thereof.

⁶ Stumpage value per lineal foot.

TABLE 6—Stumpage Value Table
Stumpage Value Area 6
January 1 through June 30, 1992

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ²	DF	1	\$231	\$224	\$217	\$210	\$203
Engelmann Spruce	ES	1	153	146	139	132	125
Lodgepole Pine	LP	1	95	88	81	74	67
Ponderosa Pine	PP	1	360	353	346	339	332
		2	186	179	172	165	158
Western Redcedar ³	RC	1	307	300	293	286	279
True Firs ⁴	WH	1	162	155	148	141	134
Western White Pine	WP	1	382	375	368	361	354
Hardwoods	OH	1	25	18	11	4	1
Utility	CU	1	46	39	32	25	18
RC Shake & Shingle Blocks	RCF	1	152	145	138	131	124
LP & Other Posts ⁵	LPP	1	0.35	0.35	0.35	0.35	0.35
Pine Christmas Trees ⁶	PX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁷	DFX	1	0.25	0.25	0.25	0.25	0.25

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

² Includes Western Larch.

³ Includes Alaska-Cedar.

⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁵ Stumpage value per 8 lineal feet or portion thereof.

⁶ Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.

⁷ Stumpage value per lineal foot.

TABLE 7—Stumpage Value Table
Stumpage Value Area 7
January 1 through June 30, 1992

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ²	DF	1	\$161	\$154	\$147	\$140	\$133
Engelmann Spruce	ES	1	121	114	107	100	93
Lodgepole Pine	LP	1	80	73	66	59	52
Ponderosa Pine	PP	1	322	315	308	301	294
		2	148	141	134	127	120
Western Redcedar ³	RC	1	259	252	245	238	231
True Firs ⁴	WH	1	111	104	97	90	83
Western White Pine	WP	1	322	315	308	301	294
Hardwoods	OH	1	25	18	11	4	1
Utility	CU	1	21	14	7	1	1
RC Shake & Shingle Blocks	RCF	1	152	145	138	131	124
LP & Other Posts ⁵	LPP	1	0.35	0.35	0.35	0.35	0.35
Pine Christmas Trees ⁶	PX	1	0.25	0.25	0.25	0.25	0.25
Christmas Trees ⁷	DFX	1	0.25	0.25	0.25	0.25	0.25

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
² Includes Western Larch.
³ Includes Alaska-Cedar.
⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
⁵ Stumpage value per 8 lineal feet or portion thereof.
⁶ Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.
⁷ Stumpage value per lineal foot.

TABLE 8—Stumpage Value Table
Stumpage Value Area 10
January 1 through June 30, 1992

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ²	DF	1	\$437	\$430	\$423	\$416	\$409
		2	346	339	332	325	318
		3	319	312	305	298	291
		4	167	160	153	146	139
Lodgepole Pine	LP	1	95	88	81	74	67
Ponderosa Pine	PP	1	360	353	346	339	332
		2	186	179	172	165	158
Western Redcedar ³	RC	1	430	423	416	409	402
		2	416	409	402	395	388
		3	286	279	272	265	258
		4	177	170	163	156	149
Western Hemlock ⁴	WH	1	382	375	368	361	354
		2	278	271	264	257	250
		3	226	219	212	205	198
		4	209	202	195	188	181
Other Conifer	OC	1	382	375	368	361	354
		2	278	271	264	257	250
		3	226	219	212	205	198
		4	209	202	195	188	181

TABLE 8—
Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Red Alder	RA	1	81	74	67	60	53
Black Cottonwood	BC	1	74	67	60	53	46
Other Hardwood	OH	1	66	59	52	45	38
Hardwood Utility	HU	1	18	11	4	1	1
Conifer Utility	CU	1	33	26	19	12	5
RC Shake Blocks	RCS	1	512	505	498	491	484
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts ⁵	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁶	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁶	TFX	1	0.50	0.50	0.50	0.50	0.50

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
² Includes Western Larch.
³ Includes Alaska-Cedar.
⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
⁵ Stumpage value per 8 lineal feet or portion thereof.
⁶ Stumpage value per lineal foot.

AMENDATORY SECTION (Amending WSR 91-14-077, filed 6/28/91, effective 7/1/91)

WAC 458-40-670 TIMBER EXCISE TAX—STUMPAGE VALUE ADJUSTMENTS. Harvest value adjustments relating to the various logging and harvest conditions shall be allowed against the stumpage values as set forth in WAC 458-40-660 for the designated stumpage value areas with the following limitations:

- (1) No harvest adjustment shall be allowed against special forest products.
- (2) Stumpage value rates for conifer and hardwoods shall be adjusted to a value no lower than one dollar per MBF.
- (3) Timber harvesters planning to remove timber from areas having damaged timber or other unforeseen materially increased harvesting costs may apply to the department for adjustment in stumpage values. Such applications should contain a map with the legal descriptions of the area, a description of the damage sustained by the timber or cause of additional costs, and a list of estimated costs to be incurred. Such applications shall be sent to the department before the harvest commences. Upon receipt of such application, the department will determine the amount of adjustment allowed, and notify the harvester. Such amount may be taken as a credit against tax liabilities or, if harvest is terminated, a refund may be authorized. In the event the extent of such timber damage or additional costs are not known at the time the application is filed, the harvester may supplement the application not later than ninety days following completion of the harvest unit.

The following harvest adjustment tables are hereby adopted for use during the period of ~~((July))~~ January 1 through ~~((December 31, 1991))~~ June 30, 1992:

TABLE 1—Harvest Adjustment Table
Stumpage Value Areas 1, 2, 3, 4, ~~((and))~~ 5, and 10
~~((July))~~ January 1 through ~~((December 31, 1991))~~ June 30, 1992

~~((WESTERN WASHINGTON MERCHANTABLE SAWTIMBER))~~

Type of Adjustment	Definition	Dollar Adjustment Per Thousand Board Feet Net Scribner Scale
I. Volume per acre		
Class 1	Harvest of more than 40 thousand board feet per acre.	\$0.00
Class 2	Harvest of 20 thousand board feet to 40 thousand board feet per acre.	- \$4.00
Class 3	Harvest of 10 thousand board feet to but not including 20 thousand board feet per acre.	- \$7.00
Class 4	Harvest of 5 thousand board feet to but not including 10 thousand board feet per acre.	- \$9.00
Class 5	Harvest of less than 5 thousand board feet per acre.	- \$10.00
II. Logging conditions		
Class 1	((Favorable logging conditions and easy road construction. No significant rock outcrops or swamp barriers. Generally flat to gentle slopes under 40%:)) <u>Generally slopes less than 40%. No significant rock outcrops or swamp barriers.</u>	\$0.00
Class 2	((Average logging conditions and average road construction. Some rock outcrops or swamp barriers. Generally slopes between 40% to 60%:)) <u>Generally slopes between 40% and 60%. Some rock outcrops or swamp barriers.</u>	- \$17.00
Class 3	((Difficult logging and road building conditions because of numerous rock outcrops and bluffs. Generally rough, broken ground with slopes in excess of 60%:)) <u>Generally rough, broken ground with slopes in excess of 60%. Numerous rock outcrops and bluffs.</u>	- \$25.00
Class 4	For logs which are yarded from stump to landing by helicopter. This does not include special forest products.	- \$69.00
III. Remote island adjustment:		
	For timber harvested from a remote island	- \$50.00
IV. Thinning (see WAC 458-40-610(20))		
Class 1	Average log volume of 50 board feet or more.	- \$25.00
Class 2	Average log volume of less than 50 board feet.	- \$35.00

TABLE 2—Harvest Adjustment Table
Stumpage Value Areas 6~~((:))~~ and 7~~((, and 10))~~
~~((July))~~ January 1 through ~~((December 31, 1991))~~ June 30, 1992

~~((EASTERN WASHINGTON MERCHANTABLE SAWTIMBER))~~

Type of Adjustment	Definition	Dollar Adjustment Per Thousand Board Feet Net Scribner Scale
I. Volume per acre		
Class 1	Harvest of more than 8 thousand board feet per acre.	\$0.00
Class 2	Harvest of 3 thousand board feet to 8 thousand board feet per acre.	- \$7.00
Class 3	Harvest of less than 3 thousand board feet per acre.	- \$10.00
II. Logging conditions		
Class 1	((Favorable logging conditions and easy road construction. No significant rock outcrops or swamp barriers. Generally flat to gentle slopes under 40%:)) <u>Generally slopes less than 40%. No significant rock outcrops or swamp barriers.</u>	\$0.00
Class 2	((Average logging conditions and average road construction. Some rock outcrops or swamp barriers. Generally slopes between 40% to 60%:)) <u>Generally slopes between 40% and 60%. Some rock outcrops or swamp barriers.</u>	- \$18.00
Class 3	((Difficult logging and road building conditions because of numerous rock outcrops and bluffs. Generally rough, broken ground with slopes in excess of 60%:)) <u>Generally rough, broken ground with slopes in excess of 60%. Numerous rock outcrops and bluffs.</u>	- \$25.00
Class 4	For logs which are yarded from stump to landing by helicopter. This does not include special forest products.	- \$69.00
III. Remote island adjustment:		
	For timber harvested from a remote island	- \$50.00

Table 3—Domestic Market Adjustment

Public timber
Harvest of timber not sold by a competitive bidding process which is prohibited under the authority of state or federal law from foreign export may be eligible for the domestic market adjustment. The adjustment may be applied only to those species of timber which must be processed domestically. According to type of sale, the adjustment may be applied to the following species:

Federal Timber Sales: All species except Alaska Yellow Cedar. (Stat. Ref. - 36 CFR 223.10)

State Timber Sales: Western Red Cedar only. (Stat. Ref. - 50 USC appendix 2406.1)

Private timber
Harvest of private timber which is legally restricted from foreign export, under the authority of The Forest Resources Conservation and Shortage Relief Act (Public Law 101-382), (16 U.S.C. Sec. 620 et seq.); the Export Administration Act of 1979 (50 U.S.C. App. 2406(i); a Cooperative Sustained Yield Unit Agreement made pursuant to the Act of March 29, 1944, (16 U.S.C. Sec. 583-583i); or Washington Administration Code (WAC 240-15-015(2)) is also eligible for the Domestic Market Adjustment.

The adjustment amounts shall be as follows:

~~((Class 1. All eligible species in Western Washington (SVA's 1 through 5) - \$33.00 per MBF~~

Class 2:	All eligible species in Eastern Washington (SVA's 6, 7, and 10)	\$15.00 per MBF)
Class 1:	SVA's 1 through 6, and 10	- \$12.00 per MBF
Class 2:	SVA 7	- \$0.00 per MBF

Note: The adjustment will not be allowed on special forest products.

WSR 92-02-068
PROPOSED RULES
SECRETARY OF STATE
(Division of Archives and Records Management)
 [Filed December 31, 1991, 9:16 a.m.]

Original Notice.

Title of Rule: Chapter 434-640 WAC, Methods of records disposal.

Purpose: Prescribes rules for the physical disposal of public records including the use of recycling.

Statutory Authority for Adoption: RCW 40.14.020.

Statute Being Implemented: Chapter 40.14 RCW.

Summary: Prescribes rules governing the destruction of public records authorized for disposal by the state or local records committee.

Reasons Supporting Proposal: Informs public agencies of their responsibilities for proper disposal of public records and authorizes recycling as a method of records disposal.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Sid McAlpin, 1120 Washington Street S.E., 753-5485.

Name of Proponent: Secretary of State, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Codifies rules for proper disposal of public records including requirements for use of recycling as a disposal method.

Proposal does not change existing rules.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Archives and Records Center Building, 1120 Washington Street S.E., Olympia, WA 98504, on February 7, 1992, at 8:30 a.m.

Submit Written Comments to: Sid McAlpin, Division of Archives, P.O. Box 40238, Olympia, WA 98504-0238, by February 3, 1992.

Date of Intended Adoption: February 14, 1992.

December 31, 1991
 Sidney F. McAlpin
 State Archivist

Chapter 434-640 WAC
METHODS OF RECORDS DISPOSAL

NEW SECTION

WAC 434-640-010 RECORDS DISPOSAL—GENERALLY. When the state or local records committee has authorized the destruction of public records in accord with chapter 40.14 RCW, it shall be the responsibility of the agency having requested or received such authorization to cause such records to be disposed of promptly and effectively, after the approved retention period.

NEW SECTION

WAC 434-640-020 DISPOSAL OF CONFIDENTIAL RECORDS. It is the agency's responsibility to insure that records exempt from disclosure per chapter 42.17 RCW, or which are otherwise considered confidential, are protected from unauthorized access during any disposal process. The primary purpose of such disposal shall be that of reducing the records to an illegible condition.

NEW SECTION

WAC 434-640-030 DISPOSAL BY RECYCLING. Pursuant to disposal authorization from the state or local records committee, an agency may dispose of records by recycling, under the following conditions:

(1) The prompt destruction of the records shall be insured, and the responsibility for such destruction shall continue to be that of the agency until effectuated.

(2) The recycling agent or entity shall have any required licenses and shall be insured or bonded.

(3) Records shall not be kept in unattended and unprotected storage awaiting their destruction.

(4) The agency or its authorized agent shall have in effect a contract or written agreement with the recycling entity which includes these conditions.

WSR 92-02-069
PROPOSED RULES
DEPARTMENT OF AGRICULTURE
 [Filed December 31, 1991, 10:09 a.m.]

Original Notice.

Title of Rule: Horticultural inspection fees, chapter 16-400 WAC.

Purpose: To generate funds for Washington state's 1992 apple maggot survey and detection program through a temporary assessment on fresh apple shipments.

Statutory Authority for Adoption: Chapters 15.17 and 17.24 RCW.

Statute Being Implemented: Chapters 15.17 and 17.24 RCW.

Summary: Due to state budget reductions, general funds are not available for the Washington State Department of Agriculture's apple maggot survey and detection program. In consultation with the Washington State Horticultural Association it was decided that the Washington State Department of Agriculture should continue current levels of trapping and detection for the 1992 growing season funded through a temporary assessment on fresh apple shipments.

Reasons Supporting Proposal: The continued detection program would allow both foreign and domestic market access for Washington grown apples.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: William E. Brookreson, 6120 Capitol Boulevard, Tumwater, WA, 586-5306.

Name of Proponent: Department of Agriculture, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Due to state government budget reductions, general fund money is not available for the Washington State Department of Agriculture's apple maggot survey and

detection program. If the detection program is to continue, funding must be generated through industry user fees. The proposed amendment adds a temporary fee (which terminates August 14, 1992) for apple pest certification by survey method to the horticultural inspection fees in WAC 16-400-210. It is intended that this fee will fund the program through the 1992 growing season. The survey and detection program, along with inspection and control will allow continued marketability of Washington grown apples.

Proposal Changes the Following Existing Rules: It adds a temporary fee (which terminates August 14, 1992) for apple pest certification by survey method.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Best Western Ellensburg Inn, 1700 Canyon Road, Ellensburg, WA 98926, on February 12, 1992, at 1:00 p.m.

Submit Written Comments to: William E. Brookreson, P.O. Box 42560, Olympia, WA 98504-2586, by February 12, 1992.

Date of Intended Adoption: February 25, 1992.

December 31, 1991

William E. Brookreson

Assistant Director

[AMENDATORY SECTION (Amending Order 2031, filed 4/11/90, effective 5/12/90)]

WAC 16-400-210 OTHER CHARGES. Other miscellaneous charges are listed below:

(1) Charges for platform inspection shall be:

(a) Platform inspections, time taking samples, extra time, phytosanitary and/or quarantine inspection, and all other services, shall be charged at the hourly rate of twenty dollars.

(b) Time allowance - Where a platform inspector is working full time at one house and also doing certification inspection, the inspector shall allow credit for the time according to limits outlined in the schedule for such certification at the hourly rate of twenty dollars.

Should the certificate charges divided by the respective hourly rates equal or exceed the number of hours worked, no platform charge shall be assessed. Should the certificate charges divided by the respective hourly rates be less than the number of hours worked, the platform charge shall be made to bring the total to the appropriate charge.

(2) Fumigation charges—The minimum charge for supervision of fumigation shall be eighteen dollars. Additional or unnecessary stand-by time shall be charged as specified in subsection (1)(a) of this section. In temporary, nonpermanent facilities or those lacking adequate devices for maintenance of acceptable treatment temperatures, no fumigations shall be started after 3:00 p.m. from October 1 to May 31, nor after 10:00 p.m. from June 1 to September 30.

(3) Field or orchard inspections made at the applicant's request for determination of presence or absence of disease or insect infestation, or for other reason, shall be at the rate of two dollars fifty cents per acre or fraction thereof or at the rate specified in subsection (1)(a) of this section except as otherwise provided in subsection (13) of this section.

(4) Seed sampling fees shall be arranged with the (chemical and) plant services division for services performed.

(5) Extra charges on services provided shall be assessed according to provisions listed below.

(a) The minimum inspection charge for each commodity and requested form shall be at the rate specified in subsection (1)(a) of this section.

(b) If, through no fault of the inspection service, time over the maximum allowance as supported by unit rates for each commodity and requested form is required, such excess time shall be at the rate as specified in subsection (1)(a) of this section.

(c) For all inspection services performed beyond a regularly scheduled eight-hour week day shift or on Saturdays, or Sundays, or state legal holidays, an hourly charge shall be made equivalent to twenty-seven dollars.

These charges shall be made for actual hours spent in performance of duties. This shall include unit charges, plus, if necessary, overtime charges to equal the respective overtime hourly rates.

The following are state legal holidays: New Year's Day, Veteran's Day, Memorial Day (the last Monday of May), Independence Day, Labor Day (the first Monday in September), Thanksgiving Day (the fourth Thursday in November) and the day following Thanksgiving Day, Christmas Day, Martin Luther King, Jr. Day (third Monday in January), and Presidents' Day (third Monday in February).

(d) When the per unit charge for inspection in any one day equals or exceeds the basic hourly and/or overtime charge, no additional hourly or overtime charges shall be assessed.

(6) Mileage—Whenever necessary, mileage shall be charged at the rate established by the state office of financial management.

(7) Electronic transmission of documents—Telegrams, facsimile, or electronic transmission of inspection documents shall be charged at the rate of four dollars per transmission in addition to Western Union charges made directly to the applicant.

(8) Services provided to other agencies—Services provided to other agencies, commissions, and organizations shall be charged at the rate specified in subsection (1)(a) of this section.

(9) Timely payment—Payment of fees and charges is due within thirty days after date of statement, provided:

(a) If payment is not received within thirty days, service may be withheld until the delinquent account is paid; or

(b) In the case of such delinquent accounts, cash payment for subsequent service may be required; and

(c) A penalty of twelve percent per annum shall be assessed on the delinquent account balance.

(10) USDA positive lot identification—Certification utilizing positive lot identification shall be charged at the rates specified in this section and WAC 16-400-010, 16-400-040, and 16-400-100 with an additional charge of ten percent. The minimum shall be twelve dollars per inspection. Service will be provided first in those instances in which positive lot identification is a mandatory condition of the sales transaction. Other requests for positive lot identification will be serviced upon adequate notification to the inspection service and availability of inspection personnel.

(11) Controlled atmosphere license fee—The application for an annual license to engage in the business of operating a controlled atmosphere storage warehouse or warehouses shall be accompanied by an annual license fee of five dollars per room, with a minimum fee established at twenty-five dollars for five rooms or less.

(12) Inspection fees may be waived on inspections of fruits and vegetables when donated to bona fide nonprofit organizations: PROVIDED, That shipping containers shall be conspicuously labeled or marked as "not for resale."

(13) For apple pest certification by survey method; one cent per cwt. or fraction thereof, on all fresh apples produced in the state of Washington or marketed under Washington State grades and standards. Such fee shall terminate on August 14, 1992.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

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

WSR 92-02-070

PROPOSED RULES

DEPARTMENT OF AGRICULTURE

[Filed December 31, 1991, 10:11 a.m.]

Original Notice.

Title of Rule: Rules relating to varroa mite quarantine, chapter 16-470 WAC.

Purpose: To protect the welfare of Washington apiculture by controlling the movement of varroa mite.

Statutory Authority for Adoption: Chapters 15.60 and 17.24 RCW.

Statute Being Implemented: Chapters 15.60 and 17.24 RCW.

Summary: The proposal repeals the existing varroa mite quarantine.

Reasons Supporting Proposal: Seventy-five percent of Washington's commercial colonies now have low levels of varroa mite. Regulation is no longer necessary.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: James C. Bach, 6120 Capitol Boulevard, Tumwater, WA, (206) 586-5306.

Name of Proponent: Department of Agriculture, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The rule was designed to prevent or retard the spread of varroa mite until such time as they were to be generally spread in Washington. Seventy-five percent of commercial colonies now have low levels of mites. Most are treating in some manner. Varroa will increase and spread in Washington colonies. Approved acaracides are now available for treatment. This makes it reasonable to consider this parasite of bees a bee management problem. The value of regulation has ceased.

Proposal Changes the Following Existing Rules: The proposal repeals the existing varroa mite quarantine.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Agriculture Service Center Conference Room, 2015 South First Street, Yakima, WA 98903, on February 11, 1992, at 3:00 p.m.

Submit Written Comments to: James C. Bach, P.O. Box 42560, Olympia, WA 98504-2586, by February 11, 1992.

Date of Intended Adoption: February 25, 1992.

December 31, 1991
William E. Brookreson
Assistant Director

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 16-470-600 VARROA MITE—QUARANTINE—VARROA MITE.
WAC 16-470-605 VARROA MITE—REGULATED ARTICLES.
WAC 16-470-610 VARROA MITE—AREA UNDER QUARANTINE—EXTERIOR.
WAC 16-470-615 VARROA MITE—CONDITIONS GOVERNING THE MOVEMENT OF REGULATED ARTICLES INTO WASHINGTON STATE.
WAC 16-470-620 VARROA MITE—ATTACHMENT AND DISPOSITION OF CERTIFICATES.
WAC 16-470-625 VARROA MITE—TREATMENT.
WAC 16-470-630 VARROA MITE—AREA UNDER QUARANTINE—INTERIOR.
WAC 16-470-635 VARROA MITE—RESTRICTIONS—INTERIOR.

WSR 92-02-071
PROPOSED RULES
DEPARTMENT OF AGRICULTURE

[Filed December 31, 1991, 10:13 a.m.]

Original Notice.

Title of Rule: Rules relating to apple ermine moth quarantine, chapter 16-470 WAC.

Purpose: To repeal Washington state's internal quarantine on apple ermine moth (AEM).

Statutory Authority for Adoption: Chapters 15.13 and 17.24 RCW.

Statute Being Implemented: Chapters 15.13 and 17.24 RCW.

Summary: Apple ermine moth finds have been extensive outside of the internal quarantine zone. This proposal would repeal the quarantine.

Reasons Supporting Proposal: The detection program in 1991 found apple ermine moth in all the nursery production areas. The intent of internal quarantine is to prevent spread within the state, this was no longer relevant. Extensive review with the effected nursery industry and the testimony in public hearing supported repeal. The department will continue working on this issue with United States Department of Agriculture and the industry outside the quarantine framework.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: William E. Brookreson, 6128 Capitol Boulevard, Tumwater, WA, (206) 586-5306.

Name of Proponent: Department of Agriculture, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Based on insect survey results, distribution of insects throughout both eastern and western Washington, and Oregon makes an internal quarantine for apple ermine moth no longer necessary. The proposal would repeal the existing quarantine, releasing Skagit and Whatcom counties from irrelevant restrictions and requirements.

Proposal Changes the Following Existing Rules: The proposal repeals the existing apple ermine moth quarantine.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Agriculture Service Center Conference Room, 2015 South First Street, Yakima, WA 98903, on February 11, 1992, at 4:00 p.m.

Submit Written Comments to: William E. Brookreson, 406 General Administration Building, AX-41, Olympia, WA 98504, by February 11, 1992.

Date of Intended Adoption: February 25, 1992.

December 31, 1991
William E. Brookreson
Assistant Director

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 16-470-500 APPLE ERMINE MOTH—QUARANTINE.
WAC 16-470-510 APPLE ERMINE MOTH—AREA UNDER QUARANTINE.
WAC 16-470-520 APPLE ERMINE MOTH—COMMODITIES UNDER QUARANTINE.
WAC 16-470-530 APPLE ERMINE MOTH QUARANTINE—RESTRICTIONS—REQUIREMENTS.

WSR 92-02-072
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Filed December 31, 1991, 11:34 a.m.]

Original Notice.

Title of Rule: WAC 388-24-074 AFDC-E deprivation due to unemployment of parent.

Purpose: A recent federal clarification of CFR 233.100 (a)(3)(iv) has redefined "quarter of work" to include credit for quarters of work when income was earned or received. The revision broadens the definition for the AFDC-E program allowing households to qualify when income is earned over a period of time, but not received until a later date.

Statutory Authority for Adoption: RCW 74.08.090.

Statute Being Implemented: RCW 74.08.090.

Summary: This revision broadens definition of "quarter of work" for AFDC-E program which will allow households to qualify when income is earned over a period of time, but not received until a later time.

Reasons Supporting Proposal: A recent federal clarification of CFR 233.100 (a)(3)(iv) has redefined the meaning "quarter of work" to include credit for quarters of work when income was earned, rather than received.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Steve Ebben, DIA-AFDC/Refugee Assistance, 586-1516.

Name of Proponent: Department of Social and Health Services, governmental.

Rule is necessary because of federal law, 45 CFR 233.100 (a)(3)(iv).

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: OB-2 Auditorium, 12th and Franklin, Olympia, Washington, on February 4, 1992, at 10:00 a.m.

Submit Written Comments to: Troyce Warner, Chief, Office of Issuances, Department of Social and Health Services, Mailstop 5805, Olympia, Washington 98504, by February 4, 1992.

Date of Intended Adoption: February 20, 1992.

December 31, 1991

David Hogan

for Leslie F. James, Director
 Administrative Services

AMENDATORY SECTION (Amending Order 3219, filed 8/1/91, effective 9/1/91)

WAC 388-24-074 AID TO FAMILIES WITH DEPENDENT CHILDREN-EMPLOYABLE-DEPRIVATION DUE TO UNEMPLOYMENT OF A PARENT. (1) The department shall consider a child deprived of parental care and support due to the unemployment of a parent when the child lives with two parents, one of which meets all the requirements in this section.

(2) The department shall designate the qualifying parent as that parent earning the greater amount of income in the twenty-four-calendar-month period immediately preceding the month the application for assistance is filed. The department shall:

(a) Designate the qualifying parent using the best evidence available;

(b) Consider the earnings of both parents regardless of when the relationship began;

(c) Continue the designation for each consecutive month the family remains on assistance based on the current application; and

(d) Designate the qualifying parent if both parents earned an identical amount of income.

(3) The department shall consider the qualifying parent unemployed when the qualifying parent:

(a) Is employed less than one hundred hours a month;

(b) Exceeds this standard for a particular month if the excess is of a temporary nature evidenced by being under the one hundred hour standard for the two prior months and is expected to be under the standard during the next month; or

(c) Participates in institutional and work experience training under the JOBS program and is not otherwise employed over one hundred hours.

(4) The qualifying parent shall be unemployed as defined in subsection (3) of this section for thirty days or more before the date AFDC-E is authorized except when:

(a) AFDC-E is terminated due to employment of the qualifying parent;

(b) The full-time employment ends within thirty days of termination; and

(c) The qualifying parent reapplies and is found otherwise eligible for AFDC-E.

(5) During the same thirty-day period, or subsequently, the qualifying parent shall not have:

(a) Refused a bona fide offer of employment;

(b) Refused training for employment;

(c) Voluntarily left a job without good cause; or

(d) If eligible, refused to apply for or accept unemployment compensation.

(6) The qualifying parent shall participate, as required in the JOBS program.

(7) The qualifying parent shall have one of the following:

(a) Six or more quarters of work within any thirteen calendar quarter period ending within one year before the application for assistance.

(i) A "quarter of work" means a calendar quarter in which the parent earned or received earned income of fifty dollars or more, or participated in the OPPORTUNITIES program; FIP related education, training or employment services; or JOBS program.

(ii) A "calendar quarter" means three consecutive months ending March 31st, June 30th, September 30th, or December 31st.

(b) Within one year before the application, received, or had such a work history to be eligible to receive, unemployment compensation.

WSR 92-02-073
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Filed December 31, 1991, 11:35 a.m.]

Original Notice.

Title of Rule: WAC 388-92-045 Excluded resources.

Purpose: Add exclusions of payments under the Radiation Exposure Compensation Act and the Austrian General Social Insurance Act as income or resources. Limits Alaska Indian payments to \$2,000 for an exclusion from income and resources. Make technical changes.

Statutory Authority for Adoption: RCW 74.08.090.

Statute Being Implemented: RCW 74.08.090.

Summary: The changes add exclusions of payments under the Radiation Exposure Compensation Act and

the Austrian General Social Insurance Act as income or resources. Limits Alaska Indian payments to \$2,000 for an exclusion from income or resources. Make technical changes.

Reasons Supporting Proposal: Changes correct technical errors, include exclusion of not more than \$2,000 from Alaska Indian payments, include provisions for exclusion of payments under the Radiation Exposure Compensation Act and the Austrian General Social Insurance Act.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Joanie Hornby, Medical Assistance Administration, 753-7462.

Name of Proponent: Department of Social and Health Services, governmental.

Rule is necessary because of federal law, P.L. 101-426, Letter #91-51 and 91-59.

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: OB-2 Auditorium, 12th and Franklin, Olympia, Washington, on February 4, 1992, at 10:00 a.m.

Submit Written Comments to: Troyce Warner, Chief, Office of Issuances, Department of Social and Health Services, Mailstop 5805, Olympia, Washington 98504, by February 4, 1992.

Date of Intended Adoption: February 20, 1992.

December 31, 1991

David Hogan
for Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 3132, filed 4/9/91, effective 5/10/91)

WAC 388-92-045 EXCLUDED RESOURCES. (1) The department shall exclude the following resources in determining eligibility for medical programs:

(a) Home.

(i) A home means any shelter:

(A) In which the client has ownership interest; and

(B) The client uses as the principal place of residence. The department shall consider only one home as the client's principal place of residence.

(ii) Client's absence from the home shall not affect the home exclusion. The client's home shall remain the principal place of residence as long as:

(A) The client intends to return home. The department shall accept the client's statement of intent without challenge; or

(B) A client's spouse or dependent relative uses the home during the client's absence. The department shall:

(I) Consider a person a dependent relative when such person is either financially or medically dependent on the client; and

(II) Accept the client's or dependent relative's written statement of dependency or relationship unless the department has reason to question it.

(iii) The department shall exclude the client's proceeds from the sale of the excluded home providing the client uses the proceeds to purchase another home within three months of the receipt of the proceeds. Proceeds shall include real estate contracts, or any similar home financing arrangements, and the income produced.

(iv) The department shall evaluate transfers of the home by an institutional client or client's spouse under WAC 388-95-395.

(b) Household goods and personal effects.

(c) Automobile or automobiles.

(i) The department shall exclude one automobile regardless of its value if the automobile is:

(A) Necessary for employment; or

(B) Necessary for the person's medical treatment; or

(C) Modified for operation by, or transportation of, a handicapped client; or

(D) Necessary due to climate, terrain, distance, or similar factors to provide the client transportation to perform essential daily activities.

(ii) The department shall:

(A) Exclude one of the client's automobiles to the extent its current market value does not exceed four thousand five hundred dollars;

(B) Count any excess against the resource limit; and

(C) Exclude an automobile under this subdivision only if an automobile is not excluded under subsection (1)(c)(i) of this section.

(iii) The department shall treat the client's ownership of other automobiles as nonexempt resources and count the client's automobile equity value toward the resource limit.

(d) Property essential to self-support. The department shall exclude:

(i) Property regardless of value, when the client uses the property:

(A) In a trade or business;

(B) As an employee for work; or

(C) As authorized by the government for income producing activity.

(ii) Nonbusiness property up to six thousand dollars equity, when the client uses the property for producing goods or services essential to daily activities, solely for the client's household.

(iii) Nonbusiness property up to six thousand dollars equity, when the client uses the property to produce an annual income return of ~~((at least))~~ six percent or more of the excluded equity or is expected to produce at least a six percent return within a twenty-month period as long as the client:

(A) Currently uses the property in items (1)(d)(i), (ii), and (iii) of this section in the described activity; or

(B) Is expected to resume the use of the property in items (1)(d)(i), (ii), and (iii) of this section in the described activity within twelve months.

(e) Resources of a blind or disabled person. The department shall exclude resources necessary to fulfill an approved plan for a client to achieve self-support as long as such plan remains in effect.

(f) Alaska Native Claims Settlement Act ~~((stock))~~.

(i) Exclusions before February 3, 1988, the department shall exclude shares of stock held in a regional or village corporation during the period of twenty years ending January 1, 1992, in which such stock is inalienable under the Alaska Native Claims Settlement Act.

(ii) Exclusions beginning February 3, 1988:

(A) Cash received from a native corporation (including cash dividends on stock received from a native corporation) to the extent it does not exceed two thousand dollars per person per year;

(B) Stock issued or distributed by a native corporation as a dividend or distribution on the stock;

(C) A partnership interest;

(D) Land or an interest in land (including land or an interest in land received from a native corporation as a dividend or distribution on stock);

(E) An interest in a settlement trust.

(g) Life insurance.

(i) The department shall exclude the total cash surrender value if the total face value of all the policies held by each person is over one thousand five hundred dollars or less.

(ii) The cash surrender value applies to the resource limit if the face value of all the policies held by each person is ~~((over))~~ one thousand five hundred dollars.

(iii) When determining total face value in ~~((item (t)(h)(t)))~~ subsection (1)(g)(i) of this ~~((subdivision))~~ section, the department shall exclude term or burial insurance with no cash surrender value.

(h) Restricted allotted land. The department shall exclude restricted allotted land owned by an enrolled tribal member and spouse, if married, if such land cannot be sold, transferred, or otherwise disposed of without permission of other persons, the tribe, or an agency of the federal government.

(i) Insurance settlements. The department shall exclude cash the client receives from an insurance company for purposes of repairing or replacing an excluded resource providing the client uses the total amount of the cash to repair or replace such excluded resource within nine months. The department may extend the nine-month period based on circumstances beyond the control of the client to a maximum of nine additional months. The department shall consider any cash not used within the time period as an available resource.

(j) Burial spaces. The department shall exclude the value of burial spaces for the client, the client's spouse, or any member of the client's immediate family.

(i) Burial spaces shall include conventional gravesites, crypts, mausoleums, urns, and other repositories customarily and traditionally used for the remains of deceased persons.

(ii) For purposes of ~~((subdivision))~~ subsection (1)(k) of this section, immediate family means a client's minor and adult children, including adopted children and step(=)children; a client's brothers, sisters, parents, adoptive parents, and the spouses of those persons. The department shall consider neither dependency nor living-in-the-same-household as factors in determining whether a person is an immediate family member.

(k) Burial funds.

(i) Funds specifically set aside for the burial arrangements of a client or the client's spouse not to exceed one thousand five hundred dollars for each spouse. The department shall count burial funds in excess of this limit toward the resource limit in WAC 388-92-050.

(ii) The department shall require funds set aside for burial expenses be kept separate from all other resources not intended for the burial of the client or the client's spouse and separately identified and designated as set aside for burial. If the excluded burial funds are mixed with resources not intended for burial, this exclusion shall not apply to any portion of the funds. The department may exclude designated burial funds retroactively back to the first day of the month in which the person intended the funds to be set aside for burial or to November 1, 1982, whichever is later.

(iii) Funds set aside for burial include revocable burial contracts, burial trusts, other burial arrangements, cash, accounts, or other financial instruments with a definite cash value the person clearly designates as set aside for the person's (or spouse's, if any) burial expenses.

(iv) The department shall reduce the one-thousand-five-hundred-dollars-exclusion by:

(A) The face value of the client's insurance policies owned by the person or spouse on the life of the person if the policies have been excluded as provided in subsection (1)(g) of this section; and

(B) Amounts in an irrevocable trust.

(v) The department shall exclude interest earned on excluded burial funds and appreciation in the value of excluded burial arrangements if the excluded interest and appreciation are left to accumulate and become part of the separately identified burial fund.

(vi) When used for other purposes, the department shall consider any excluded burial funds, interest, or appreciated values set aside for burial expenses as an available resource if, when added to other non-exempt resources, the total exceeds the resource limit.

(l) Other resources excluded by federal statute.

(m) Retroactive payments. The department shall exclude retroactive SSI including benefits a client receives under the interim assistance reimbursement agreement with the Social Security administration, or OASDI payments:

(i) For six months following the month of receipt this exclusion applies to:

(A) Payments the client received from October 1, 1984 through September 30, 1987 and after September 30, 1989;

(B) Payments received by the client, spouse, and/or any other person whose income the department considers available to meet the applicant's or recipient's needs;

(C) SSI payments made to the client for benefits due for a month ~~((prior to))~~ before the month of payment;

(D) OASDI payments made to the client for benefits due for a month that is two or more months ~~((prior to))~~ before the month of payment; and

(E) Payments that remain in the form of cash, checking or saving accounts(;;). This exclusion shall not apply once the retroactive payment has been converted to any other form.

(ii) For nine months following the month of receipt if:

(A) Subsection (1)(m)(i)(B), (C), (D), and (E) of this section is met; and

(B) The payment is received during the period beginning October 1, 1987, and ending September 30, 1989.

(n) Payments for medical or social services. The department shall exclude, from resources for the one-calendar month following the month of receipt, certain cash payments an SSI person receives from a governmental or nongovernmental medical or social service agency to pay for medical or social services.

(o) Restitution to civilians relocated and interned during war time. The department shall exclude payments to persons of Japanese or Aleut ancestry under P.L. 100-383.

(p) The annuity payment of trust funds to Puyallup Tribal Indians received under P.L. 101-41.

(q) Funds received from the Agent Orange Settlement Fund or any other funds established to settle Agent Orange liability claims under P.L. 101-201.

(r) Payments to certain survivors of the Holocaust under the Federal Republic of Germany's Law for Compensation of National Socialist Persecution or German Restitution Act. Interest earned on conserved payment is not excluded.

(s) Unspent assistance payments the client receives because of a presidentially declared major disaster, under P.L. 93-288, is excluded for nine months from date of receipt.

(i) The exclusion may extend an additional nine months, if circumstances beyond the client's control:

(A) Prevents the client from repairing or replacing the damaged or destroyed property; or

(B) Keeps the client from contracting for such repair or replacement.

(ii) Interest earned on the excluded resource is excluded for the period the exclusion applies.

(t) Earned income tax credit refunds and payments, received on or after January 1, 1991, during the month of receipt and the following month.

(u) Payments from a state administered victim's compensation program for a period of nine calendar months after the month of receipt.

(v) Payments under the Radiation Exposure Compensation Act received by the injured person, the surviving spouse, children, grandchildren, or grandparents.

(w) Effective September 1, 1991, payments under section 500 through 506 of the Austrian General Social Insurance Act:

(i) The department shall not consider such payments as income or resources for determining eligibility or post eligibility;

(ii) The earned interest from such payments is countable income for the recipient.

(2) The department shall not consider sales contracts as countable resources to the extent that the sales contracts are not transferred. WAC 388-83-027 shall apply to sales contract income and interest payments.

(3) Applicants or recipients may transfer or exchange exempt resources. The department shall consider cash received from the sale of an exempt resource as a nonexempt resource to the extent that the cash is not used to:

(a) Replace another exempt resource; or

(b) Be reinvested in another exempt resource within the same month, except as specified under this section.

Reviser's note: RCW 34.05.395 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 92-02-074

EMERGENCY RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Public Assistance)

[Order 3302—Filed December 31, 1991, 11:37 a.m., effective January 1, 1992, 12:01 a.m.]

Date of Adoption: December 31, 1991.

Purpose: Federal clarification of CFR 233.100

(a)(3)(iv) redefines "quarter of work" to include credit for quarters of work when income was earned or received. The revision broadens the definition for the AFDC-E program—Households qualify when income is earned over a period of time, but not received until a later date.

Citation of Existing Rules Affected by this Order: Amending WAC 388-24-074 AFDC-E deprivation due to unemployment of parent.

Statutory Authority for Adoption: RCW 74.08.090.

Other Authority: 45 CFR 233.100 (a)(3)(iv).

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: A recent federal clarification of 45 CFR 233.100 (a)(3)(iv) has redefined the meaning "quarter of work" to include credit for quarters of work when income was earned rather than received.

Effective Date of Rule: January 1, 1992, 12:01 a.m.

December 31, 1991

David Hogan

for Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 3219, filed 8/1/91, effective 9/1/91)

WAC 388-24-074 AID TO FAMILIES WITH DEPENDENT CHILDREN-EMPLOYABLE-DEPRIVATION DUE TO UNEMPLOYMENT OF A PARENT. (1) The department shall consider a child deprived of parental care and support due to the unemployment of a parent when the child lives with two parents, one of which meets all the requirements in this section.

(2) The department shall designate the qualifying parent as that parent earning the greater amount of income in the twenty-four-calendar-month period immediately preceding the month the application for assistance is filed. The department shall:

(a) Designate the qualifying parent using the best evidence available;

(b) Consider the earnings of both parents regardless of when the relationship began;

(c) Continue the designation for each consecutive month the family remains on assistance based on the current application; and

(d) Designate the qualifying parent if both parents earned an identical amount of income.

(3) The department shall consider the qualifying parent unemployed when the qualifying parent:

(a) Is employed less than one hundred hours a month;

(b) Exceeds this standard for a particular month if the excess is of a temporary nature evidenced by being under the one hundred hour standard for the two prior months and is expected to be under the standard during the next month; or

(c) Participates in institutional and work experience training under the JOBS program and is not otherwise employed over one hundred hours.

(4) The qualifying parent shall be unemployed as defined in subsection (3) of this section for thirty days or more before the date AFDC-E is authorized except when:

(a) AFDC-E is terminated due to employment of the qualifying parent;

(b) The full-time employment ends within thirty days of termination; and

(c) The qualifying parent reapplies and is found otherwise eligible for AFDC-E.

(5) During the same thirty-day period, or subsequently, the qualifying parent shall not have:

(a) Refused a bona fide offer of employment;

(b) Refused training for employment;

(c) Voluntarily left a job without good cause; or

(d) If eligible, refused to apply for or accept unemployment compensation.

(6) The qualifying parent shall participate, as required in the JOBS program.

(7) The qualifying parent shall have one of the following:

(a) Six or more quarters of work within any thirteen calendar quarter period ending within one year before the application for assistance.

(i) A "quarter of work" means a calendar quarter in which the parent earned or received earned income of fifty dollars or more, or participated in the OPPORTUNITIES program; FIP related education, training or employment services; or JOBS program.

(ii) A "calendar quarter" means three consecutive months ending March 31st, June 30th, September 30th, or December 31st.

(b) Within one year before the application, received, or had such a work history to be eligible to receive, unemployment compensation.

WSR 92-02-075

EMERGENCY RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Public Assistance)

[Filed December 31, 1991, 11:38 a.m., effective January 1, 1992, 12:01 a.m.]

Date of Adoption: December 31, 1991.

Purpose: Add exclusions of payments under the Radiation Exposure Compensation Act and the Austrian General Social Insurance Act as income or resources. Limits Alaska Indian payments to \$2,000 for an exclusion from income and resources. Make technical changes.

Citation of Existing Rules Affected by this Order: Amending WAC 388-92-045 Excluded resources.

Statutory Authority for Adoption: RCW 74.08.090.

Other Authority: P.L. 101-426, Letter #91-59 and 91-51.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The WAC changes correct technical errors, include exclusion of not more than

\$2,000 from Alaska Indian payments, include provisions for exclusion of payments under the Radiation Exposure Compensation Act and the Austrian General Social Insurance Act.

Effective Date of Rule: January 1, 1992, 12:01 a.m.

December 31, 1991

David Hogan

for Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 3132, filed 4/9/91, effective 5/10/91)

WAC 388-92-045 EXCLUDED RESOURCES.

(1) The department shall exclude the following resources in determining eligibility for medical programs:

(a) Home.

(i) A home means any shelter:

(A) In which the client has ownership interest; and

(B) The client uses as the principal place of residence.

The department shall consider only one home as the client's principal place of residence.

(ii) Client's absence from the home shall not affect the home exclusion. The client's home shall remain the principal place of residence as long as:

(A) The client intends to return home. The department shall accept the client's statement of intent without challenge; or

(B) A client's spouse or dependent relative uses the home during the client's absence. The department shall:

(I) Consider a person a dependent relative when such person is either financially or medically dependent on the client; and

(II) Accept the client's or dependent relative's written statement of dependency or relationship unless the department has reason to question it.

(iii) The department shall exclude the client's proceeds from the sale of the excluded home providing the client uses the proceeds to purchase another home within three months of the receipt of the proceeds. Proceeds shall include real estate contracts, or any similar home financing arrangements, and the income produced.

(iv) The department shall evaluate transfers of the home by an institutional client or client's spouse under WAC 388-95-395.

(b) Household goods and personal effects.

(c) Automobile or automobiles.

(i) The department shall exclude one automobile regardless of its value if the automobile is:

(A) Necessary for employment; or

(B) Necessary for the person's medical treatment; or

(C) Modified for operation by, or transportation of, a handicapped client; or

(D) Necessary due to climate, terrain, distance, or similar factors to provide the client transportation to perform essential daily activities.

(ii) The department shall:

(A) Exclude one of the client's automobiles to the extent its current market value does not exceed four thousand five hundred dollars;

(B) Count any excess against the resource limit; and

(C) Exclude an automobile under this subdivision only if an automobile is not excluded under subsection (1)(c)(i) of this section.

(iii) The department shall treat the client's ownership of other automobiles as nonexempt resources and count the client's automobile equity value toward the resource limit.

(d) Property essential to self-support. The department shall exclude:

(i) Property regardless of value, when the client uses the property:

(A) In a trade or business;

(B) As an employee for work; or

(C) As authorized by the government for income producing activity.

(ii) Nonbusiness property up to six thousand dollars equity, when the client uses the property for producing goods or services essential to daily activities, solely for the client's household.

(iii) Nonbusiness property up to six thousand dollars equity, when the client uses the property to produce an annual income return of ((at least)) six percent or more of the excluded equity or is expected to produce at least a six percent return within a twenty-month period as long as the client:

(A) Currently uses the property in items (1)(d)(i), (ii), and (iii) of this section in the described activity; or

(B) Is expected to resume the use of the property in items (1)(d)(i), (ii), and (iii) of this section in the described activity within twelve months.

(e) Resources of a blind or disabled person. The department shall exclude resources necessary to fulfill an approved plan for a client to achieve self-support as long as such plan remains in effect.

(f) Alaska Native Claims Settlement Act ((stock)).

(i) Exclusions before February 3, 1988, the department shall exclude shares of stock held in a regional or village corporation during the period of twenty years ending January 1, 1992, in which such stock is inalienable under the Alaska Native Claims Settlement Act.

(ii) Exclusions beginning February 3, 1988:

(A) Cash received from a native corporation (including cash dividends on stock received from a native corporation) to the extent it does not exceed two thousand dollars per person per year;

(B) Stock issued or distributed by a native corporation as a dividend or distribution on the stock;

(C) A partnership interest;

(D) Land or an interest in land (including land or an interest in land received from a native corporation as a dividend or distribution on stock);

(E) An interest in a settlement trust.

(g) Life insurance.

(i) The department shall exclude the total cash surrender value if the total face value of all the policies held by each person is over one thousand five hundred dollars or less.

(ii) The cash surrender value applies to the resource limit if the face value of all the policies held by each person is ((over)) one thousand five hundred dollars.

(iii) When determining total face value in ((item (1)(h)(1))) subsection (1)(g)(i) of this ((subdivision))

section, the department shall exclude term or burial insurance with no cash surrender value.

(h) **Restricted allotted land.** The department shall exclude restricted allotted land owned by an enrolled tribal member and spouse, if married, if such land cannot be sold, transferred, or otherwise disposed of without permission of other persons, the tribe, or an agency of the federal government.

(i) **Insurance settlements.** The department shall exclude cash the client receives from an insurance company for purposes of repairing or replacing an excluded resource providing the client uses the total amount of the cash to repair or replace such excluded resource within nine months. The department may extend the nine-month period based on circumstances beyond the control of the client to a maximum of nine additional months. The department shall consider any cash not used within the time period as an available resource.

(j) **Burial spaces.** The department shall exclude the value of burial spaces for the client, the client's spouse, or any member of the client's immediate family.

(i) **Burial spaces shall include conventional gravesites, crypts, mausoleums, urns, and other repositories customarily and traditionally used for the remains of deceased persons.**

(ii) For purposes of ((subdivision)) subsection (1)(k) of this section, immediate family means a client's minor and adult children, including adopted children and step(=)children; a client's brothers, sisters, parents, adoptive parents, and the spouses of those persons. The department shall consider neither dependency nor living-in-the-same-household as factors in determining whether a person is an immediate family member.

(k) **Burial funds.**

(i) Funds specifically set aside for the burial arrangements of a client or the client's spouse not to exceed one thousand five hundred dollars for each spouse. The department shall count burial funds in excess of this limit toward the resource limit in WAC 388-92-050.

(ii) The department shall require funds set aside for burial expenses be kept separate from all other resources not intended for the burial of the client or the client's spouse and separately identified and designated as set aside for burial. If the excluded burial funds are mixed with resources not intended for burial, this exclusion shall not apply to any portion of the funds. The department may exclude designated burial funds retroactively back to the first day of the month in which the person intended the funds to be set aside for burial or to November 1, 1982, whichever is later.

(iii) Funds set aside for burial include revocable burial contracts, burial trusts, other burial arrangements, cash, accounts, or other financial instruments with a definite cash value the person clearly designates as set aside for the person's (or spouse's, if any) burial expenses.

(iv) The department shall reduce the one-thousand-five-hundred-dollars-exclusion by:

(A) The face value of the client's insurance policies owned by the person or spouse on the life of the person if the policies have been excluded as provided in subsection (1)(g) of this section; and

(B) Amounts in an irrevocable trust.

(v) The department shall exclude interest earned on excluded burial funds and appreciation in the value of excluded burial arrangements if the excluded interest and appreciation are left to accumulate and become part of the separately identified burial fund.

(vi) When used for other purposes, the department shall consider any excluded burial funds, interest, or appreciated values set aside for burial expenses as an available resource if, when added to other nonexempt resources, the total exceeds the resource limit.

(l) Other resources excluded by federal statute.

(m) **Retroactive payments.** The department shall exclude retroactive SSI including benefits a client receives under the interim assistance reimbursement agreement with the Social Security administration, or OASDI payments:

(i) For six months following the month of receipt this exclusion applies to:

(A) Payments the client received from October 1, 1984 through September 30, 1987 and after September 30, 1989;

(B) Payments received by the client, spouse, and/or any other person whose income the department considers available to meet the applicant's or recipient's needs;

(C) SSI payments made to the client for benefits due for a month ((prior to)) before the month of payment;

(D) OASDI payments made to the client for benefits due for a month that is two or more months ((prior to)) before the month of payment; and

(E) Payments that remain in the form of cash, checking or saving accounts(;;). This exclusion shall not apply once the retroactive payment has been converted to any other form.

(ii) For nine months following the month of receipt if:

(A) Subsection (1)(m)(i)(B), (C), (D), and (E) of this section is met; and

(B) The payment is received during the period beginning October 1, 1987, and ending September 30, 1989.

(n) **Payments for medical or social services.** The department shall exclude, from resources for the one-calendar month following the month of receipt, certain cash payments an SSI person receives from a governmental or nongovernmental medical or social service agency to pay for medical or social services.

(o) **Restitution to civilians relocated and interned during war time.** The department shall exclude payments to persons of Japanese or Aleut ancestry under P.L. 100-383.

(p) The annuity payment of trust funds to Puyallup Tribal Indians received under P.L. 101-41.

(q) Funds received from the Agent Orange Settlement Fund or any other funds established to settle Agent Orange liability claims under P.L. 101-201.

(r) Payments to certain survivors of the Holocaust under the Federal Republic of Germany's Law for Compensation of National Socialist Persecution or German Restitution Act. Interest earned on conserved payment is not excluded.

(s) Unspent assistance payments the client receives because of a presidentially declared major disaster, under P.L. 93-288, is excluded for nine months from date of receipt.

(i) The exclusion may extend an additional nine months, if circumstances beyond the client's control:

(A) Prevents the client from repairing or replacing the damaged or destroyed property; or

(B) Keeps the client from contracting for such repair or replacement.

(ii) Interest earned on the excluded resource is excluded for the period the exclusion applies.

(t) Earned income tax credit refunds and payments, received on or after January 1, 1991, during the month of receipt and the following month.

(u) Payments from a state administered victim's compensation program for a period of nine calendar months after the month of receipt.

(v) Payments under the Radiation Exposure Compensation Act received by the injured person, the surviving spouse, children, grandchildren, or grandparents.

(w) Effective September 1, 1991, payments under section 500 through 506 of the Austrian General Social Insurance Act:

(i) The department shall not consider such payments as income or resources for determining eligibility or post eligibility;

(ii) The earned interest from such payments is countable income for the recipient.

(2) The department shall not consider sales contracts as countable resources to the extent that the sales contracts are not transferred. WAC 388-83-027 shall apply to sales contract income and interest payments.

(3) Applicants or recipients may transfer or exchange exempt resources. The department shall consider cash received from the sale of an exempt resource as a non-exempt resource to the extent that the cash is not used to:

(a) Replace another exempt resource; or

(b) Be reinvested in another exempt resource within the same month, except as specified under this section.

Reviser's note: RCW 34.05.395 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 92-02-076

PROPOSED RULES

EMPLOYMENT SECURITY DEPARTMENT

[Filed December 31, 1991, 1:22 p.m.]

Original Notice.

Title of Rule: Timber program rules.

Purpose: To provide clarification of terms used in chapter 315, Laws of 1991.

Statutory Authority for Adoption: RCW 50.12.010 and [50.12].040, and chapter 315, Laws of 1991.

Statute Being Implemented: Chapter 315, Laws of 1991.

Summary: New sections WAC 192-32-120 clarifies that statutory definition of "forest products worker"; and WAC 192-32-125 clarifies references to dislocated in timber impact areas.

Name of Agency Personnel Responsible for Drafting: Dennis Birge, Employment Security Department,

Olympia, Washington 98504, (206) 438-4626; Implementation and Enforcement: Larry Malo, Employment Security Department, Olympia, Washington 98504, (206) 438-3214.

Name of Proponent: Employment Security Department, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 192-32-120 satisfies the mandate contained in chapter 315, Laws of 1991, that the Employment Security Department determines who forest products workers are for other agencies involved in Timber Act programs; and WAC 192-32-125 intends to broaden the definition of a dislocated worker for the purposes of the entrepreneurial training program under the Timber Act. Although the term dislocated is defined in chapter 50.04 RCW and in other sections of chapter 315, Laws of 1991, the definitions do not mesh. The new definition would include state and federally defined dislocated workers, displaced self-employed workers, and dislocated forest products workers.

Proposal does not change existing rules.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

These rules clarify legislative language and have no effect on business.

Hearing Location: Training Room 1, Employment Security Training Facility, 106 Maple Park, Olympia, WA, on February 11, 1991 [1992], at 9:00 a.m.

Submit Written Comments to: William Eric Jordan, Rules Coordinator, Employment Security Department, 212 Maple Park, Mailstop KG-11, Olympia, WA 98504, by January 31, 1992.

Date of Intended Adoption: February 13, 1991 [1992].

December 30, 1991

Vernon E. Stoner
Commissioner

NEW SECTION

WAC 192-32-120 FOREST PRODUCTS WORKERS. In accordance with the requirements of RCW 50.70.010, the Employment Security Department has determined the term "forest products workers" shall apply to those individuals who have or had employment either for wages or self-employment, in the industries set forth in WAC 192-32-040.

NEW SECTION

WAC 192-32-125 DISLOCATED WORKERS IN TIMBER IMPACT AREAS. For the purposes of RCW 50.12.070 the term "dislocated workers in timber impact areas" shall apply to individuals including (but not limited to) dislocated forest products workers as defined in RCW 50.12.010(2) and as determined by the Employment Security Department in WAC 192-32-120. These individuals are persons who at the time of last separation from work, for either wages or self-employment, resided in or were employed in a timber impact area and who:

(a) Have been terminated or received notices of termination from employment and are unlikely to return to employment as defined in WAC 192-32-045 in their principal occupation or previous industry because of a diminishing demand for their skills in that occupation or industry; or

(b) Are self-employed and have been displaced from their business because of diminishing demand for the businesses's services or goods.

WSR 92-02-077
NOTICE OF PUBLIC MEETINGS
HUMAN RIGHTS COMMISSION
 [Memorandum—December 30, 1991]

The Washington State Human Rights Commission will hold its February regular commission meeting in Olympia on February 20, 21 and 22, 1992. The meeting will be held at the Tye Hotel, Coho C Room, 500 Tye Drive, Olympia. The commissioners' planning session, which will address commissioner roles and responsibilities, will be held on February 20 beginning at 7:00 p.m. The 1992 strategic planning session will be held on February 21 beginning at 9:00 a.m. The regular business meeting will be held on February 22 from 8:30 a.m. to 9:30 a.m. and will be followed by the conclusion of the strategic planning session. The commissioners will be setting goals for the 1992 calendar year.

WSR 92-02-078
NOTICE OF PUBLIC MEETINGS
CONVENTION AND TRADE
CENTER
 [Memorandum—December 30, 1991]

Pursuant to Resolution No. 338, the Washington State Convention and Trade Center board of directors has adopted its 1992 regular meeting schedule.

The board will meet on the third Wednesday of the month, with the exception of the January meeting which will be held on the second Wednesday. The board does not meet in August. The regular meeting of the board will be held at 2:00 p.m. in a Convention Center meeting room.

January 8
 February 19
 March 18
 April 15
 May 20
 June 17
 July 15
 September 16
 October 21
 November 18
 December 16

No meeting is scheduled in the month of August.

All meetings will begin at 2:00 p.m. and will be held at the Washington State Convention and Trade Center, 800 Convention Place, in downtown Seattle.

WSR 92-02-079
NOTICE OF PUBLIC MEETINGS
UNIVERSITY OF WASHINGTON
 [Memorandum—December 27, 1991]

In accordance with RCW 42.30.075, the University of Washington is providing the following list of meeting

schedules for those governing bodies that maintain regular meeting schedules at the University of Washington Visitors Information Center.

[These schedules are available for public inspection at the following address:

Visitors Information Center
 University of Washington
 4014 University Way N.E.
 Seattle, WA 98195]

Anesthesiology
 Animal Care Committee
 Anthropology
 Architecture
 Astronomy
 Atmospheric Sciences
 Biochemistry
 Bioengineering
 Biological Structure
 Biostatistics
 Burke Museum
 Chemical Engineering
 Chemistry
 Classics
 Comparative Religion
 Dentistry
 Electrical Engineering
 Engineering, College of
 Epidemiology
 Faculty Senate
 Fisheries, School of
 Geography
 Geophysics
 Graduate School
 Health Services, Public Health
 and Community Medicine
 History
 Industrial Engineering
 International Studies, Jackson School of
 (full faculty)
 International Studies, Middle East Center
 International Studies, Southeast Asia Studies
 Law, School of
 Library Sciences and Information
 Graduate School of
 Materials Science and Engineering
 Mathematics
 Medical Education
 Music, School of
 Near Eastern Language & Literature
 Nursing, School of
 Oceanography
 Ophthalmology
 Oral Biology
 Oral and Maxillofacial Surgery
 Oral Medicine
 Orthodontics
 Pediatrics
 Pediatric Dentistry
 Pharmacy, School of
 Pharmacy Practice
 Physics

Physiology and Biophysics
 Political Science
 Prosthodontics
 Psychosocial Nursing
 Public Affairs
 Public Health and Community Medicine
 Regents, Board of
 Restorative Dentistry
 Scandinavian Language and Literature
 SEPA Committee
 Social Work, School of
 Sociology
 Speech Communication
 Speech and Hearing Sciences
 Statistics
 Student Activities, Board of Control
 Student Assembly
 UWMC Board Committees

WSR 92-02-080**PROPOSED RULES****UTILITIES AND TRANSPORTATION
 COMMISSION**

[Filed December 31, 1991, 1:50 p.m.]

Original Notice.

Title of Rule: WAC 480-146-091 relating to an annual report containing affiliated transactions. The proposed new section is shown below as Appendix A, Docket No. UT-911389. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of the proposed new section on economic values, pursuant to chapter 43.21H RCW.

Purpose: This rule would create a uniform affiliated interest reporting format which will consolidate all reporting requirements of previously approved transactions for gas, electrical, and local exchange companies.

Statutory Authority for Adoption: RCW 80.01.040.

Summary: This reporting format will replace the requirement that information be filed on an individual basis in accordance with each authorizing order of the commission.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Paul Curl, Secretary, and Utilities Staff, 1300 South Evergreen Park Drive S.W., Olympia, WA, (206) 753-6451.

Name of Proponent: Washington Utilities and Transportation Commission, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: There are no comments or recommendations being submitted inasmuch as the proposal is pursuant to legislative authorization as reflected in RCW 80.01.040.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose and Summary above.

Proposal does not change existing rules.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Commission Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA, on February 5, 1992, at 9:00 a.m.

Submit Written Comments to: Paul Curl, Secretary, 1300 South Evergreen Park Drive S.W., FY-11, P.O. Box 47250, Olympia, WA, by January 27, 1992.

Date of Intended Adoption: February 5, 1992.

December 30, 1991

Kathy Bartleson

for Paul Curl

Secretary

APPENDIX "A"**NEW SECTION**

WAC 480-146-091 REPORTING OF AFFILIATED TRANSACTIONS. (1) By June 1, on forms approved by the Commission, all gas, electrical, and local exchange companies, as defined in RCW 80.04.010, shall file with the Commission a report of all affiliated interest, intercompany, and intracompany transactions which occurred during the period January 1 through December 31 of the preceding year.

(2) As used in this rule:

(a) "Affiliated interest transactions" mean transactions between affiliated interests as defined in RCW 80.16.010.

(b) "Intercompany transactions" mean transactions between a public utility and another company when the public utility owns a majority of or controls directly or indirectly the voting stock of the other contracting company.

(c) "Intracompany transactions" mean transactions between regulated and unregulated operating divisions within a public utility.

(3) The annual report required by this rule will, at a minimum, include the following information, provided in a format specified by the Commission:

(a) A organization chart of the parent company and a detailed description of the affiliates with appropriate financial information.

(b) A description of the nature or services flowing between the regulated utility and the affiliate, showing charges and pricing basis.

(c) A description of intercompany loans to or from affiliates.

(d) A description of debt guarantees by the parent for any affiliate.

(e) A description of transactions with affiliates other than services, inter-company loans, or debt guarantees.

(f) A description of each joint cost allocation procedure.

(g) A description of each intra-company cost allocation procedure.

(4) The annual report required by this rule will supersede the reporting requirements contained in previous Commission orders authorizing affiliated interest transaction pursuant to Chapter 80.16 RCW.

WSR 92-02-081**PERMANENT RULES****UTILITIES AND TRANSPORTATION
 COMMISSION**

[Order R-356, Docket No. TG-900482—Filed December 31, 1991, 1:54 p.m.]

In the matter of adopting WAC 480-70-055 and amending WAC 480-70-325, 480-70-330, 480-70-335, and 480-70-400 relating to solid waste collection companies.

This action is taken pursuant to Notice No. WSR 91-21-092 filed with the code reviser on October 21, 1991. The rule change hereinafter adopted shall take effect pursuant to RCW 34.05.380(2).

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

This rule-making proceeding is in compliance with the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.05 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 91-21-092 the above matter was scheduled for consideration at 9:00 a.m., Wednesday, November 27, 1991, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA, before Chairman Sharon L. Nelson and Commissioners Richard D. Casad and A. J. Pardini.

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 November 18, 1991, and orally at 9:00 a.m., Wednesday, November 27, 1991, in the commission's hearing room above noted.

At the November 27, 1991, meeting the commission considered the rule change proposal. No written or oral comments were received.

The rule change affects no economic values.

In reviewing the entire record herein, it has been determined that WAC 480-70-055 should be adopted and WAC 480-70-325, 480-70-330, 480-70-335, and 480-70-400 should be amended to read as set forth in Appendix A shown below and by this reference made a part hereof. Various federal rules and regulations have been adopted by the commission relating to driver qualifications, hours of service, vehicle equipment, hazardous waste, and safety. Date references to those federal rules and regulations have been removed from the amended sections in favor of a date reference in a single section, namely WAC 480-70-055. The commission's adoption of amendment to WAC 480-70-400 varies in content from the proposal noticed under WSR 91-21-092 in that the words "Part 383" were removed from subdivision (3)(a) to correct an erroneous reference; and (3)(d)(v) was added.

ORDER

WHEREFORE, IT IS ORDERED That WAC 480-70-055 be adopted and WAC 480-70-325, 480-70-330, 480-70-335, and 480-70-400 be amended as set forth in Appendix A, as rules of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.05.380(2).

IT IS FURTHER ORDERED That the order be forwarded to the code reviser for filing and recorded in the order register of the Washington Utilities and Transportation Commission pursuant to chapter 34.05 RCW and chapter 1-21 WAC.

DATED at Olympia, Washington, this 30th day of December, 1991.

Washington Utilities and Transportation Commission
Richard D. Casad, Commissioner
A. J. Pardini, Commissioner

APPENDIX "A"

NEW SECTION

WAC 480-70-055 ADOPTION BY REFERENCE DEFINED. Where referred to in this chapter, the following definitions shall apply:

(1) "North American Uniform Out-of-Service Criteria" shall be that in effect on February 15, 1991.

(2) "Title 49 Code of Federal Regulations" or "C.F.R. 49" shall mean the rules and regulations as well as and including all appendices and amendments in effect on May 1, 1991.

AMENDATORY SECTION (Amending Order R-315, Docket No. TV-2285, filed 2/27/90, effective 3/30/90)

WAC 480-70-325 EQUIPMENT—INSPECTION—ORDERED FOR REPAIRS. (1) All motor vehicles operated under chapter 81.77 RCW shall be maintained in a safe and sanitary condition. They shall at all times be subject to inspection by the commission and its duly authorized representatives who shall have power to order out-of-service any vehicle meeting the standards set forth in this section, or is not being operated in compliance with state laws in regard to equipment or method.

(2) Equipment standards. The purpose of this section is to identify critical vehicle inspection items and provide criteria for placing a vehicle(s) in an out-of-service or restricted service category subsequent to a safety inspection. The criteria for out-of-service condition and restricted service condition are those defined in the North American Uniform Out-Of-Service Criteria (~~in effect on February 15, 1989~~). Copies of this document are available from the commission upon request.

(a) Out-of-service condition. When any vehicle(s) is in out-of-service condition, no motor carrier shall require nor shall any person operate such motor vehicle declared and marked "out-of-service" until all required repairs have been satisfactorily completed.

(b) Restricted service condition. Any motor vehicle(s) discovered to be in a restricted service condition, while being operated on the highway, may be placed out-of-service at the inspection site or allowed to continue in operation to a repair facility at a distance not to exceed twenty-five miles, at the discretion of the inspector.

AMENDATORY SECTION (Amending Order R-335, Docket No. TG-900718, filed 1/14/91, effective 2/14/91)

WAC 480-70-330 DRIVERS, HOURS OF WORK. (1) The rules and regulations relating to drivers' logs and drivers' hours of service adopted by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 395, as well as and including all appendices and amendments thereto (~~in effect on October 1, 1988~~;) are adopted and prescribed by the commission to be observed by all solid waste collection companies operating under chapter 81.77 RCW.

(2) Whenever the designations "director, bureau of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and

"federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsection (1) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

AMENDATORY SECTION (Amending Order R-315, Docket No. TV-2285, filed 2/27/90, effective 3/30/90)

WAC 480-70-335 OUT-OF-SERVICE CRITERIA. All drivers operating motor vehicles under chapter 81.77 RCW shall do so in compliance with the safety rules and regulations defined therein. Duly authorized personnel of the commission shall have the power to order out-of-service any driver found to be operating in violation of those rules and regulations. The criteria for conditions under which a driver may be ordered out-of-service are those defined in the North American Uniform Out-Of-Service Criteria(~~(; in effect on February 15, 1989)~~). Copies of this document are available from the commission upon request.

AMENDATORY SECTION (Amending Order R-335, Docket No. TG-900718, filed 1/14/91, effective 2/14/91)

WAC 480-70-400 DRIVER QUALIFICATIONS, HAZARDOUS MATERIALS TRANSPORTATION, AND EQUIPMENT(=)SAFETY. (1) All motor vehicles operated under authority of chapter 81.77 RCW, as amended, shall be maintained in a safe and sanitary condition. They shall at all times be subject to inspection by the commission and its duly authorized representatives, inspection stations, or the state patrol, who shall have power to order out of service any vehicle which in their judgment is unsafe or not being operated in compliance with the state laws in regard to equipment or method.

(2) Failure of any certificate holder to obey and comply with all motor vehicle safety laws of the state of Washington shall be grounds for cancellation of certificate.

(3) In addition to other laws and regulations of this state, all motor vehicles operating under chapter 81.77 RCW shall comply with the following:

(a) The rules and regulations governing motor carrier safety prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, (~~(part 383,)~~) part 392, excluding section 392.2 (~~(and paragraph (c) of section 392.1)~~); part 393(~~(, excluding paragraph (b) of section 393.1, and sections 393.16, 393.17, 393.76, 393.100, 393.102, 393.104, 393.106)~~); part 396, except that with respect to section 396.11 no driver vehicle inspection report need be filed if no defects are found, and excluding (~~(paragraph (b) of section 396.1,)~~) sections 396.17 through 396.25; and part 397(~~(, excluding section 397.21 and paragraph (c) of section 397.1, as well as and including all appendices and amendments thereto in effect on October 1, 1988,)~~) are adopted and prescribed by the commission to be observed by all solid waste collection companies operating under chapter 81.77 RCW.

(b) The rules and regulations governing hazardous materials prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, parts 170-189(~~(, as well as and including all appendices and amendments thereto, in effect on January 1, 1983,)~~) are adopted and prescribed by the commission to define hazardous materials for motor vehicle transportation purposes, and to state the precautions that must be observed in storage, packaging, loading, and unloading such materials, and in maintaining, placarding, marking, and certifying motor vehicles and equipment used in transporting such materials, and in the maintenance of shipping papers prepared in conjunction with transporting such materials. The rules and regulations adopted and prescribed by this rule shall be observed by all solid waste collection companies operating under chapter 81.77 RCW.

(c) In addition to any accident reporting requirement now or hereafter prescribed by the commission, every solid waste collection company operating under chapter 81.77 RCW who reports to the United States Department of Transportation any incidents occurring in this state involving hazardous materials, shall send a copy of any such report to the commission.

(d) Qualifications of drivers. Adoption of United States Department of Transportation motor carrier safety regulations. The rules and regulations governing qualifications of drivers prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 383, part (~~(391)~~) 391.1 through part 391.71, excluding paragraphs (a) and (b) of section 391.2, section 391.69, subparagraph (2) of paragraph 391.71(a), and subparagraph (4) of paragraph 391.71(b)(~~(, as well as and including all appendices and amendments thereto, in effect on October 1, 1988,)~~) are adopted and prescribed by the commission to be observed by all solid waste collection companies operating under chapter 81.77 RCW except:

(i) The minimum age requirement for drivers prescribed in subparagraph (1) of paragraph 391.11(b) shall be eighteen years of age.

(ii) With respect to the limited exemption prescribed in section 391.61, the time period identified therein shall be the period of time prior to the effective date of this rule.

(iii) With respect to the limited exemptions prescribed in sections 391.65 and 391.71, the time periods identified in these sections shall have as a starting date the effective date of this rule.

(iv) Section 391.21, 391.23, 391.25, 391.27, 391.31, 391.33, 391.35, and 391.37 shall not apply to a single vehicle owner driver when operating under its own permit.

(v) Carriers operating exclusively in intrastate commerce operating vehicles with a manufacturer's gross vehicle weight rating (GVWR) of less than ten thousand pounds shall not be subject to the provisions of Part 391 unless the vehicle is being used to transport hazardous materials of a type or quantity that requires the vehicle to be marked or placarded in accordance with WAC 480-12-195.

(e) Whenever the designations "director, ((bureau)) office of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsection (3) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

~~((f) Whenever the term "lightweight vehicle" is used in Title 49, Code of Federal Regulations, part 391 and part 395, adopted in this section, such term shall mean a motor vehicle that:~~

~~(i) Was manufactured on or after January 1, 1972, and has a manufacturer's gross vehicle weight rating of ten thousand pounds or less, in the case of a single vehicle, or a manufacturer's gross combination weight rating of ten thousand pounds or less, in the case of an articulated vehicle; or~~

~~(ii) Was manufactured before January 1, 1972, and has a gross weight, including its load and the gross weight of any vehicle being towed by the motor vehicle, of ten thousand pounds or less, except:~~

~~(iii) The term "lightweight vehicle" does not include a vehicle that is being used to transport hazardous materials of a type or quantity that requires the vehicle to be marked or placarded in accordance with WAC 480-12-195.)~~

WSR 92-02-082

PERMANENT RULES

UTILITIES AND TRANSPORTATION COMMISSION

[Order R-357, Docket No. TC-900481—Filed December 31, 1991,
2:01 p.m.]

In the matter of amending and adopting WAC 480-30-015, 480-30-095, 480-30-097, 480-30-100, 480-40-015, 480-40-065, 480-40-070, 480-40-075, and 480-40-100 relating to auto transportation companies and passenger charter carriers.

This action is taken pursuant to Notice No. WSR 91-21-110 filed with the code reviser on October 22, 1991. The rule change hereinafter adopted shall take effect pursuant to RCW 34.05.380(2).

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

This rule-making proceeding is in compliance with the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.05 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 91-21-110 the above matter was scheduled for consideration at 9:00 a.m., Wednesday, November 27, 1991, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA, before Chairman Sharon L. Nelson and Commissioners Richard D. Casad and A. J. Pardini.

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 November 18, 1991, and orally at 9:00 a.m., Wednesday, November 27, 1991, in the commission's hearing room above noted.

At the November 27, 1991, meeting the commission considered the rule change proposal. No written or oral comments were received.

The rule change affects no economic values.

In reviewing the entire record herein, it has been determined that WAC 480-30-015, 480-30-095, 480-30-097, 480-30-100, 480-40-015, 480-40-065, 480-40-070, 480-40-075, and 480-40-100 should be amended and adopted to read as set forth in Appendix A shown below and by this reference made a part hereof. Various federal rules and regulations have been adopted by the commission relating to driver qualifications, hours of service, vehicle equipment, and safety. Date references to those federal rules and regulations have been removed from various sections of the chapters of WAC regulating these industries in favor of a date reference in a single section in each of chapters 480-30 and 480-40 WAC.

ORDER

WHEREFORE, IT IS ORDERED That WAC 480-30-015, 480-30-095, 480-30-097, 480-30-100, 480-40-015, 480-40-065, 480-40-070, 480-40-075, and 480-40-100 as set forth in Appendix A, be amended and adopted as rules of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.05.380(2).

IT IS FURTHER ORDERED That the order be forwarded to the code reviser for filing and recorded in the order register of the Washington Utilities and Transportation Commission pursuant to chapter 34.05 RCW and chapter 1-21 WAC.

DATED at Olympia, Washington, this 18th day of December, 1991.

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

APPENDIX "A"

NEW SECTION

WAC 480-30-015 ADOPTION BY REFERENCE DEFINED. Where referred to in this chapter, the following definitions shall apply:

(1) "North American Uniform Out-of-Service Criteria" shall be that in effect on February 15, 1991.

(2) "Title 49 Code of Federal Regulations" shall be the rules and regulations as well as and including all appendices and amendments in effect on May 1, 1991.

AMENDATORY SECTION (Amending Order R-295, Cause No. TV-2225, filed 2/23/89)

WAC 480-30-095 EQUIPMENT—SAFETY. In addition to other laws and regulations of this state, all motor vehicles operating under chapter 81.68 RCW shall comply with the following:

(1) Adoption of United States Department of Transportation motor carrier safety regulations. The rules and regulations governing motor carrier safety prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 392, (~~excluding section 392.2 and paragraph (c) of section 392.1;~~) part 393, (~~excluding paragraph (b) of section 393.1, and sections 393.13, 393.14, 393.15, 393.16, 393.76, 393.100, 393.102, 393.104, 393.106;~~) part 396, (~~except that with respect to section 396.11 no driver vehicle inspection report need be filed if no defects are found, and excluding paragraph (b) of section 396.1;~~) and part 397, (~~excluding section 397.21 and paragraph (c) of section 397.1, as well as and including all appendices and amendments thereto in effect on October 1, 1988;~~) are adopted and prescribed by the commission to be observed by all auto transportation companies operating under chapter 81.68 RCW. Exceptions: All auto transportation companies operating exclusively in intrastate commerce shall be exempt from the provisions of sections 392.2, 393.76, 396.17 through 396.23, and 397.21. Further, with respect to section 396.11 no driver vehicle inspection report need be filed if no defects are found.

(2) Whenever the designations "director, (~~bureau~~) office of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsection (1) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

AMENDATORY SECTION (Amending Order R-315, Docket No. TV-2285, filed 2/27/90, effective 3/30/90)

WAC 480-30-097 EQUIPMENT—INSPECTION—ORDERED FOR REPAIRS. (1) All motor vehicles operated under chapter 81.68 RCW shall be maintained in a safe and sanitary condition. They shall at all times be subject to inspection by the commission and its duly authorized representatives who shall have power to order out-of-service any vehicle meeting the standards set forth in this section, or is not being operated in compliance with state laws in regard to equipment or method.

(2) Equipment standards. The purpose of this section is to identify critical vehicle inspection items and provide criteria for placing a vehicle(s) in an out-of-service or restricted service category subsequent to a safety inspection. The criteria for out-of-service condition and restricted service condition are those defined in the North American Uniform Out-Of-Service Criteria (~~in effect on February 15, 1989~~). Copies of this document are available from the commission upon request.

(a) Out-of-service condition. When any vehicle(s) is in out-of-service condition, no motor carrier shall require nor shall any person operate such motor vehicle declared and marked "out-of-service" until all required repairs have been satisfactorily completed.

(b) Restricted service condition. Any motor vehicle(s) discovered to be in a restricted service condition, while being operated on the highway, may be placed out-of-service at the inspection site or allowed to continue in

operation to a repair facility at a distance not to exceed twenty-five miles, at the discretion of the inspector.

AMENDATORY SECTION (Amending Order R-329, Docket No. T-900076, filed 10/31/90, effective 12/1/90)

WAC 480-30-100 OPERATION OF MOTOR VEHICLES. (1) All motor vehicles shall be operated in accordance with the requirements of existing state laws and no driver or operator thereof shall operate the same in any other than a careful and prudent manner, nor at any greater speed than is reasonable or proper, having due regard to the traffic and use of the highway by others, or so as to endanger the life and limb of any person.

(2) Qualifications of drivers. Adoption of United States Department of Transportation motor carrier safety regulations. The rules and regulations governing qualifications of drivers prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 383, part (~~391~~) 391.1 through part 391.71, excluding paragraphs (a) and (b) of section 391.2, (~~section 391.69, subparagraph (2) of paragraph 391.71(a), and subparagraph (4) of paragraph 391.71(b), as well as and including all appendices and amendments thereto, in effect on October 1, 1988;~~) are adopted and prescribed by the commission to be observed by all auto transportation companies operating under chapter 81.68 RCW except relating to those carriers operating exclusively in intrastate commerce:

(a) The minimum age requirement for drivers prescribed in subparagraph (1) of paragraph 391.11(b) shall be eighteen years of age.

(b) With respect to the limited exemption prescribed in section 391.61, the time period identified therein shall be the period of time prior to the effective date of this rule.

(c) With respect to the limited exemptions prescribed in sections 391.65 and 391.71, the time periods identified in these sections shall have as a starting date the effective date of this rule.

(3) No driver or operator of a motor vehicle carrying passengers shall smoke any cigar, cigarette, tobacco or other substance in such vehicle during the time he is driving the vehicle.

(4) No driver or operator of a motor vehicle shall create any disturbance or unnecessary noise to attract persons to the vehicle.

(5) The rules and regulations relating to drivers' logs and drivers' hours of service adopted by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 395, (~~as well as and including all appendices and amendments thereto in effect on October 1, 1988;~~) are adopted and prescribed by the commission to be observed by all auto transportation companies operating under chapter 81.68 RCW.

(6) No driver or operator of any motor vehicle used in the transportation of passengers shall refuse to carry any person offering himself or herself at a regular stopping place for carriage and who tenders the regular fare to any stopping place on the route of said motor vehicle, or between the termini thereof, if allowed to carry passengers to such point under the certificate for such route:

PROVIDED, HOWEVER, That the driver or operator of such motor vehicle may refuse transportation to any person who is in an intoxicated condition or conducting himself or herself in a boisterous or disorderly manner or is using profane language, who is suffering from a contagious disease, or whose condition is such as to be obnoxious to passengers on such motor vehicle. A driver is responsible for the comfort, safety and peace of mind of his or her passengers to the extent that he or she should be constantly on the alert for and immediately correct any act of misconduct on the part of occupants of the vehicle.

(7) No auto transportation company operating any motor vehicle used in the transportation of persons, shall permit smoking on said vehicle either by passengers or other persons while present in said motor vehicle.

Auto transportation companies shall place suitable signs in buses, of sufficient size and number to adequately inform passengers that smoking is not permitted in the motor vehicle.

(8) No motor vehicle used in the transportation of persons shall carry more than one hundred fifty percent of its rated carrying capacity. No passenger shall be permitted to stand unless the vehicle is equipped with devices designed and permanently installed to provide stability and safety for standing passengers. Even if the vehicle is so equipped, no passenger shall be permitted to stand for a distance in excess of thirty-five miles.

(9) The front seat of all passenger carrying vehicles, if connected with the driver's seat, shall be considered as an emergency seat and no passenger will be allowed to occupy the same unless all of the other seats of such vehicle are fully occupied. In no case shall more than one passenger be allowed to occupy the front seat of any motor vehicle unless such seat is forty-eight or more inches in width in the clear. No passenger shall be allowed to sit in the front seat to the left of the driver.

(10) ~~((No motor vehicle used for the transportation of passengers shall carry or transport any baggage, trunk, crate or other load which shall extend beyond the running board of said motor vehicle on the left side.~~

((H)) Except when specially authorized by the commission, no motor vehicle used in the transportation of passengers shall be operated or driven with any trailer or other vehicle attached thereto; except in case a vehicle becomes disabled while on a trip and is unable to be operated by its own power, such disabled vehicle may be towed without passengers to the nearest point where repair facilities are available. No right-hand drive vehicle shall be used except by special authorization of the commission and then only when equipped as directed by it.

((H2)) (11) Accidents occurring in this state arising from or in connection with the operations of any auto transportation company operating under chapter 81.68 RCW resulting in an injury to any person, or the death of any person shall be reported by such carrier to the commission as soon as possible, but in no event later than twelve hours after the occurrence of the accident. The occurrence of such accidents shall be reported to the commission by telephone at the following numbers: 1-

800-562-6150; or if the call is made from out of the state: 1-206-586-1119. Copies of written reports of all accidents, including those described in this section, shall be maintained in the main office of the carrier subject to inspection by the commission.

~~((H3)) (12) Auto transportation companies transporting passengers shall ((maintain such comfort stations in a clean and sanitary condition along its line or route, and shall make such regular stops thereat as shall be necessary to care properly)) be responsible for the comfort of its patrons.~~

((H4)) (13) Out-of-service criteria. All drivers operating motor vehicles under chapter 81.68 RCW shall do so in compliance with the safety rules and regulations defined therein. Duly authorized personnel of the commission shall have the power to order out-of-service any driver found to be operating in violation of those rules and regulations. The criteria for conditions under which a driver may be ordered out-of-service are those defined in the North American Uniform Out-Of-Service Criteria(~~(, in effect on February 15, 1989)~~). Copies of this document are available from the commission upon request.

((H5)) (14) Whenever the designations "director, ~~(bureau)~~ office of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsections (2) and (5) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

NEW SECTION

WAC 480-40-015 ADOPTION BY REFERENCE DEFINED. Where referred to in this chapter, the following definitions shall apply:

(1) "North American Uniform Out-of-Service Criteria" shall be that in effect on February 15, 1991.

(2) "Rules and regulations adopted by the United States Department of Transportation in Title 49 Code of Federal Regulations" shall be the rules and regulations as well as and including all appendices and amendments in effect on May 1, 1991.

AMENDATORY SECTION (Amending Order R-315, Docket No. TV-2285, filed 2/27/90, effective 3/30/90)

WAC 480-40-065 EQUIPMENT—INSPECTION—ORDERED FOR REPAIRS. (1) All motor vehicles operated under chapter 81.70 RCW shall be maintained in a safe and sanitary condition. They shall at all times be subject to inspection by the commission and its duly authorized representatives who shall have power to order out-of-service any vehicle meeting the standards set forth in this section, or is not being operated in compliance with state laws in regard to equipment or method.

(2) Equipment standards. The purpose of this section is to identify critical vehicle inspection items and provide criteria for placing a vehicle(s) in an out-of-service or

restricted service category subsequent to a safety inspection. The criteria for out-of-service condition and restricted service condition are those defined in the North American Uniform Out-Of-Service Criteria (~~in effect on February 15, 1989~~). Copies of this document are available from the commission upon request.

(a) Out-of-service condition. When any vehicle(s) is in out-of-service condition, no motor carrier shall require nor shall any person operate such motor vehicle declared and marked "out-of-service" until all required repairs have been satisfactorily completed.

(b) Restricted service condition. Any motor vehicle(s) discovered to be in a restricted service condition, while being operated on the highway, may be placed out-of-service at the inspection site or allowed to continue in operation to a repair facility at a distance not to exceed twenty-five miles, at the discretion of the inspector.

AMENDATORY SECTION (Amending Order R-329, Docket No. T-900076, filed 10/31/90, effective 12/1/90)

WAC 480-40-070 OPERATION OF MOTOR VEHICLES. (1) All motor vehicles shall be operated in accordance with the requirements of existing state laws and no driver or operator thereof shall operate the same in any other than a careful and prudent manner, nor at any greater speed than is reasonable or proper, having due regard to the traffic and use of the highway by others, or so as to endanger the life and limb of any person.

(2) Qualifications of drivers. Adoption of United States Department of Transportation motor carrier safety regulations. The rules and regulations governing qualifications of drivers prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 383(;) and part ((391)) 391.1 through part 391.71, excluding paragraphs (a) and (b) of section 391.2, ((section 391.69, subparagraph (2) of paragraph 391.71(a), and subparagraph (4) of paragraph 391.71(b); as well as and including all appendices and amendments thereto, in effect on January 1, 1983,)) are adopted and prescribed by the commission to be observed by all charter party carriers or excursion service carriers of passengers operating under chapter 81.70 RCW except relating to those carriers operating exclusively in intrastate commerce:

(a) With respect to the limited exemption prescribed in section 391.61, the time period identified therein shall be the period of time prior to the effective date of this rule.

(b) With respect to the limited exemptions prescribed in sections 391.65 and 391.71, the time periods identified in these sections shall have as a starting date the effective date of this rule.

(3) The rules and regulations relating to drivers' logs and drivers' hours of service adopted by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 395, ((as well as and including all appendices and amendments thereto in effect on January 1, 1988,)) are adopted and prescribed by the commission to be observed by all charter party carriers or excursion service carriers of passengers operating under chapter 81.70 RCW.

(4) Accidents occurring in this state arising from or in connection with the operations of any charter party carrier or excursion service carrier of passengers operating under chapter 81.70 RCW resulting in an injury to any person, or the death of any person shall be reported by such carrier to the commission as soon as possible, but in no event later than twelve hours after the occurrence of the accident. The occurrence of such accidents shall be reported to the commission by telephone at the following numbers: 1-800-562-6150; or if the call is made from out of the state: 1-206-586-1119. Copies of written reports of all accidents, including those described in this section, shall be maintained in the main office of the carrier subject to inspection by the commission.

(5) Whenever the designations "director, ((bureau)) office of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsections (2) and (3) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

AMENDATORY SECTION (Amending Order R-329, Docket No. T-900076, filed 10/31/90, effective 12/1/90)

WAC 480-40-075 EQUIPMENT—SAFETY. In addition to other laws and regulations of this state, all motor vehicles operating under chapter 81.70 RCW shall comply with the following:

(1) Adoption of United States Department of Transportation motor carrier safety regulations. The rules and regulations governing motor carrier safety prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, ((part 390.17,)) part 392, ((excluding section 392.2 and paragraph (c) of section 392.1,)) part 393, ((excluding paragraph (b) of section 393.1, and sections 393.13, 393.14, 393.15, 393.16, 393.76, 393.100, 393.102, 393.104, 393.106, part 396, except that with respect to section 396.11 no driver vehicle inspection report need be filed if no defects are found, and excluding paragraph (b) of section 396.1,)) and part 397((, excluding section 397.21 and paragraph (c) of section 397.1, as well as and including all appendices and amendments thereto, in effect on January 1, 1988,)) are adopted and prescribed by the commission to be observed by all charter party carriers or excursion service carriers of passengers operating under chapter 81.70 RCW. Exception: All passenger charter carriers or excursion service carriers of passengers operating exclusively in intrastate commerce shall be exempt from the provisions of sections 392.2, 393.76, 396.17 through 396.23, and 397.21. Further, with respect to section 396.11, no driver vehicle inspection report need be filed if no defects are found.

(2) Whenever the designations "director, ((bureau)) office of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsection (1) of this section, such

designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

AMENDATORY SECTION (Amending Order R-315, Docket No. TV-2285, filed 2/27/90, effective 3/30/90)

WAC 480-40-100 ~~OUT-OF-SERVICE CRITERIA~~. All drivers operating motor vehicles under chapter 81.70 RCW shall do so in compliance with the safety rules and regulations defined therein. Duly authorized personnel of the commission shall have the power to order out-of-service any driver found to be operating in violation of those rules and regulations. The criteria for conditions under which a driver may be ordered out-of-service are those defined in the North American Uniform Out-Of-Service Criteria (~~(-in effect on February 15, 1989)~~). Copies of this document are available from the commission upon request.

WSR 92-02-083
PERMANENT RULES
UTILITIES AND TRANSPORTATION
COMMISSION

[Order R-363, Docket No. U-911075—Filed December 31, 1991,
2:05 p.m.]

In the matter of amending WAC 480-140-020 and 480-140-040 relating to annual budgets by waters systems and preparation of budgets by public service companies for major capital projects.

This action is taken pursuant to Notice No. WSR 91-22-100 filed with the code reviser on November 6, 1991. The rule change hereinafter adopted shall take effect pursuant to RCW 34.05.380(2).

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

This rule-making proceeding is in compliance with the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.05 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 91-22-100 the above matter was scheduled for consideration at 9:00 a.m., Wednesday, December 11, 1991, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA, before Chairman Sharon L. Nelson and Commissioners Richard D. Casad and A. J. Pardini.

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 December 2, 1991, and orally at 9:00 a.m., Wednesday, December 11, 1991, in the commission's hearing room above noted.

At the December 11, 1991, meeting the commission considered the rule change proposal. No written or oral comments have been received.

The rule change affects no economic values.

In reviewing the entire record herein, it has been determined that WAC 480-140-020 and 480-140-040 should be amended to read as set forth in Appendix A shown below and by this reference made a part hereof. WAC 480-140-020 and 480-140-040 as amended will include a supplemental exemption to filing annual budgets by water companies that are required to file water system plans with the Department of Health in compliance with WAC 246-290-100 and will correct the schedule defining an "individual major project" in a company's construction budget.

ORDER

WHEREFORE, IT IS ORDERED That WAC 480-140-020 and 480-140-040 as set forth in Appendix A, be amended as rules of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.05.380(2).

IT IS FURTHER ORDERED That the order be forwarded to the code reviser for filing and recorded in the order register of the Washington Utilities and Transportation Commission pursuant to chapter 34.05 RCW and chapter 1-21 WAC.

DATED at Olympia, Washington, this 30th day of December, 1991.

Washington Utilities and Transportation Commission
Richard D. Casad, Commissioner
A. J. Pardini, Commissioner

APPENDIX "A"

AMENDATORY SECTION (Amending Order R-341, Docket No. U-901099, filed 3/28/91, effective 4/28/91)

WAC 480-140-020 **WHO MUST FILE**. All public service companies shall ~~((be required to))~~ file budgets with the ~~((Washington utilities and transportation))~~ commission ~~((-PROVIDED, HOWEVER,-))~~ except (1) gas, water, telecommunications, telegraph, and electrical companies whose annual gross operating revenues do not exceed one hundred fifty thousand dollars((-shall not be required to file budgets)) and (2) water companies who are required to file water system plans with the department of health in compliance with WAC 246-290-100. Water companies required to file such plans with the department of health shall concurrently file a copy of such plan with the commission.

AMENDATORY SECTION (Amending Order R-341, Docket No. U-901099, filed 3/28/91, effective 4/28/91)

WAC 480-140-040 **PREPARATION**. Budgets shall be made in duplicate on forms furnished by the commission. The original and three copies shall be filed with the commission and one copy shall be kept by the company for its files. Each question must be answered fully and accurately. Where the word "none" truly and completely states the fact, it may be given as the answer to any particular inquiry or portion thereof. Do not leave blank lines. Items and schedules which do not apply to the reporting company's business and therefore cannot be filled in, shall be answered "not applicable." In no

case shall any utility deviate from the requirements of these rules except upon a showing of good cause, and then only to the extent authorized by the commission in writing. For the purpose of the budget report an "individual major project," is defined according to the following schedule:

Company Construction Budget	Major Project
\$25,000 or less	\$2,000 or more
\$25,001 to \$50,000	\$2,500 or more
\$50,001 to \$100,000	\$10,000 or more
\$100,001 to \$((200,000)) <u>500,000</u>	\$15,000 or more
\$500,001 to \$1,000,000	\$50,000 or more
\$1,000,001 to \$5,000,000	\$100,000 or more
\$5,000,001 or more	\$500,000 or more

All other individual projects shall be listed by name, location, and estimated cost. For companies with utility operations in more than one state, the major project threshold shall be applied to all projects proposed to be located in the state of Washington and to all projects which will be partly or wholly allocated to Washington operations: PROVIDED, That individual project description sheets shall be required only for those projects for which the assigned or allocated costs to Washington equal or exceed the threshold set forth in this rule.

WSR 92-02-084
NOTICE OF PUBLIC MEETINGS
OFFICE OF MINORITY AND
WOMEN'S BUSINESS ENTERPRISES
 [Memorandum—December 20, 1991]

Following is the Office of Minority and Women's Business Enterprises' (OMWBE) 1992 regular schedule of advisory committee meetings, for publication in the Washington State Register.

- March 11, 1992
- June 10, 1992
- September 9, 1992
- December 9, 1992

All meetings will start at 10:00 a.m. until 12:00 noon. The location of each meeting will be determined at a later date.

WSR 92-02-085
PROPOSED RULES
DEPARTMENT OF WILDLIFE
 [Filed January 2, 1992, 10:50 a.m.]

Original Notice.

Title of Rule: Amending WAC 232-28-022 Game management units (GMUs) special game areas—Boundary descriptions.

Purpose: To amend WAC 232-28-022 Game management units (GMUs)—Special game areas—Boundary descriptions.

Statutory Authority for Adoption: RCW 77.12.040.
 Statute Being Implemented: RCW 77.12.040.

Summary: Amends the boundary descriptions that were adopted March 9, 1991. The proposed rule includes GMUs, deer areas, elk areas, bow areas, and muzzleloader areas as well as boundary descriptions for sheep, goat, moose, and cougar hunting areas. In addition, there is established a private lands wildlife management area.

Reasons Supporting Proposal: Edits in boundary descriptions are necessary to correct mistakes, update road names, change management strategies or alter geographic area when populations or damage problems require a modification of hunt areas.

Name of Agency Personnel Responsible for Drafting and Implementation: Tom Juelson, AD, Wildlife Management Division, Olympia, (206) 753-5728; and Enforcement: Tony de la Torre, AD Wildlife Enforcement Division, Olympia, (206) 753-5740.

Name of Proponent: Washington Wildlife Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Amends boundary descriptions for hunting seasons.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Westwater Inn, 2300 Evergreen Park Drive, Olympia, WA 98502, on February 7, 1992, at 8:00 a.m.

Submit Written Comments to: Pam Madson, 600 Capitol Way North, Olympia, WA 98501-1091, by January 28, 1992.

Date of Intended Adoption: February 7, 1992.

January 2, 1992

Pamela K. Madson

Administrative Rules Officer

AMENDATORY SECTION (Amending Order 495, filed 5/16/91, effective 6/16/91)

WAC 232-28-022 GAME MANAGEMENT UNITS (GMUS)—SPECIAL GAME AREAS—BOUNDARY DESCRIPTIONS.

REGION ONE

GMU 100—Curlw (Ferry and Okanogan counties): Beginning at Republic; then south along Highway 21 to the northern boundary of the Colville Indian Reservation; then east along the Reservation boundary to the Stall Creek Road, USFS #310; then north on #310 to USFS Road #250; then north to the Kettle Crest Trail #13; then north on Trail #13 to the Deer Creek—Boulder Creek Road; then west on the Deer Creek—Boulder Creek Road to the Kettle River at Curlw; then north along the Kettle River to the Canadian Border near Danville; then west along the border to the Kettle river near the Ferry Customs Office; then south along the Kettle River to the mouth of Toroda Creek and the Toroda Creek Road; then southwest along the Toroda Creek Road to Wauconda and Highway 20; then southeast on Highway 20 to Republic to the point of beginning. (See Colville National Forest map)

GMU 103—Boulder (Ferry County): Beginning at Lake Roosevelt at the mouth of the Kettle River; then south along Lake Roosevelt to the north boundary of the Colville Indian Reservation; then west along the Reservation boundary to the Stall Creek Road, USFS #310; then north on #310 to USFS Road #250; then north on #250 to the Kettle Crest Trail #13; then north on Trail #13 to the Deer Creek Boulder Creek Road; then west on the Deer Creek—Boulder Creek Road to the

Kettle River at Curlaw; then north along the Kettle River to the Canadian Border near Danville; then east along the border to the Kettle River near Laurier then south along the Kettle River to its mouth to the point of beginning. (See Colville National Forest map)

GMU 105-Kelly Hill (Stevens County): Beginning at the Kettle River on the Canadian border near Laurier; then south along the Kettle River to its mouth at Lake Roosevelt; then northeast along Lake Roosevelt to the Canadian border; then west along the border to the Kettle River near Laurier to the point of beginning. (See Washington Atlas and Gazetteer)

GMU 108-Douglas (Stevens County): Beginning at the bridge over Lake Roosevelt near Northport; then southwest along Lake Roosevelt to the bridge over Lake Roosevelt near Kettle Falls (Highway 395); then south east on Highway 395 into Colville and Highway 20; then east on Highway 20 the edge of town and the Colville-Aladdin-Northport Road; then north and west on the Colville-Aladdin-Northport Road to the town of Northport and Highway 25; then through town to the Lake Roosevelt bridge to the point of beginning. (See Washington Atlas & Gazetteer)

GMU 111-Aladdin (Stevens and Pend Oreille counties): Beginning at Lake Roosevelt at the Canadian Border; then south along Lake Roosevelt to the bridge over the lake near Northport (Highway 25); then into Northport on Highway 25 to the Colville-Aladdin-Northport Road; then east and south along the Colville-Aladdin-Northport Road to Highway 20 near Colville; then east on Highway 20 to the Pend Oreille River near Tiger; then north along the Pend Oreille river to the Canadian border; then west along the border to Lake Roosevelt to the point of beginning. (See Washington Atlas & Gazetteer)

GMU 113-Selkirk (Pend Oreille County): Beginning on the Pend Oreille River at the Canadian border; then south along the Pend Oreille River to the Idaho border near Newport; then north along the Idaho-Washington border to the Canadian border; then west along the Canadian border to the Pend Oreille River to the point of beginning. (See Washington Atlas & Gazetteer or Colville National Forest map)

GMU 118-Chewelah (Stevens and Pend Oreille counties): Beginning at Colville; then east on Highway 20 to the Pend Oreille River near Tiger; then south along the Pend Oreille River to the bridge over the river at Usk; then west on the McKenzie Road to the West Side Calispell Road and the Flowery Trail Road; then west on the Flowery Trail Road to Chewelah and Highway 395; then north on Highway 395 to Colville to the point of beginning. (See Washington Atlas & Gazetteer)

GMU 119-Boyer (Stevens and Pend Oreille counties): Beginning on the Pend Oreille River at the bridge near Usk; then west on the McKenzie Road to the Westside Calispell Road and the Flowery Trail Road; then west on the Flowery Trail Road to Chewelah and Highway 395; then south on Highway 395 to Highway 231; then south on Highway 231 to Springdale; then east on Highway 292 to Highway 395 at Loon Lake; then south on Highway 395 to Deer Park; then east on the Deer Park-Milan Road to Highway 2, then northeast on Highway 2 to the Idaho border at Newport; then north along the Idaho border to the Pend Oreille River; then north along the Pend Oreille River to the bridge at Usk and point of beginning. (See Washington Atlas & Gazetteer)

GMU 121-Huckleberry (Stevens County): Beginning at the bridge over Lake Roosevelt near Kettle Falls; then south on Highway 395 to Highway 231; then south on Highway 231 to the northeast corner of the Spokane Indian Reservation; then west along the north boundary of the Reservation to Lake Roosevelt; then north along Lake Roosevelt to the Highway 395 bridge near Kettle Falls to the point of beginning. (See Washington Atlas & Gazetteer)

GMU 124-Mount Spokane (Spokane, Stevens and Pend Oreille counties): Beginning at the Idaho-Washington border at Newport; then south on Highway 2 to the Deer Park-Milan Road; then west on the Deer Park-Milan Road to Deer Park and Highway 395; then north on Highway 395 to Highway 292 at Loon Lake; then west on Highway 292 to Springdale and Highway 231; then south on Highway 231 to the northeast boundary of the Spokane Indian Reservation; then south along the east boundary of the Indian Reservation (Chamokane Creek) to the Spokane River; then east along the Spokane River to the Washington-Idaho border; then north along the border to Newport and point of beginning. (See Washington Atlas & Gazetteer)

GMU 127-Mica Peak (Spokane County): Beginning at Spokane; then south along State Highway 195 to the Spokane-Whitman County line; then east along Spokane-Whitman County line to the Washington-Idaho line; then north along the Washington-Idaho line to the Spokane River; then west along the Spokane River to the point of beginning. (See Washington Atlas & Gazetteer)

GMU 130-Cheney (Spokane and Lincoln counties): Beginning at Spokane; then south along State Highway 195 to the Spokane-Whitman County line; then west along the north boundary of Whitman and Adams counties to U.S. Highway No. 395; then northeast along U.S. Highway 395 to Sprague; then north along State Highway No. 231 to its junction with U.S. Highway No. 2; then east along U.S. Highway No. 2 to Reardan; then north along state Highway No. 231 to the Spokane River; then up the Spokane River to Spokane to the point of beginning. (See Washington Atlas & Gazetteer)

GMU 133-Roosevelt (Lincoln County): Beginning at Reardan; then north along State Highway 231 to the Spokane River; then west along the Spokane River to Lake Roosevelt; then west along Lake Roosevelt to Coulee Dam; then southeast on State Highway 174 to Wilbur and U.S. Highway 2; then east along Highway 2 to Reardan and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 136-Harrington (Lincoln County): Beginning at the town of Grand Coulee; then southeast along State Highway No. 174 to its junction with U.S. Highway No. 2 at Wilbur; then east along U.S. Highway No. 2 to its junction with U.S. Highway No. 231 three miles west of Reardan; then south along Highway No. 231 to its junction with U.S. Highway No. 395; then southwest along U.S. Highway No. 395 to the Adams County line at Sprague Lake; then west along the Adams-Lincoln County line to the Grant County line; then north along the Grant-Lincoln County line to Grand Coulee and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 139-Steptoe (Whitman County): Beginning at Colfax; then west along State Highway 127 to Dusty and continuing west along State Highway No. 26 through LaCrosse to the west Whitman County line (Palouse River); then north along the west Whitman County line, east along the north Whitman County line and south along the east Whitman County line to the Moscow-Pullman Highway; then west along the Moscow-Pullman-Colfax Highway to Colfax and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 142-Almota (Whitman County): Beginning at Clarkston; then down the Snake River to the mouth of the Palouse River; then up the Palouse River to the Washtucna-LaCrosse Highway (State Highway No. 26); then east along the highway through LaCrosse to State Highway 127 to Dusty; then continuing east along State Highway 127 to Colfax; then southeast along the Colfax-Pullman-Moscow Highway to the Washington-Idaho line; then south along the state line to Clarkston and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 145-Mayview (Garfield and Asotin counties): Beginning at the mouth of Alpowa Creek and its junction with U.S. Highway No. 12; then west along U.S. Highway No. 12 to its junction with State Highway 127 (Central Ferry Highway); then north along the Highway to the Snake River; then east up the Snake River to the mouth of Alpowa Creek and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 148-Starbuck (Walla Walla, Columbia, and Garfield counties): Beginning at Central Ferry; then south along State Highway No. 127 to Dodge Junction; then southwest along U.S. Highway No. 12 to the town of Waitsburg and the Touchet River; then west along the river to its junction with the Ayer Road at Harsha; then north along the Ayer Road to the Snake River at Ayer; then east along the Snake River to Central Ferry and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 151-Eureka (Walla Walla County): Beginning at the Washington-Oregon State line on the Columbia River (near Wallula Junction); then north up the Columbia River to the Snake River; then northeast up the Snake River to Ayer; then south along the Ayer Road to State Highway No. 124 and the Touchet River at Harsha; then east up the river to Waitsburg and U.S. Highway 12; then southwest along Highway 12 to Walla Walla and State Highway No. 125; then south along State Highway No. 125 to the Washington-Oregon State line;

then west along the state line to the Columbia River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 154-Blue Creek (Walla Walla and Columbia counties): Beginning at the Washington-Oregon State line on State Highway No. 125 (south of Walla Walla); then north along State Highway No. 125 to U.S. Highway No. 12; then northeast along Highway 12 to the Payne Hollow Road at Long Station; then south along the Payne Hollow-Jasper Mountain-Mt. Pleasant Road to the Lewis Peak Road; then south along the Lewis Peak Road to its termination at the Mill Creek Watershed Intake Trail; then southwest along the trail to the Washington-Oregon State line; then west along the state line to State Highway No. 125 and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 157-Watershed, Mill Creek Watershed area (Walla Walla, Columbia counties): Starting at the Mill Creek Watershed Intake Trail (No. 3211) on the Washington-Oregon State line; then northeast along the Intake Trail to the Skyline Drive Road (No. 64); then south along the road to the Washington-Oregon State line; then due west to the point of beginning. (See Umatilla Forest map)

GMU 160-Touchet (Walla Walla, and Columbia counties): Beginning at Dayton; then south along the North Touchet River Road to its junction with the Skyline Drive Road at Manila Springs; then southwest along the Skyline Road to its junction with the Mill Creek Watershed Intake Trail (No. 3211); then west along the Intake Trail to the Lewis Peak ((Trail)) Road; then north along the Lewis Peak-Mt. Pleasant-Jasper Mountain-Payne Hollow Road to U.S. Highway 12 at Long Station; then north along said highway to Dayton and the point of beginning. (See Washington Atlas & Gazetteer and Umatilla National Forest map)

GMU 161-Eckler (Columbia County): Beginning at Dayton; then east along the Patit Creek Road to its junction with the Hartsock-Maloney Mountain Road; then south and west along the Maloney Mountain Road (No. 4625) to the Skyline Drive Road (No. 46); then south along the Skyline Drive Road to its junction with the North Touchet River Road at Manila Springs; then north along the North Touchet River Road to Dayton and the point of beginning. (See Washington Atlas & Gazetteer and Umatilla National Forest map)

GMU 163-Marengo (Columbia, and Garfield counties): Beginning at Dayton; then east along the Main Patit Road to its junction with the Hartsock-Maloney Mountain Road; then north down the Hartsock Grade Road to the Tucannon Road; then south along the Tucannon Road to the Blind Grade Road; then east up the Blind Grade Road to the Linville Gulch Road; then north down the Linville Gulch Road to U.S. Highway No. 12; then west and south along Highway 12 to Dayton and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 166-Tucannon (Columbia, and Garfield counties): Beginning on the Tucannon River Road at its junction with the Hartsock Grade Road; then south up the Hartsock Grade Road to its junction with the Maloney Mountain Road; then southwest along the Maloney Mountain Road (No. 4625) to the Skyline Drive Road (No. 46); then south along the Skyline Drive Road to its junction with the Teepee Road (No. 4608); then east along the Teepee Road to Teepee Camp; then east along the Teepee Oregon Butte-Bullfrog Springs Diamond Peak Trail to Diamond Peak; then east along the Diamond Peak Road (No. 4030) to the Mountain Road (No. 40); then north along the Mountain Road to its junction with the elk drift fence at the Forest Boundary; then north and west along the fence to the Tucannon Road; then north along the Tucannon Road to the Hartsock Grade Road and the point of beginning. (See Washington Atlas & Gazetteer and Umatilla National Forest map)

GMU 169-Wenaha (Columbia, Garfield and Asotin counties): Beginning on the Skyline Drive Road at the Washington-Oregon State line; then north along the road to Godman Springs and the Teepee Road (No. 4608); then east along the Teepee Road to Teepee Camp; then east along the Teepee Oregon Butte-Bullfrog Springs Diamond Peak Trail to Diamond Peak; then east on the Diamond Peak Road (No. 4030) to the Mountain Road (No. 40); then south along the Mountain Road to the South Boundary Road (No. 4039); then west along the road to the Three Forks Trail (No. 3133); then west down said trail to Crooked Creek; then south on Crooked Creek to the Washington-Oregon State line; then due west along the line to Skyline Road and the point of beginning. (See Umatilla National Forest map)

GMU 172-Mountview (Garfield and Asotin counties): Beginning at the junction of State Highway 129 and Mill Road at Anatone; then southwest on the Mill Road & Bennett Ridge Road-West Mountain Road (No. 1290) to the Big Butte-Mt. Misery Road (No. 4304); then west along the road to the Mountain Road (No. 40); then south on the road to the South Boundary Road (No. 4039); west along the South Boundary Road to the Three Forks Trail (No. 3133); then down said trail to Crooked Creek; then down the creek to the Washington-Oregon State line; then east along the line to State Highway No. 129; then north on Highway 129 to Anatone and the point of beginning. (See Washington Atlas & Gazetteer and Umatilla National Forest map)

GMU 175-Lick Creek (Garfield and Asotin counties): Beginning at the junction of the Mountain Road (No. 40) and National Forest Boundary (south of Pomeroy); then south along the Mountain Road to its junction with the Wenatchee Guard Station-Anatone Road; then east along the road to the National Forest Boundary at Big Butte; then northwest along the boundary fence to the Cloverland-Wenatchee Guard Station Road; then northeast along the Cloverland Road to the Campbell Grade Road; then down the Campbell Grade Road to the South Fork Asotin Creek Road; then down South Fork Asotin Creek Road to Asotin Creek; then down Asotin Creek to Charley Creek; then up Charley Creek to the elk drift fence; then west along the elk fence to its junction with the Mountain Road (No. 40) and the point of beginning. (See Umatilla National Forest map)

GMU 178-Peola (Garfield and Asotin counties): Beginning on the Snake River at the mouth of Asotin Creek; then up Asotin Creek to Charley Creek; then up Charley Creek to the elk drift fence; then northwest along the fence to the Tucannon Road; then down the Tucannon Road to the Blind Grade Road; then up Blind Grade to the Linville Gulch Road; then down the Linville Gulch Road to U.S. Highway No. 12; then east along Highway 12 to the mouth of Alpowa Creek on the Snake River; then up the Snake River to the mouth of Asotin Creek and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 181-Couse (Asotin County): Beginning at the mouth of Asotin Creek on the Snake River; then south along the Snake River to the Grande Ronde River; then west up the Grande Ronde River to State Highway No. 129; then northeast along Highway 129 to Anatone; then west and south along the Mill Road-Bennett Ridge Road-West Mountain Road to the National Forest Boundary at Big Butte (Road No. 4304); then northwest along the Forest Boundary fence to the Cloverland Road; then northeast on that road to the Campbell Grade Road; then down that road to the South Fork Asotin Creek Road; then down that road to Asotin Creek; then down Asotin Creek to the Snake River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 184-Joseph (Asotin County): Beginning at the mouth of the Grande Ronde River; then west along the river to the mouth of Joseph Creek; then south up Joseph Creek to the first Joseph Creek bridge and the Joseph Creek Road; then south up said road to the Washington-Oregon State line; then east along the line to the Snake River; then north down the Snake River to the Grande Ronde River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 185-Black Butte (Asotin County): Beginning at State Highway No. 129 on the Washington-Oregon State line; then north along Highway 129 to the Grande Ronde River; then east down the river to the mouth of Joseph Creek; then south up Joseph Creek to the first Joseph Creek bridge and the Joseph Creek Road; then south up said road to the Washington-Oregon State line; then west along the line to State Highway No. 129 and the point of beginning. (See Washington Atlas & Gazetteer)

REGION TWO

GMU 200-Tunk (Okanogan and Ferry counties): Beginning at Tonasket, then south along the Okanogan River to the north boundary of the Colville Indian Reservation, then east along the Reservation boundary to State Route 21 south of Republic, then north along State Route 21 to Republic and State Route 20, then west along State Route 20 to Tonasket to the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 203-Pasayten (Okanogan and Whatcom counties): Beginning at the eastern boundary of the Pasayten Wilderness and its junction with the Canadian border, then south along the wilderness boundary to Trail #341, then west along Trail #341 to the Iron Gate Road and

Trail #343, then west along Trail #343 to its junction with the Pasayten Wilderness boundary, then west along the wilderness boundary to the Hidden Lakes Trail (#477) then west along Hidden Lakes Trail to Drake Creek, then southwest down Drake Creek and the Lost River to the Pasayten Wilderness boundary and the Robinson Creek Trail #478, then north up the Robinson Creek Trail to the junction of the Ferguson Lake Trail, then west to Silver Lake, then west to the West Fork Trail crossing of the West Fork of the Pasayten River, then west to Oregon Basin and the Pasayten Wilderness boundary, then west and north along the boundary to the Canadian border, then east along the border to the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 206-Bonaparte (Okanogan and Ferry counties): Beginning at the town of Tonasket, then north along the Okanogan River and the east shore of Osoyoos Lake to the Canadian border, then east along the Canadian border to the Kettle River near the Ferry Customs office, then south along the Kettle River to the mouth of Toroda Creek, then southwest along Toroda Creek to Toroda Creek Road (#502 and #9495), then southwest along Toroda Creek Road to its junction with State Route 20 at Wauconda, then west along State Route 20 to Tonasket and the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 209-Wannacut (Okanogan County): Beginning at the Canadian border on Lake Osoyoos, then south along the west shore of Lake Osoyoos and the Okanogan River to the bridge at Tonasket, then south on County Road #7 (#9437) to the North Pine Creek-Aeneas Lake Road (#9400) junction, then southwest on that road to the Horse Springs Coulee Road (#4371) junction, then northwest on that road to the Loomis-Nighthawk Highway (#9425) junction near Spectacle Lake, then west on Loomis-Nighthawk Highway to Loomis, then north on the Loomis-Nighthawk Highway (#9425) past Palmer Lake to the Canadian border station near Nighthawk, then east on the U.S.-Canada boundary to Lake Osoyoos and the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 215-Sinlahekin (Okanogan County): Beginning at the Canadian border station near Nighthawk, then south through Nighthawk and past Palmer Lake on the Nighthawk-Loomis Highway (#9425) to Loomis, then east on the Loomis-Tonasket Highway (#9425) to the Horse Springs Coulee Road (#4371) junction near Spectacle Lake, then south on that road to the North Pine Creek-Aeneas Lake Road (#9400), then east on that road to the Okanogan River, then south along the Okanogan River to the town of Riverside, then north on U.S. Highway 97 to its junction with the South Pine Creek Road (#9410), then west on South Pine Creek Road to its junction with the Conconully-Loomis Road (#4015), then south on Road #4015 to Conconully, then north on the North Fork Salmon Creek Road (#2361, Road 38 and 2820) over Lone Frank Pass to the junction with Road #39, then north on Road #39 to Long Swamp, then east along the Middle Fork Toats Coulee Road (#39) to the junction with the Iron Gate Road (#500), then northwest along the Iron Gate Road to its end, then north and east along trails #533 and #341 to the Pasayten Wilderness boundary, then north along that boundary to the Canadian border, then east along the border to the Nighthawk border station and the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 218-Chewuch (Okanogan County): Beginning at the junction of the Iron Gate Road (#500) and the Pasayten Wilderness boundary, then southeast on the Iron Gate Road to the Middle Fork Toats Coulee Creek Road (#39), then west and south on the Middle Fork Toats Coulee Creek Road past Long Swamp to the Boulder Creek Road (#37), then southwest down Boulder Creek Road to the East Chewuch River Road (#9137) then south to Winthrop and State Route 20, then northwest on State Route 20 to the Okanogan County line, then northwest along the Okanogan County line through Harts Pass to Oregon Basin, then east to Silver Lake, then due east to the intersection of Ferguson Lake Trail and Middle Fork Trail #478, then south on Trail #478 to the Pasayten Wilderness boundary, then northeast along that boundary to Lost River, then northeast up Lost River and Drake Creek to Hidden Lake Trail #477, then east along Trail #477 to the Pasayten Wilderness boundary at Eight-Mile Pass, then east along the wilderness boundary to its junction with Trail #342 near Hicky Hump, then north along Trail #342 to its junction with Trail #343 at Two Bear camp, then east along Trail #343 to the Iron Gate Road to the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 224-Pearrygin (Okanogan County): Beginning at the town of Conconully, then north along County Road 2361, and the N. Fork Salmon Creek Road (#38) to its junction with Road 39, SW along Road 39 to the Boulder Creek Road (#37), then southwest along the Boulder Creek Road to the East Chewuch River Road (#9137), then south down the East Chewuch River Road to Winthrop, then south and east along State Route 20 to the Loup Loup summit, then north along the North Summit Road (#42) and County Road 2017 to Conconully and the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 231-Gardner (Okanogan County): Beginning at the town of Twisp, then northwest along State Route 20 to the Okanogan County line, then south along the county line to Copper Pass and the North Fork Twisp River Trail #426, then southeast along Trail #426 to the Twisp River Road, then southeast along the Twisp River Road to the town of Twisp and the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 233-Pogue (Okanogan County): Beginning at the town of Riverside, then north along U.S. Highway 97 to the South Pine Creek Road (#9410), then west on South Pine Creek Road to the Conconully-Loomis Road (#4015), then south along Road #4015 to Conconully, then south along County Road 2017 and the North Summit Road (#42) to State Route 20 near Loup Loup summit, then east on State Route 20 to the town of Okanogan and the Okanogan River, then north up the Okanogan River to Riverside and the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 239-Chiliwist (Okanogan County): Beginning at the town of Okanogan, then west on State Route 20 to State Route 153, then south along State Route 153 to Pateros and the Columbia River, then north up the Columbia and Okanogan rivers to Okanogan and the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 242-Alta (Okanogan County): Beginning at Pateros, then northwest on State Route 153 to Twisp, then west on the Twisp River Road (County Road 9114 and Forest Road #4440) to Roads End Campground, then northwest on the North Fork Twisp River Trail #426 to Copper Pass and the Okanogan County line, then southeast along the county line to the junction of South Fork Gold Creek Road (#4330) and the South Navarre Road (#8200), then southeast along Road (#8020) to the Antoine Creek Road (#8140), then southeast along Road (#8140) to U.S. Highway 97, then north on U.S. Highway 97 to Wells Dam, then upriver to Pateros and the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 248-Big Bend (Douglas and Grant counties): Beginning at Mansfield; then west along State Route 172 to Road B N.E.; then north on B N.E. and the West Foster Creek Road to State Route 17; then east along State Route 17 to the Chalk Hills Road (Road K N.W.); then north along the Chalk Hills Road (K & L N.E.) to Road 28 N.E.; then north along Road L N.E. for 4 miles to the east boundary of Range 26 E; then north to the Columbia River; then up the Columbia River to Grand Coulee Dam; then south along the Feeder Canal and the west side of Banks Lake to a point due east from Road 9 N.E.; then west from that point and along Road 9 N.E. through Mold to State Route 17; then north along State Route 17 to Sim's Corner (Jct. State Routes 17 & 172); then west on State Route 172 to Mansfield and the point of beginning. (See official road map of Douglas County)

GMU 254-Saint Andrews (Douglas and Grant counties): Beginning at Sim's Corner (Jct. of State Routes 17 and 172); then south on State Route 17 to Road 9 N.E.; then east on Road 9 N.E. (through Mold) to a point due east on the west shore of Banks Lake; then south along the west shore of Banks Lake to State Route 2; then west along State Route 2 to State Route 172; then north and east along State Route 172 through Mansfield to Sim's Corner and the point of beginning. (See official road map of Douglas County)

GMU 260-Foster Creek (Douglas County): Beginning at Bridgeport; then down the Columbia River to Bonita Flat; then east along the Bonita Flat Road to the town site of Dyer; then south along the Dyer Hill Road and the N. Division Road to Road 20 N.E.; then east along Road 20 N.E. (Dyer Hill Rd.) to the W. Foster Creek Rd.; then north along the West Foster Creek Road to State Route 17; then east along State Route 17 to the Chalk Hills Road (K N.E.); then north along the Chalk Hills Road (K & L N.E.) to Road 28 N.E.; then north along Road L N.E. for 4 miles to the east boundary of Range 26 E;

then north to the Columbia River; then down the Columbia River to Bridgeport and the point of beginning. (See official road map of Douglas County)

GMU 262-Withrow (Douglas County): Beginning at Orondo; then up the Columbia River to the Bonita Flat Road; then east along the Bonita Flat Road to the town site of Dyer; then south along the Dyer Hill Road and the N. Division Road to Road 20 N.E. (Dyer Hill Rd.); then east along Road 20 N.E. to Road B N.E. (W. Foster Ck. Rd.); then south on Road B N.E. to State Route 172; then west and south on State Route 172 to State Route 2; then west along State Route 2 to Orondo and the point of beginning. (See official road map of Douglas County)

GMU 266-Badger (Douglas County): Beginning at Orondo; then down the Columbia River to the Rock Island Grade Road (includes Turtle Rock Island); then north along the Rock Island Grade Road to the Titchenal Canyon Road; then northeast along the Titchenal Canyon Road to the Alstown Road; then east to Alstown; then north and east along the Alstown Road to Road K S.W.; then north along Road K to State Route 2; then west along State Route 2 to Orondo and the point of beginning. (See official road map of Douglas County)

GMU 269-Moses Coulee (Douglas and Grant counties): Beginning near Rock Island Dam at the junction of State Route 28 and the Rock Island Grade Road; then north along the Rock Island Grade Road to the Titchenal Canyon Road; then northeast along the Titchenal Canyon Road to the Alstown Road; then east to Alstown; then north and east along the Alstown Road to Road K S.W.; then north along Road K to State Route 2; then east along State Route 2 to the Moses Coulee Road; then south along the Moses Coulee Road to the Grant & Douglas County line; then south along the Sagebrush Flat Road to Road J N.W.; then south along Road J N.W. to the Overen Road (Road 20 N.W.); then west along the Overen Road to the Baird Springs Road; then southwest along the Baird Springs Road across State Route 28 to the Crescent Bar Road; then south along the Crescent Bar Road to the Columbia River; then up the Columbia River to the Rock Island Grade Road and the point of beginning. (See official road maps of Douglas and Grant counties)

GMU 272-Beezley (Grant and Douglas counties): Beginning at the town of Grand Coulee, then southwest along the west shore of Banks Lake to State Route 2, then west along State Route 2 to Moses Coulee Road, then south along Moses Coulee Road to the Grant-Douglas County line; then south along the Sagebrush Flats Road to Road J N.W.; then south along Road J N.W. to the Overen Road, (Road 20 N.W.); then west along the Overen Road to the Baird Springs Road, then southwest along Baird Springs Road across State Route 28 to the Crescent Bar Road, then southwest along Crescent Bar Road to the Columbia River, then down the Columbia River to Interstate 90, then northeast along Interstate 90 to the Beverly Burke Road (Road R S.W.), then south along Beverly Burke Road to Frenchman Hills Road, then east along Frenchman Hills Road to O'Sullivan Dam Road, then east along O'Sullivan Dam Road to State Route 17, then south along State Route 17 to the Grant-Adams County line (Road 12 S.E.), then east and north along the Grant County line to the town of Grand Coulee and the point of beginning except Private Lands Wildlife Management Area 201 (Wilson Creek). (See official road maps of Grant and Douglas counties)

GMU 278-Wahluk (Grant and Adams counties): Beginning at the Columbia River at Interstate 90, then northeast along Interstate 90 to the Beverly Burke Road (Road R S.W.); then south along Beverly Burke Road to Frenchman Hills Road; then east along Frenchman Hills Road to O'Sullivan Dam Road; then east along O'Sullivan Dam Road to State Route 17, then south along State Route 17 to State Route 26; then east along State Route 26 to State Route 24 at Othello; then south and west along State Route 24 to the Columbia River at Vernita Bridge; then up the Columbia River to Interstate 90 and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 281-Ringold (Franklin, Adams, and Grant counties): Beginning at the Columbia River and U.S. Highway 395 at Pasco, then up the Columbia River (including all islands) to State Route 24 at Vernita Bridge; then east and north along State Route 24 to State Route 26 at Othello; then east along State Route 26 to State Route 17; then south along State Route 17 to U.S. Highway 395; then south along U.S. Highway 395 to the Columbia River at Pasco and the point of beginning. The Hanford Nuclear Site and the Saddle Mountain National

Wildlife Refuge are closed to unauthorized public entry. (See Washington Atlas & Gazetteer)

GMU 284-Kahlotus (Adams and Franklin counties): Beginning at the Columbia River and U.S. Highway 395 at Pasco; then north along U.S. Highway 395 to State Route 17; then north along State Route 17 to the Grant & Adams County line (Road 12 S.E.); then east and north along the Grant & Adams County line to the Lincoln County line; then east along the Adams-Lincoln County line to the Whitman County line; then south along the Adams-Whitman County line to the Palouse River; then down the Palouse River to the Snake River; then down the Snake River to the Columbia River; then up the Columbia River to U.S. Highway 395 and the point of beginning. (See Washington Atlas & Gazetteer)

REGION THREE

GMU 300-Manson (Chelan County): Beginning at the town of Chelan; then down the Chelan River Gorge to the Columbia River; then north along the Columbia River to Wells Dam; then southwest along Highway 97 to the Antoine Creek Road (USFS #8140); then west along Antoine Creek Road to Forest Road #8020 near Cooper Mountain; then northwest along Road #8020 to junction of Road #4330 near Fox Peak; then northwest along the ridge separating the Chelan and Methow-Twisp drainages (Sawtooth Ridge) to McAlester Mountain; then southeast along the ridge between Rainbow Creek and Boulder Creek to the Stehekin River; then south along Lake Chelan shore to the town of Chelan to the point of beginning. (See Wenatchee National Forest Recreation map and Washington Atlas and Gazetteer)

GMU 301-Clark (Chelan County): That portion of Chelan County that lies within the Glacier Peak Wilderness Area and that portion of the Lake Chelan National Recreation Area west of McAlester Mountain and running southwest along the ridge between Rainbow Creek and Boulder Creek to the Stehekin River; then continuing south along Lake Chelan to the south boundary of the National Recreation Area. (See Wenatchee National Forest Recreation map)

GMU 302-Alpine (Kittitas and Chelan counties): Those lands within Kittitas and Chelan counties east of the Pacific Crest Trail that lie within the Alpine Lakes Wilderness Area. (See Wenatchee National Forest Recreation map)

GMU 304-Chiwawa (Chelan County): Beginning at Coles Corner on Highway 2; then north along Highway 207 to Highway 209 near Lake Wenatchee; then south on Highway 209 to the Eagle Creek Road #7520; then northeast on Road #7520 to French Corral and Forest Road #5800; then east along Roads #5800 and #5700 to the Entiat River near Ardenvoir; then north along the Entiat River to the Glacier Peak Wilderness Boundary; then south and west along the Glacier Peak Wilderness Boundary to the Pacific Crest Trail; then south to Highway 2 at Stevens Pass; then east on Highway 2 to Coles Corner. (See Wenatchee National Forest Recreation map)

GMU 306-Slide Ridge (Chelan County): Beginning on the Entiat River at the Glacier Peak Wilderness Boundary (near the mouth of Larch Lakes Creek); then south along the Entiat River to the mouth of Fox Creek; then east on Fox Creek to Fourmile Ridge Trail #1445; then east on Trails #1445 and #1448 to the Slide Ridge Road #8410 at Stormy Mountain; then north on Road #8410 to Twenty-five Mile Creek; then north on Twenty-five Mile Creek to Lake Chelan; then north and west along the south shore of Lake Chelan to the Lake Chelan National Recreation Area Boundary near Riddle Creek; then south and west along the Recreation Area and Glacier Peak Wilderness Boundaries to the Entiat River. (See Wenatchee National Forest Recreation map)

GMU 308-Entiat (Chelan County): Beginning at the mouth of the Entiat River near the town of Entiat; then northwest along the Entiat River to the mouth of Fox Creek; then east along Fox Creek to the Fourmile Ridge Trail #1445 then east along Trail #1445 and #1448 to the Slide Ridge Road #8410 at Stormy Mountain; then north along Road #8410 to Twenty-five Mile Creek; then North along Twenty-five Mile Creek to Lake Chelan; then southeast along Lake Chelan and the Chelan River Gorge to the Columbia River; then southwest along the Columbia River to the mouth of the Entiat River. (See Wenatchee National Forest Recreation map)

GMU 314-Mission (Kittitas and Chelan counties): Beginning at the mouth of the Colockum Creek on the Columbia River; then west along Colockum Creek and the Colockum Pass Road (#10) to the Naneum

Ridge Road (#9); then northwest along Naneum Ridge Road and Mission Ridge to the Liberty-Beehive Road #9712; then northwest along Road #9712 to Road #9716; then north along Road #9716 to Highway 97 at Swauk Pass; then northwest along the Kittitas-Chelan County line and Trail #1226 to the Alpine Lakes Wilderness Boundary at Navaho Peak, then north along the Alpine Lakes Wilderness Boundary to Icicle Creek near Black Pine Horse Camp; then east along Icicle Creek to the Wenatchee River; then south and east along the Wenatchee and Columbia Rivers to the mouth of Colockum Creek. (See Wenatchee National Forest Recreation map)

GMU 316-Swakane (Chelan County): Beginning at the mouth of the Wenatchee River; then north along the Columbia River to the Entiat River; then north along the Entiat River to Road #5700 near Ardenvoir; then west along Roads #5700 and #5800 to French Corral; then west along the Eagle Creek Road #7520 to Highway 209; then north along Highway 209 to Highway 207 near Lake Wenatchee; then south along Highway 209 to Highway 2 at Coles Corner; then west along Highway 2 to Stevens Pass; then south along the Chelan-King County Line to the Alpine Lakes Wilderness Boundary; then east and south along the Alpine Lakes Wilderness Boundary to Icicle Creek; then east along Icicle Creek to the Wenatchee River; then east along the Wenatchee River to its mouth on the Columbia River. (See Wenatchee National Forest Recreation map)

GMU 328-Naneum (Kittitas and Chelan counties): Beginning at the intersection of Highway 97 and Lower Green Canyon Road; then north along Lower Green Canyon Road to the East Highline Canal (T19N, R18E, S28); then east along the canal to the Colockum Pass Road #10; then northeast along the Colockum Pass Road to the Naneum Ridge Road #9; then northwest along the Naneum Ridge Road and Mission Ridge to the Liberty Beehive Road #9712; then northwest along Road #9712 to Road #9716; then north along Road #9716 to Highway 97 at Swauk Pass; then south along Highway 97 to the Lower Green Canyon Road. (See Wenatchee National Forest Recreation map & Department of Wildlife map)

GMU 329-Quilomene (Kittitas and Chelan counties): Beginning on Interstate 90 at the Columbia River near Vantage; then north along the Columbia River to the mouth of Tekieson Creek; then up Tekieson Creek to Road #14; then north along Roads 14, 14.17 and 14.14 to the top of Cape Horn cliffs; then north along the cliff top to the northern point of Cape Horn; then southwest along the stock fence to Road #14.14; then west on Road 14.14 to the switch backs in Sections 19 and 20; then north from the boundary sign on the section lines between Sections 17, 18, 19 and 20; T20N, R28 E.W.M. to the boundary sign on Road 14 in the northwest corner of Section 17; then north and west to Davies Canyon; then east along Davies Canyon to the Columbia River; then north along the Columbia River to mouth of Colockum Creek; then southwest along Colockum Creek and Colockum Road (Road #10) to the East Highline Canal (T18N, R20E, S17); then east along the canal and Interstate 90 to the Columbia River at Vantage. (See Department of Wildlife map)

GMU 330-West Bar (Kittitas County): Beginning at the mouth of Tekieson Creek on the Columbia River; then up Tekieson Creek to Road #14; then north on Road 14, 14.14 and 14.17 to the top of the Cape Horn Cliffs; then north along the cliff top to the north end of Cape Horn; then southwest along the stock fence to Road 14.14; then west on Road #14.14 to the switch backs in Sections 19 and 20; then north from the boundary sign on the section lines between Sections 17, 18, 19, and 20, T20N, R21 E.W.M. to the boundary sign on Road 14 in the northwest corner of Section 17; then north and west to Davies Canyon; then east along Davies Canyon to the Columbia River; then south along the Columbia River to the mouth of Tekieson Creek. (See Department of Wildlife map)

GMU 334-Ellensburg (Kittitas County): Beginning at the intersection of Highway 97 and Lower Green Canyon Road; then north along the Lower Green Canyon Road to the East Highline Canal (Sec. 28, Twp. 19N., R. 18E); then east and south along the canal past Interstate 90 to the pump station; then south and west along the upper most branch of the canal to Highway 821 and the Yakima River (a point about one mile south of Thrall); then north along the Yakima River to ((~~Damon~~)) Damman Road; then south on ((~~Damon~~)) Damman Road and Shushuskin Canyon to the South Branch Extension Canal; then west along the canal to where it crosses Manastash Road; then north along the South Branch Canal to Taneum Creek; then east along Taneum Creek to the Yakima River; then northeast along the river to Thorp Highway; then east along the Thorp Highway and Highway 10

to Highway 97; then north along Highway 97 to Lower Green Canyon Road. (See Wenatchee National Forest Recreation map & Department of Wildlife map) (This is a Kittitas County Closure area for high power rifle hunting of both deer and elk. Contact Kittitas County for more details)

GMU 335-Teanaway (Kittitas County): Beginning at Swauk Pass on Highway 97; then northwest along the Kittitas-Chelan County line and Trail #1226 to the Alpine Lakes Wilderness Boundary at Navaho Peak; then west along the Alpine Lakes Wilderness Boundary to the King-Kittitas County line at Kendal Peak; then south along the King-Kittitas County line to Interstate 90; then east along Interstate 90 to Cle Elum; then east along Highway 10 to Highway 97; then northeast on Highway 97 to Swauk Pass. (See Wenatchee National Forest Recreation map)

GMU 336-Taneum (Kittitas County): Beginning at Cle Elum; then west along Interstate Highway 90 to the Pacific Crest Trail at Snoqualmie Pass; then southeast along the Pacific Crest Trail to Blowout Mountain; then southeast along the divide between the Naches and Yakima River drainages and Trail #1388 to Peaches Ridge and Trail #1363; then north along Trail #1363 to Trail #1367; then east along Trail #1367 to South Fork Taneum Creek; then east along Taneum Creek to the Yakima River; then north (downstream) on the Yakima River to the Thorp Highway Bridge; then northwest along the Thorp Highway, State Highway 10 and State Highway 903 to Cle Elum. (See Wenatchee National Forest Recreation map)

GMU 340-Manastash (Kittitas County): Beginning at the junction of Taneum Creek and the South Branch Highline Canal; then west up Taneum Creek and South Fork Taneum Creek to USFS Trail #1367; then west on Trail #1367 to Trail #1363 (Peaches Ridge Trail), to the Naches-Yakima River Divide; then southeast along Trail #1388 and the ridge top dividing the Manastash and Wenas-Umtaneum drainages to the junction of the Observatory Road, (Twp. 17 N., R. 17 E.W.M., Section 20) then south on the Observatory Road to the Wenas-Ellensburg Road; then east on the Wenas-Ellensburg Road to Umtaneum Creek; then down Umtaneum Creek to the Yakima River; then up the Yakima River to the ((~~Damon~~)) Damman Road; then south to the Wenas-Ellensburg Road; then south on the Wenas-Ellensburg Road to the South Branch Highline Canal; then along the canal to Taneum Creek and the beginning. (See Wenatchee National Forest Recreation map)

GMU 342-Umtaneum (Kittitas and Yakima counties): Beginning at Yakima then north along the Yakima River to Umtaneum Creek; then up Umtaneum Creek to the Wenas-Ellensburg Road; then west along the Wenas-Ellensburg Road to the Observatory Road; then north along the Observatory Road to the Road junction at the top of the ridge (Section 20, T17N, R.17 E.W.M.); then west and north along the top of the ridge dividing Manastash and Umtaneum-Wenas drainages to USFS Trail #1388 and Forest Road 1701; then along Road 1701 to Highway 410 to the junction of I-82 and the Yakima River. (See Wenatchee National Forest map and Washington Atlas & Gazetteer)

GMU 346-Little Naches (Yakima & Kittitas counties): Beginning at the Junction of Highway 410 and Forest Road 1701; then north on Road 1701 to Trail #1388; then northwest along Trail #1388 to the Pacific Crest Trail at Blowout Mountain; then south along the Pacific Crest Trail to State Highway 410 at Chinook Pass; then east along State Highway 410 to point of beginning. (See Wenatchee National Forest Recreation map)

GMU 352-Nile (Yakima County): Beginning at Highway 410 at its junction with Forest Road 1500 (Eagle Rock); then west along the 1500 Road to the McDaniel Lake Road (USFS Road #1502); then west along the McDaniel Lake Road to the junction of the North Fork and the South Fork of Rattlesnake Creek; then up the North Fork of Rattlesnake Creek to Richmond Mine Trail #973; then north along Richmond Mine Trail to the Bumping Lake Road; then north along Bumping Lake Road to Highway 410; then east along Highway 410 to Eagle Rock and the point of beginning. (See Wenatchee National Forest Recreation map)

GMU 356-Bumping (Yakima County): Beginning at the intersection of Highway 12 and USFS Road #1500; then north along Road #1500 to McDaniel Lake Road (USFS Road #1502); then west on McDaniel Lake Road to the junction of North Fork and South Fork of Rattlesnake Creek; then up the North Fork of Rattlesnake Creek to

Richmond Mine Trail #973; then north along Richmond Mine Trail to the Bumping Lake Road; then north along the Bumping Lake Road to Highway 410; then west along Highway 410 to the Pacific Crest Trail at Chinook Pass; then south along the Pacific Crest Trail to Highway 12 at White Pass; then east along Highway 12 to the point of beginning. (Lands within the boundary of Mt. Rainier National Park along the Pacific Crest Trail are not open to hunting). (See Wenatchee National Forest Recreation map)

GMU 360-Bethel (Yakima County): Beginning at the junction of Highway 410 and Highway #12; then west along Highway 12 to the junction with USFS Road #1500; then north and east along Road #1500 to its junction with Highway 410 at Eagle Rock; then southeast along Highway 410 to its junction with Highway 12 and the point of beginning. (See Wenatchee National Forest Recreation map)

GMU 364-Rimrock (Yakima County): Beginning at the junction of Highway 12 and Jump-off Road (USFS Road #1302); then southwest along Jump-off Road to Divide Ridge Trail #1127 at Jump-off Lookout; then southeast along Divide Ridge Trail #1127 to Strobach Springs; then west to Blue Slide Lookout; then south on jeep trail to Blue Lake; then south along jeep trail to the Darland Mountain Road and the north boundary of the Yakima Indian Reservation; then west along the reservation boundary to the Pacific Crest Trail; then north along the Pacific Crest Trail to Highway 12 at White Pass; then east along Highway 12 to the junction with Jump-off Road and the point of beginning. (See Wenatchee National Forest Recreation map)

GMU 366-Rimrock-Cowiche (Yakima County): GMUs 364 (Rimrock) and 368 (Cowiche) (See Wenatchee National Forest Recreation map)

GMU 368-Cowiche (Yakima County): Beginning at the junction of Highway 12 and Jump-off Road (USFS Road #1302); then southwest along Jump-off Road to Divide Ridge Trail #1127 at Jump-off Lookout; then ~~((southeast))~~ southwest along Divide Ridge Trail #1127 to Strobach Springs; then west to Blue Slide Lookout; then south on jeep trail to Blue Lake; then south along jeep trail to the Darland Mountain Road and the north boundary of the Yakima Indian Reservation; then east along the reservation boundary to the Yakima River and Highway 12; then north and west along Highway 12 to the point of beginning. (See Wenatchee National Forest Recreation map & Washington Atlas & Gazetteer)

GMU 370-Priest Rapids (Kittitas, Yakima and Benton counties): Beginning at the Interstate 90 bridge at Vantage; then west along Interstate 90 to the East Highline Canal (which is approximately 1/4 mile west of Boylston Road); then southwest along the canal to Highway 821 and the Yakima River, at a point about one mile south of Thrall; then southeast along the Yakima River to the Mabton-Sunnyside Road; then south along the Mabton-Sunnyside Road; then south along the Yakima Indian Reservation Boundary to the Yakima-Klickitat county line; then east along the county line to the Alderdale Road; then south along the Alderdale Road to Highway 14 and the Columbia River; then upstream along the Columbia River to the point of beginning at Vantage. (See Washington Atlas & Gazetteer)

REGION FOUR

GMU 405-Chuckanut (Whatcom and Skagit counties): Beginning at the Canadian border and the Silver Lake Road; then south along the Silver Lake Road to the Mount Baker Highway; then southwest along the Mount Baker Highway to the Mosquito Lake Road; then south along the Mosquito Lake Road to the Blue Mountain Road; then east to Peterson Creek and the Musto Marsh Road; then south to Skookum Creek; then west down Skookum Creek to its mouth; then northwest down the South Fork Nooksack River to Saxon Bridge; then west on the Saxon Bridge Road to Highway 9; then south along Highway 9 through Sedro Woolley to the town of Arlington and the Stillaguamish River; then down the Stillaguamish River through Stanwood and West Pass to Skagit Bay; then west and north through Skagit Bay, Deception Pass, Rosario Strait and Bellingham Channel to Samish Bay and Edison; then north along the shoreline to the Whatcom County line; then west and north along the Whatcom County line to the Canadian border; then east along the Canadian border to the point of beginning. (See Washington Atlas & Gazetteer; this description is not easily found on base maps. Contact the Region 4 office for more information.)

GMU 410-Islands (San Juan, Island counties): All islands in San Juan County as well as Whidbey and Camano islands and Cypress and

Sinclair islands in Skagit County. (See Washington Atlas & Gazetteer)

GMU 418-Nooksack (Whatcom and Skagit counties): Beginning at the point where Jackman Creek meets State Highway 20 (east of Concrete); then northeast up Jackman Creek to the range line between Range 9 and 10E; then north along this range line to the boundary of the North Cascades National Park; then north along the North Cascades Park boundary to the Canadian border; then west along the Canadian border to the Silver Lake Road; then south along the Silver Lake Road to the Mount Baker Highway; then southwest along the Mount Baker Highway to the Mosquito Lake Road; then south along the Mosquito Lake Road to the Blue Mountain Road; then east to Peterson Creek and the Musto Marsh Road; then south to Skookum Creek; then west down Skookum Creek to its confluence with the South Fork Nooksack River; then west down the South Fork Nooksack River to the Saxon Bridge; then west on the Saxon Bridge Road to Highway 9; then south along Highway 9 to its intersection with State Highway 20 (east of Sedro Woolley); then east along Highway 20 to Jackman Creek (east of Concrete) and the point of beginning. (See Washington Atlas & Gazetteer or Mt. Baker/Snoqualmie National Forest map)

GMU 426-Diablo (Skagit and Whatcom counties): The Ross Lake National Recreation Area and the adjoining corridor between the Pasayten Wilderness Area and the northeast boundary of the south segment of North Cascades National Park. (See Washington Atlas & Gazetteer)

GMU 433-Cavanaugh (Skagit and Snohomish counties): Beginning at the intersection of State Highway 20 and State Highway 9 at Sedro Woolley; then south along State Highway 9 to Arlington; then east along the Arlington-Darrington Highway 530 to Darrington; then north along the Sauk Valley Road to Rockport; then west along the State Highway 20 to Sedro Woolley and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 440-Suiattle (Skagit and Snohomish counties): Beginning at the intersection of State Highway 20 and the Sauk Valley Road at Rockport; then south along the Sauk Valley Road to Darrington and the Sauk River to the Suiattle River; then along that river to the Glacier Peak Wilderness Area boundary; then north and east along that boundary to the line between Ranges 12 and 13 E.; then north on that range line to the North Cascades National Park boundary; then west and north along the North Cascades Park boundary and the Ross Lake National Recreation Area boundary to the range line between range 9 and 10 E; then south along this range line to the Jackman Creek drainage; then southwest down the Jackman Creek drainage to State Highway 20; then east along State Highway 20 to Rockport and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 442-Tulalip (Snohomish and King counties): Beginning at the mouth of the Stillaguamish River; then up the Stillaguamish River to Arlington; then northeast along the Arlington-Darrington Highway to the Trafton School at Trafton; then southeast along the Jim Creek-Trafton Road (242nd St. N.E.) to the City of Seattle power transmission line; then southwest along the transmission line to the point where it crosses the Jordan Road in Sec. 20, T31N, R6E; then southeast along the Jordan Road to Granite Falls; then south along the Menzel Lake-Lake Roesiger Roads to the Woods Creek Road; then south on Woods Creek Road to Monroe; then south on Highway 203 to the Snoqualmie River at Duvall; then north down the Snoqualmie River to the Snohomish River and down the Snohomish River to Puget Sound; then north along the shore of Puget Sound to the mouth of the Stillaguamish River and the point of beginning. (See Washington Atlas & Gazetteer or Mt. Baker/Snoqualmie National Forest map)

GMU 448-Stillaguamish (Snohomish and Skagit counties): Beginning at Sultan; then east along U.S. Highway 2 to Stevens Pass; then north along the ~~((Cascade))~~ Pacific Crest Trail to ~~((the headwaters of the Rapid River originating in Sec. 34, T27N, R13E; then north and west down said river to its junction with Meadow Creek in Sec. 14, T27N, R12E; then north up that creek to its junction with the headwaters of Cady Creek in Sec. 36, T28N, R12E; then north and west down Cady Creek to its junction with an unnamed creek in Sec. 21, T28N, R12E; then north up that unnamed creek to its headwaters at Excelsior Mountain and the Quartz Creek Trail (#1050); then north up the Quartz Creek Trail to Curry Gap; then east along USFS Trail #650 along the crest between Sloan Creek and the North Fork Skykomish~~

~~River drainages to June Mountain and)) Henry M. Jackson Wilderness Area boundary; then north along this boundary to the North Fork Skykomish Trail No. 1051; then west on Trail No. 1051 to Forest Service Road 63, then west on Forest Service Road 63 to Quartz Creek Trail (No. 1050); then north on Trail 1050 to Curry Gap; then east on Trail 650 along the crest between Sloan Creek and the North Fork of the Skykomish River drainages to June Mountain, near the headwaters of Sloan Creek (Sec. 25, T29N, R13E); then north along the Glacier Peak Wilderness Area boundary ((; then north along that boundary)) to the Suitttle River; then west along the Suitttle River to the Sauk River; then south up the Sauk River to Darrington; then west along the Darrington-Arlington Highway to the Trafton School at Trafton; then southeast along the Jim Creek-Trafton Road (242nd St. N.E.) to the City of Seattle power transmission lines; then southwest along the transmission line to the point where it crosses the Jordan Road in Sec. 20, T31N, R6E; then southeast along the Jordan Road to Granite Falls; then south along the Menzel Lake-Lake Roesiger Roads to the Woods Creek Road; then south on Woods Creek Road to Highway 2 (Skykomish-Monroe Highway); then east along Highway 2 to Sultan to the point of beginning. (See Washington Atlas & Gazetteer or Mt. Baker/Snoqualmie National Forest map)~~

GMU 450-Cascade (Skagit and Snohomish counties): ~~((That part of Skagit County east of the range line between Ranges 12 and 13 E. that is south and west of the North Cascades National Park; and, in addition, those lands west of the range line between Ranges 12 and 13 E. that lie within the Glacier Peak Wilderness Area. That part of Snohomish County commencing at the Skagit County line and the Glacier Peak Wilderness Area boundary; then south along said boundary to June Mountain)) Beginning at the Glacier Peak Wilderness boundary and the Skagit County/Chelan County line at the headwaters of the Middle Fork Cascade River and then west and southerly along the Glacier Peak Wilderness boundary to the Skagit County/Snohomish County line. In Snohomish County, continue south along the Glacier Peak Wilderness boundary to June Mountain near the headwaters of Sloan Creek (Sec. 25, T29N, R13E); then west along the 650 trail along the crest between Sloan Creek and the North Fork of the Skykomish River drainages ((past Long John and Bald Eagle Mountains to Curry Gap; then south along the Quartz Creek Trail (No. 1050) and across the North Fork of the Skykomish River to Excelsior Mountain Trail (No. 1054); then south and east to the headwaters of an unnamed creek in Sec. 16, T28N R12E; then south along said creek through Sections 16 and 21 to West Cady Creek; then up (easterly) said creek to its junction with the headwaters of Meadow Creek in Sec. 36 T28N R12E; then south down Meadow Creek to its junction with the Rapid River in Sec. 14 T27N R12E; then east up the Rapid River to the headwaters of its south and east branch in Sec. 34 T27N R13E near the Cascade Crest and the Chelan County line) to Curry Gap; then south along the Quartz Creek Trail (No. 1050) to Forest Service Road 63; then east on Road 63 to its end at the 1051 Trail and east up Trail 1051 to the Henry M. Jackson Wilderness boundary; then south and east along that boundary to the Snohomish/Chelan County line; then north along the Snohomish/Chelan County line to the Skagit County line; then north along the Skagit/Chelan County line to the point of beginning. (See Washington Atlas & Gazetteer and Mt. Baker/Snoqualmie National Forest map)~~

GMU 454-Issaquah (King and Snohomish counties): Beginning at the mouth of the Snohomish River near Everett; then southeast up the Snohomish River to Duvall; then south along State Highway 203 to Fall City; then southwest along the Fall City-Preston Road to Interstate 90; then east on Interstate 90 to State Highway 18; then southwest along State Highway 18 to its intersection with the Raging River; then south up that river to its junction with the posted boundary of the City of Seattle Cedar River Watershed; then along that posted boundary to its junction with the boundary of the City of Tacoma Green River Watershed (CTGRW); then south along the CTGRW posted boundary to Weyerhaeuser Road 5200 near Lynn Lake; then down the 5200 Road for approximately 7.6 miles to its junction with U.S. Highway 410; then west along U.S. Highway 410 and State Highway Nos. 164 and 18 through Auburn to U.S. Highway 99; then north along Highway 99 to the Redondo Beach junction; then due west to Puget Sound; then north along Puget Sound to the mouth of the Snohomish River and the point of beginning. (See Mt. Baker/Snoqualmie National Forest map and Washington Atlas & Gazetteer)

GMU 460-Snoqualmie (King and Snohomish Counties): Beginning at the intersection of State Highway 203 and U.S. Highway 2; then east along U.S. Highway 2 to Stevens Pass and the Pacific Crest Trail; then

south along the Pacific Crest Trail to its junction with the City of Seattle Cedar River Watershed posted boundary; then west along the posted boundary to its intersection with the headwaters of the Raging River; then down the Raging River to its intersection with State Highway 18; then along State Highway 18 to its junction with Interstate Highway 90 (I-90); then west along I-90 to its junction with the Preston-Fall City Road; then north along the Preston-Fall City Road to State Highway 203; then north on State Highway 203 to the point of beginning. (See Mt. Baker/Snoqualmie National Forest map and Washington Atlas & Gazetteer)

GMU 466-Stampede (King County): Beginning at intersection of the Pacific Crest Trail (USFS Trail 2000) and the posted boundary for the City of Seattle Cedar River Watershed; then south along the Pacific Crest Trail to its junction with the Naches Pass Trail at Pyramid Peak; then west on the Naches Pass Trail to Twin Camps and USFS Road 7035; then along USFS Road 7035 to USFS Trail 1172 and its intersection with USFS Road 7012 (Champion Creek Rd.); then down Road 7012 to the posted boundary of the City of Tacoma Green River Watershed; then east and north along that boundary and the City of Seattle Cedar River Watershed posted boundary to the point of beginning. (See Mt. Baker/Snoqualmie National Forest map and Washington Atlas & Gazetteer)

GMU 472-White River (King and Pierce counties): Beginning at the junction of State Highway 410 and the north boundary of Mount Rainier National Park; then west along the north park boundary to the Carbon River; then down the Carbon River to its intersection with the Bonneville Power Transmission line; then up the powerline to South Prairie Creek; then up South Prairie Creek to New Pond Creek; then up New Pond Creek to its intersection with Champion 923 Road.; then north on Champion 923 Road to Champion 92 Road; then east on Champion 92 Road to Champion 93 Road; then northwest on Champion 93 Road to Champion 931 Road; then east on Champion 931 Road to Champion 9 Road; then northeast on Champion 9 Road to Champion 96 Road; then east on Champion 96 Road to Champion 9601 Road; then east on Champion 9601 Road to Old Pond Creek to the White River; then down White River to the first set of Bonneville Power Transmission lines; then up the powerline to where it intersects State Highway 410; then east along State Highway 410 to Weyerhaeuser Road 5200; then up that road for approximately 7.6 miles to its junction with the City of Tacoma Green River Watershed posted boundary; then east along that posted boundary and USFS Trail 1172 to USFS Road 7035; then east along that road to its intersection with the Naches Pass Trail at Twin Camps; then east along the Naches Pass Trail to the Pacific Crest Trail (USFS Trail 2000) near Pyramid Peak; then south along the Pacific Crest Trail to the Mount Rainier National Park boundary near Sourdough Gap; then north and west along the park boundary to the point of beginning. (See Washington Atlas & Gazetteer and Mt. Baker/Snoqualmie National Forest map)

GMU 478-Mashel (Pierce County): Beginning where the Bonneville Power Transmission line crosses the Orville Road at the Puyallup River Bridge; then northerly along the Bonneville Power Transmission line to the Carbon River to the west boundary of Mt. Rainier National Park; then south along the park boundary to the Nisqually River; then west down the Nisqually River to Alder Lake; then continuing west down Alder Lake and the Nisqually River to the Weyerhaeuser 1000 (Main) Line (Vail-Eatonville Truck Trail) Bridge; then east on the 1000 line to its junctions with Highway 7 (Mountain Highway) and Highway 161 (Eatonville-LaGrande Road); then east and north along Highway 161 through Eatonville to its junction with Orville Road E. (Kapowsin-Eatonville Road); then north along that road through Kapowsin to the point of beginning at the junction of the Bonneville Power Transmission line and the Orville Road. (See Mt. Baker/Snoqualmie National Forest map or Washington Atlas & Gazetteer)

GMU 480-South Islands (Pierce County): Anderson and Ketron islands. (See Washington Atlas & Gazetteer)

GMU 484-Puyallup (Pierce and King counties): Beginning at the mouth of the Nisqually River; then up the Nisqually River to its junction with the Weyerhaeuser 1000 line, then east along the Weyerhaeuser 1000 line to its intersection with State Highways 7 and 161; then north along State Highway 161 to its intersection with the Orville Road; then north along the Orville Road to the Puyallup River Bridge where it intersects the Bonneville Power Transmission line; then up the powerline to South Prairie Creek; then up South Prairie Creek

to New Pond Creek; then up New Pond Creek to its intersection with Champion 923 Road; then north on Champion 923 Road to Champion 92 Road; then east on Champion 92 Road to Champion 93 Road; then northwest on Champion 93 Road to Champion 931 Road; then east on Champion 931 Road to Champion 9 Road; then northeast on Champion 9 Road to Champion 96 Road; then east on Champion 96 Road to Champion 9601 Road; then east on Champion 9601 Road to Old Pond Creek; then down Old Pond Creek to the White River; then down White River to the first set of Bonneville Power Transmission lines; then up the powerline to where it intersects State Highway 410; then west along State Highway 410 to where it intersects State Highway 164; then west along State Highway 164 through Auburn to Old Highway 99; then north along Old Highway 99 to Redondo Junction; then due west to Puget Sound; then south along the shoreline of Puget Sound to the mouth of the Nisqually River and the point of beginning. (See Washington Atlas & Gazetteer or Mt. Baker/Snoqualmie National Forest map)

GMU 485—Green River (King County): Beginning at the junction of the Green River and the west boundary of the Tacoma Watershed; then south and east along the watershed boundary to the USFS 7012 Road (Champion Creek Road); then northwest along that road and the posted GMU 485 boundary to where it meets USFS Road 5063; then east, then north along that road to its junction with the USFS 5060 Road near the headwaters of Friday Creek; then north along that road to the Tacoma Watershed boundary; then west along the Tacoma Watershed boundary to the Green River and the point of beginning. (See Mt. Baker/Snoqualmie National Forest map and Washington Atlas & Gazetteer)

GMU 490—Cedar River (King County): Beginning at the junction of the Cedar River and the western posted boundary of the City of Seattle Cedar River Watershed; then north and east along said posted boundary to Yakima Pass; then continue south and west along that posted boundary and to the point of beginning. Note that the City of Seattle enforces trespass on lands owned or controlled by the city. (See Mt. Baker/Snoqualmie National Forest map and Washington Atlas & Gazetteer)

REGION FIVE

GMU 501—Lincoln (Lewis, Thurston, Pacific and Grays Harbor counties): Beginning at the intersection of Interstate 5 and State Highway 6, then west on State Highway 6 to the Stevens Road, then northwest on Stevens Road to Elk Creek Road (Doty), then west on Elk Creek Road to the 7000 Road, then west on the 7000 Rd. to the 7800 Rd., then west on the 7800 Rd. to the 720 Rd., then northeast on the 720 Rd. to Garrard Creek Road, then northeast on the Garrard Creek Road to Oakville and U.S. Highway 12, then east on U.S. 12 to Interstate 5, then south on Interstate 5 to State Highway 6 and point of beginning. (See Washington Atlas & Gazetteer)

GMU 504—Stella (Cowlitz County): Beginning at the mouth of the Cowlitz River at the Columbia River, then west down the Columbia to the mouth of Germany Creek, then north up Germany Creek to State Highway 4, then east on Highway 4 to Germany Creek Road, then north on Germany Creek Road to IP 1000 Road, then north on IP 1000 to the IP 1050 Road, then east on IP 1050 Road to the 2200 Rd., then east and south to the 2000 Rd., then south on the 2000 Rd. to the Delameter Road (Woodside Road), then east on Delameter Road to State Highway 411, then north on Highway 411 to PH 10 Road (Four Corners), then east to Cowlitz River, then south down the Cowlitz River to the Columbia River and point of beginning. (See Washington Atlas & Gazetteer)

GMU 505—Mossyrock (Lewis County): Beginning on Interstate 5 and the Cowlitz River, then northeast up the Cowlitz River to Mayfield Lake and the U.S. Highway 12 bridge, then east on Highway 12 to Winston Creek Road, then south and east to Longbell Road and Perkins Road, then northeast on Perkins Road to Swofford Road, then north on Swofford Road to Ajlune Road, then east on Ajlune Road to Riffe Lake, then east along the south shore to the Cowlitz River and up the Cowlitz River to the USFS 23 Road (Cispus Road) Bridge, then south and east to the Cline Road, then east to the Bennet Road, then east to U.S. Highway 12, then west on Highway 12 to State Highway 7 (Morton), then north on State Highway 7 to State Highway 508, then west on Highway 508 to Centralia/Alpha Road, then west and north on Centralia/Alpha Road to Salzer Valley Road, then west to Summa Street and Kresky Road, then north on Kresky Road to Tower Street, then on Tower Street to State Highway 507, then

west on Highway 507 Cherry, Alder and Mellen streets to Interstate 5, then south on Interstate 5 to the Cowlitz River and point of beginning. (See Washington Atlas & Gazetteer)

GMU 506—Willapa Hills (Wahkiakum, Pacific, and Lewis counties): ((Beginning in Cathlamet on the State Highway 407 bridge across the Cathlamet Channel (Columbia River), then west down the Columbia River to the mouth of Deep River, then up Deep River to State Highway 4, then northwest to Salmon Creek Road, then northeast on Salmon Creek Road to the Bonneville Powerline Road, then north on the Bonneville Powerline Road to State Highway 6, then east on State Highway 6 to the town of Pe Ell and the Muller Road, then south on Muller Road to the 1000 Road, then south on the 1000 Road to the 1800 Road, then south on the 1800 Road to the 500 Road, then southeast on the 500 Road to State Highway 407, then south on State Highway 407 to Cathlamet and point of beginning.)) Beginning at Pe Ell and the Muller Road; then south on the Muller Road to the 1000 Road; then south on the 1000 Road to the 1800 Road; then south on the 1800 Road to the 500 Road; then southeast on the 500 Road to State Highway 407; then south on State Highway 407 to State Highway 4; then east on State Highway 4 to State Highway 409; then south on State Highway 409 to the Columbia River/Puget Island Bridge; then west along Columbia River to the mouth of the Deep River; then north along the Deep River to State Highway 4; then northwest on State Highway 4 to the Salmon Creek Road; then north on the Salmon Creek Road to the Bonneville Powerline Road; then north on the Bonneville Powerline Road to State Highway 6; then east on State Highway 6 to the town of Pe Ell and the point of beginning. (See Washington Atlas & Gazetteer, Forest Protection Map "Willapa Hills")

GMU 510—Stormking (Lewis County): Beginning on U.S. Highway 12 at the Silver Creek Bridge; then north up Silver Creek to Silverbrook Road, then east to USFS 47 Rd., then north on USFS 47 to USFS 85, then west on USFS 85 to Silver Creek, then southwest on Silver Creek to Lynx Creek, then north on Lynx Creek and its northern most tributary to USFS 85 Rd., then northwest on the USFS 85 Rd. to Catt Creek, then north on Catt Creek to the Nisqually River, then west down the Nisqually River to State Highway 7, then south on Highway 7 to U.S. Highway 12 (Morton), then east on Highway 12 to Silver Creek and point of beginning. (See Gifford Pinchot National Forest map)

GMU 512—Sawtooth (Lewis County): Beginning on U.S. Highway 12 at the Silver Creek bridge, then north up Silver Creek to Silverbrook Road, then east to USFS 47 Rd., then north on USFS 47 Rd. to USFS 85 Rd., then west on USFS 85 to Silver Creek, then southwest on Silver Creek to Lynx Creek, then north on Lynx Creek and its northern most tributary to USFS 85 Rd., then north on 85 Rd. to Catt Creek, then northwest down Catt Creek to the Nisqually River, then east up the Nisqually River to Horse Creek, then east up Horse Creek to USFS 52 Rd. (Skate Creek Road), then southeast on USFS 52 to the Cowlitz River, then southwest down the Cowlitz River to Smith Creek, then up Smith Creek to U.S. Highway 12, then west on U.S. Highway 12 to Silver Creek and point of beginning. (See Gifford Pinchot National Forest map and/or Washington Atlas & Gazetteer)

GMU 514—Tatoosh (Lewis County): Beginning at USFS 52 Rd. (Skate Creek) and the Cowlitz River (at Packwood), then northwest on USFS 52 Rd. to Horse Creek, then down Horse Creek to the Nisqually River and the southern boundary of Mt. Rainier National Park, then north and east along the Nisqually River and south park boundary to the Cascade Crest Trail, then south along the Cascade Crest Trail to U.S. Highway 12, then northwest and southwest on Highway 12 to USFS 1270 Rd., then north on USFS 1270 to the Cowlitz River, then southwest down the Cowlitz River to the USFS 52 Rd. and point of beginning. (See Gifford Pinchot National Forest map)

GMU 516—Packwood (Lewis and Skamania counties): Beginning at the mouth of Cispus River, then east up the Cispus River to the USFS 56 Rd. (Midway G.S. Road), then east on the USFS 56 Rd. to the USFS 5603 Rd., then east on the USFS 5603 to the Yakima Indian Reservation boundary and the Cascade Crest; then north along the Reservation boundary to Cispus Pass and the Cascade Crest Trail, then north along the Cascade Crest Trail to the U.S. Highway 12 (White Pass), then northwest and southwest on Highway 12 to USFS 1270 Rd. (Sec. 31, T14N, R10E), then north on USFS 1270 to the Cowlitz River, then southwest down the Cowlitz River to the mouth of Smith Creek, then south up Smith Creek to U.S. Highway 12, then

southwest down Highway 12 to Bennet Road, then west on the Bennet Road to the C line Road, then west to the USFS 23 Rd. (Cispus Road), then west and north to the Cowlitz River, then west down the Cowlitz River to the mouth of the Cispus River and point of beginning. (See Gifford Pinchot National Forest map)

GMU 520-Winston (Cowlitz, Lewis and Skamania counties): Beginning at the intersection of Interstate 5 and the Cowlitz River, then south down the Cowlitz River to the Toutle River, then east up the Toutle River to the North Fork Toutle River, then up the North Fork Toutle River to the Green River, then east up the Green River to USFS 2612 Rd., then east on 2612 to USFS 26 Rd. (Ryan Lake Road), then north on USFS 26 Rd. to the Cispus River, then west down the Cispus to the Cowlitz River, then west down the Cowlitz River to Riffe Lake, then west along the south shore to Ajlune Road, then west to Swofford Road, then south on Swofford Road to Perkins Road, then southwest and northwest on Perkins Road and Longbell Road to Winston Creek Road, then northwest on Winston Creek Road to State Highway 12, then west on State Highway 12 to the Mayfield Lake bridge, then southwest down Mayfield Lake and the Cowlitz River to Interstate 5 and point of beginning. (See Washington Atlas & Gazetteer)

GMU 522-Loo-wit (Cowlitz and Skamania counties): Beginning on the North Fork Toutle River at the mouth of Hoffstadt Creek, then southeast up the North Fork Toutle River to the Weyerhaeuser 3001 Rd., then southeast along the 3001, 3000, and 3090 roads to the headwaters of the South Fork Castle Creek, then due south to the South Fork Toutle River, then east along South Fork Toutle to its headwaters and Mount St. Helens crater edge; then east along the crater edge to the headwaters of Ape Canyon, then down Ape Canyon Creek to the USFS Smith Creek Trail then north up USFS Smith Creek Trail to USFS 99 Rd., then north along USFS 99 to USFS 26, then north to Strawberry Lake Creek, then west down Strawberry Lake Creek to the Green River, then across the Green River to Grizzly Creek, then up Grizzly Creek to Grizzly Lake, then west up the western inlet to its headwaters, then west to the headwaters of Coldwater Creek, then west down Coldwater Creek to Coldwater Lake, then southwest along the northwest shore to the old Weyerhaeuser 3500 Rd., then west along the 3500, 3530, 3540, 3130, 3120 roads to the intersection with Hoffstadt Creek, then down Hoffstadt Creek to the North Fork Toutle River and point of beginning. (See Gifford Pinchot National Forest map)

GMU 524-Margaret (Cowlitz, Skamania and Lewis counties): Beginning on the North Fork Toutle River at the mouth of the Green River, then southeast up the North Fork Toutle River to the mouth of Hoffstadt Creek, then up Hoffstadt Creek to the 3120 Rd., then east along the 3120, 3130, 3540, 3530 and 3500 roads to Coldwater Lake, then northeast along the northwest shoreline to Coldwater Creek, then up Coldwater Creek to its headwaters and east to the headwaters of Grizzly Lake, then east down the west inlet creek to Grizzly Lake, then down Grizzly Creek to the Green River and the mouth of Strawberry Lake Creek, then up Strawberry Lake Creek to the USFS 26 Rd. (Ryan Lake Road), then north on the USFS 26 Rd. to the USFS 2612 Rd., then west on USFS 2612 Rd. to the Green River, then down the Green River to its mouth and point of beginning. (See Gifford Pinchot National Forest map)

GMU 530-Ryderwood (Cowlitz, Lewis, Wahkiakum counties): (~~Beginning in the town of Pe Ell (intersection of State Highway 6 and Muller Road), then south on Muller Road to the 1000 Rd., then south on the 1000 Rd. to the 1800 Rd., then south on the 1800 Rd. to the 500 Rd., then southeast on the 500 Rd. to State Highway 407, then south on State Highway 407 to the Columbia River Bridge (Cathlamet Channel), then east up the Columbia River to the mouth of Germany Creek, then north up Germany Creek to State Highway 4, then east on Highway 4 to Germany Creek Road, then north on Germany Creek Road to IP 1000 Road, then north on IP 1000 to IP 1050 Road, then east on IP 1050 Road to the 2200 Road, then east and south on the 2200 Road to the 2000 Road, then south on the 2000 Road to Delameter Road (Woodside Drive), then east on Delameter Road to State Highway 411, then north on State Highway 411 to PH 10 Road (Four Corners), then east to the Cowlitz River, then north up the Cowlitz River to the Interstate 5 bridge, then north on Interstate 5 to State Highway 6, then west on State Highway 6 to Pe Ell and point of beginning.) Beginning south of the town of Doty on State Highway 6; then east on State Highway 6 to Chehalis and Interstate 5; then south~~

on Interstate 5 to the Cowlitz River; then south along the Cowlitz River to Castle Rock and the PH 10 Road (Four Corners); then west on the PH 10 Road to State Highway 411; then south on State Highway 411 to Delameter Road (Woodside Drive); then southwest on Delameter Road to the 2000 Road; then west on the 2000 Road to the 2200 Road; then north and west on the 2200 Road to the IP 1050 Road; then west on the IP 1050 Road to the IP 1000 Road; then south on the IP 1000 Road to the Germany Creek Road; then south on the Germany Creek Road to State Highway 4; then west on State Highway 4 to Germany Creek; then south along Germany Creek to its mouth at the Columbia River; then west along the Columbia River and the Cathlamet Channel to the Puget Island Bridge on State Highway 409; then north on State Highway 409 to State Highway 4; then west on State Highway 4 to State Highway 407; then northwest on State Highway 407 to the 500 Road; then west on the 500 Road to the 1800 Road; then north on the 1800 Road to the 1000 Road; then north on the 1000 Road to the Muller Road; then north on Muller Road to Pe Ell and State Highway 6; then north on State Highway 6 to south of Doty and the point of beginning. (See Washington Atlas & Gazetteer, Forest Protection Map "Willapa Hills")

GMU 550-Coweeman (Cowlitz County): Beginning at the mouth of the Cowlitz River, then north to the Toutle River, then east along the Toutle River to the South Fork Toutle River, then up the South Fork Toutle to the 4950 Rd., then south and east on the 4950 Rd. to the 235 Rd., then south on the 235, 200, 245, 134, 133, 130 and 1680 roads to the 1600 Rd., then southeast along the 1600 and 1400 roads to the Kalama/Coweeman summit, then south along the 1420 Rd. to the 1425 Rd., then southwest along the 1425 Rd. to the 6400 Rd., then southwest down the 6400 Rd. to the 6000 Rd., then east to the 6450 Rd., then southeast approximately one mile on the 6450 Rd. to the Arnold Creek Road, then southeast on Arnold Creek Road to Dubois Road, then to State Highway 503, then west on State Highway 503 to Cape Horn Creek, then down Cape Horn Creek to Merwin Reservoir and the Lewis River, then down the Lewis River to the Columbia River, then down the Columbia River to the mouth of the Cowlitz River and point of beginning. (See Washington Atlas & Gazetteer)

GMU 554-Yale (Cowlitz County): Beginning on State Highway 503 at its crossing of Cape Horn Creek, then east on Highway 503 to 6690 Rd. (Rock Creek Road), then northeast on the 6690 and 6696 roads to West Fork Speelyai Creek, then down Speelyai Creek to State Highway 503, then northeast on Highway 503 to Dog Creek, then down Dog Creek to Yale Reservoir, then south and west down Yale reservoir, Lewis River, and Merwin Reservoir to Cape Horn Creek, then up Cape Horn Creek to State Highway 503 and point of beginning.

GMU 556-Toutle (Cowlitz County): Beginning on State Highway 503 (Lewis River Road) and USFS 81 Rd. (Merril Lake Road) intersection, then north on USFS 81 Rd. to Weyerhaeuser 7200 Rd., then northeast on the 7200 Rd. to the 7400 Rd., then northwest on the 7400 Rd. to the 5500 Rd., then east and north on the 5500 and 5670 roads to the South Fork Toutle River, then east up the South Fork Toutle River to a point due south of the headwaters of the South Fork Castle Creek (Sec. 1, TWP 8N R4E), then north to the headwaters of South Fork Castle Creek, then down South Fork Castle Creek to Weyerhaeuser 3092 Rd., then west on the 3092 Rd. to 3090 Rd., then northwest on the 3090, 3000 and 3001 roads to the North Fork Toutle River, then down the North Fork Toutle River to the South Fork Toutle River, then south-east up the South Fork Toutle River to the 4950 Rd., then south on the 4950, 235, 200, 245, 243A, 134, 133, 130, and 1680 roads to the 1600 road, then southeast on the 1600 and 1400 roads to the Kalama/Coweeman summit, then south on the 1420 Rd. to the 1425 Rd., then southwest along the 1425 Rd. to the 6400 Rd., then southwest on the 6400 Rd. to the 6000 Rd., then east up the 6000 Rd. to the 6450 Rd., then southwest on the 6450 Rd. approximately one mile to the Arnold Creek Road, then southeast on Arnold Creek and Dubois roads to State Highway 503, then east on State Highway 503 to the 6690 Rd. (Rock Creek Road); then northeast on the 6690 and 6696 roads to the West Fork Speelyai Creek, then down Speelyai Creek to State Highway 503, then northeast on State Highway 503 to USFS 81 Rd. and point of beginning. (See Washington Atlas & Gazetteer)

GMU 558-Marble (Cowlitz and Skamania counties): Beginning on State Highway 503 (Lewis River Road) and USFS 81 Rd. intersection, then north on USFS 81 Rd. to Weyerhaeuser 7200 Rd., then northeast on the 7200 Rd. to the 7400 Rd., then northwest on the 7400 Rd. to the 5500 Rd., then east and north on the 5500 and 5670 roads

to the South Fork Toutle River, then east up the South Fork Toutle River to Mount St. Helens crater and along crater to headwaters of Ape Canyon, then east down Ape Canyon Creek to Smith Creek Trail then north up USFS Smith Creek Trail to USFS 99 Rd., then north-east on USFS 99 Rd. to USFS 25 Rd., then south on USFS 25 Rd. to the Muddy River, then south down the Muddy River to the North Fork Lewis River, then west down the North Fork Lewis River, Swift Reservoir to Yale Reservoir and Dog Creek, then north up Dog Creek to State Highway 503, then southwest to USFS 81 Rd. and point of beginning. (See Gifford Pinchot National Forest map)

GMU 560-Lewis River (Skamania, Klickitat, Yakima and Lewis counties): Beginning at Trout Lake, north to the USFS 80 Rd., then north to the USFS 82 Rd., then northeast on the USFS 82 Rd. to the Yakima Indian Reservation boundary, then north along boundary (Cascade Crest) to USFS 5603 Rd., then west to the USFS 56 Rd., then west to the Cispus River, then northwest down the Cispus River to the USFS 26 Rd. (Ryan Lake Road), then west and south on the USFS 26 Rd. to USFS 99 Rd., then northeast to the USFS 25 Rd., then south to Muddy River, then south down the Muddy River to the North Fork Lewis River, then west to the USFS 90 Rd. bridge (Eagle Cliff), then east on USFS 90 Rd. to USFS 51 Rd., then southeast to USFS 30 Rd., then northeast on the USFS 30 Rd. to USFS 24 Rd., then southeast to the State Highway 141, then northeast to Trout Lake and point of beginning. (See Gifford Pinchot National Forest map)

GMU 564-Battle Ground (Clark and Skamania counties): ((Beginning at Merwin Dam on the Lewis River, then on a southeast line to the power line, then southeast to County Rd. 20, then south to Pup Creek Road, then southeast to County Rd. 16, then southeast through Amboy and Yacolt to Moulton and County Rd. 12, then southeast on County Road 12 to Dole Valley Road, south on Dole Valley Road, Rock Creek Road, and Skamania Mines Road in Skamania County to Skye Road, east on Skye Road to Washougal River Road, then south-east on State Highway 140 to State Highway 14 and Cape Horn Road, then south on Cape Horn Road to the Columbia River, then down the Columbia River to the Lewis River and up the Lewis River to Merwin Dam and point of beginning.)) Beginning on the Interstate 5 at the Lewis River Bridge and the Lewis River; then northeast along the Lewis River (Cowlitz-Clark County line) to the Merwin Dam; then on a southeast line to the transmission line; then south on the transmission line to the County Road 20; then southeast on County Road 20 to the Pup Creek Road; then southeast on Pup Creek Road to County Road 16; then southeast on County Road 16 through Yacolt to County Road 12; then southeast on County Road 12 to Dole Valley Road; then south on the Dole Valley Road to Rock Creek Road; then southeast and south on the DNR 1000 Road to DNR 1500 Road; then east on DNR 1500 Road to N.E. 412 Ave.; then south on N.E. 412th Ave. to Skye Road; then east and south on the Skye Road to Washougal River Road; then south on Washougal River Road to State Highway 140; then southeast on State Highway 140 to Cape Horn Road; then south on Cape Horn Road to the Columbia River; then west down the Columbia River (including islands in Washington) to the Lewis River; then north along the Lewis River to the Interstate 5 Bridge and the point of beginning. (See Washington Atlas & Gazetteer, Forest Protection Map "St. Helens West")

GMU 568-Washougal (Clark and Skamania counties): ((Beginning at Merwin Dam on the Lewis River, then on a southeast line to the powerline crossing on County Rd. 20, then south to Pup Creek Road, then east to County Rd. 16, then southeast through Amboy and Yacolt to Moulton and County Rd. 12, then southeast on County Road 12 to Dole Valley Road, south on Dole Valley Road, Rock Creek Road, and Skamania Mines Road in Skamania County to Skye Road, east on Skye Road to Washougal River Road, then southeast on State Highway 140 to State Highway 14, and Cape Horn Road, then south on Cape Horn Road to the Columbia River, then east up the Columbia to the mouth of Rock Creek at Stevenson, then northwest up Rock Creek to the south boundary of Gifford Pinchot National Forest, then due west approximately 0.5 miles to USFS Rd. 406, then northwest on USFS Rd. 406 to USFS 41, then west to Sunset Work Center and Forest Rd. 42 (Green Fork Road), then east to USFS 4205 Rd., then north and east to the USFS 53 Rd., then northwest to the USFS 37 Rd., and USFS 54 Rd., then northwest on USFS 54 Rd. (N.E. Healy Rd.) to International Paper Road, then north to Canyon Creek, down Canyon Creek to Merwin Reservoir and west to Merwin Dam and point of beginning.)) Beginning at Merwin Dam on the Lewis River and Lake Merwin; then northeast along Lake Merwin (Cowlitz-Clark

County line) to Canyon Creek; then southeast along Canyon Creek to N.E. Healy Road; then east on N.E. Healy Road to USFS Road 54; then east on USFS Road 54 to USFS Road 37; then northwest on USFS Road 37 to USFS Road 53; then south on USFS Road 53 to USFS Road 4205 (Gunboat Road); then south on USFS Road 4205 to USFS Road 42 (Green Fork Road); then southwest on USFS Road 42 to USFS Road 41 (Sunset Hemlock Road) at Sunset Falls; then east on USFS Road 41 to USFS Road 406 at Lookout Mountain; then southeast on USFS Road 406 to the boundary of the Gifford Pinchot National Forest; then due east on the National Forest boundary to Rock Creek; then southeast along Rock Creek to Stevenson and the Columbia River; then west down the Columbia River (including the islands in Washington) to the Cape Horn Road; then north on the Cape Horn Road to State Highway 140; then west on State Highway 140 to the Washougal River Road; then northwest on the Washougal River Road to the Skye Road; then northwest on the Skye Road to N.E. 412th Ave.; then northwest on DNR 1500 Road to DNR 1000 Road; then north and west on DNR 1000 Road to Dole Valley Road; then north on the Dole Valley Road to County Road 12; then northwest on County Road 12 to Moulton and County Road 16; then northwest on County Road 16 through Yacolt and Amboy to the Pup Creek Road; then northwest on the Pup Creek Road to County Road 20; then north on County Road 20 to the transmission line; then north on the transmission line to Merwin Dam on the Lewis River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 572-Siouxon (Skamania and Clark counties): ((Beginning at the intersection of the Wind River Road and USFS 65 Rd. (Panther Creek Road), then north on the USFS 65 Rd., USFS 60 Rd. (Carson-Guler Road), then northwest to Peterson Prairie and USFS 24 Road; then north to the USFS 30, then southwest to the USFS 51 Rd. (Curly Creek Road), then northwest to the USFS 90 Rd. (Lewis River Road); then west to the Eagle Cliff bridge on the North Fork Lewis River; then down the North Fork Lewis River through Swift and Yale reservoirs to Merwin Reservoir and the mouth of Canyon Creek; then south up Canyon Creek to International Paper Road, then south to USFS 54 Rd. (N.E. Healy Road), then southeast to the USFS 37 Rd. and the USFS 53 Rd., then east and south to the USFS 4205 Rd., then south and west to the USFS 42 Rd. (Green Fork Road), then west to the USFS 41 Rd. at Sunset Falls; then east on the USFS 41 Rd. (Sunset Hemlock Road) to the U.S. Forest Service District Headquarters and the Hemlock Road; then east on the Hemlock Road to the Wind River Road (Stabler); then south on the Wind River Road to USFS 65 Rd. and point of beginning.)) Beginning at the Yale Dam and Yale Lake; then north along Yale Lake (Cowlitz-Clark County line) to the North Fork Lewis River and Lewis River (old river bed); then northeast along the Lewis River to the Swift Creek Reservoir; then east along the Swift Creek Reservoir to Eagle Cliff Bridge and USFS Road 90; then east on USFS Road 90 to USFS 51 (Curly Creek Road); then southeast on USFS Road 51 to USFS Road 30; then north on USFS Road 30 to USFS Road 24 (Twin Butte Road); then south on USFS Road 24 to USFS Road 60 (Carson Guler Road); then southwest on USFS Road 60 to USFS Road 65 (Panther Creek Road); then southwest on USFS Road 65 to the Wind River Highway; then northwest on the Wind River Highway to Stabler; then west on Hemlock Road to USFS Road 41 (Sunset-Hemlock Road); then west on the USFS Road 41 to Sunset Falls and USFS Road 42 (Green Fork Road); then northeast on USFS Road 42 to USFS Road 4205 (Gunboat Road); then north on USFS Road 4205 to USFS Road 53; then northwest on USFS Road 53 to USFS Road 54 (N.E. Healy Road); then west on USFS Road 54 to Canyon Creek; then north along Canyon Creek to the Lewis River; then northeast along the Lewis River to the Yale Dam and the point of beginning. (See Gifford Pinchot National Forest map, and Forest Protection Map "St. Helens West")

GMU 574-Wind River (Skamania County): ((Beginning at the mouth of Rock Creek (Stevenson), then northwest up Rock Creek to the south boundary of Gifford Pinchot National Forest, then due west approximately 1/2 mile to USFS 406 Rd., then northwest on USFS 406 Rd. to USFS 41 Rd., then east to U.S. Forest Service District Headquarters (Wind River) and Hemlock Road, then east to the Wind River Road (Stabler), then south to USFS 65 Rd. (Panther Creek Road), then north to USFS 60 Rd. (Carson-Guler Road), then north-east to USFS 24 Rd. and 141 Rd. to USFS 86 Rd., then south on USFS 86 Rd. to USFS 1840 Rd. to the USFS 18 Rd. (Oklahoma Road) to Willard and the Little White Salmon River, then down the Little White Salmon River to the Columbia River, then west down the Columbia River to the mouth of Rock Creek and point of beginning.))

Beginning at Little Lookout Mountain on USFS Road 41 (Sunset-Mowich Butte); then east on USFS Road 41 to Stabler; then east on the Hemlock Road to the Wind River Road; then southeast on the Wind River Road to USFS Road 65 (Panther Creek Road); then north on USFS Road 65 to Old State Road; then east to the USFS Road 60 (Carson-Guler Road); then northeast on USFS Road 60 to USFS Road 24 and State Highway 141 to USFS Road 86; then south on USFS Road 86 to USFS Road 1840; then south on USFS Road 1840 to USFS Road 18 (Oklahoma Road); then south on USFS Road 18 to Willard and the Little White Salmon River; then south on the Little White Salmon River to the Columbia River; then west along the Columbia River to the mouth of Rock Creek; then northwest along Rock Creek through Stevenson to the south boundary of Gifford Pinchot National Forest; then on the south boundary of Gifford Pinchot National Forest due west to USFS Road 4100-406; then northwest on USFS Road 4100-406 to USFS Road 41 and the point of beginning. (See Washington Atlas & Gazetteer, Gifford Pinchot National Forest map)

GMU 576-White Salmon (Klickitat, Yakima, and Skamania counties): Beginning at the mouth of the Klickitat River (Lyle) to the Fisher Hill Bridge, then north along the Fisher Hill Road (P-2000) to the Gravel Pit Road, then west to the B-Z Corners-Glenwood Road, then southwest to Highway 141 (B-Z Corners), then north to Trout Lake, then west on Highway 141 to USFS 86 Rd., then south to the USFS 1840 Rd., then south on the USFS 1840 Rd. to the USFS 18 Rd. (Oklahoma Road), then south on the 18 Rd. to Willard and the Little White Salmon River, then south down the Little White Salmon River to the Columbia River, then east up the Columbia River to the Klickitat River and point of beginning. (See Washington Atlas & Gazetteer)

GMU 580-Sixprong (Klickitat and Yakima counties): Beginning on State Highway 14 at Sundale, then east to the Goldendale-Goodnoe Hills Road; then northwest along Goldendale-Goodnoe Hills Road to Dot Road; then north along the Dot Road to Cleveland; then along the Goldendale-Bickleton Road to the Yakima County line; then east along the Yakima County line to Alderdale Road; then southeast along the Alderdale Road to State Highway 14 and Columbia River; then west along the state line to Sundale and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 584-Goodnoe (Klickitat County): Beginning at the U.S. Highway 97 bridge on the Columbia River (Maryhill), then north on Highway 97 to Satus Pass and the Yakima Indian Reservation, then east along south Reservation boundary to the Yakima County line, then east to Goldendale/Bickleton Road, then southwest to Cleveland and Dot Road, then south to Goldendale/Goodnoe Hills Road, then southeast to State Highway 14, then west to Sundale and mouth of Chapman Creek, then west down the Columbia River to U.S. Highway 97 bridge and point of beginning. (See Washington Atlas & Gazetteer)

GMU 586-Glenwood (Klickitat County): Beginning at B-Z Corners and State Highway 141, then north to Trout Lake and the USFS 80 Rd., then to the USFS 82 Rd., then north to the Yakima Indian Reservation boundary, then east along the south Reservation boundary to Summit Creek Primary Road, then south to the Klickitat River and the Truck Cut Road, then west to the Glenwood/Goldendale Road, then northwest to the Gravel Pit Road, then south to the B-Z Corners/Glenwood Road, then southwest to B-Z Corners and point of beginning. (See Washington Atlas & Gazetteer)

GMU 588-Grayback (Klickitat County): Beginning at Highway 97 bridge across Columbia River (Maryhill), then west down the Columbia River to Lyle and the mouth of the Klickitat River, then up the Klickitat River to the Fisher Hill Bridge, then north along the Fisher Hill Road (P-2000) to the Gravel Pit Road, then north to the Glenwood/Goldendale Road, then east to the Truck Cut Road, then north to the Summit Creek Primary Road, then to the Yakima Indian Reservation boundary, then east along the southern boundary of the Reservation to Highway 97 (Satus Pass Highway), then south on Highway 97 to Maryhill and point of beginning. (See Washington Atlas & Gazetteer)

REGION SIX

GMU 601-Hoko (Clallam County): Beginning at the mouth of the Hoko River, then up the river to State Highway 112; then southeast along State Highway 112 to its junction with the Hoko-Ozette Road; then southeast along the Hoko-Ozette Road to the Olympic National

Park boundary; then north along the Olympic National Park boundary to the Makah Indian Reservation boundary; then east and north along the Makah Indian Reservation boundary to the Strait of Juan de Fuca; then southeast along the shore of the Strait of Juan de Fuca to the mouth of the Hoko River and the point of beginning. (See updated Olympic National Forest and Olympic National Park map and Washington Atlas & Gazetteer)

GMU 602-Dickey (Clallam County): Beginning at the mouth of the Clallam River, then up the river to State Highway 112; then south along State Highway 112 to its junction with the Burnt Mountain Road; then southwest along the Burnt Mountain Road to its junction with U.S. Highway 101; then southwest along U.S. Highway 101 to the junction with the LaPush Road; then southwest along LaPush Road to the Olympic National Park boundary; then north along the Olympic National Park boundary to the Hoko-Ozette Road; then northeast along the Hoko-Ozette Road to its junction with State Highway 112; then northwest along State Highway 112 to the Hoko River; then down the Hoko River to its mouth and the Strait of Juan de Fuca; then east along the shore of the Strait of Juan de Fuca to the mouth of the Clallam River and the point of beginning. (See updated Olympic National Forest and Olympic National Park map and Washington Atlas & Gazetteer)

GMU 603-Pysht (Clallam County): Beginning at the mouth of the Clallam River; then up the river to the State Highway 112; then south along State Highway 112 to its junction with the Burnt Mountain Road; then southwest along the Burnt Mountain Road to its junction with U.S. Highway 101; then east along U.S. Highway 101 to the point where the highway enters the Olympic National Park, about one mile west of Lake Crescent; then north and east along the Olympic National Park boundary to the Elwha River; then north down the Elwha River to its mouth and the Strait of Juan de Fuca; then west along the shore of the Strait of Juan de Fuca to the mouth of the Clallam River and the point of beginning, EXCEPT that part of the Lower Elwha Indian Reservation within this boundary. (See updated Olympic National Forest and Olympic National Park map and Washington Atlas & Gazetteer)

GMU 607-Soleduck (Clallam County): Beginning at Forks, then south along U.S. Highway 101 to the Bogachiel River; then east up the Bogachiel River to the Olympic National Park boundary; then north and east along the Olympic National Park boundary to its intersection with U.S. Highway 101; then west and south along U.S. Highway 101 to Forks to the point of beginning. (See updated Olympic National Forest and Olympic National Park map and Washington Atlas & Gazetteer)

GMU 612-Goodman (Jefferson and Clallam counties): Beginning at LaPush on the Pacific Ocean, then east along the LaPush Road to its junction with U.S. Highway 101 north of Forks; then south along U.S. Highway 101 to the Pacific Ocean below the mouth of the Hoh River; then north along the Pacific Ocean to LaPush and the point of beginning; EXCEPT that part of the Hoh Indian Reservation and the Olympic National Park within this boundary. (See updated Olympic National Forest and Olympic National Park map and Washington Atlas & Gazetteer)

GMU 615-Clearwater (Jefferson County): Beginning at the junction of Bogachiel River and U.S. Highway 101, then east up the Bogachiel River to the Olympic National Park boundary; then south, east and west along the Olympic National Park boundary to where it meets the boundary of the Quinault Indian Reservation; then west along the Quinault Indian Reservation boundary to U.S. Highway 101; then north and east along U.S. Highway 101 to the Bogachiel River and point of beginning; EXCEPT that part of the Olympic National Park within this boundary. (See updated Olympic National Forest and Olympic National Park map and Washington Atlas & Gazetteer)

GMU 618-Matheny (Jefferson and Grays Harbor counties): Those lands between the Queets and Quinault Rivers that are outside the Olympic National Park and outside the Quinault Indian Reservation. (See Olympic National Forest map)

GMU 621-Olympic (Jefferson, Clallam and Mason counties): Beginning at the junction of U.S. Highway 101 and the Elwha River, then south up the Elwha River to the Olympic National Park boundary; then east and south along Olympic National Park boundary to the North Fork of the Skokomish River; then south down the North Fork of the Skokomish River to Lake Cushman; then southeast along the

west shore of Lake Cushman to Cushman Upper Dam; then east along the Power Dam Road to its intersection with Lake Cushman-Hoodsport Road; then southeast on Lake Cushman-Hoodsport Road to U.S. Highway 101 and Hood Canal; then north along Hood Canal to Dabob Bay and Quilcene Bay to East Quilcene Road at the north end of Quilcene Bay; then west along East Quilcene Road to its junction with Chimacum Center Road; then south along Chimacum Center Road to Quilcene and U.S. Highway 101; then north and west along U.S. Highway 101 to the Elwha River and the point of beginning. EXCEPT that part of the Lower Elwha Indian Reservation within this boundary. (See updated Olympic National Forest and Olympic National Park map and Washington Atlas & Gazetteer)

GMU 624-Coyle (Clallam and Jefferson counties): Beginning at the mouth of the Elwha River, then south up the Elwha River to U.S. Highway 101; then east and south along U.S. Highway 101 to Quilcene; then north on the Chimacum Center Road to its junction with East Quilcene Road; then east on the East Quilcene Road to Quilcene Bay; then south along the east shore of Quilcene Bay to Dabob Bay and Hood Canal; then north along the shore of Hood Canal to Puget Sound; then north through Admiralty Inlet to Port Townsend and Juan de Fuca Straits (including Marrowstone Island); then west along the south shore line of Juan de Fuca Straits to the mouth of the Elwha River and the point of beginning; EXCEPT all of Indian Island in Jefferson County. (See updated Olympic National Forest and Olympic National Park map and Washington Atlas & Gazetteer)

GMU 625-Indian Island (Jefferson County): Indian Island in Jefferson County. (See Washington Atlas & Gazetteer)

GMU 627-Kitsap (Kitsap, Mason, Pierce and King counties): Beginning at the town of Allyn on State Highway 3; then north along Highway 3 to Belfair; then north up the "Old Belfair Highway" to its junction with the Bear Creek-Dewatto Road; then west on Bear Creek-Dewatto Road to the Mason-Kitsap County line; then west along the Mason-Kitsap county line to Hood Canal; then north along the shoreline of Hood Canal to Puget Sound at Hansville; then south through Puget Sound to Nisqually Reach and Case Inlet; then north up Case Inlet to the town of Allyn and the point of beginning; also Vashon Island. (See Washington Atlas & Gazetteer)

GMU 633-Mason (Mason County): Beginning at the Mason-Thurston County Line on U.S. Highway 101 at Oyster Bay; then north and east through Oyster Bay, Totten Inlet-Dana Passage and Case Inlet to the town of Allyn on State Highway 3; then north along Highway 3 to Belfair; then north up the "Old Belfair Highway" to its junction with the Bear Creek-Dewatto Road; then west on the Bear Creek-Dewatto Road to its junction with the Dewatto-Holly Road; then west along the Mason-Kitsap County Line to Hood Canal; then south through Hood Canal to Hoodsport and U.S. Highway 101; then south along Highway 101 to the Mason-Thurston County Line and the point of beginning. (See the Washington Atlas & Gazetteer)

GMU 636-Skokomish (Grays Harbor and Mason counties): Beginning at the junction of the Lake Cushman-Hoodsport Road and U.S. Highway 101 at Hoodsport; then south down U.S. Highway 101 to its junction with the Shelton Dayton-Matlock Road (County Road 9010); then west to the town of Matlock; then west on the Matlock-Deckerville Road and Middle Satsop Road to the Kelly Road (C-500 Line); then north on the Kelly Road to its junction with the L-600 Line (Canyon River Road, Road 2260); then west on the L-600 line to USFS Road 22 (Montesano-Grisdale Road); then north on USFS Road 22 through Grisdale; then west and south on USFS Road 22 to where it crosses the East Fork of the Humptulips River; then upstream on the East Fork Humptulips River to the most northern point crossed by the range line 7W.W.M. and 8W.W.M., then north on this range line to its junction with Road 2302 (USFS Road 2204-200); then east and north on Road 2302 to the Olympic National Park Boundary; then east along the Olympic Park boundary to the North Fork of the Skokomish River; then south down the North Fork of the Skokomish River to Lake Cushman; then southeast along the west shore of Lake Cushman to Cushman Upper Dam; then east along the Power Dam Road to its intersection with Lake Cushman-Hoodsport Road; then southeast on Lake Cushman-Hoodsport Road to U.S. Highway 101 and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 638-Quinault Ridge (Grays Harbor and Jefferson counties): Beginning at the Olympic National Park boundary at the northwest corner of Lake Quinault; then southwest along the south shore of Lake

Quinault to the boundary of the Quinault Indian Reservation; then southwest along this boundary to U.S. Highway 101; then south along U.S. Highway 101 to Quinault Ridge Road (Forest Service Road #2258); then northeast along the Quinault Ridge Road to the Forest Service Road #2280; then east along Forest Service Road #2280 to the Forest Service Road #2220; then north and south along that road to the Forest Service Road #2204; then northeast along Forest Service Road #2204 to the 2204-200 Spur Road; then north along this spur road to the boundary of the Olympic National Park; then west along the Olympic National Park Boundary to Lake Quinault and the point of beginning. (See Olympic National Forest map)

GMU 639-Humptulips (Grays Harbor County): Beginning at the junction of U.S. Highway 101 and the Quinault Ridge Road (Forest Service Road #2258); then northeast along Quinault Ridge Road to the Forest Service Road #2280; then east along Forest Service Road #2280 to the Forest Service Road #2220; then north and south along Forest Service Road #2220 to the Forest Service Road #2204; then northeast along Forest Service Road #2204 and the 2204-200 Spur Road to a point crossed by the range line between range 7W.W.M. and 8W.W.M.; then south on this range line to the most northern point crossed by the East Fork of the Humptulips River; then downstream on the East Fork of the Humptulips to the USFS 22 Road; then west and south along USFS 22 Road to its junction with the Donkey Creek Road; then southwest along the Donkey Creek Road (Forest Service Road #22) to its junction with U.S. Highway 101; then north along U.S. Highway 101 to its junction with the Quinault Ridge Road (Forest Service Road #2258) and the point of beginning. (See Olympic National Forest map)

GMU 642-Copalis (Grays Harbor County): Beginning at the U.S. Highway 101 bridge crossing the Hoquiam River in the City of Hoquiam; then north along U.S. Highway 101 to the boundary of the Quinault Indian Reservation; then southwest along the Quinault Indian Reservation boundary to the Pacific Ocean; then south along the shore of the Pacific Ocean to Grays Harbor; then east along the north shore of Grays Harbor to the mouth of the Hoquiam River; then north along the Hoquiam River to U.S. Highway 101 and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 648-Wynoochee (Grays Harbor County): Beginning at the junction of U.S. Highway 101 and the Donkey Creek Road; then northeast along the Donkey Creek Road (Forest Service Road #22) to its junction with the Donkey Creek-Grisdale Road; continuing east on this road (Forest Service Road #22) to Camp Grisdale (south of Wynoochee Lake); then south along the Grisdale-Montesano Road (Forest Service Road #22) to the junction with the L-600 line (Canyon River Road, Road 2153); then east along the L-600 line to the concrete bridge over the West Fork of the Satsop River in Sec. 15, T.21N., R.7W.W.M.; then south down the West Fork and the main stream of the Satsop River to U.S. Highway 12; then west along U.S. Highway 12 to its junction with U.S. Highway 101 in Aberdeen; then west and north along U.S. Highway 101 to its junction with the Donkey Creek Road and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 651-Satsop (Grays Harbor, Mason and Thurston counties): Beginning at the U.S. Highway 12 Bridge on the Satsop River, then upstream on the Satsop River to its junction with the West Fork of the Satsop River; then up the West Fork of the Satsop to the concrete bridge on the L-600 Road (Canyon River Road, Road 2153); then east on the L-600 Line to its junction with the Kelly Road; then south on the Kelly Road to the Middle Satsop Road; then east on the Middle Satsop and Matlock-Deckerville Roads to the town of Matlock; then east on the Shelton-Matlock Road (County Road 9010) to its junction with U.S. Highway 101; then south on U.S. Highway 101 to its junction with State Route #8, then west on State Route 8 to its junction with U.S. Highway 12; then west along Highway 12 to the Satsop River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 658-North River (Grays Harbor and Pacific counties): Beginning at the U.S. Highway 101 bridge across the Chehalis River in Aberdeen; then west along the Chehalis River to the river mouth; then west along the southern shore of Grays Harbor to the Pacific Ocean; then south along the Pacific Ocean to Willapa Bay; then east in Willapa Bay to the mouth of the Willapa River; then east up the Willapa River to U.S. Highway 101 in the City of Raymond; then north along U.S. Highway 101 to the Chehalis River Bridge and the point of beginning; also Rennie Island. (See Washington Atlas & Gazetteer)

GMU 660—Minot Peak (Grays Harbor and Pacific counties): Beginning at the junction of U.S. Highway 101 and U.S. Highway 12 in Aberdeen; then south along U.S. Highway 101 to the Smith Creek Road; then east along the Smith Creek Road to its junction with the North River Road; then east along the North River Road through Brooklyn and continuing east along the Brooklyn—Oakville Road to the town of Oakville; then north along U.S. Highway 12 to Elma; then west along U.S. Highway 12 to U.S. Highway 101 and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 663—Capitol Peak (Grays Harbor and Thurston counties): Beginning at the intersection of Highway 8 and Highway 12 near Elma; then southeast along U.S. Highway 12 to its junction with the Moon Road; then north on the Moon Road to the Gate—Mima Road; then northeast on Gate—Mima Road to Waddell Creek Road; then northeast and then northwest on Waddell Creek Road to Delphi Road; then north on the Delphi Road to U.S. Highway 101; then west on Highway 101 to Highway 8; then west on Highway 8 to Elma and Highway 12 and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 666—Deschutes (Thurston County): Beginning at the mouth of the Nisqually River; then south on the Nisqually River to old Pacific Highway (Mounts Road); then southwest on old Pacific Highway (Mounts Road) to Highway 510; then southeast on Highway 510 to Yelm Highway; then southwest and west on the Yelm Highway to Spurgeon Creek Road; then south on the Spurgeon Creek Road to Rainier Road; then northwest on Rainier Road to Stedman Road; then west and south on Stedman Road to Waldrick Road; then west on Waldrick Road to Pacific Highway S.E. (Old Highway 99); then north on Pacific Highway S.E. (Old Highway 99) to McCorkle Road; then west on McCorkle Road to 113th Avenue; then west on 113th Avenue to Littlerock Road; then north on Littlerock Road to 110th Avenue; then west on 110th Avenue to Delphi Road; then north on Delphi Road to U.S. Highway 101; then northwest on Highway 101 to the Mason—Thurston county Line at Oyster Bay; then northeast and southeast through Totten Inlet, Dana Passage and Nisqually Reach to the mouth of the Nisqually River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 667—Skookumchuck (Thurston and Lewis counties): Beginning at the old Pacific Highway (Mounts Road) Bridge on the Nisqually River; then upstream on the Nisqually River to Alder Lake; then along the north shore of Alder Lake to the town of Elbe and Highway 7; then south on Highway 7 to Highway 508 at Morton; then west on Highway 508 to the Centralia—Alpha Road; then west on the Centralia—Alpha Road and Salzer Road to Pearl Street; then north on Pearl Street to Highway 507; then northwest on Highway 507 to Interstate 5 then north on Interstate 5 to U.S. Highway 12; then west on Highway 12 to Moon Road; then north on Moon Road to the Gate—Mima Road; then northeast on the Gate—Mima Road to Waddell Creek Road; then northeast on the Waddell Creek Road to the Delphi Road; then south on the Delphi Road to 110th Avenue; then east on 110th Avenue to Littlerock Road; then south on Littlerock Road to 113th Avenue; then east on 113th Avenue to McCorkle Road; then east on McCorkle Road to Pacific Highway S.E. (Old Highway 99); then south on Pacific Highway S.E. (Old Highway 99) to Waldrick Road; then east on Waldrick Road to Stedman Road; then north and east on Stedman Road to Rainier Road; then southeast on Rainier Road to Spurgeon Creek Road; then north on Spurgeon Creek Road to the Yelm Highway; then east and northeast on Yelm Highway to Highway 510; then northwest on Highway 510 to Pacific Highway; then northeast on Pacific Highway to the Nisqually River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 669—Palix (Pacific County): Beginning at the U.S. Highway 101 Bridge across the Willapa River in Raymond; then west along the Willapa River to Willapa Bay; then south along the east shore of Willapa Bay to the mouth of the North Nemah River; then northeast up the North Nemah River and Williams Creek to the North Nemah Road Crossing (or North Nemah A Line); then east on the North Nemah A Line to the Williams Creek A Line; then northeast on the Williams Creek A Line to the C2000 Line to the Trap Creek A Line; then east on the Trap Creek A Line (on the north side of the Trap Creek Lookout) to the Bonneville Power Line Road; then north on the Bonneville Powerline Road to its junction with State Highway 6; then northwest along Highway 6 to its junction with U.S. Highway 101 in the City of Raymond; then north along U.S. Highway 101 to the bridge across the Willapa River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 672—Fall River (Pacific, Lewis and Grays Harbor counties): Beginning at the junction of U.S. Highway 101 and State Highway 6 in Raymond; then east along State Highway 6 to Doty Road (Stevens Road); then northwest on Stevens Road to the Elk Creek Road (in Doty); then west on the Elk Creek Road to the 7000 Road; then west on the 7000 Road to the 7800 Road; then west on the 7800 Road to the 720 Road; then northeast on the 720 Road to Garrard Creek Road; then north on the Garrard Creek Road to the Brooklyn—Oakville Road; then east along the Brooklyn—Oakville Road, North River Road, to the Smith Creek Road; then southwest along the Smith Creek Road to U.S. Highway 101; then south on U.S. Highway 101 to its junction with State Highway 6 and the point of the beginning. (See Washington Atlas & Gazetteer)

GMU 678—Nemah (Pacific and Wahkiakum counties): Beginning at the mouth of the North Nemah River on Willapa Bay; then northeast up the North Nemah River and Williams Creek to the North Nemah Road Crossing (or North Nemah A Line); then east on the North Nemah A Line to the Williams Creek A Line to the C2000 line to the Trap Creek A Line; then east along the Trap Creek A Line (north side of Trap Creek Lookout) to the Bonneville Powerline Road; then south along the Powerline Road to the Salmon Creek Road; then southwest along the Salmon Creek Road to State Highway 4; then west along State Highway 4 to its junction with U.S. Highway 101 at Johnson's Landing and continuing west along U.S. Highway 101 to the Naselle River bridge; then down the Naselle River to Willapa Bay; then north along the shore of Willapa Bay to the mouth of the North Nemah River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 681—Bear River (Pacific and Wahkiakum counties): Beginning at the Deep River Bridge on State Highway 4; then down the Deep River to the Columbia River; then west along the Columbia River to the mouth of the Wallacut River; then up the Wallacut River to U.S. Highway 101; then northwest on U.S. Highway No. 101, north on Alternate U.S. Highway No. 101 and northeast on U.S. Highway 101 to the Bear River; then down the Bear River to Willapa Bay; then north along the shore of Willapa Bay to the mouth of the Naselle River and up the Naselle River to U.S. Highway 101; then east along U.S. Highway 101 to its junction with State Highway 4 at Johnson's Landing; then southeast along State Highway 4 to the Deep River Bridge and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 684—Long Beach (Pacific County): The Long Beach Peninsula and those lands west of the following line; beginning at the mouth of Bear River; then up the Bear river to U.S. Highway 101; then southwest along U.S. Highway 101 to Alternate U.S. Highway 101; then south along Alternate U.S. Highway 101 to U.S. Highway 101; then southeast along U.S. Highway 101 to the Wallacut River; then down the Wallacut River to the Columbia River. (See Washington Atlas & Gazetteer)

DEER AREA DESCRIPTIONS

Deer Area No. 001 Champion North (Pierce County): Beginning at the point where the Bonneville Power Transmission Line crosses the Carbon River (about 14 miles northwest of Carbonado); then south and west up the Carbon River to where it intersects State Highway No. 165; then south and east along State Highway No. 165 to where it intersects the Mt. Rainier National Park boundary; then south along said boundary to where it intersects the North Fork Puyallup River; then north and west down the North Fork Puyallup River and the Puyallup River to where it intersects the Bonneville Power Transmission Line (about three miles south of Orting); then north and east along said power transmission line to the point of beginning. (See Washington Atlas & Gazetteer)

Deer Area No. 002 Champion South (Pierce County): Beginning at the point where Champion's 1 Road crosses the Puyallup River (approximately 1 1/2 miles NE of Kapowsin) then southeast up the Puyallup River to the confluence with Deer Creek; then south up Deer Creek to where it intersects the 243 Road; then northwest along the 243 Road to where it intersects the 24 Road; then southwest along the 24 Road to where it intersects the 3270 Road; then west along the 3270 Road to where it intersects the 327 Road; then southwest along the 327 Road to where it crosses Busy Wild Creek (near Lake Lorraine); then west down the Busy Wild Creek to its confluence with the North Fork Mashel River; then up the North Fork Mashel River (about 1 mile) to the point nearest the southernmost extension of the 311 Road (T16N, R6E, Sec. 19, SW 1/2 of SW 1/2); then in a line to the 311 Road; then along 311 Road to where it intersects the 3113

Road; then north along the 3113 Road to where it intersects the 843 Road; then along the 843 Road to where it intersects the 84 Road; then along the 84 Road to where it intersects the 8 Road; then north along the 8 Road to where it intersects the 82 Road; then along the 82 Road to where it intersects the township line between Townships 16 & 17 North, W.M.; then west on said line to where it intersects the range line between Ranges 4 & 5 East, W.M.; then north on said line to northwest corner of Sec. 31, T17N, R5E; then east on section line between sections 30 and 31, T17N, R5E to 1/4 corner (Champion ownership); then north from said corner along ownership line to the point closest to the southernmost extension of the 0-100 Road (approx. 3/4 mile); then in a northwest line to the 0-100 Road, then along the 0-100 Road to where it intersects with Ohop Creek; then northwest along Ohop Creek to where it empties into Lake Kapowsin; then northeast along the east shore of Lake Kapowsin to the point closest to the start of the 1 Road; then along the 1 Road to point of beginning. (See Washington Atlas & Gazetteer)

Deer Area No. 010 Pyramid (Chelan County): That part of GMUs 306 and 304 beginning at the Glacier Peaks Wilderness and Lake Chelan; then south along Lake Chelan to Corral Creek Campground; then west to the intersection of trail #1433 and Butte Trail #1440; then northwest along Butte Trail #1440 to South Pyramid Trail #1439; then southwest to intersection of trail #1437; then due west to Trail #1434; then northwest to Trail #1435; then south to Trail #1400; then southeast to Garland Creek; then west to Garland Peak; then north along trail #1408 to Trail #1515; then south to Trail #1530; then west to trail #1509; then south to Trail #1527; then north to Estes Butte and continuing along the Glacier Peaks Wilderness boundary to beginning. (See Wenatchee National Forest map)

Deer Area No. 040 Foss River (King County in the Alpine Lakes Wilderness Area): Beginning at the intersection of the Dingford Creek Trail (USFS Trail 1005) and the Alpine Lakes Wilderness Area boundary; then north along USFS Trail 1005 to Little Myrtle Lake; then in a northeast line approximately one-half mile to Marlene Lake; then down the tributary from Marlene Lake to its intersection with USFS Trail 1072 near Lake Dorothy; then north along USFS Trail 1072 to its intersection with the Alpine Lakes Wilderness Area boundary; then north and east along the wilderness boundary to the Pacific Crest Trail at Hope Lake; then south along the Pacific Crest Trail to ~~((the headwaters of Burntboot Creek about Iceberg Lake at Overcoat Peak, then down Burntboot Creek to the))~~ Ridge Lake; then in a northwest direction approximately one-half mile to Gravel Lake; then down the Gravel Lake tributary to Goat Creek; then down Goat Creek to its intersection with Alpine Lakes Wilderness Area boundary; then north and west along the wilderness area boundary to the point of beginning. (See Washington Atlas and Gazetteer)

Deer Area No. 060 Olympic Wilderness (Clallam, Jefferson, Grays Harbor and Mason counties): The Buckhorn, Colonel Bob, Mt. Skokomish, the Brothers and Wonder Mountain Wilderness areas of Olympic National Forest. (See Olympic National Forest map for these primitive roadless areas)

Deer Area No. 061 Marrowstone Island (Jefferson County): Marrowstone Island in Jefferson County. (See Washington Atlas and Gazetteer)

ELK AREA DESCRIPTIONS

Elk Area No. 001 Trinidad (Grant and Douglas counties): All of Douglas and Grant counties except closed in the corridor described as follows: Beginning at East Wenatchee and following a line parallel to and one-half mile north and east of Highway No. 28 from East Wenatchee to a point in Grant County one-half mile north of SR 28 on Road "U" N.W.; then south on Road "U" N.W. to Road "9" N.W.; then west on Road "9" N.W. to the Ancient Lake Road; then south on the Ancient Lake Road to the northwest corner of Sec. 8, T19N, R23E W.M. (yellow cattle guard); then west to midstream of the Columbia; then north up midstream of the Columbia River to East Wenatchee and the point of beginning. (See official road map of Douglas and Grant counties)

Elk Area No. 002 Caribou (Kittitas County): Beginning at the Highline Canal; then north along the Reecer Creek Road and USFS 35 Road to the junction at the USFS 3517 Road; then east and south along USFS 3517 Road and Lillard Hill Road to the Bonneville Powerlines; then east along the Bonneville Powerlines to the Colockum Pass-Brushy Road (cattle guard); then east along the Brushy Road to

the Crossover Road; then south along the Crossover Road to the Perkins/Caribou junction; then east along the Perkins Road to the Beacon Ridge Road; then south along the Beacon Ridge Road to the Old Vantage Highway; then south along a county service road to Interstate #90; then west along Interstate #90 to the Highline Canal near the Stevens Road; then northwest along the Highline Canal to the point of beginning. (See Department of Wildlife map)

Elk Area No. 003 Kingsbury (Chelan, Kittitas counties): That portion of GMU 314 which lies east of the Stemilt Creek, Stemilt Creek Road, Stemilt Hill Road, Stemilt Loop Road and Jump Off Ridge Road. (See Washington Atlas & Gazetteer)

Elk Area No. 004 Wenatchee (Chelan, Kittitas and Okanogan counties): GMUs 300, 304, 306, 308, 316, that portion of 302 which lies in Chelan County; and that portion of 314 which lies west of the following boundaries: Beginning at the mouth of the Stemilt Creek at the Columbia River, south up Stemilt Creek to the Stemilt Creek Road to the Stemilt Hill Road; then east and south along the Stemilt Hill Road to the Stemilt Loop Road; then east along the Jump Off Road to the Jump Off Ridge Road (Bonneville Powerlines); then south along the Jump Off Ridge Road to the Naneum Ridge Road. (See Washington Atlas & Gazetteer)

Elk Area No. 025 Backbone (Lewis County): Beginning at State Highway No. 12 at the Pacific Crest Trail; then northwest and southwest along State Highway No. 12 to Coal Creek in Sec. 1, Twp. 13N., R 9 E.W.M.; then north along the range line between Ranges 9 and 10 E.W.M., across the Cowlitz River to the Gifford Pinchot National Forest boundary in the NE corner of Sec. 1, Twp. 13N., R 9 E.W.M.; then southwest along the National Forest Boundary to the Skate Creek Road (first contact) in Sec. 9, Twp. 13N., R 9 E.W.M.; then northwest along the Skate Creek Road to the mouth of Horse Creek and the south boundary of Mt. Rainier National Park; then east along the south Park boundary to the Pacific Crest Trail; then south along the Pacific Crest Trail to State Highway No. 12 and the point of beginning. (See Gifford Pinchot National Forest map)

Elk Area No. 029 Toledo (Lewis County): Beginning at the Cedar Creek Bridge along State Highway No. 505; then northeast up Cedar Creek approximately 4 miles to the Weyco 1970 line; then north and west along the Weyco 1970 line approximately 3.5 miles to the Weyco 1800 line; then north along the Weyco 1800 line approximately 1 mile to the Evans Road; then southwest along the Evans Road to the Layton Road; then south along the Layton Road to State Highway No. 505; then east and southeast along State Highway No. 505 to Cedar Creek Bridge and the point of beginning. (See Washington Atlas & Gazetteer)

Elk Area No. 030 Reecer Creek (Kittitas County): Beginning at the Highline Canal; then north along the Reecer Creek Road and USFS 35 Road to the junction of the USFS 3517 Road; then east and south along the USFS 3517 Road and Lillard Hill Road to the Wilson Creek Road to the Highline Canal; then west along the Highline Canal to the point of beginning. (See Wenatchee National Forest map)

Elk Area No. 031 Shushuskin (Kittitas County): Beginning at Damon Road and the Yakima River; then west along Damon Road to Manastash Road; then west on Manastash Road to Cove Road; then south on Cove Road to Umtaneum Creek; then east (downstream) along Umtaneum Creek to the Yakima River; then north along the Yakima River to the point of beginning. (See Washington Atlas and Gazetteer)

Elk Area No. 032 Malaga (Kittitas and Chelan counties): Beginning at the power line on the Columbia River (approximately 3/4 mile downstream from Colockum Creek); then west and south along the ~~((power line))~~ Powerline Road to ~~((where power line crosses))~~ the intersection with the North Fork Tarpiscan Creek Road ~~((in))~~ Section ~~((76))~~ 9, T20N, ~~((R3E))~~ R21E; then north and west along North Fork of Tarpiscan Creek Road to Colockum Pass Road (Section 9, T20N, R21E); then south and west on Colockum Pass Road to section line between Sections 8 and ~~((Section))~~ 9 as well as Sections 4 and 5 (T20N, R21E) and Sections 32 and 33 ~~((T20N))~~ T21N, R21E; ~~((north on that section line to point of intersection with))~~ to Mose Carr Road; then west and north on Mose Carr Road to Jumpoff Road; then south and west ~~((along))~~ on Jumpoff Road to Shaller Road; then north and west ~~((along))~~ on Shaller Road to Upper Basin Loop Road; then north and ~~((east))~~ west on Upper Basin Loop Road to Wheeler Ridge Road; then north on Wheeler Ridge Road to the Basin Loop

Road (pavement) in Section 10 (T21N, R20E); then north on the Basin Loop Road to Wenatchee Heights Road; ~~((down))~~ then west on Wenatchee Heights Road ~~((and))~~ to Squilchuck Road ~~((to))~~; then south on Squilchuck Road to Beehive Road (USFS 9712); then northwest on Beehive Road to USFS Road 7100 near Beehive Reservoir; then north and west on USFS Road 7100 to Peavine Canyon Road (USFS Road 7101); then north and east on Peavine Canyon Road to Number Two Canyon Road; then north on Number Two Canyon Road to Crawford Street in Wenatchee; then east on Crawford Street to the Columbia River; ~~((along west bank of))~~ then south and east along the Columbia River to the powerline south of Colockum Creek and point of beginning. (See Washington Atlas and Gazetteer)

Elk Area No. 033 Peshastin (Chelan County): Beginning at Crawford Street and the Columbia River in Wenatchee; then west on Crawford Street and Number Two Canyon Road to USFS #7101 Road (Peavine Canyon); then west on USFS #7101 Road to Mission Creek Road; then north on Mission Creek Road to USFS #7104 Road (Sand Creek); then west on USFS #7104 Road (Sand Creek) to Camas Creek; then west up Camas Creek to where Camas Creek crosses USFS #7200 Road, T22N, R18E, Section 4; then north along USFS #7200 Road to Highway #97; then north on Highway #97 to USFS #7300 Road (Mountain Home Road); then north on the USFS #7300 Road to the Wenatchee River at Leavenworth; then down the Wenatchee River and Columbia River to the point of beginning. (See Washington Atlas and Gazetteer)

Elk Area No. 039 Backbone (Lewis County): Legal description same as Elk Area No. 025 (Backbone) (See Gifford Pinchot National Forest Map)

Elk Area No. 051 Doty (Lewis and Pacific counties): Beginning on State Highway 6 at the town of Adna, then west on Highway 6 to Stevens Road, then northwest on Stevens Road to Elk Creek Road (Doty), then west on Elk Creek Road to the 7000 Road, then west on the 7000 Road to the 7800 Road, then west on the 7800 Road to the 720 Road, then northeast on the 720 Road to Garrard Creek Road, east on Garrard Creek Road to Manners Road, then south on Manners Road to Lincoln Creek Road, then east along Lincoln Creek Road to Ingalls Road, then south and east on Ingalls and Bunker Creek roads to the town of Adna and point of beginning. (See Washington Atlas & Gazetteer)

Elk Area No. 052 Mayfield (Lewis County): Beginning at the junction of Highway 12 and the Winston Creek Road; then southeast and north along the Winston Creek Road, Longbell, Perkins, Green Mountain roads to Riffe Lake; then west and northwest along the shoreline of Riffe Lake to the Cowlitz River; then west along the Cowlitz River to Highway 12; then west along Highway 12 to the Winston Creek Road and the point of beginning. (See Washington Atlas & Gazetteer)

Elk Area No. 053 Randle (Lewis County): Beginning at State Highway 12 and the Cispus Road in the town of Randle; then east along Highway 12 to the Bennett Road approximately one (1) mile east of Cora Bridge; then west on Bennett and C line roads to the Cispus Road; then north on said road to the town of Randle and the point of beginning. (See Gifford Pinchot National Forest map)

Elk Area No. 054 Boistfort (Lewis County): Beginning at the town of Vader; then west along State Highway 506 to the Wildwood Road; then north along the Wildwood Road to the Abernathy 500 line gate (Sec. 20, T11N, R3W, Willamette Meridian); then northwest along the 500, 540, and 560 lines to the Weyerhaeuser 813 line; then northwest along the 813, 812, 5000J, 5000 and 4000 lines to the Pe Ell/McDonald Road (Sec. 15, T12N, R4W[]); then west along the Pe Ell/McDonald Road to the Lost Valley Road; then northeast along the Lost Valley Road to the Boistfort Road; then north along the Boistfort Road to the King Road; then east along the King Road to the town of Winlock and State Highway 603; then south along Highway 603 to the Winlock/Vader Road; then south along said road to the town of Vader and the point of beginning. (See Washington Atlas & Gazetteer)

Elk Area No. 055 East Valley (Wahkiakum County): Within one mile on either side of the line beginning at Wilson Creek Park on East Valley Road; then west on East Valley Road to the junction with Middle Valley Road (4.5 miles); then north along Middle Valley Road to the junction of Oat Field Road (2.5 miles). (See Washington Atlas & Gazetteer)

Elk Area No. 057 Carlton (Lewis County): That part of unit 514 (Tatoosh) lying east of Highway No. 123 and north of Highway No. 12. (See Gifford Pinchot National Forest map)

Elk Area No. 058 West Goat Rocks (Lewis County): Goat Rocks Wilderness west of the Cascade Crest Trail. (See Gifford Pinchot National Forest map)

Elk Area No. 059 Mt. Adams Wilderness (Skamania and Yakima counties): The Mt. Adams Wilderness (See Gifford Pinchot National Forest map)

Elk Area No. 061 Mt. Tebo (Mason County): Beginning at the junction of the North Fork and South Fork of the Skokomish River; then northwest along the South Fork to the boundary of Olympic National Park; then east along the National Park boundary to the North Fork of the Skokomish River; then southeast down the North Fork of the Skokomish River through Lake Cushman; then south down the North Fork of the Skokomish River to the South Fork of the Skokomish River and the point of beginning. (See Olympic National Forest Map)

Elk Area No. 065 Willapa Valley (Pacific County): That part of Pacific County within two miles of State Highway 6 between Menlo and the eastern most junction of Elk Prairie Road and State Highway 6. (See Washington Atlas & Gazetteer)

Elk Area No. 066 Twin Valley (Grays Harbor County): Beginning in the City of Hoquiam at the junction of U.S. Highway No. 101 and the East Hoquiam Road; then north on the East Hoquiam Road to its junction with the East Hoquiam Cutoff Road in Sec. 21, T19N, R9 W.W.M.; then east on the East Hoquiam Cutoff Road to its junction with the Wishkah Road; then south on the Wishkah Road to its junction with the Wishkah-Wynoochee Crossover Road in Sec. 35, T19N, R9 W.W.M.; then east on the Wishkah-Wynoochee Crossover Road to its junction with the Donovan Corkey A line; then north on the A line to its junction with the A 2200; then east on the A 2200 Road to its junction with the A 2210; then south on the A 2210 Road to a point crossed by the township line between Twp 20N and 19N; then east on the township line to its junction with the Wynoochee River Road; then south along the Wynoochee River Road to U.S. Highway No. 12; then west along U.S. Highway 12 to its junction with U.S. Highway No. 101 in the City of Aberdeen, then west on U.S. Highway 101 to the City of Hoquiam and junction with the East Hoquiam Road and the point of beginning. (See Washington Atlas & Gazetteer)

Elk Area No. 067 South Willapa (Pacific County): Beginning in the City of South Bend at the junction of U.S. Highway 101 and the Skidmore Slough C-line; then south on the Skidmore Slough C-line to its junction with the B-line in Sec. 11, T13N, R9 W.W.M.; then southeast on the B-line to its junction with the A-line in Sec. 18, T13N, R8 W.W.M.; then east and north on the A-line to its junction with the South Fork Willapa Road; then east along the South Fork Willapa Road to State Highway No. 6, Sec. 10, Twp. [Twp.] 13 N., R. 8 W.W.M.; then northwest on State Highway No. 6 to its junction with U.S. Highway 101; then southwest on U.S. Highway 101 to its junction with the Skidmore Slough C-line and the point of beginning. (See Washington Atlas & Gazetteer)

Elk Area No. 069 Chinook (Pacific County): Beginning at the junction of U.S. Highway 101 and Lingenfelter Road west of the town of Chinook; then northwest on Prest Road to its junction with Chinook Valley Road; then west on Chinook Valley Road to its intersection with the east branch of the Wallcut River; then north along the Wallcut River to its intersection with Highway 101; then west on Highway 101 to the junction of Highway 101 alternate; then south on Highway 101 alternate to Highway 101; then east on Highway 101 to Prest Road and the point of beginning. (See Washington Atlas & Gazetteer)

BOW AND ARROW AREA DESCRIPTIONS

Bow Area No. 802 Long Island (Pacific County): Long Island in Pacific County. (See Washington Atlas & Gazetteer map)

Bow Area 804 Pilchuck (Snohomish and King counties): Beginning at the mouth of the Stillaguamish River; then up the Stillaguamish River to Arlington; then northeast along Highway 530 to a point in Section 10, T32N, R7E where it intersects with the City of Seattle power transmission line; then southwest along the transmission line to the point where it crosses the divide between Jim Creek and the north fork of Canyon Creek (Section 11, T31N, R7E), then down the north fork of Canyon Creek and Canyon Creek to the south fork Stillaguamish River, then down the Stillaguamish River to Jordan Road, then along

Jordan Road to Granite Falls then south along Menzel Lake Road to the Pilchuck River Road (P-5000); then east on P-5000 Road to Culmbach Dam (Spada Lake); then southeast on Culmbach Dam Road to Sultan Basin Road at Olney Pass; then south on Sultan Basin Road to Kellogg Lake Road to U.S. Highway 2 east of Sultan; then west on Highway 2 to Monroe; then south on Highway 203 to Duvall; then north down the Snoqualmie River to the Snohomish River and down the Snohomish River to Puget Sound; then north along the shore of Puget Sound to the mouth of the Stillaguamish River and the point of beginning. (See Washington Atlas and Gazetteer or Mount Baker/Snoqualmie National Forest map).

Bow Area 805 Tolt (King and Snohomish counties): Beginning at intersection of Highway 202 and the Tokul Creek Road S.E. (near Snoqualmie Falls); then north on Tokul Creek Road S.E. and onto S.E. 53rd Way then onto the S.E. 53 Road; then along S.E. 53rd Road to its junction with the Weyerhaeuser mainline; then north on Weyerhaeuser mainline road through Gate 4 onto the Weyerhaeuser mainline truck road; then northerly on Weyerhaeuser mainline truck road (approximately 23 miles) to its junction with Proctor Creek Road; then north on Proctor Creek Road to its junction with Highway 2; then westerly on Highway 2 to its junction with Highway 203 at Monroe; then south on Highway 203 to its junction with Highway 202; then easterly along Highway 202 to the point of beginning. (See Washington Atlas and Gazetteer or Weyerhaeuser Recreational Map and Thomas Brothers Guide.)

Bow Area No. 806 Rattlesnake (Yakima County): Beginning at the point where USFS Road #1500 crosses Little Rattlesnake Creek, near Hanging Tree Campground; then southwest up Little Rattlesnake Creek to USFS Road #1500; then north along Road #1500 to USFS Trail #1101 (MJB Trail); then northwest along MJB Trail to USFS Trail #1114; then north along Trail #1114 to USFS Trail #981; then west along Trail #981 to USFS Trail #982; then northeast along Trail #982 to USFS Trail #973; then northwest along Trail #973 to the North Fork of Rattlesnake Creek; then down the North Fork to the junction with South Fork of Rattlesnake Creek; then up the South Fork to USFS Road #1502; then east on Road #1502 to USFS Road #1500; then east on Road #1500 to Little Rattlesnake Creek and the point of beginning. (See Wenatchee National Forest map)

Bow Area No. 807 Ahtanum (Yakima County): That part of GMU 368 which lies west of the following boundary; beginning at the junction of the North and South fork of Ahtanum Creek; then northwest up North Fork of Ahtanum Creek to Nasty Creek; then north up Nasty Creek to the Nasty Creek-Cowiche Road (DNR Road #C1050); then north on Road #C1050 to South Fork of Cowiche Creek; then east down South Fork Cowiche Creek to the power line which crosses near the mouth of Reynolds Creek; then northwest along the powerline to Jump-off (USFS Road #1302). Except closed east of a north south line drawn between the South Fork and North Fork of Ahtanum Creek two miles west of the Tampico Store. (See Wenatchee National Forest map)

Bow Area No. 808 Acme (Whatcom County): Beginning at the town of Acme; then north on Highway No. 9 to the junction of the Strand Road; then east on the Strand Road and over the Van Zandt Dike following the south boundaries of Sections 21, 22 and 23 of Twp. 38 N, R 5 E to the Mosquito Lake Road; then south along the Mosquito Lake Road to the Blue Mountain Road; then east to Peterson Creek and the Musto Marsh Road; then south to Skookum Creek; then west along Skookum Creek to the South Fork Nooksack River; then continue west along the South Fork Nooksack River to the mouth of Christy Creek; then south along Christy Creek to its source; then west to Ennis Creek; then west along Ennis Creek to the Ennis Creek Road; then west along Ennis Creek Road to the Wickersham Road; then west along the Wickersham Road to Highway No. 9; then north along Highway No. 9 to Acme and the point of beginning. (See Washington Atlas & Gazetteer)

Bow Area No. 820 Malott (Okanogan County): Beginning south of the town of Riverside, then south down the Okanogan River to Highway 97 bridge at mouth of river, then west on Highway 97 through the town of Brewster to the Indian Dan Canyon Road, then north to Paradise Hill Road; then east and south along the Paradise Hill Road to the Hanford Cutoff (approximately 1/2 mile south of Rat Lake Road), then west on Hanford Cutoff to the North Star Road, then north on North Star Road to junction with Chiliwist Road then east on Chiliwist Road to junction with Olema/Cook Mt. Road, then north on Olema/Cook Mt. Road to its junction with Highway 20, then east on

Highway 20 to the junction with Buzzard Lake Road, then north on Buzzard Lake Road to the junction with Windy Hill Road, then east on Windy Hill Road to its junction with Spring Coulee/Salmon Creek Road, then north on Spring Coulee/Salmon Creek Road to the junction with Green Lake Road, then north on Green Lake Road to the Conconully Highway then northwest on the Conconully Highway to the junction with the Riverside Cutoff Road, then northeast of the Riverside Cutoff Road to the town of Riverside and the Okanogan River and the point of beginning. (See Washington Atlas & Gazetteer)

Bow Area No. 831 Hamilton (Skagit County): Beginning at the point where State Highway No. 20 crosses Child's Creek approximately one mile west of Lyman; then east along Highway No. 20 to the Burpee Hill Road at Concrete; then north along said road to the Baker Lake Highway; then west along said highway to the DNR Road N. 2400; then continue west along said line to the DNR 2000 line; then north along said line to the DNR 2800 line; then west along said line to the DNR 2900 line; then west along said line to the Scott Paper Mainline; then north along said line to the Scott Paper 110 line; then continue west along said line to where it crosses Child's Creek; then south down said creek to State Highway No. 20 and point of beginning. (See Washington Atlas & Gazetteer)

MUZZLELOADER AREA DESCRIPTIONS

Muzzleloader Area No. 908 Acme (Whatcom County): Same as Bow Area No. 808. (See Washington Atlas & Gazetteer)

Muzzleloader Area No. 910 Cle Elum (Kittitas County): Beginning at Easton; then southeast along the main BPA Powerlines to the Fowler Creek Road (4517); southeast on Spur Road 117 to Granite Creek Trail #1326; then south on Trail #1326 to the top of South Cle Elum Ridge; then east along the ridge on Trail #1326 to Spur Road 119; then north on Road 119 to the Peoh Point Road (3350); then south on Road 3350 to the junction with Road 3352; then east on the 3352 Road to the Cedar Creek Road; then north on the Microwave Road to Sky Meadows and Casassa Road to the BPA Powerlines; then east along the BPA Powerlines to Highway 10; then east along Highway 10 to the junction with Highway 97; then north on Highway 97 to the Lower Green Canyon Road; then north to Upper Green Canyon Road to the junction of the First Creek Road; then west on the First Creek Road to Highway 97; then north on Highway 97 to USFS 9738 (Blue Creek); then west on USFS 9738 to USFS 9702 (Dickey Creek); then southwesterly on Road 9702 to the Dickey Creek Road; then west on USFS 9702 to the North Fork Teanaway Road; then south to the junction with West Fork Teanaway Road; then south on Middle Fork Road to Bible Camp; then south up #17 Canyon Road to Cle Elum Ridge Road; then west on Cle Elum Ridge Road to the bottom of #5 Canyon Road; then south to Highway 903 and Bullfrog Road; then south on Bullfrog Road to Interstate Highway 90; then west on Interstate Highway 90 to Easton and point of beginning. (See Wenatchee National Forest map)

Muzzleloader Area No. 921 Baleville (Pacific County): Beginning at the junction of the Hammond Road and U.S. Highway 105; then north on the Hammond Road to the radio towers; continue north on the D 2100 line to its junction with the D-line; then northwest along the D-line (also known as the Rayonier 2720) to its junction with the Rayonier 2700 line, then southwest on the Rayonier 2700 line to its junction with Highway 105; then east on Highway 105 to the Hammond Road and point of beginning. (See Washington Atlas & Gazetteer.)

Muzzleloader Area No. 925 Ritzville (Adams County): Beginning at the junction of Interstate 90 and S.R. 261 near the town of Ritzville, then south along S.R. 261 to Washtucna, then east on S.R. 26 to the Whitman County line, then north along the Adams, Whitman County line to where it intersects the Lincoln, Adams County line, then north along the Adams, Lincoln County line to Interstate 90, then west along Interstate 90 to point of beginning. (See Washington Atlas & Gazetteer)

Muzzleloader Area No. 940 Coal Creek (Skagit County): Beginning at the point where State Highway No. 20 crosses Childs Creek approximately one mile west of Lyman; then north up said creek to Crown Pacific 110 Road; then west along said road to Crown Pacific 130 Road; then west along said road to Crown Pacific 132 Road; then continue west along said road to where it crosses Hansen Creek; then south down Hansen Creek to State Highway No. 20; then east along State Highway No. 20 to Childs Creek and point of beginning.

Muzzleloader Area No. 944 Clemen (Yakima County): That portion of GMU 342 beginning at the junction of Highway #410 and USFS Road #1701 (Big Bald Mountain Road); then north to USFS Road #1712; then east on USFS Road #1712 (Clemen Ridge Road) to the east edge of Meyster Canyon; then along the east side of Meyster Canyon to the elk fence; then west along the elk fence to Waterworks Canyon and Highway #410 and to point of beginning. (See Wenatchee National Forest map)

Muzzleloader Area No. 950 Toutle Mountain (Cowlitz County): Beginning at the confluence of the South Fork Toutle River and the North Fork Toutle River; then up the S.F. Toutle River to Johnson Creek; then up Johnson Creek to the Weyerhaeuser Company 4400 [440] Road; then northeast on the 440 [4400] Road to the 2421 Road; then north to the 2400 Road; then east on the 2400 Road to Alder Creek; then north down Alder Creek to the North Fork Toutle River; then west down the North Fork Toutle River to the confluence with the South Fork Toutle River and point of beginning. (See Washington Atlas & Gazetteer)

Muzzleloader Area No. 961 Hoko River (Clallam County): Within one mile of the Hoko County Road between Highway 112 and the Olympic National Park boundary near Lake Ozette. (See Olympic National Forest Map)

Muzzleloader Area No. 962 Elwha (Clallam County): Beginning at the U.S. Highway 101 Bridge on the Elwha River; then south on the Elwha River to the Olympic National Park boundary; then along Olympic National Park boundary to the section line between Sections 32 and 33 of T 30 N, R 7 W. W. M.; then north on the section lines to U.S. Highway 101; then east on U.S. Highway 101 to Elwha River and point of beginning. (See Washington Atlas and Gazetteer)

Goat Unit 2-1 Mount Chopaka:

Permit Area: Okanogan County within the following described boundary: Beginning where the Similkameen River crosses the Canadian boundary near Mt. Chopaka; then south down said river and up Palmer Lake and Sinlahekin Creek to Toats Coulee Creek; then west up said creek and north up the North Fork Toats Coulee Creek to Snowshoe Mountain and the Canadian boundary; then east along the Canadian boundary to the Similkameen River and point of beginning; EXCEPT CLOSED in Township 39 North, Range 25EWM, which includes Grandview Mountain.

Goat Unit 2-2 Methow Area:

Permit Area: Okanogan County within the following described boundary: Beginning at the Town of Twisp, westerly along the Twisp River Road (County Road #4440) to roads end; westerly up the Twisp Pass Trail #432 to Twisp Pass and the Okanogan County line; northerly along the Chelan-Okanogan County line through Washington Pass to the Cascade Summit; northerly along the Cascade Summit and the Okanogan County line to Harts Pass; southeast down Harts Pass (Road #5400) to Lost River; then along the Lost River-Mazama Road to Mazama; then southeasterly along State Highway 20 to Twisp and the point of beginning.

Goat Unit 3-1 East Stevens Pass:

Permit Area: Chelan County within the following described boundary: Beginning at Stevens Pass; then north along the Cascades Summit to Cady Pass and the source of the Little Wenatchee River; then down the Little Wenatchee River, Lake Wenatchee and the Wenatchee River to U.S. Highway 2; then north and west along U.S. Highway 2 to Stevens Pass and point of beginning EXCEPT those lands within 1/2 mile of Alpine Lookout.

Goat Unit 3-2 North Wenatchee Mountains:

Permit Area: Chelan County south of the Stevens Pass Highway, west of the Blewett Pass Highway, and north of Ingalls Creek, and Kittitas County north of the following described line: Beginning at Ingalls Peak; then down Fortune Creek to the Cle Elum River; then up the Cle Elum River to the Cascade Summit at Deception Pass.

Goat Unit 3-3 Goat and Davis Mountains:

Permit Area: Kittitas County west of the Cle Elum River, north of the Waptus River, and east and south of Trail Creek Trail.

Goat Unit 3-4 Snoqualmie:

Permit Area: Kittitas County within the following described boundary: Beginning at Snoqualmie Pass; then north along the Cascade Crest to Deception Pass and the headwaters of the Cle Elum River; then south along the Cle Elum River to the Trail Creek Trail #1322; then southwest along the Trail Creek Trail to the Waptus River Trail #1310; then southeast along the Waptus River Trail to the Cle Elum River at the Salmon la Sac campground; then south along the Cle Elum River to the Cooper Pass Road (USFS Road 4600); then west along the Cooper Pass Road, through Cooper Pass to the road end near the Kachess River; then south along the Kachess River and Kachess Lake to Interstate Highway 90; then west along Interstate Highway 90 to Snoqualmie Pass and point of beginning.

Goat Unit 3-5 Cle Elum:

Permit Area: Kittitas and Chelan counties within the following described boundary: Beginning at the point where Interstate Highway 90 crosses the Cle Elum River; then north along the Cle Elum River to Fortune Creek; then east along Fortune Creek to Ingalls Peak and the headwaters of Ingalls Creek; then south and east along Ingalls Creek to U.S. Highway 97; then south along U.S. Highway 97 and State Highway 970 to Interstate 90 at Cle Elum; then west along Interstate 90 to the Cle Elum River and point of beginning.

Goat Unit 3-6 Naches Pass:

Permit Area: Yakima and Kittitas counties within the following described boundary: Beginning at Chinook Pass; then north along the Pacific Crest Trail to Naches Pass; then east to USFS Road 19 and continuing to State Highway 410; then west along State Highway 410 to Chinook Pass and point of beginning.

Goat Unit 3-7 Bumping River:

Permit Area: Yakima County within the following described boundary: Beginning at White Pass and the Pacific Crest Trail; then north to Forest Trail #980; then north to USFS Road 18; then north to State Highway 410; then east to State Highway 12; then west along State Highway 12 and back to point of beginning; EXCEPT Timberwolf Mountain, which is closed.

Goat Unit 3-8 Bumping River:

Permit Area: Yakima County within the following described boundary: Beginning at White Pass and the Pacific Crest Trail; then north to Forest Trail #980; then north to USFS Road 18; then north to State Highway 410; then east to State Highway 12; then west along State Highway 12 and back to point of beginning; EXCEPT Timberwolf Mountain, which is closed.

Goat Unit 3-9 Tieton River:

Permit Area: Yakima County within the following described boundary: Beginning at White Pass and Pacific Crest Trail; then south to the Yakima Indian Reservation boundary; then east to USFS Road 1137; then west to USFS Road 1000; then north to USFS Road 12; then north to State Highway 12; then west on State Highway 12 to point of beginning.

Goat Unit 4-1 Ruth Creek Area:

Permit Area: Whatcom County within the Mt. Baker Wilderness of the Mt. Baker-Snoqualmie National Forest north of the North Fork Nooksack River.

Goat Unit 4-3 Chowder Ridge:

Permit Area: Whatcom County within the following described boundary: Beginning where Wells Creek intersects the North Fork Nooksack River; then up Wells Creek to Bar Creek; then southwest up Bar Creek to the Mazama Glacier; then continue southwest up Mazama Glacier to the summit of Mt. Baker; then northwest between Roosevelt Glacier and Coleman Glacier to Kulshan Cabin and the headwaters of Kulshan Creek and Grouse Creek to Smith Creek; then north down Smith Creek to Glacier Creek; continue north down Glacier Creek to the North Fork Nooksack River; then east along the North Fork Nooksack River to Wells Creek and the point of beginning.

Goat Unit 4-4 Lincoln Peak:

Permit Area: Whatcom County within the following described boundary: Beginning where Glacier Creek intersects with the Mt. Baker Highway (State Highway 547); then south up Glacier Creek to Smith Creek; then south up Smith Creek to Grouse Creek; then continue up

Grouse Creek in a south direction to Kulshan Creek; then southeast up Kulshan Creek to Kulshan Cabin; then continue southeast between Roosevelt Glacier and Coleman Glacier to the summit of Mt. Baker; then south down Eastern Glacier to Baker Pass and the Baker Pass Trail #603 (5,000 ft.); then west along Baker Pass Trail #603 to the Ridley Creek Trail (#690); then northwest on the Ridley Creek Trail to Ridley Creek; then down Ridley Creek to the Middle Fork Nooksack River; then west down the Middle Fork Nooksack River to the Mosquito Lake Road; then north on the Mosquito Lake Road to the Mt. Baker Highway (State Highway 542); then north and east on Mt. Baker Highway (State Highway 542) to Glacier Creek and the point of beginning.

Goat Unit 4-6 Dillard Creek:

Permit Area: Whatcom County within the following described boundary: Beginning at the intersection of USFS Road 3725 and the Baker Lake Road (USFS Road 394); then west along USFS Road 3725 to Sulphur Creek; then northwest up Sulphur Creek to the Baker Pass Trail (#603) to Baker Pass (5,000 ft. elevation); then northeast up Eastern Glacier to the summit of Mt. Baker; then southeast down Park Glacier to the headwaters of Park Creek; then continue southeast down Park Creek to the Baker Lake Road (USFS Road 394); then south along the Baker Lake Road (USFS Road 394) to USFS Road 3725 and the point of beginning.

Goat Unit 4-7 Avalanche Gorge:

Permit Area: Whatcom County within the following described boundary: Beginning at the intersection of the Baker Lake Road (USFS Road 394) and Park Creek; then northwest up Park Creek to Park Glacier; then continue northwest up Park Glacier to the summit of Mt. Baker; then northeast down Mazama Glacier to the 6,500 ft. elevation; then east to the Portals; then continue east along the ridge line to Coleman Pinnacle; then northeast along the Camp Kiser Trail #683 (Ptarmigan Ridge) to the extreme southeast extension of Kulshan Ridge; then due east to the Lake Ann Trail #600; then east along the Lake Ann Trail #600 to the boundary of North Cascades National Park; then south and east along the Park boundary to the Baker River and down the Baker River to the Baker Lake Road (USFS Road 394); then west along the Baker Lake Road (USFS Road 394) to Park Creek and the point of beginning.

Goat Unit 4-8 East Ross Lake:

Permit Area: Whatcom County within the following described boundary: Beginning at the point the U.S.-Canada boundary meets the east boundary of North Cascades National Park; then south along the Park boundary to Stetattle Creek; then south down Stetattle Creek to Gorge Lake; then southwest along Gorge Lake to State Highway 20; then east and north along State Highway 20 to Ross Dam; then north along the east shoreline of Ross Lake (Note: Exclude Ruby Arm) to Devil's Creek; then east up Devil's Creek to a tributary extending south to ridge line between Jerry Lakes and a pinnacle of Jack Mountain (7,292 ft. elevation); continue south over this ridge line into the Crater Creek Basin and Crater Creek; then down Crater Creek to its confluence with Ruby Creek; then east up Ruby Creek to Granite Creek; then continue east up Granite to the Cascades Summit; then north along the Cascades Summit to the U.S.-Canada boundary; then west along the Canadian line to the east boundary of North Cascades National Park and the point of beginning. (Notice: Jack Mountain not included in Goat Unit 4-8, East Ross Lake. See description for Goat Unit 4-9, Jack Mountain.)

Goat Unit 4-9 Jack Mountain:

Permit Area: Whatcom County within the following described boundary: Beginning at the confluence of Ruby Creek and Crater Creek; then north up Crater Creek to the ridge line between Jerry Lakes and a pinnacle of Jack Mountain (7,292 ft. elevation); continue due north to Devil's Creek; then west down Devil's Creek to Ross Lake; then south along the east shoreline of Ross Lake to Ruby Arm; then easterly up Ruby Arm and Ruby Creek to the confluence of Crater Creek and the point of beginning.

Goat Unit 4-10 Majestic Mountain:

Permit Area: Whatcom and Skagit counties within the following described boundary: Beginning at the intersection of Pyramid Creek and State Highway 20; then south up Pyramid Creek to the North Cascades National Park boundary; then east along the Park boundary to the Cascades Summit; then north along the Cascades Summit to

Granite Creek; then west down Granite Creek to Ruby Creek and Ruby Arm; then continue west along Ruby Arm to Ross Lake and Ross Dam; then southwest from Ross Dam to State Highway 20; then southwest and northwest along State Highway 20 to Pyramid Creek and the point of beginning.

Goat Unit 4-12 Mt. Tommy Thompson:

Permit Area: Skagit County within the following described boundary: Beginning at the confluence of Illabot Creek on the Skagit River; then east up Illabot Creek to its headwaters; then continue east over the ridge line to the northern-most extension of Buck Creek; then north over the ridge line at 6,921 foot elevation to the southern-most extension of Muchler Creek; then northeast down Muchler Creek to Kindy Creek; then north down Kindy Creek to the Cascade River; then north and west down the Cascade River to the Skagit River; then west down the Skagit River to Illabot Creek and the point of beginning.

Goat Unit 4-14 Mt. Buckindy:

Permit Area: Skagit and Snohomish counties within the following described boundary: Beginning at the confluence of Buck Creek on the Suiattle River; then east up the Suiattle River to Sulphur Creek; then continue east up Sulphur Creek to Dome Creek; then north to Sinister Mountain and the Cascades Summit; then north along the Cascades Summit to Mt. Formidable; continue north into the headwaters at the Middle Fork Cascade River; then west down the Middle Fork Cascade River to the main Cascade River; continue west along the Cascade River to Kindy Creek; then south up Kindy Creek to Muchler Creek; then southwest up Muchler Creek to its southern-most extension; then continue southwest over the ridgetop at 6,921 foot elevation to the northern-most extension of Buck Creek; then continue southwest down Buck Creek to the Suiattle River and the point of beginning.

Goat Unit 4-16 Glacier Peak:

Permit Area: Snohomish County within the following described boundary: Beginning at Tenpeak Mountain on the Cascades Crest; then northeast to three lakes (approximately 1.75 miles northeast of Tenpeak Mountain); then north and west down the Suiattle River to Mill Creek; then up the Mill Creek Trail (#790) and the Pacific Crest Trail (#2000) to Mica Lake, Fire Creek Pass, and Glacier Creek; continuing down Glacier Creek to the White Chuck River; then up the White Chuck River to White Mountain at the Cascade Crest, then northeast along Cascade Crest to Tenpeak Mountain and the point of beginning.

Goat Unit 4-18 Sauk River Area:

Permit Area: Snohomish County within the following described boundary: Beginning at the confluence of the Whitechuck River and Pugh Creek; then south up Pugh Creek to Round Lake; then south to USFS Trail #646; then west and south down this trail to the North Fork Sauk River; then east up said river to Sloan Creek; then up Sloan Creek to June Mountain; then due south to USFS Trail #1051; then east along said trail to the Pacific Crest Trail (#2000); then north along the Pacific Crest Trail to White Mountain; then down the Whitechuck River to the confluence with Pugh Creek and the point of beginning.

Goat Unit 4-21 Liberty Mountain:

Permit Area: Snohomish County within the following described boundary: Beginning at the Boulder River bridge on the Darrington-Arlington Highway (State Highway 530) to the town of Darrington; then east along said highway to the Darrington-Clear Creek Road (USFS Road 20); then southeast along that road to the bridge over Clear Creek; then south up Clear Creek to the confluence with Helena Creek and southeast up Helena Creek to Windom Lake; then southeast over an unnamed ridge to Independence Lake and down USFS Trail #712 to intersection with USFS Road 4060; then south down said road to the South Fork Stillaguamish River; then west down said river to Canyon Creek; then northeast up Canyon Creek, North Fork Canyon Creek and Meadow Creek to Tupso Creek; then east up Tupso Creek to its easternmost point; then continue northeast to Boulder River; then north down Boulder River to the bridge on State Highway 530 and the point of beginning.

Goat Unit 4-23 Twin Peaks:

Permit Area: Snohomish County within the following described boundary: Beginning at the intersection of Falls Creek and the Mt. Loop Highway (USFS Road 322); then west up Falls Creek and along

USFS Trail #645 to USFS Road 3006; then south down said road to the Mountain Loop Highway; then east and north on said highway to Falls Creek and the point of beginning.

Goat Unit 4-24 Sloan Peak:

Permit Area: Snohomish County with the following described boundary: Beginning at the confluence of the South Fork and the North Fork of the Sauk River; then east up to the North Fork Sauk River to Sloan Creek; then south and southeast up Sloan Creek to June Mountain; then due south to USFS Trail #1051; then southwest along said trail to USFS Road 63; then continue southwest on said road to Silver Creek; then north up Silver Creek to Silver Lake; then north on USFS Trail #708 to Glacier Creek; then west along said creek to the South Fork Sauk River; then north down the South Fork Sauk River to the confluence of the North Fork Sauk River and the point of beginning.

Goat Unit 4-25 Vesper Peak:

Permit Area: Snohomish County within the following described boundary: Beginning at the Mountain Loop Highway bridge over Bear Creek (approximately three miles east of Verlot); then east up said highway to USFS Trail #707; then southwest on said trail (between Sperry Peak and Morning Star Peak) to the Sultan River; then west down said river and Spada Lake to Culmback Dam; then north up unnamed creek to the Pilchuck-Sultan divide; then northwest along said divide to Ritz Creek; then northeast down Ritz Creek to the Pilchuck River; then northwest down said river to Wilson Creek; then northwest up Wilson Creek to Ashland Lakes on the Pilchuck-Stillaguamish divide; then north down Black Creek and Bear Creek drainage to the Mountain Loop Highway bridge over Bear Creek and the point of beginning.

Goat Unit 4-30 Tolt River:

Permit Area: King and Snohomish counties within the following described boundary: Beginning at the point the Tolt River intersects the Weyerhaeuser Mainline Truck Road (approximately one mile west of the Tolt River South Fork Reservoir); then north along said road to the junction with State Highway 2; then east along said highway to the junction with the South Fork Skykomish River; then east and south up said river to the confluence of Money Creek; then west up Money Creek to Lake Elizabeth; then west to the headwaters of the South Fork Tolt River near Lake Elizabeth; then west down the South Fork Tolt River to the point of beginning. Except Closed: All of the Mount Index and Mount Persis as follows: Beginning at confluence of South Fork Skykomish River and Index Creek; then west up said creek and its northern fork to Ink Lake; then west up the ridge to the 4,915 elevation point; then southwest down the ridge (approximately one and one-half miles) to the confluence of Titacaid Creek and the North Fork Tolt River; then west along said river to the Weyerhaeuser Mainline Truck Road; then north along said road to State Highway 2; then east along said highway to where it intersects the South Fork Skykomish River; then east along said river to the point of beginning.

Goat Unit 4-32 Foss River:

Permit Area: King and Snohomish counties within the following described boundary: Beginning at intersection of U.S. Highway 2 and the King County line at Stevens Pass; then south along the King County line to the headwaters of the Middle Fork Snoqualmie River near Dutch Miller Gap; then west and south down said river to the confluence with the Dingford Creek; then north and east up said creek to its headwaters intersection with USFS Trail #1005; then north up said trail to Little Myrtle Lake; then west and north to Marlene Lake (approximately 4 miles); then north down the stream outlet from Marlene Lake to the junction with USFS Trail #1002 near Dorothy Lake; then north along said trail to the junction with the East Fork Miller River headwaters; then north down said river to the confluence with the South Fork Skykomish River; then east up said river to the junction with U.S. Highway 2; then east along said highway to the point of beginning.

Goat Unit 4-34 Pratt River:

Permit Area: King County within the following described boundary: Beginning at the point where the Weyerhaeuser Mainline Truck Road intersects the Middle Fork Snoqualmie River (near the confluence of the North Fork and Snoqualmie Rivers); then northeast up the Middle Fork Snoqualmie to its headwaters near Dutch Miller Gap at the King County line; then south along the King County line to Snoqualmie Pass and the intersection with Interstate 90; then west along Interstate

90 to the point nearest the Middle Fork Snoqualmie River (approximately one mile east of North Bend); then north and east up the Middle Fork Snoqualmie River and to the point of beginning. Except closed: Snoqualmie Mountain and the watersheds of Denny Creek and South Fork of the Snoqualmie above Denny Creek.

Goat Unit 4-38 Corral Pass:

Permit Area: Pierce County within the following described boundary: Beginning where Goat Creek intersects the Corral Pass Road; then southeast up Goat Creek to the Cascade Crest; then north along the Crest to USFS Trail #1188; then northwest along said trail to USFS Trail #1176; then north along said trail to Corral Pass; then west along Corral Pass Road to its intersection with Goat Creek and the point of beginning.

Goat Unit 5-2 Tatoosh:

Permit Area: Lewis County within the following described boundary: Beginning at the junction of the southern Mount Rainier National Park boundary and State Highway 123; then south along State Highway 123 to U.S. Highway 12; then southwest along said highway to Skate Creek Road (USFS Road 52); then northwest along said road to the junction of Morse Creek Road (old road to Longmire Campground); then north along said road to the Mount Rainier National Park boundary; then east along the southern park boundary to the point of beginning.

Goat Unit 5-4 Goat Rocks:

Permit Area: Lewis County south of the White Pass Highway (U.S. Highway 12) and east of the Johnson Creek Road (USFS Road 1302).

Goat Unit 6-1 Elwha River:

Permit Area: Clallam and Jefferson counties outside Olympic National Park and west of the Dungeness River.

Goat Unit 6-2 Quilcene River:

Permit Area: Clallam and Jefferson counties outside Olympic National Park, east of the Dungeness River and north of the Dosewallips River.

Goat Unit 6-3 Hamma Hamma River:

Permit Area: Jefferson and Mason counties outside Olympic National Park and south of the Dosewallips River.

MOOSE

Moose Unit 1 Selkirk Mountains:

Permit Area: (~~Pend Oreille County, east of the Pend Oreille River~~) GMU 113.

Moose Unit 2 Mt. Spokane:

Permit Area: (~~Spokane County~~) GMU 124.

Moose Unit 3 Chewelah:

Permit Area: GMU 118.

Moose Unit 4 Boyer:

Permit Area: GMU 119.

BIGHORN SHEEP

Sheep Unit 1 Okanogan:

Permit Area: Okanogan County west of the Okanogan River.

Sheep Unit 2 Vulcan Mountain:

Permit Area: Ferry County north of the Kettle River.

Sheep Unit 3 Tucannon River:

Permit Area: The Tucannon River drainage in Columbia and Garfield counties.

Sheep Unit 5 Umtaneum:

Permit Area: That part of Yakima County north of Wenas Creek and that part of Kittitas County south of Interstate 90.

Sheep Unit 6 Murray:

Permit Area: That part of Yakima County north of Wenas Creek and that part of Kittitas County south of Interstate 90.

Sheep Unit 9 Blackbutte:

Permit Area: That part of Asotin County within the following described boundary: All of GMU 184 (Joseph), 185 (Blackbutte), and that part of GMU 181 (Couse) that drains into the Grande Ronde River between the mouth of the Grande Ronde River and State Highway No. 129.

Sheep Unit 10 Mt. Hull:

Permit Area: That part of Okanogan County within the following described boundary: Beginning at Oroville; then south along Highway 97 to the Swanson's Mill Road (old Mt. Hull Road) near Lake Andrews, then east to the Dry Gulch Road; then north to the Molson Grade Road; then west to Oroville and the point of beginning.

Sheep Unit 11 Wenaha Wilderness:

Permit Area: The Crooked Creek drainage in Asotin, Garfield, and Columbia counties within the boundary of GMU 169.

LYNX

Permit Area: That part of Okanogan County west of the Okanogan River except closed within the following described boundary: Beginning at Okanogan, then west along State Highway 20 to Twisp; then north along the Methow River to the Chewuch River; then north along the Chewuch River to the Pasayten Wilderness boundary; then east and north along boundary to the U.S.-Canada border; then east along said border to U.S. Highway 97; then south along U.S. Highway 97, to Okanogan and point of beginning.

COUGAR PERMIT AREA DESCRIPTIONS

Unit	Description
1	Pend Oreille—GMU 113
2	Colville—GMUs 108, 111, 118, and 119
3	Republic—GMUs 100, 103, 105, 200, and 206
4	Spokane—GMUs 121 and 124
5	Blue Mountains—GMUs 145 through 185
6	Okanogan—GMUs 203, 209-242, and 300
7	Wenatchee—GMUs 301-368
8	Nooksack—GMU 418
9	Skagit—GMUs 426, 433, 440-448, and 450
10	Snoqualmie—GMUs 454, 460, 466, 472, 490
11	Olympic Peninsula—GMUs 601-651, and 663
12	Rainier—GMUs 478, 484, 505, 510, 512, 514, 516, 666, and 667

PRIVATE LANDS WILDLIFE MANAGEMENT AREA**Area Description**

PLWMA 201 - Wilson Creek (Grant County): This area surrounds Billy Clapp Lake directly north of the town of Stratford and northwest of the town of Wilson Creek. The legal description is T22N, R29E, south 1/2 and northwest 1/4 of Section 2; north 1/2 of Section 3, Sections 4*, 5, 6, 8, and 9. T23N, R29E, Sections 5, 7, 8, 13, 14, 17, and 18; Section 19 except for northwest 1/4 of the southwest 1/4; Sections 20, 21, 22, 23, 24, 25, 26, 27, 28, and 29; southeast 1/4 of Section 30; Sections 31, 32*, 33, 34*, and 35. T23N, R28E, Section 2, Section 3 except west 1/4; Section 4 except east 1/2 of southeast 1/4; Section 5; Section 6 except west 1/4; Sections 7 and 8; Section 9 except east 1/2 of southeast 1/4; north 1/2 of Section 10 except west 1/4; Section 11 except south 1/4; Section 15; Section 16 except north-east 1/4; Sections 17, 18, 19, 20, 21, 22, and 23; west 1/4 of Section 24*; Sections 26*, 27, 28, 29, 30, and 33; Section 24 except south 1/4; Section 35. T24N, R29E, west 1/2 of Section 32. T24N, R28E, Section 35. *Public lands within the external boundaries are not part of the PLWMA.

WSR 92-02-086
PROPOSED RULES
DEPARTMENT OF WILDLIFE
 [Filed January 2, 1992, 10:52 a.m.]

Original Notice.

Title of Rule: Amending WAC 232-12-021 Import and retention of nonresident wildlife, 232-12-074 Retention of game, 232-12-077 Wildlife taken by another, 232-12-267 Field identification of wildlife—Evidence of sex—Definitions, and 232-12-277 Taxidermy and furdealing records.

Purpose: WAC 232-12-021, to exempt taxidermists from the operation of WAC 232-12-021 if they have complied with the ledger requirements imposed by chapter 232-12 WAC; WAC 232-12-074, to exempt taxidermists from the operation of WAC 232-12-074 if they have complied with the ledger requirements imposed by chapter 232-12 WAC; WAC 232-12-077, to exempt taxidermists from the operation of this section if they have complied with the ledger requirements imposed by chapter 232-12 WAC; WAC 232-12-267, to allow the possession of a taxidermist's receipt as a substitute for natural evidence of sex; and WAC 232-12-277, to clarify what information taxidermists must obtain from customers and to provide an option of using preprinted invoices in lieu of the department ledger.

Statutory Authority for Adoption: RCW 77.04.055 and 77.12.040.

Statute Being Implemented: RCW 77.04.055 and 77.12.040.

Summary: WAC 232-12-021, amendment allows taxidermists to utilize their ledger as proof of lawful acquisition; WAC 232-12-074, amendment authorizes taxidermists to possess wildlife taken during the preceding year after August 1st without notifying the department if they have complied with the ledger requirements imposed by chapter 232-12 WAC; WAC 232-12-077, amendment allows taxidermists to utilize their ledger in lieu of a written statement; WAC 232-12-267, this amendment allows a hunter to leave the head/horns of a game animal or game bird with a taxidermist, obtain a receipt for same and remain in compliance with this section; and WAC 232-12-277, this amendment specifies what information must be obtained from the taxidermist's customer, and allows the use of preprinted invoices in lieu of the department ledger.

Reasons Supporting Proposal: WAC 232-12-021, taxidermists should not be required to maintain a duplicate set of records in order to comply with this section; WAC 232-12-074, taxidermists should be allowed to substitute their ledger for the notice requirements imposed by this section; WAC 232-12-077, taxidermists should not be required to possess the statement required by this section in addition to the ledger information required by chapter 232-12 WAC; WAC 232-12-267, hunters are required to maintain natural evidence of sex of game animals and game birds until same have been processed and stored for consumption. Hunters who deliver heads/horns of game animals or game birds to a taxidermist before the carcass is processed and stored for consumption are in technical violation of this section. This amendment allows the hunter to remain in compliance with this section if they obtain a taxidermist's receipt; and WAC 232-12-277, taxidermists are currently required to record certain information regarding specimens in their possession on a ledger provided by the department. Many taxidermists would like to avoid the

duplication of effort by simply recording the information required by the department on their preprinted sequentially numbered invoices. This amendment provides that option.

Name of Agency Personnel Responsible for Drafting: Dan Wyckoff, Special Assistant, Olympia, (206) 664-9289; Implementation and Enforcement: Tony de la Torre, AD, Wildlife Enforcement, Olympia, (206) 753-5740.

Name of Proponent: Washington Wildlife Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 232-12-021, this section requires that proof of lawful acquisition be maintained to import or possess wildlife parts. The amendment exempts taxidermists who have complied with the ledger requirements imposed by this chapter from the operation of this section. The purpose of the amendment is to clarify that taxidermists need not maintain proof of lawful acquisition in addition to that already required by the ledger; WAC 232-12-074, this section makes it unlawful to possess wildlife taken during a preceding open season after August 1st of each year unless the department is notified in writing. The amendment exempts licensed taxidermists from the operation of this section as long as they are in compliance with the ledger requirements imposed by this chapter; WAC 232-12-077, this section makes it unlawful to possess wildlife taken by another unless it is accompanied by a statement identifying the taker and certain specified harvest information. This amendment extends this section to all wildlife harvested, not just that taken during an open season. The amendment also exempts taxidermists from operation of this section, provided they have complied with the ledger requirements imposed by this chapter; WAC 232-12-267, this section makes it unlawful to possess game animals and game birds without also having in possession evidence of the sex of the animal. This amendment allows the possession of a taxidermist's receipt as a substitute for natural evidence of sex and allows the taker to remain in compliance with this section after leaving head of a game animal or bird with a taxidermist for mounting; and WAC 232-12-277, this section makes it unlawful for a taxidermist or fur dealer to receive wildlife without recording certain information which may be required by the department on a ledger provided by the department. This amendment specifies precisely what information is required, and gives the taxidermist or fur dealer the option to use either the ledger provided by the department or sequentially numbered preprinted invoices provided by the taxidermist or fur dealer.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Westwater Inn, 2300 Evergreen Park Drive, Olympia, WA 98502, on February 7, 1992, at 8:00 a.m.

Submit Written Comments to: Pam Madson, 600 Capitol Way North, Olympia, WA 98501-1091, by January 28, 1992.

Date of Intended Adoption: February 7, 1992.

January 2, 1992

Pamela K. Madson
Administrative Rules Officer

AMENDATORY SECTION (Amending Order 177, filed 1/28/82)

WAC 232-12-021 IMPORT AND RETENTION OF NON-RESIDENT WILDLIFE. It is unlawful:

(1) To import or possess wildlife, taken in another state or country, into Washington unless the wildlife was acquired lawfully. Proof of legal acquisition must be retained during the period of retention of ((the edible parts)) any part of the animal.

(2) For a person who imports mountain sheep, mountain goat, cougar or bear to fail to report such importation to the department in writing within ten days of the importation. The report must contain the name and address of the importer, the location where the wildlife is being held and general information describing where and how the wildlife was obtained.

(3) Licensed taxidermists who have complied with the ledger requirements contained in this chapter shall be exempt from the prohibitions of this section.

AMENDATORY SECTION (Amending Order 165, filed 6/1/81)

WAC 232-12-074 RETENTION OF GAME. After August 1 of each year, it is unlawful to possess the edible parts of game animals or game birds taken during the preceding open season unless the department is notified in writing of the species, quantity and location of such wildlife. Licensed taxidermists who have complied with the ledger requirements of this chapter shall be exempt from the prohibitions contained in this section.

AMENDATORY SECTION (Amending Order 165, filed 6/1/81)

WAC 232-12-077 WILDLIFE TAKEN BY ANOTHER. It is unlawful to possess wildlife taken ((during the open season)) by another unless it is accompanied by a statement which shows the name, address, hunting, fishing or other license or permit number and signature of the taker, the date, county and game management unit where taken. Licensed taxidermists who have complied with the requirements of this chapter shall be deemed to be in compliance with this section.

AMENDATORY SECTION (Amending Order 499, filed 6/17/91, effective 7/18/91)

WAC 232-12-267 FIELD IDENTIFICATION OF WILDLIFE—EVIDENCE OF SEX—DEFINITIONS. (1) It is unlawful to possess or transport game birds unless the feathered heads are left attached to the carcass, except falconry caught birds, until the carcass is processed and/or stored for consumption.

(2) It is unlawful to possess or transport big game animals unless evidence of the sex of the animal remains naturally attached to the carcass until the carcass is processed and/or stored for consumption.

(a) Evidence of sex means the head with antlers or horns attached or penis or testes of male big game animals or the head or udder of female big game animals any of which must be naturally attached to at least one quarter of the carcass or to the largest portion of meat.

(b) For the purpose of this rule, "stored for consumption" means at the final point of storage prior to consumption of the meat.

(3) It is unlawful to possess or transport goat, sheep, moose, deer or elk taken in hunting areas which have horn or antler restrictions unless the head or skull plate, with both horns or both antlers naturally attached, accompanies the carcass.

(4) The possession of a taxidermist's receipt which identifies the species and sex of any game bird or big game animal taken, to include antler points or horn size, shall be deemed to constitute compliance with this section.

For the purpose of this rule "accompanies the carcass" means to remain with the carcass until it has reached the point of processing or storage.

AMENDATORY SECTION (Amending Order 165, filed 6/1/81)

WAC 232-12-277 TAXIDERMISTRY AND FURDEALING RECORDS. (1) It is unlawful for a licensed taxidermist or furdealer upon receiving wildlife for mounting, tanning, storage or processing to fail to record the ((owner's name and address, date received, and other information as required by the department, in a ledger supplied by the department)) following information:

- (a) The taxidermist's name, address, and business phone;
- (b) The date the item was received;
- (c) The hunter/taker's name and address;
- (d) The owner's name and address;
- (e) A description of the species received;
- (f) The county where taken (GMU if available);
- (g) The license tag, permit, and seal number;
- (h) The date the completed item was returned to the original customer. Such record must be maintained for a minimum of two years or as long as the wildlife is retained by the taxidermist or furdealer and shall be maintained either in a ledger provided by the department or on sequentially numbered pre-printed invoices provided by the taxidermist or furdealer. Taxidermists or furdealers opting to use pre-printed invoices are required to maintain all sequentially numbered invoices, to include voided documents.

(2) All records and wildlife held pursuant to the statutes or regulations dealing with taxidermy or furdealing must be open to inspection by a wildlife agent at reasonable times in accordance with the provisions of RCW 77.12.095.

WSR 92-02-087
PROPOSED RULES
DEPARTMENT OF WILDLIFE
 [Filed January 2, 1992, 10:54 a.m.]

Original Notice.

Title of Rule: Amending WAC 232-28-228 1991-92, 1992-93, and 1993-94 Official hunting hours and small game seasons.

Purpose: To amend the 1992-93 and 1993-94 turkey hunting seasons in Washington.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.12.040.

Summary: This proposed rule will add spring turkey seasons to the fall seasons adopted as a part of WAC 232-28-228 on March 9, 1991.

Reasons Supporting Proposal: This will place all hunting seasons within the same format and satisfies the efficiency intent of establishing a three year season package. The amended rule advises hunters of the proper time, place, and manner of taking turkeys.

Name of Agency Personnel Responsible for Drafting and Implementation: Tom Juelson, AD, Wildlife Management Division, Olympia, (206) 753-5728; and Enforcement: Tony de la Torre, AD, Wildlife Enforcement Division, Olympia, (206) 753-5740.

Name of Proponent: Washington Wildlife Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Amends the time, place, and manner for public hunting opportunities of the wild turkey.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Westwater Inn, 2300 Evergreen Park Drive, Olympia, WA 98502, on February 7, 1992, at 8:00 a.m.

Submit Written Comments to: Pam Madson, 600 Capitol Way North, Olympia, WA 98501-1091, by January 28, 1992.

Date of Intended Adoption: February 7, 1992.

January 2, 1992
 Pamela K. Madson
 Administrative Rules Officer

AMENDATORY SECTION (Amending Order 500, filed 6/17/91)

WAC 232-28-228 1991-92, 1992-93, AND 1993-94 OFFICIAL HUNTING HOURS AND SMALL GAME SEASONS.

1991-92 OFFICIAL HUNTING HOURS*
 September 1, 1991 to January 31, 1992

Dates (Inclusive)	Western Washington		Eastern Washington	
	A.M.	to P.M.	A.M.	to P.M.
Daylight Savings Time				
Sun. Sept. 1 - Sun. Sept. 8	6:00	7:45	5:45	7:30
Mon. Sept. 9 - Sun. Sept. 15	6:10	7:30	6:00	7:15
Mon. Sept. 16 - Sun. Sept. 22	6:20	7:15	6:10	7:00
Mon. Sept. 23 - Sun. Sept. 29	6:30	7:00	6:20	6:45
Mon. Sept. 30 - Sun. Oct. 6	6:40	6:45	6:30	6:35
Mon. Oct. 7 - Fri. Oct. 11	6:50	6:30	6:40	6:20
Opening** Sat. Oct. 12	7:00	6:20	6:50	6:05
Weekend Sun. Oct. 13	7:00	6:20	6:50	6:05
Mon. Oct. 14 - Sun. Oct. 20	7:00	6:20	6:50	6:05
Mon. Oct. 21 - Sat. Oct. 26	7:10	6:05	7:00	5:55
Pacific Standard Time				
Sun. Oct. 27	6:10	5:05	6:00	4:55
Mon. Oct. 28 - Sun. Nov. 3	6:20	4:55	6:10	4:50
Mon. Nov. 4 - Sun. Nov. 10	6:30	4:45	6:20	4:30
Mon. Nov. 11 - Sun. Nov. 17	6:40	4:35	6:30	4:20
Mon. Nov. 18 - Sun. Nov. 24	6:50	4:25	6:40	4:15
Mon. Nov. 25 - Sun. Dec. 1	7:00	4:20	6:50	4:10
Mon. Dec. 2 - Sun. Dec. 8	7:10	4:20	7:00	4:10
Mon. Dec. 9 - Sun. Dec. 15	7:15	4:20	7:05	4:10
Mon. Dec. 16 - Sun. Dec. 22	7:20	4:20	7:10	4:10
Mon. Dec. 23 - Sun. Dec. 29	7:25	4:25	7:10	4:15

Dates (Inclusive)	Western Washington		Eastern Washington	
	A.M.	to P.M.	A.M.	to P.M.
Mon. Dec. 30 – Sun. Jan. 5	7:25	4:30	7:15	4:15
Mon. Jan. 6 – Sun. Jan. 12	7:25	4:35	7:15	4:25
Mon. Jan. 13 – Sun. Jan. 19	7:20	4:45	7:10	4:35
Mon. Jan. 20 – Sun. Jan. 26	7:15	4:55	7:05	4:45
Mon. Jan. 27 – Fri. Jan. 31	7:10	5:00	7:00	4:50

*These are lawful hunting hours for all game animals and game birds during established seasons.

**Opening Day – In Eastern Washington, upland bird and waterfowl seasons open at noon. In Western Washington, upland bird and waterfowl seasons open at 8:00 a.m.

Exceptions:

- 1) Western Washington – Pheasant and quail hunting hours are 8:00 a.m. to 4:00 p.m. on designated pheasant release sites.
- 2) Western Washington – Cottontail and snowshoe hare (Washington hare) hunting hours are 8:00 a.m. to 4:00 p.m. during the pheasant hunting season on designated pheasant release sites.
- 3) Before September 1 and after January 31, the lawful hunting hours for all game animals and game birds during their respective hunting seasons are one-half hour before sunrise to sunset.
- 4) Bobcat and raccoon are exempt from hunting hour restrictions during established bobcat and raccoon seasons except when that area is open to modern firearm hunting of deer or elk, hunting hours shall be one-half hour before sunrise to sunset.
- 5) Hunting hours for falconry seasons are exempt from these hunting hours except on designated pheasant release sites.

1992-93 OFFICIAL HUNTING HOURS*
September 1, 1992 to January 31, 1993

Dates (Inclusive)	Western Washington		Eastern Washington	
	A.M.	to P.M.	A.M.	to P.M.
Daylight Savings Time				
Tue. Sept. 1 – Sun. Sept. 6	6:00	7:45	5:50	7:35
Mon. Sept. 7 – Sun. Sept. 13	6:10	7:35	6:00	7:20
Mon. Sept. 14 – Sun. Sept. 20	6:20	7:20	6:05	7:05
Mon. Sept. 21 – Sun. Sept. 27	6:30	7:05	6:15	6:50
Mon. Sept. 28 – Sun. Oct. 4	6:40	6:50	6:25	6:35
Mon. Oct. 5 – Sun. Oct. 11	6:45	6:35	6:25	6:25
Mon. Oct. 12 – Fri. Oct. 16	6:55	6:20	6:45	6:10
Opening** Sat. Oct. 17	6:55	6:20	6:35	6:25
Weekend Sun. Oct. 18	6:55	6:20	6:35	6:25
Mon. Oct. 19 – Sat. Oct. 24	7:05	6:10	6:55	6:00
Pacific Standard Time				
Sun. Oct. 25	6:10	5:00	6:00	4:50
Mon. Oct. 26 – Sun. Nov. 1	6:20	4:55	6:05	4:45
Mon. Nov. 2 – Sun. Nov. 8	6:30	4:45	6:15	4:35
Mon. Nov. 9 – Sun. Nov. 15	6:40	4:35	6:30	4:25
Mon. Nov. 16 – Sun. Nov. 22	6:50	4:30	6:40	4:15
Mon. Nov. 23 – Sun. Nov. 29	7:00	4:25	6:50	4:10
Mon. Nov. 30 – Sun. Dec. 6	7:10	4:20	6:55	4:10
Mon. Dec. 7 – Sun. Dec. 13	7:15	4:20	7:05	4:05
Mon. Dec. 14 – Sun. Dec. 20	7:20	4:20	7:10	4:10
Mon. Dec. 21 – Sun. Dec. 27	7:25	4:20	7:15	4:10
Mon. Dec. 28 – Sun. Jan. 3	7:25	4:30	7:15	4:15
Mon. Jan. 4 – Sun. Jan. 10	7:25	4:35	7:15	4:25
Mon. Jan. 11 – Sun. Jan. 17	7:25	4:45	7:10	4:30
Mon. Jan. 18 – Sun. Jan. 24	7:20	4:55	7:05	4:40
Mon. Jan. 25 – Sun. Jan. 31	7:10	5:00	7:00	4:50

*These are lawful hunting hours for all game animals and game birds during established seasons.

**Opening Day – In Eastern Washington, upland bird and waterfowl seasons open at noon. In Western Washington, upland bird and waterfowl seasons open at 8:00 a.m.

Exceptions:

- 1) Western Washington – Pheasant and quail hunting hours are 8:00 a.m. to 4:00 p.m. on designated pheasant release sites.
- 2) Western Washington – Cottontail and snowshoe hare (Washington hare) hunting hours are 8:00 a.m. to 4:00 p.m. during the pheasant hunting season on designated pheasant release sites.
- 3) Before September 1 and after January 31, the lawful hunting hours for all game animals and game birds during their respective hunting seasons are one-half hour before sunrise to sunset.
- 4) Bobcat and raccoon are exempt from hunting hour restrictions during established bobcat and raccoon seasons except when that area is open to modern firearm hunting of deer or elk, hunting hours shall be one-half hour before sunrise to sunset.
- 5) Hunting hours for falconry seasons are exempt from these hunting hours except on designated pheasant release sites.

1993-94 OFFICIAL HUNTING HOURS*
September 1, 1993 to January 31, 1994

Dates (Inclusive)	Western Washington		Eastern Washington	
	A.M.	to P.M.	A.M.	to P.M.
Daylight Savings Time				
Wed. Sept. 1 – Sun. Sept. 5	6:00	7:45	5:45	7:35
Mon. Sept. 6 – Sun. Sept. 12	6:05	7:35	5:50	7:20
Mon. Sept. 13 – Sun. Sept. 19	6:15	7:20	6:05	7:10
Mon. Sept. 20 – Sun. Sept. 26	6:25	7:10	6:15	6:50

Dates (Inclusive)	Western Washington		Eastern Washington	
	A.M.	to P.M.	A.M.	to P.M.
Mon. Sept. 27 – Sun. Oct. 3	6:35	6:50	6:25	6:40
Mon. Oct. 4 – Sun. Oct. 10	6:45	6:40	6:35	6:25
Mon. Oct. 11 – Fri. Oct. 15	6:50	6:25	6:45	6:15
Opening** Sat. Oct. 16	6:50	6:25	6:45	6:15
Weekend Sun. Oct. 17	6:50	6:25	6:45	6:15
Mon. Oct. 18 – Sun. Oct. 24	7:05	6:15	6:55	6:00
Mon. Oct. 25 – Sat. Oct. 30	7:15	6:00	7:05	5:45
Pacific Standard Time				
Sun. Oct. 31 – Sun. Nov. 7	6:25	4:45	6:15	4:35
Mon. Nov. 8 – Sun. Nov. 14	6:35	4:40	6:25	4:25
Mon. Nov. 15 – Sun. Nov. 21	6:50	4:30	6:35	4:20
Mon. Nov. 22 – Sun. Nov. 28	7:00	4:25	6:45	4:10
Mon. Nov. 29 – Sun. Dec. 5	7:05	4:20	6:50	4:10
Mon. Dec. 6 – Sun. Dec. 12	7:10	4:20	7:00	4:05
Mon. Dec. 13 – Sun. Dec. 19	7:20	4:20	7:05	4:05
Mon. Dec. 20 – Sun. Dec. 26	7:25	4:25	7:10	4:10
Mon. Dec. 27 – Sun. Jan. 2	7:30	4:25	7:15	4:15
Mon. Jan. 3 – Sun. Jan. 9	7:30	4:35	7:15	4:20
Mon. Jan. 10 – Sun. Jan. 16	7:25	4:40	7:10	4:30
Mon. Jan. 17 – Sun. Jan. 23	7:20	4:50	7:05	4:45
Mon. Jan. 24 – Mon. Jan. 31	7:15	5:00	7:00	4:50

*These are lawful hunting hours for all game animals and game birds during established seasons.

**Opening Day – In Eastern Washington, upland bird and waterfowl seasons open at noon. In Western Washington, upland bird and waterfowl seasons open at 8:00 a.m.

Exceptions:

1) Western Washington – Pheasant and quail hunting hours are 8:00 a.m. to 4:00 p.m. on designated pheasant release sites.

2) Western Washington – Cottontail and snowshoe hare (Washington hare) hunting hours are 8:00 a.m. to 4:00 p.m. during the pheasant hunting season on designated pheasant release sites.

3) Before September 1 and after January 31, the lawful hunting hours for all game animals and game birds during their respective hunting seasons are one-half hour before sunrise to sunset.

4) Bobcat and raccoon are exempt from hunting hour restrictions during established bobcat and raccoon seasons except when that area is open to modern firearm hunting of deer or elk, hunting hours shall be one-half hour before sunrise to sunset.

5) Hunting hours for falconry seasons are exempt from these hunting hours except on designated pheasant release sites.

Bobcat

Bag and Possession Limits: No limit.

Bobcat may be killed during archery deer or elk seasons with archery equipment if valid license and tags are in possession for deer or elk seasons, respectively. Archers may not kill bobcat with use of hounds during early archery seasons.

Bobcat may be killed during muzzleloader deer or elk seasons with muzzleloader equipment if valid license and tags are in possession for deer or elk seasons, respectively. Muzzleloaders may not kill bobcat with use of hounds during early muzzleloader seasons.

Eastern Washington

PURSUIT-ONLY SEASON

(Bobcat may not be killed or injured.)

Sept. 1-30, Nov. 20-Dec. 14, 1991 and Jan. 16-31, 1992; Sept. 1-30, Nov. 25-Dec. 14, 1992 and Jan. 16-31, 1993; Sept. 1-30, Nov. 24-Dec. 14, 1993 and Jan. 16-31, 1994; except closed to hound hunting in Walla Walla and Columbia counties outside of Umatilla National Forest Sept. 1-Oct. 11, 1991; Sept. 1-Oct. 16, 1992; and Sept. 1-Oct. 15, 1993.

OPEN SEASON

(Bobcat may be killed)

Oct. 12-31, 1991 and Dec. 15, 1991-Jan. 15, 1992; Oct. 17-31, 1992 and Dec. 15, 1992-Jan. 15, 1993; Oct. 16-31, 1993 and Dec. 15, 1993-Jan. 15, 1994.

Western Washington

PURSUIT-ONLY SEASON

(Bobcat may not be killed or injured.)

Aug. 1-Oct. 11, 1991; Aug. 1-Oct. 16, 1992; Aug. 1-Oct. 15, 1993; except CLOSED in GMU 522.

OPEN SEASON

(Bobcat may be killed.)

Oct. 12, 1991-Mar. 15, 1992; Oct. 17, 1992-March 15, 1993; Oct. 16, 1993-March 15, 1994; except CLOSED in GMU 522.

Hound hunting during deer and elk hunting seasons

It is unlawful to hunt any wildlife at night or game animals with dogs (hounds) during the months of September, October, or November in any area open to a center-fire rifle deer or elk season EXCEPT for the following areas and dates. (This does not permit the hunting of deer or elk with the use of hounds.)

Eastern Washington

	1991	1992	1993
GMUs 100-124.	Oct. 2-9	Oct. 7-14	Oct. 6-13
GMUs 127-185.	Nov. 14-21	Nov. 12-19	Nov. 11-18
Yakima County within two (2) miles of the Yakima River below Union Gap.	Oct. 12-29	Oct. 17-Nov. 3	Oct. 16-Nov. 2
Whitman and Lincoln counties.			
	Oct. 26-Nov. 10	Oct. 31-Nov. 15	Oct. 30-Nov. 14

Western Washington

Oct. 12-Nov. 24, 1991; Oct. 17-Nov. 22, 1992; Oct. 16-Nov. 21, 1993; in GMU 405 (west of Highway 9), GMUs 454, 627, 633, and the Columbia River Floodplain of Clark and Cowlitz counties with boundaries described as follows: beginning at the Longview/Columbia River Bridge, then north and west on Oregon Way (Highway 432) to Tennant Way (Highway 432) to Interstate Highway 5, then south on I-5 to State Highway 14 to the Skamania County line, then south on county line to the Columbia River on state line to the Longview Bridge and point of beginning.

RACCOON

Bag and Possession Limits: No Limit.

Raccoon may be killed during archery deer or elk seasons with archery equipment if valid license and tags are in possession for deer or elk seasons, respectively. Archers may not kill raccoon with use of hounds during early archery seasons.

Raccoon may be killed during muzzleloader deer or elk seasons with muzzleloader equipment if valid license and tags are in possession for deer or elk seasons, respectively. Muzzleloaders may not kill raccoon with use of hounds during early muzzleloader seasons.

Eastern Washington

PURSUIT-ONLY SEASON

(Raccoon may not be killed or injured.)

Sept. 1-Oct. 11, 1991; Sept. 1-Oct. 16, 1992; Sept. 1-Oct. 15, 1993; except CLOSED to hound hunting in Walla Walla and Columbia counties outside of Umatilla National Forest.

Feb. 1-29, 1992; Feb. 1-28, 1993; and Feb. 1-28, 1994; in GMUs 111, 121, 148, and 154.

OPEN SEASON

(Raccoon may be killed)

Oct. 12, 1991-Jan. 15, 1992; Oct. 17, 1992-Jan. 15, 1993; Oct. 16, 1993-Jan. 15, 1994.

Western Washington

PURSUIT-ONLY SEASON

(Raccoon may not be killed or injured).

Aug. 1-Oct. 11, 1991; Aug. 1-Oct. 16, 1992; Aug. 1-Oct. 15, 1993; except CLOSED on Long Island within Willapa National Wildlife Refuge and GMU 522.

OPEN SEASON

(Raccoon may be killed).

Oct. 12, 1991-Mar. 15, 1992; Oct. 17, 1992-Mar. 15, 1993; Oct. 16, 1993-Mar. 15, 1994; except CLOSED on Long Island within Willapa National Wildlife Refuge and GMU 522.

FOX

Bag and Possession Limits: No Limits.

Statewide: Oct. 12, 1991-Mar. 15, 1992; Oct. 17, 1992-Mar. 15, 1993; Oct. 16, 1993-Mar. 15, 1994, except CLOSED within the exterior boundaries of the Mount Baker/Snoqualmie, Okanogan, Wenatchee, and Gifford Pinchot National Forests and GMUs 405, 410, and 522.

COYOTE

Coyotes are unclassified wildlife and, as such, may be taken year-round EXCEPT from September 15 to November 30 in the following closed areas: Pasayten Wilderness, Glacier Peak Wilderness, GMU 426, and those portions of GMUs 218, 304, and 448 within external boundaries of the Mount Baker-Snoqualmie, Okanogan and Wenatchee national forests.

FOREST GROUSE (BLUE, RUFFED, AND SPRUCE)

Forest Grouse may not be killed with centerfire rifles or centerfire pistols EXCEPT during modern firearm deer or elk seasons.

Bag and Possession Limits: Three (3) grouse per day, with a total of nine (9) grouse in possession at any time; straight or mixed bag.

Statewide: Sept. 1-Dec. 31 during 1991, 1992, and 1993; except CLOSED in GMU 522.

UPLAND BIRDSEastern Washington

Ring-necked Pheasant

Bag and Possession Limits: Three (3) cock pheasants per day, with a total of fifteen (15) cock pheasants in possession at any time.

Noon Oct. 12-Dec. 31, 1991; Noon Oct. 17-Dec. 31, 1992; Noon Oct. 16-Dec. 31, 1993.

Chukar and Gray (Hungarian) Partridge

Bag and Possession Limits: Six (6) chukar or gray partridges per day, with a total of eighteen (18) chukar or gray partridges in possession at any time; straight or mixed bag.

Early season in Asotin and Garfield counties; in that part of Whitman County south of the Washtucna - Colfax - Moscow Highway; in that part of Columbia County that is north and east of the Tucannon River: Sept. 21-Oct. 11, 1991; Sept. 26-Oct. 16, 1992; Sept. 25-Oct. 15, 1993.

Regular season: Noon Oct. 12, 1991 - Jan. 12, 1992; Noon Oct. 17, 1992 - Jan. 10, 1993; Noon Oct. 16, 1993 - Jan. 9, 1994.

Quail

Bag and Possession Limits: Ten (10) quail per day, with a total of thirty (30) quail in possession at any time.

Noon Oct. 12, 1991 - Jan. 12, 1992; Noon Oct. 17, 1992 - Jan. 10, 1993; Noon Oct. 16, 1993 - Jan. 9, 1994.

Western Washington

Ring-necked Pheasant

Bag and Possession Limits: Two (2) pheasants of either sex per day on designated release sites, EXCEPT two (2) cock pheasants per day on

other than designated release sites, with a total of fifteen (15) pheasants in possession at any time.

Sept. 28-Nov. 30, 1991; Oct. 3-Nov. 30, 1992; and Oct. 2-Nov. 30, 1993; 8 a.m. to 4 p.m.; except Voice of America site (Clallam County) starting Oct. 12, 1991; Oct. 17, 1992; Oct. 16, 1993; except CLOSED in GMU 522.

Special Restriction: Hunting is restricted on weekend mornings at Lake Terrell, Tennant Lake, Snoqualmie (including Stillwater, Cherry Valley, and Two Rivers segments) and Skagit (including headquarters and Smith Farm segments) wildlife areas. Only hunters with western Washington upland bird licenses marked "odd" may hunt these sites from 8:00 a.m. until 12:00 noon on odd numbered weekend days. Only hunters with western Washington upland bird licenses marked "even" may hunt these sites from 8:00 a.m. until 12:00 noon on even numbered weekend days. Hunters 14 years of age or younger may hunt during either weekend day morning provided they are accompanied by an adult with appropriately marked upland bird license.

Quail

Bag and Possession Limits: Two (2) quail per day, with a total of thirty (30) quail in possession at any time.

Oct. 12-Nov. 30, 1991; Oct. 17-Nov. 30, 1992; Oct. 16-Nov. 30, 1993; except CLOSED in GMU 522.

TURKEY

Spring SeasonGobblers and Turkeys with Visible Beards Only.

Statewide: April 15-May 10, 1992; April 14-May 9, 1993; April 20-May 16, 1994.

((Bag and Possession Limits: One (1) turkey of either sex per calendar year (Jan. 1-Dec. 31):))

Fall SeasonEither Sex

Klickitat and Skamania counties: Nov. 22-26, 1991; Nov. 20-24, 1992; Nov. 19-23, 1993.

((Special restriction: Turkey season is open for shotgun and bow-and-arrow hunting only. Each successful hunter must complete and return a game harvest report card to the Department of Wildlife within ten days after taking a turkey:))

OFFICIAL HUNTING HOURS/BAG LIMITS:Bag and Possession Limit: One turkey per calendar year.Hunting Hours: One-half hour before sunrise to sunset during spring seasons and as noted under Official Hunting Hours during fall seasons.SPECIAL REGULATIONS:

1. Turkey season is open for shotgun and bow-and-arrow hunting only.
2. A turkey transport tag is required for hunting turkey.
3. Each successful hunter must complete and return a game harvest report card to the Department of Wildlife within ten days after taking a turkey.
4. It is unlawful to use dogs to hunt turkeys.

BIRD DOG TRAINING SEASON Aug. 1, 1991-Mar. 15, 1992; Aug. 1, 1992-Mar. 15, 1993; and Aug. 1, 1993-Mar. 15, 1994, except from Sept. 28-Nov. 30, 1991, Oct. 3-Nov. 30, 1992, and Oct. 2-Nov. 31, 1993, dog training is prohibited except from 8:00 a.m. to 4:00 p.m. on designated western Washington pheasant release sites. Game birds may be taken only during established bird hunting seasons.

CANADA GOOSE SEPTEMBER SEASON

Early September Canada Goose season for portions of Clark, Cowlitz, Pacific, and Wahkiakum counties.

Bag and Possession Limits: Two (2) Canada geese per day with a total of four (4) in possession at any time.

Sept. 1-10, 1991; Sept. 1-10, 1992; Sept. 1-10, 1993.

Open Area: Those portions of Clark, Cowlitz, Pacific, and Wahkiakum counties within the following boundary: Beginning at the Washington-Oregon border on the Interstate 5 bridge near Vancouver, Washington, north on Interstate 5 to Kelso, west on Highway 4 from Kelso to Highway 401, south and west on Highway 401 to the Washington-Oregon border on the Astoria-Megler bridge, upstream along the Washington-Oregon border to the point of origin.

Permit Requirement: All hunters participating in this season are required to obtain written authorization from the Department of Wildlife. Application forms are available from Department offices and must be delivered to a Department office no later than 5:00 p.m. or postmarked on or before August 1 of the hunt year. With the authorization; hunters will receive a hunter activity and harvest report form. Return of the harvest report form is mandatory. Those hunters not returning the harvest report form to the Department of Wildlife by October 15 of the hunt year will be ineligible to participate in the following year September Canada goose season.

Steel Shot Requirement: It is unlawful to possess while hunting for or to take geese with shotshells or a muzzleloader shotgun loaded with any metal other than steel in the open area of the September Canada goose season.

BAND-TAILED PIGEON

Bag and possession limits: Two (2) band-tailed pigeons per day and in possession at any time.

Western Washington: Sept. 21-29, 1991; Sept. 19-27, 1992; Sept. 18-26, 1993, except CLOSED in GMU 522.

WRITTEN AUTHORIZATION REQUIRED: All hunters participating in this season are required to obtain written authorization from the Department of Wildlife. Application forms are available from Department offices and must be delivered to a Department office no later than 5:00 p.m. or postmarked on or before August 1, of the hunt year. With the authorization, hunters will receive a hunter activity and harvest report form. Return of the harvest report form is mandatory. Those hunters not returning the harvest report form to the Department of Wildlife by October 31 of the hunt year will be ineligible to participate in the following year band-tailed pigeon season:

MOURNING DOVE

Bag and possession limits: Ten (10) mourning doves per day with a total of twenty (20) mourning doves in possession at any time.

Statewide: Sept. 1-15 during 1991, 1992, and 1993; except CLOSED in GMU 522.

RABBIT AND HARE

Cottontail, Snowshoe Hare (or Washington Hare), and White-tailed Jackrabbit.

Bag and Possession Limits: Ten (10) rabbits or hares per day, with a total of thirty (30) in possession at any time; straight or mixed bag.

Statewide: Sept. 1, 1991-March 15, 1992; Sept. 1, 1992-March 15, 1993; Sept. 1, 1993-March 15, 1994 except CLOSED in GMU 522.

Black-tailed Jackrabbit

Bag and Possession Limits: Ten (10) black-tailed jackrabbits per day, with a total of thirty (30) in possession at any time.

Statewide: Year-around.

FALCONRY SEASONS

Upland Game Bird - Falconry

Daily bag: Two (2) pheasants (either sex), six (6) partridge, five (5) quail, and three (3) forest grouse (blue, ruffed, spruce) per day.

Sept. 1, 1991-March 15, 1992; Sept. 1, 1992-March 15, 1993; Sept. 1, 1993-March 15, 1994.

Mourning Dove - Falconry

Daily bag: Three (3) mourning doves per day straight bag or mixed bag with snipe, coots, and waterfowl during established seasons.

Statewide: Sept. 1-Oct. 11, 1991; Sept. 1-Oct. 16, 1992; Sept. 1-Oct. 15, 1993; and the month of December each year.

Rabbit and Hare - Falconry

Daily bag: Ten (10) rabbits or hares per day: Straight or mixed bag.

Statewide: Aug. 1, 1991-March 15, 1992; Aug. 1, 1992-March 15, 1993; Aug. 1, 1993-March 15, 1994, for cottontail, snowshoe hare (or Washington hare), white-tailed and black-tailed jackrabbits.

Reviser's note: RCW 34.05.395 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 92-02-088

PROPOSED RULES

DEPARTMENT OF WILDLIFE

[Filed January 2, 1992, 10:55 a.m.]

Original Notice.

Title of Rule: NEW SECTION WAC 232-28-61901 Washington gamefish seasons and catch limits—Lake Desire.

Purpose: To implement a mid-summer closure on Lake Desire.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.12.040.

Summary: Lake Desire is on a year around game fish season effective April 16, 1992. In previous years, the game fishing season on Lake Desire was the April opener to July 4 and September 1 to October 31 season, with a closure in effect July 5 through August 31. This change will return the game fish season from year around to the April opener to July 4 and September 1 to October 31, both in 1992 and 1993.

Reasons Supporting Proposal: Lake Desire is a 70-acre lake located near Renton. Lake Desire has had, for the last many years, a mid-summer closure enacted to address public interaction problems associated with the access area. Reopening the lake during this mid-summer period with implementation of a year around season without greater public input would likely exacerbate access area problems.

Name of Agency Personnel Responsible for Drafting and Implementation: Patricia McLain, AD, Fisheries Management Division, Olympia, (206) 753-5713; and **Enforcement:** Tony de la Torre, AD, Wildlife Enforcement Division, Olympia, (206) 753-5740.

Name of Proponent: Washington Wildlife Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: This rule would close Lake Desire to fishing for the period of July 5 through August 31, both in 1992 and 1993 and establish an April through October season.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Westwater Inn, 2300 Evergreen Park Drive, Olympia, WA 98502, on February 7, 1992, at 8:00 a.m.

Submit Written Comments to: Pam Madson, 600 Capitol Way North, Olympia, WA 98501-1091, by January 28, 1992.

Date of Intended Adoption: February 7, 1992.

January 2, 1992

Pamela K. Madson
Administrative Rules Officer

NEW SECTION

WAC 232-28-61901 1992-94 WASHINGTON GAMEFISH SEASONS AND CATCH LIMITS - LAKE DESIRE. Notwithstanding the provisions of WAC 232-28-619, the game fish seasons for Lake Desire are as follows:

Lake Desire: April 26, 1992 - July 4, 1992, and September 1, 1992 - October 31, 1992 and
April 25, 1993 - July 4, 1993, and September 1, 1993 - October 31, 1993 seasons.

WSR 92-02-089

PROPOSED RULES

DEPARTMENT OF WILDLIFE

[Filed January 2, 1992, 10:57 a.m.]

Original Notice.

Title of Rule: NEW SECTION WAC 232-28-61902 1992-94 Washington gamefish seasons and catch limits—Pipers Creek.

Purpose: To close Pipers Creek (Carkeek Creek) to game fishing.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.12.040.

Summary: Currently, Pipers Creek, from its mouth to concrete culvert adjacent [to] the Metro plant (including Venema Creek) is closed to game fishing. There will be no change in this area. The area of Pipers Creek from the concrete culvert adjacent to the Metro plant to source is currently under an April to October season as a juveniles only water. This section will be changed to closed waters.

Reasons Supporting Proposal: This regulation was proposed by the public at a public meeting in Spokane in September 1991 for Wildlife Commission consideration. The Department of Wildlife has reviewed the recommendation and will present the recommendation for Wildlife Commission consideration at its February 7-8 commission meeting. This will provide for a proper and adequate public input process for review of this proposed regulation change. The regulation was requested by the Carkeek Watershed Community Action Project. This project is a cooperative venture by several entities to restore the creek and reestablish the fishery. For evaluation and restorative purposes, the creek is proposed for closure in 1992 and 1993.

Name of Agency Personnel Responsible for Drafting and Implementation: Pat McLain, AD, Fisheries Management Division, Olympia, (206) 753-5713; and Enforcement: Tony de la Torre, AD, Wildlife Enforcement Division, Olympia, (206) 753-5740.

Name of Proponent: Washington Wildlife Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: This rule would close the upper reaches of Pipers Creek to game fishing to allow the fishery in this area to restore itself.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Westwater Inn, 2300 Evergreen Park Drive, Olympia, WA 98502, on February 7, 1992, at 8:00 a.m.

Submit Written Comments to: Pam Madson, 600 Capitol Way North, Olympia, WA 98501-1091, by January 28, 1992.

Date of Intended Adoption: February 7, 1992.

January 2, 1992

Pamela K. Madson
Administrative Rules Officer

NEW SECTION

WAC 232-28-61902 1992-94 WASHINGTON GAMEFISH SEASONS AND CATCH LIMITS - PIPERS CREEK. Notwithstanding the provisions of WAC 232-28-619, the gamefish seasons and catch limits for Pipers Creek are as follows:

PIPERS CREEK (Carkeek Creek): CLOSED WATERS.

WSR 92-02-090

PROPOSED RULES

DEPARTMENT OF WILDLIFE

[Filed January 2, 1992, 10:59 a.m.]

Original Notice.

Title of Rule: New section WAC 232-28-61903 1992-94 Washington game fish seasons and catch limits—Clear Lake (Pierce County), Echo Lake, Morton Lake, and Serene Lake.

Purpose: To correct regulations for these waters, reestablishing April through July and September 1 through October 31 seasons.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.12.040.

Summary: Echo Lake, Clear Lake, Morton Lake, and Serene Lake were filed on a notice of intent in June of 1991 for Wildlife Commission consideration in October of 1991. The notice proposed September 1 through June 30 seasons (closed July 1 through August 31) for these waters. During the review process, it was decided to withdraw this proposal and maintain current regulations. The final recommendations (WAC) for these waters presented to the Wildlife Commission in October, however, had not been updated and did not reflect the actual language to maintain the April through July and September 1 through October 31 seasons.

Reasons Supporting Proposal: No regulation changes are needed for these waters, but due to the lack of a technical revision in the WAC, changes were inadvertently adopted.

Name of Agency Personnel Responsible for Drafting and Implementation: Pat McLain, AD, Fisheries Management Division, Olympia, (206) 753-5713; and Enforcement: Tony de la Torre, AD, Wildlife Enforcement Division, Olympia, (206) 753-5740.

Name of Proponent: Washington Wildlife Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: This rule will return regulations to their original status.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Westwater Inn, 2300 Evergreen Park Drive, Olympia, WA 98502, on February 7, 1992, at 8:00 a.m.

Submit Written Comments to: Pam Madson, 600 Capitol Way North, Olympia, WA 98501-1091, by January 28, 1992.

Date of Intended Adoption: February 7, 1992.

January 2, 1992
 Pamela K. Madson
 Administrative Rules Officer

NEW SECTION

WAC 232-28-61903 1992-94 WASHINGTON GAME FISH SEASONS AND CATCH LIMITS — CLEAR LAKE (PIERCE COUNTY), ECHO LAKE, MORTON LAKE, AND SERENE LAKE. Notwithstanding the provisions of WAC 232-28-619, the game fish seasons and catch limits are as follows.

Clear Lake (Pierce County): April 26, 1992 through July 4, 1992 and April 25, 1992 through July 4, 1993 seasons and September 1 through October 31 seasons. Feeding (chumming permitted).

Echo Lake (Snohomish County, near Maltby): April 26, 1992 through July 4, 1992 and April 15, 1993 through July 4, 1993 seasons and September 1 through October 31 seasons.

Morton Lake: April 26, 1992 through July 4, 1992 and April 25, 1993 through July 4, 1993 seasons and September 1 through October 31 seasons.

Serene, Lake: April 26, 1992 through July 4, 1992 and April 25, 1993 through July 4, 1993 seasons and September 1, through October 31 seasons.

WSR 92-02-091
PROPOSED RULES
DEPARTMENT OF WILDLIFE
 [Filed January 2, 1992, 11:01 a.m.]

Original Notice.

Title of Rule: New section WAC 232-28-61904 1992-94 Washington game fish seasons and catch limits—Walleye.

Purpose: To correct walleye regulations, reestablishing the intended daily catch limit.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.12.040.

Summary: In preparing the notice of intent in June of 1991 for Wildlife Commission consideration in October of 1991, the daily catch limit for walleye was incorrectly listed simply as five. The daily catch limit was not recommended for change and the intent of the Department

of Wildlife was to maintain the current daily catch limit of five, not more than one over twenty-four inches.

Reasons Supporting Proposal: This regulation needs to be corrected to a daily catch limit of five, not more than one over twenty-four inches to continue protection of walleye populations.

Name of Agency Personnel Responsible for Drafting and Implementation: Pat McLain, AD, Fisheries Management Division, Olympia, (206) 753-5713; and Enforcement: Tony de la Torre, AD Wildlife Enforcement Division, Olympia, (206) 753-5740.

Name of Proponent: Washington Wildlife Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: This rule will return the statewide walleye daily catch limit to its intended objective and original status.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Westwater Inn, 2300 Evergreen Park Drive, Olympia, WA 98502, on February 7, 1992, at 8:00 a.m.

Submit Written Comments to: Pam Madson, 600 Capitol Way North, Olympia, WA 98501-1091, by January 28, 1992.

Date of Intended Adoption: February 7, 1992.

January 2, 1992
 Pamela K. Madson
 Administrative Rules Officer

NEW SECTION

WAC 232-28-61904 1992-94 WASHINGTON GAME FISH SEASONS AND CATCH LIMITS — WALLEYE. Notwithstanding the provisions of WAC 232-28-619, the game fish seasons and catch limits for walleye, statewide, are as follows:

GAME FISH SPECIES	DAILY CATCH LIMITS	MINIMUM SIZE LIMITS	POSSESSION LIMITS
Walleye . . .	Five, not more than one over twenty-four inches	Eighteen inches	Ten, not more than two over twenty-four inches

WSR 92-02-092
PROPOSED RULES
DEPARTMENT OF WILDLIFE
 [Filed January 2, 1992, 11:03 a.m.]

Original Notice.

Title of Rule: New section WAC 232-28-61905 1992-94 Washington game fish seasons and catch limits—Skykomish River.

Purpose: To remove wild steelhead release regulations for the period December 1 through last day of February on the north and south forks of the Skykomish River.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.12.040.

Summary: Four years ago, wild steelhead release regulations were placed on the north and south forks of the Skykomish River inadvertently. The same regulations were carried forward during the 1992-1994 regulation process and were subsequently adopted by the Wildlife Commission.

Reasons Supporting Proposal: Wild steelhead release regulations are not needed for resource protection during the winter season at this time. The current regulation unnecessarily restricts anglers to hatchery fish only from December 1 through last day of February.

Name of Agency Personnel Responsible for Drafting and Implementation: Pat McLain, AD, Fisheries Management Division, Olympia, (206) 753-5713; and Enforcement: Tony de la Torre, AD, Wildlife Enforcement Division, Olympia, (206) 753-5740.

Name of Proponent: Washington Wildlife Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: This rule will allow anglers to fish for wild winter-run steelhead, and will not adversely impact the resource.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Westwater Inn, 2300 Evergreen Park Drive, Olympia, WA 98502, on February 7, 1992, at 8:00 a.m.

Submit Written Comments to: Pam Madson, 600 Capitol Way North, Olympia, WA 98501-1091, by January 28, 1992.

Date of Intended Adoption: February 7, 1992.

January 2, 1992
Pamela K. Madson
Administrative Rule Officer

NEW SECTION

WAC 232-28-61905 1992-94 WASHINGTON GAME FISH SEASONS AND CATCH LIMITS - SKYKOMISH RIVER. Notwithstanding the provisions of WAC 232-28-619, the game fish seasons and catch limits for the Skykomish River, North Fork and South Fork are as follows:

Skykomish River, North Fork, from its mouth to one thousand feet downstream from Bear Creek Falls: June 1 through the last day of February season. Trout - catch limit - two, minimum length fourteen inches. Closed waters from one thousand feet below Bear Creek Falls to one thousand feet above Bear Creek Falls.

From one thousand feet upstream of Bear Creek Falls to headwaters: Trout - catch limit - two, minimum length fourteen inches. Bait prohibited.

Skykomish River, South Fork, from its mouth to six hundred feet downstream from the Sunset Falls Fishway: June 1 through the last day of February season. Trout - catch limit - two, minimum length fourteen inches. Closed waters from Sunset Falls Fishway to a point six hundred feet downstream of the fishway.

From Sunset Falls to source: Trout - catch limit - two, minimum length fourteen inches. Bait prohibited. Additional November 1 through last day of February season for whitefish only.

WSR 92-02-093

PROPOSED RULES DEPARTMENT OF WILDLIFE

[Filed January 2, 1992, 11:04 a.m.]

Original Notice.

Title of Rule: New section WAC 232-28-61906 1992-94 Washington game fish seasons and catch limits—Tokul Creek.

Purpose: To provide additional language to the Tokul Creek regulation for clarification.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.12.040.

Summary: The only fishing season on Tokul Creek from its mouth to the posted cable boundary marker is from December 1 through March 31. General statewide stream seasons are from June 1 through October 31, are listed in the regional boxes, and are not listed under individual waters. This may cause misunderstanding by anglers that Tokul Creek's stream season is covered in the regional box and is open June 1-October 31. This is incorrect and not the intent for regulations adopted for Tokul Creek.

Reasons Supporting Proposal: The additional language in the first paragraph "This area is closed to all fishing from April 1-November 30." and in the second paragraph, "Closed to all fishing year around." will provide further clarification for anglers and will help to reduce confusion.

Name of Agency Personnel Responsible for Drafting and Implementation: Pat McLain, AD, Fisheries Management Division, Olympia, (206) 753-5713; and Enforcement: Tony de la Torre, AD, Wildlife Enforcement Division, Olympia, (206) 753-5740.

Name of Proponent: Washington Wildlife Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: This rule will implement the intent for Tokul Creek regulations and will reduce confusion by anglers.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Westwater Inn, 2300 Evergreen Park Drive, Olympia, WA 98502, on February 7, 1992, at 8:00 a.m.

Submit Written Comments to: Pam Madson, 600 Capitol Way North, Olympia, WA 98501-1091, by January 28, 1992.

Date of Intended Adoption: February 7, 1992.

January 2, 1992
Pamela K. Madson
Administrative Rules Officer

NEW SECTION

WAC 232-28-61906 1992-94 WASHINGTON GAME FISH SEASONS AND CATCH LIMITS — TOKUL CREEK. Notwithstanding the provisions of WAC 232-28-619, the game fish seasons and catch limits for Tokul Creek are as follows:

Tokul Creek, from its mouth to the posted cable boundary marker located approximately seven hundred feet upstream of the mouth:

December 1 through March 31 season. Trout - catch limit - two, minimum length fourteen inches. This area is closed daily from 5:00 p.m. to 7:00 a.m. This area is closed to all fishing from April 1 - November 30.

From the posted cable boundary marker located approximately seven hundred feet upstream of the mouth to the railroad trestle: Closed to all fishing year around.

WSR 92-02-094
PROPOSED RULES
DEPARTMENT OF WILDLIFE
 [Filed January 2, 1992, 11:06 a.m.]

Original Notice.

Title of Rule: Repealing WAC 232-28-714 1991 Spring turkey seasons.

Purpose: To repeal WAC 232-28-714 1991 Spring turkey seasons.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.12.040.

Summary: This proposal would repeal the 1991 spring turkey seasons so that 1992-93 and 1993-94 turkey seasons may be established.

Reasons Supporting Proposal: This will remove the 1991 spring turkey seasons which have been completed.

Name of Agency Personnel Responsible for Drafting and Implementation: Tom Juelson, AD, Wildlife Management Division, Olympia, (206) 753-5728; and **Enforcement:** Tony de la Torre, AD, Wildlife Enforcement Division, Olympia, (206) 753-5740.

Name of Proponent: Washington Wildlife Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Repeals the rule establishing the 1991 spring turkey seasons which set the time, place, and manner for public hunting opportunities of the wild turkey.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Westwater Inn, 2300 Evergreen Park Drive, Olympia, WA 98502, on February 7, 1992, at 8:00 a.m.

Submit Written Comments to: Pam Madson, 600 Capitol Way North, Olympia, WA 98501-1091, by January 28, 1992.

Date of Intended Adoption: February 7, 1992.

January 2, 1992

Pamela K. Madson

Administrative Rules Officer

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 232-28-714 1991 SPRING TURKEY SEASONS

WSR 92-02-095
PROPOSED RULES
DEPARTMENT OF HEALTH
(Board of Optometry)
 [Filed January 2, 1992, 11:09 a.m.]

Original Notice.

Title of Rule: WAC 246-851-090, continuing education requirement; WAC 246-851-440, philosophy governing voluntary substance abuse monitoring programs; WAC 246-851-450, terms used in WAC 246-851-440 through 246-851-470; WAC 246-851-460, approval of substance abuse monitoring programs; WAC 246-851-470, participation in substance abuse monitoring programs; WAC 246-851-480, temporary practice permit; WAC 246-851-490, examination and licensure; and repealing WAC 246-851-030 and 246-851-050.

Purpose: WAC 246-851-090, allows licensees who are residing out of state to meet Washington's continuing education standards through meeting their state of resident's requirements; WAC 246-851-440, sets forth the philosophy governing voluntary substance abuse monitoring programs; WAC 246-851-450, defines the terms relating to the substance abuse monitoring program; WAC 246-851-460, sets forth the requirements for approval of substance abuse monitoring programs; WAC 246-851-470, outlines participation in substance abuse monitoring programs through either self referral or board referral; WAC 246-851-480, provides for a temporary permit for applicants licensed in another state with substantially the same requirements to practice in Washington while waiting to take the board administered examination and repeals WAC 246-851-030; and WAC 246-851-490 sets for the examination and eligibility requirements and repeals WAC 246-851-050.

Statutory Authority for Adoption: For all sections is RCW 18.54.070. In addition for WAC 246-851-440, 246-851-450, 246-851-460, and 246-851-470 is RCW 18.130.050 and 18.130.186; and for WAC 246-851-480 is RCW 18.130.050 and 18.130.075.

Summary: Clarification of rules regulating continuing education, examination and licensure; defining requirements for participation in a monitoring program for impaired practitioners.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Judy Haenke, 1300 Quince Street S.E., Olympia, WA 98504, (206) 753-4614.

Name of Proponent: Washington State Board of Optometry, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 246-851-090, allows the licensees residing out of state to meet Washington requirements through meeting the resident state's requirement; WAC 246-851-440 through 246-851-440 [246-851-470], new sections allowing impaired practitioners to participate in a monitored treatment program; WAC 246-851-480, new section establishes temporary practice permit requirements and limitations, repeals existing rule; and

WAC 246-851-490, defines the Washington state examination and sets for licensure and examination requirements, repeals WAC 246-851-050.

Proposal Changes the Following Existing Rules: [No information supplied by agency.]

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Tacoma Room, West Coast Sea-Tac Hotel, 18220 Pacific Highway South, Seattle, WA 98188, on February 14, 1992, at 9:30 a.m.

Submit Written Comments to: Judy Haenke, Program Manager, 1300 Quince Street S.E., Mailstop EY-21, Olympia, WA 98504, by February 13, 1992.

Date of Intended Adoption: February 14, 1992.

December 6, 1991
Dean Hattan, O.D.
Chair

AMENDATORY SECTION (Amending Order 119B, filed 2/26/91, effective 3/29/91)

~~WAC 246-851-090 CONTINUING EDUCATION REQUIREMENT. ((Each applicant for renewal of a license to practice optometry in the state of Washington must have completed fifty hours of continuing education within the two years previous to his first renewal date, and must complete fifty hours of continuing education within each successive two-year period. Applicants for renewal practicing only out of the state of Washington may petition the board for full recognition of the continuing education requirement through fulfillment of their state of practice's licensing and continuing education requirements. Failure to complete this requirement is cause for revocation of the license of any optometrist pursuant to RCW 18.130.180(7); or for refusal to renew the license of any optometrist, except that an optometrist applying for the first renewal of his license subsequent to his initial licensing will be exempt from this requirement.)) An optometrist licensed in the state of Washington shall complete fifty hours of continuing education each two-year period preceding license renewal, except:~~

~~(1) An optometrist applying for the first renewal subsequent to initial licensing is exempt from this requirement; and~~

~~(2) An optometrist practicing only out of the state of Washington may, in lieu of this requirement, fulfill the licensing and continuing education requirements of the state of practice.~~

NEW SECTION

WAC 246-851-440 PHILOSOPHY GOVERNING VOLUNTARY SUBSTANCE ABUSE MONITORING PROGRAMS. The board recognizes the need to establish a means of proactively providing early recognition and treatment options for optometrists whose competency may be impaired due to the abuse of drugs or alcohol. The board intends that such optometrists be treated and their treatment monitored so that they can return to or continue to practice their profession in a way which safeguards the public. To accomplish this the board shall approve voluntary substance abuse monitoring programs and shall refer optometrists impaired by substance abuse to approved programs as an alternative to instituting disciplinary proceedings as defined in RCW 18.130.160.

NEW SECTION

WAC 246-851-450 TERMS USED IN WAC 246-851-440 THROUGH 246-851-470. (1) "Approved substance abuse monitoring program" or "approved monitoring program" is a program the board has determined meets the requirements of the law and the criteria established by the board in WAC 246-851-460 which enters into a contract with optometrists who have substance abuse problems regarding the required components of the optometrist's recovery activity and oversees the optometrist's compliance with these requirements. Substance abuse monitoring programs do not provide evaluation or treatment to participating optometrists.

(2) "Contract" is a comprehensive, structured agreement between the recovering optometrist and the approved monitoring program stipulating the optometrist's consent to comply with the monitoring program and its required components of the optometrist's recovery activity.

(3) "Approved treatment facility" is a facility approved by the bureau of alcohol and substance abuse, department of social and health services according to RCW 70.96A.020(2) or 69.54.030 to provide intensive alcoholism or drug treatment if located within Washington state. Drug and alcohol treatment programs located out-of-state must be equivalent to the standards required for approval under RCW 70.96A.020(2) or 69.54.030.

(4) "Substance abuse" means the impairment, as determined by the board, of an optometrist's professional services by any addiction to, a dependency on, or the use of alcohol, legend drugs, or controlled substances.

(5) "Aftercare" is that period of time after intensive treatment that provides the optometrist and the optometrist's family with group or individual counseling sessions, discussions with other families, ongoing contact and participation in self-help groups and ongoing continued support of treatment program staff.

(6) "Support group" is a group of health care professionals meeting regularly to support the recovery of its members. The group provides a confidential setting with a trained and experienced health care professional facilitator in which optometrists may safely discuss drug diversion, licensure issues, return to work and other professional issues related to recovery.

(7) "Twelve step groups" are groups such as alcoholics anonymous, narcotics anonymous and related organizations based on a philosophy of anonymity, belief in a power outside of oneself, a peer group association, and self-help.

(8) "Random drug screens" are laboratory tests to detect the presence of drugs of abuse in body fluids which are performed at irregular intervals not known in advance by the person being tested.

(9) "Health care professional" is an individual who is licensed, certified, or registered in Washington to engage in the delivery of health care to patients.

NEW SECTION

WAC 246-851-460 APPROVAL OF SUBSTANCE ABUSE MONITORING PROGRAMS. The board shall approve the monitoring program(s) which shall participate in the board's substance abuse monitoring program. A monitoring program approved by the board may be contracted with an entity outside the department but within the state, out-of-state, or a separate structure within the department.

(1) The approved monitoring program shall not provide evaluation or treatment to the participating optometrists.

(2) The approved monitoring program staff shall have the qualifications and knowledge of both substance abuse and the practice of optometry as defined in this chapter to be able to evaluate:

- (a) Clinical laboratories;
- (b) Laboratory results;
- (c) Providers of substance abuse treatment, both individuals and facilities;
- (d) Support groups;
- (e) The optometry work environment; and
- (f) The ability of the optometrist to practice with reasonable skill and safety.

(3) The approved monitoring program shall enter into a contract with the optometrist and the board to oversee the optometrist's compliance with the requirements of the program.

(4) The approved monitoring program may make exceptions to individual components of the contract on an individual basis.

(5) The approved monitoring program staff shall determine, on an individual basis, whether an optometrist will be prohibited from engaging in the practice of optometry for a period of time and what restrictions, if any, are placed on the optometrist's practice.

(6) The approved monitoring program shall maintain records on participants.

(7) The approved monitoring program shall be responsible for providing feedback to the optometrist as to whether treatment progress is acceptable.

(8) The approved monitoring program shall report to the board any optometrist who fails to comply with the requirement of the monitoring program.

(9) The approved monitoring program shall receive from the board guidelines on treatment, monitoring, and limitations on the practice of optometry for those participating in the program.

NEW SECTION

WAC 246-851-470 PARTICIPATION IN APPROVED SUBSTANCE ABUSE MONITORING PROGRAM. (1) In lieu of disciplinary action, the optometrist may accept board referral into the approved substance abuse monitoring program.

(a) The optometrist shall undergo a complete physical and psychological evaluation before entering the approved monitoring program. This evaluation will be performed by health care professional(s) with expertise in chemical dependency. The person(s) performing the evaluation shall not also be the provider of the recommended treatment.

(b) The optometrist shall enter into a contract with the board and the approved substance abuse monitoring program to comply with the requirements of the program which shall include, but not be limited to:

(i) The optometrist shall undergo intensive substance abuse treatment in an approved treatment facility.

(ii) The optometrist shall agree to remain free of all mind-altering substances including alcohol except for medications prescribed by an authorized prescriber as defined in RCW 69.41.030 and 69.50.101.

(iii) The optometrist shall complete the prescribed aftercare program of the intensive treatment facility, which may include individual and/or group psychotherapy.

(iv) The optometrist shall cause the treatment counselor(s) to provide reports to the approved monitoring program at specified intervals. Reports shall include treatment, prognosis, and goals.

(v) The optometrist shall submit to random drug screening as specified by the approved monitoring program.

(vi) The optometrist shall attend support groups facilitated by a health care professional and/or twelve step group meetings as specified by the contract.

(vii) The optometrist shall comply with specified employment conditions and restrictions as defined by the contract.

(viii) The optometrist shall sign a waiver allowing the approved monitoring program to release information to the board if the optometrist does not comply with the requirements of this contract.

(c) The optometrist is responsible for paying the costs of the physical and psychosocial evaluation, substance abuse treatment, and random drug screens.

(d) The optometrist may be subject to disciplinary action under RCW 18.130.160 if the optometrist does not consent to be referred to the approved monitoring program, does not comply with specified employment restrictions, or does not successfully complete the program.

(2) An optometrist who is not being investigated by the board or subject to current disciplinary action or currently being monitored by the board for substance abuse may voluntarily participate in the approved substance abuse monitoring program without being referred by the board. Such voluntary participants shall not be subject to disciplinary action under RCW 18.130.160 for their substance abuse, and shall not have their participation made known to the board if they meet the requirements of the approved monitoring program:

(a) The optometrist shall undergo a complete physical and psychological evaluation before entering the approved monitoring program. This evaluation shall be performed by health care professional(s) with expertise in chemical dependency. The person(s) performing the evaluation shall not also be the provider of the recommended treatment.

(b) The optometrist shall enter into a contract with the approved substance abuse monitoring program to comply with the requirements of the program which shall include, but not be limited to:

(i) The optometrist shall undergo intensive substance abuse treatment in an approved treatment facility.

(ii) The optometrist shall agree to remain free of all mind-altering substances including alcohol except for medications prescribed by an authorized prescriber, as defined in RCW 69.41.030 and 69.50.101.

(iii) The optometrist shall complete the prescribed aftercare program of the intensive treatment facility, which may include individual and/or group psychotherapy.

(iv) The optometrist shall cause the treatment counselor(s) to provide reports to the approved monitoring program at specified intervals. Reports shall include treatment, prognosis, and goals.

(v) The optometrist shall submit to random drug screening as specified by the approved monitoring program.

(vi) The optometrist shall attend support groups facilitated by a health care professional and/or twelve step group meetings as specified by the contract.

(vii) The optometrist shall comply with employment conditions and restrictions as defined by the contract.

(viii) The optometrist shall sign a waiver allowing the approved monitoring program to release information to the board if the optometrist does not comply with the requirements of this contract.

(c) The optometrist is responsible for paying the costs of the physical and psychosocial evaluation, substance abuse treatment, and random drug screens.

(3) The treatment and pretreatment records of license holders referred to or voluntarily participating in approved monitoring programs shall be confidential, shall be exempt from RCW 42.17.250 through 42.17.450 and shall not be subject to discovery by subpoena or admissible as evidence except for monitoring records reported to the disciplinary authority for cause as defined in subsections (1) and (2) of this section. Records held by the board under this section shall be exempt from RCW 42.17.250 through 42.17.450 and shall not be subject to discovery by subpoena except by the license holder.

NEW SECTION

WAC 246-851-480 TEMPORARY PERMIT. A temporary permit to practice optometry may be issued to an individual licensed in another state that has licensing standards substantially equivalent to those in Washington.

(1) The temporary permit may be issued upon receipt of:

(a) Documentation from the state in which the applicant is licensed indicating that the state's licensing standards are substantially equivalent to the licensing standards currently applicable in Washington state;

(b) A completed application form together with application and temporary permit fees;

(c) Verification from all states in which the applicant holds a license, whether active or inactive, indicating that the applicant is not subject to charges or disciplinary action for unprofessional conduct or impairment.

(2) The holder of a temporary permit shall take the first board administered examination following issuance of the temporary permit. If the holder of a temporary permit fails to apply for the first board administered examination following issuance of the temporary permit, the temporary permit shall expire on the next day following the application deadline. If the holder of a temporary permit takes and fails the board administered examination, the temporary permit shall expire upon computation of the examination results and shall not remain in effect during the pendency of any appeal. If the holder of a temporary permit takes and passes the board administered examination but has not met all other licensing requirements at the time the board administered examination result is computed, the temporary permit shall expire upon computation of the results of the board administered examination. If the holder of a temporary permit takes and passes the board administered examination and has met all other licensing requirements, the temporary permit shall remain effective until the permit holder receives a permanent license.

(3) A person may hold no more than one temporary permit.

NEW SECTION

WAC 246-851-490 EXAMINATION AND LICENSURE. (1) Except for a candidate seeking licensure by credential or a candidate seeking a temporary license, a candidate shall not be licensed in this state unless and until:

(a) The candidate has successfully completed:

(i) All written parts of the International Association of Examiners in Optometry (IAB) examination in treatment and management of ocular disease;

(ii) All written portions of the National Board of Examiners in Optometry (NBEO) examinations; and

(iii) An examination written and administered by the board.

(b) The candidate has successfully completed a minimum of sixty hours of didactic and clinical instruction in general and ocular pharmacology as applied to optometry and for therapeutic purposes, an additional minimum of seventy-five hours of didactic and clinical instruction as established in WAC 246-851-400.

(2) To be eligible to take the board administered examination, a candidate shall:

(a) Be a graduate of a state accredited high school or equivalent;

(b) Be a graduate of a school or college of optometry accredited by the Council on Optometric Education of the American Optometric Association and approved by the Washington state board of optometry;

- (c) Be of good moral character; and
 (d) Have no contagious or infectious disease.

(3) Any candidate who has not successfully completed both the IAB and NBEO examination within two years of successfully completing the board administered examination will be required to reapply and retake the board administered examination.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 246-851-030 TEMPORARY PERMIT POLICY
 RECOMMENDATION.
 WAC 246-851-050 EXAMINATION ELIGIBILITY.

WSR 92-02-096
PROPOSED RULES
DEPARTMENT OF HEALTH
(Parent Child Health Services)
 [Filed January 2, 1992, 11:11 a.m.]

Original Notice.

Title of Rule: Scoliosis screening—School districts.

Purpose: To implement the mandate in RCW 28A.210.180 that the Superintendent of Public Instruction shall provide screening for scoliosis of school children.

Statutory Authority for Adoption: RCW 28A.210.200 and 28A.210.220.

Statute Being Implemented: RCW 28A.210.180, 28A.210.190, and 28A.210.200.

Summary: The proposed WAC amendments are in response to the RCW changes that permit a decrease in the frequency of scoliosis screening. The WAC amendments will decrease scoliosis screening from yearly in grades 5 through 10 to screening only in grades 5, 7, and 9.

Reasons Supporting Proposal: To decrease the cost of screening while continuing to identify cases in a timely manner.

Name of Agency Personnel Responsible for Drafting: Janet Lenart, Department of Health, LC-12D, 753-6060; Implementation and Enforcement: Judy Maire, Office of the Superintendent of Public Instruction, FG-11, 753-2744.

Name of Proponent: State Board of Health, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: This proposed WAC amendment is in response to the changes in RCW 28A.210.200 that were signed into law in Spring 1991 in which the frequency of scoliosis screening in schools was decreased from yearly to at least three times between grades four and eleven. The WAC amendments will require screening in grades 5, 7, and 9. This will reduce the total costs of screening while continuing to identify cases in a timely manner.

Proposal Changes the Following Existing Rules: Scoliosis screening frequency will be decreased from yearly in grades 5 through 10, to screening only in grades 5, 7, and 9. The document referenced as standards for scoliosis screening is updated.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Criminal Justice Training Commission Room, St. Martins College, Olympia, 6th Avenue Southeast near College Street, on February 12, 1992, at 9:30 a.m.

Submit Written Comments to: Leslie Baldwin, Rules Coordinator, 1300 Quince Street S.E., P.O. Box 47902, Olympia, WA 98504-7902, by January 29, 1992.

Date of Intended Adoption: February 12, 1992.

December 26, 1991
 Sylvia Beck
 Executive Director

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-762-010 EXAMINATIONS OF SCHOOL CHILDREN FOR SCOLIOSIS—DEFINITIONS. (1) "Proper training" means instruction and training provided by, or under the supervision of, physicians licensed pursuant to chapters 18.57 or 18.71 RCW specializing in orthopedic, physiatric, or rehabilitative medicine, or a registered nurse licensed pursuant to RCW 18.88.130 who has had specialty training in scoliosis detection, and appropriate for persons who perform the screening procedures referred to in WAC ((248-150-050)) 246-762-040.

(2) "Pupil" means a student enrolled in the public school system in the state.

(3) "Public schools" means common schools referred to in Article IX of the state Constitution and those schools and institutions of learning having a curriculum below the college or university level as now or may be established by law and maintained at public expense.

(4) "Qualified licensed health practitioners" means physicians licensed pursuant to chapters 18.57 and 18.71 RCW, registered nurses licensed pursuant to RCW 18.88.130, and physical therapists licensed pursuant to chapter 18.74 RCW, practicing within the scope of their field as defined by the appropriate regulatory authority.

(5) "Scoliosis" includes idiopathic scoliosis and kyphosis.

(6) "Screening" means a procedure to be performed ((on all pupils in grades five through ten)) for the purpose of detecting the possible presence of the condition known as scoliosis, except as provided for in WAC ((248-150-080)) 246-762-070.

(7) "Superintendent" means the superintendent of public instruction pursuant to Article III of the state Constitution or his or her designee.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-762-020 CRITERIA FOR SELECTION OF CHILDREN FOR SCOLIOSIS SCREENING. All children in grades five ((through ten)), seven, and nine shall be screened annually except as provided for in ((section 5, chapter 216, Laws of 1985)) RCW 28A.210.240.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-762-040 SCREENING PROCEDURES. The screening procedures shall be consistent with nationally accepted standards for scoliosis screening and published by the American Academy of Orthopedic Surgeons as contained in ((Spinal Screening Program Handbook, 1st edition, 1979)) Screening Procedure Guidelines, to be obtained from the Scoliosis Research Society.

WSR 92-02-097
PROPOSED RULES
DEPARTMENT OF HEALTH
 [Filed January 2, 1992, 11:13 a.m.]

Original Notice.

Title of Rule: Authority to use, prescribe, dispense and order.

Purpose: To clarify authority to use, prescribe, dispense and order medications within the naturopathic scope of practice.

Statutory Authority for Adoption: RCW 18.36A.060 [(1)](a).

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Karen Kelley, 1300 S.E. Quince Street, Olympia, WA, 753-3729.

Name of Proponent: Naturopathic Advisory Committee, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: To provide implementing guidance prescribing authority of naturopaths as delineated in their scope of practice (RCW 18.36A.040). The rule will provide guidance to practitioners, pharmacists and consumers concerning prescribing authority of naturopaths.

Proposal does not change existing rules.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: General Administration Auditorium, 11th and Columbia, Olympia, Washington 98504, on February 5, 1992, at 1:00 p.m.

Submit Written Comments to: Leslie Baldwin, Rules Coordinator, 1300 Quince Street, P.O. Box 47902, Olympia, WA 98504-7902, by February 4, 1992.

Date of Intended Adoption: February 12, 1992.

January 2, 1992
Kristine M. Gebbie
Secretary

NEW SECTION

WAC 246-836-210 AUTHORITY TO USE, PRESCRIBE, DISPENSE AND ORDER. Licensed naturopaths may use, prescribe, dispense, and order certain medicines of mineral, animal, and botanical origin including the following:

(1) Nonlegend medicines derived from animal organs, tissues, and oils, minerals, and plants administered orally and topically.

(2) Legend topical ointments, creams, and lotions containing antiseptics.

(3) Legend topical local anesthetics applied to superficial structures for use during minor office procedures as appropriate. Topical local anesthetic means the local application of anesthetic which may be injected under the skin only to the extent necessary to care for superficial lacerations, abrasions and the removal of foreign bodies located in superficial structures not to include the eye.

(4) Legend vitamins, minerals, trace minerals, and whole gland thyroid.

(5) Nondrug contraceptive devices except intrauterine devices.

(6) All homeopathic preparations.

(7) Intramuscular injections limited to vitamin B-12 preparations and combinations when clinical or laboratory evaluation has indicated vitamin B-12 deficiency.

(8) Immunizing agents approved by the Bureau of Biologics, United States Food and Drug Administration and listed in the current Recommendations of the United States Public Health Services Immunizations Practices Advisory Committee (ACIP) or the Report of the Committee of Infectious Diseases published by the American Academy of Pediatrics.

(9) Legend substances as exemplified in traditional botanical and herbal pharmacopeia.

WSR 92-02-098

PROPOSED RULES

DEPARTMENT OF HEALTH (Dental Disciplinary Board)

[Filed January 2, 1992, 11:15 a.m.]

Original Notice.

Title of Rule: New section WAC 246-816-160 Amalgam restoration practice standards.

Purpose: To add a new section which pertains to amalgam restoration practice standards relating to dentistry.

Statutory Authority for Adoption: RCW 18.32.640 and 18.130.050(12).

Summary: The proposed rule outlines amalgam restoration practice standards and identifies areas that would be considered unprofessional conduct.

Reasons Supporting Proposal: The Dental Disciplinary Board seeks to identify for the public and dentists, the board's findings related to amalgam removal and set standards, therefore it is necessary to adopt a rule addressing amalgam restoration standards.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Linda McCue, 1300 Quince Street S.E., EY-26, P.O. Box 47867, (206) 753-1156.

Name of Proponent: Dental Disciplinary Board, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The proposed rule will clarify that the board finds that it is unprofessional conduct for any dentist to advertise or represent to a patient that the removal of clinically serviceable dental amalgams will result in a cure of any medical condition.

Proposal does not change existing rules.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: West Coast Sea-Tac Hotel, Seattle Room, 18220 Pacific Highway South, Seattle, WA 98188, on February 15, 1992, at 9:00 a.m. Public testimony will be limited to three minutes per person.

Submit Written Comments to: Linda McCue, Program Manager, 1300 Quince Street S.E., EY-26, P.O. Box 47867, Olympia, WA 98504-7867, by February 5, 1992.

Date of Intended Adoption: February 15, 1992.

December 20, 1991

Linda McCue
Program Manager

NEW SECTION

WAC 246-816-160 AMALGAM RESTORATION PRACTICE STANDARDS. It shall be unprofessional conduct for any dentist to advertise or represent to a patient that the removal of clinically serviceable dental amalgams will result in a cure of any medical condition.

WSR 92-02-099
PROPOSED RULES
ENERGY FACILITY
SITE EVALUATION COUNCIL

[Filed January 2, 1992, 11:18 a.m.]

Original Notice.

Title of Rule: General—Organization and public records; General regulations for air pollution sources; Procedure—Guidelines—Application for site certification; and State Environmental Policy Act.

Purpose: To conform council rules to its reorganization within the state energy office; and to update references to reflect current application and operational policies.

Statutory Authority for Adoption: RCW 80.50.040(1).

Statute Being Implemented: Chapter 80.50 RCW.

Summary: These proposed changes are primarily of a housekeeping nature.

Reasons Supporting Proposal: To conform rules to current council policy and organization and to update environmental requirements.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Jason Zeller, 809 Legion Way S.E., Olympia, WA 98504, 956-2047.

Name of Proponent: Energy Facility Site Evaluation Council, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Chapter 463-06 WAC, rules are amended to reflect current organizational structure and operation; chapter 463-39 WAC, rules are amended to update references to other environmental regulations; chapter 463-42 WAC, rules are revised to update site certification requirements; and chapter 463-42 [463-47] WAC, rules are updated to reflect current Energy Facility Site Evaluation Council committee assignments.

Proposal Changes the Following Existing Rules: WAC 463-06-020, 463-06-030, 463-06-040, 463-06-050, 463-06-070, and 463-06-150 are amended to reflect changes in council organization and address; WAC 463-39-010 adds a reference to 40 C.F.R. Part 52; WAC 463-39-030 is amended by deleting definitions that will be covered by other rules and by adding definitions for the council, ecology and authority; WAC 463-39-115 adds certain subparts adopted by reference from the Code of Federal Regulations; WAC 463-39-120 is amended by deleting sections that will be covered by rules adopted by reference; WAC 463-42-055 is amended to require applicants date the application and submit a digital computer ready version of the application; WAC 463-42-165 and 463-42-195 have minor clarification amendments; WAC 463-42-225 is amended to reflect current emission control requirements; WAC 463-42-265, 463-42-345, 463-42-445, 463-42-455, 463-42-465, 463-42-595, and 463-42-625 are amended to reflect current environmental control requirements; and WAC 463-47-051 and 463-47-090 are amended to reflect current council staff and committee assignments.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Conference Room, Rowsix Building 1, 4224 6th Avenue S.E., Lacey, WA 98504 [98503], on February 10, 1992, at 2:00 p.m.

Submit Written Comments to: Jason Zeller, 809 Legion Way S.E., Olympia, WA 98504, by February 7, 1992.

Date of Intended Adoption: February 10, 1992.

December 31, 1991

Jason J. Zeller
 Manager

AMENDATORY SECTION (Amending Order 78-4, filed 8/28/78)

WAC 463-06-020 **DESCRIPTION OF ORGANIZATION.** (1) The voting membership of the council consists of the authorized representatives of the member agencies listed in RCW 80.50.030. In addition, a voting county representative, a voting city representative, and a nonvoting port district representative may sit with the council under the circumstances described in RCW 80.50.030.

(2) The chairman of the council is the person appointed by the governor with the advice and consent of the senate to a term coextensive with that of the governor pursuant to RCW 80.50.030. The chairman ~~((serves full time;))~~ has a vote on all matters before the council and ~~((is officed))~~ has an office at the ~~((council office. The chairman may appoint a confidential secretary to the chairman))~~ Washington state energy office.

(3) ~~The ((council has an executive secretary who is appointed by and serves at the pleasure of the council. The executive secretary is responsible for the appointment and supervision of council staff. All members of the council staff are officed at the council office))~~ Washington state energy office provides administrative services and staff to the council.

AMENDATORY SECTION (Amending Order 81-4, filed 9/30/81)

WAC 463-06-030 **COUNCIL OFFICE—BUSINESS HOURS.** The council office is located at ~~((Rowsex, 4224 — 6th Avenue))~~ the Washington State Energy Office, 809 Legion Way S.E., Olympia, Washington. It is open each day for the transaction of business from 8:00 a.m. to 5:00 p.m., Saturdays, Sundays, and legal holidays excepted. Notices, applications, business correspondence, or other communication should be sent to the council office.

AMENDATORY SECTION (Amending Order 84-1, filed 3/21/84)

WAC 463-06-040 ~~((SEMI-MONTHLY))~~ **MONTHLY MEETINGS.** Regular meetings of the council are held on the second ~~((and fourth))~~ Monday(s) of each month. Regular meetings ~~((may be canceled or rescheduled by approved council motion either by oral notice given at the preceding meeting))~~ are held on the first and third Mondays of each month. Regular council and executive committee meetings may be canceled or rescheduled at the discretion of the chair or by the noticing procedure provided for special meetings pursuant to WAC 463-18-050.

AMENDATORY SECTION (Amending Order 103, filed 11/4/76)

WAC 463-06-050 **GENERAL METHOD BY WHICH OPERATIONS ARE CONDUCTED.** In general, the council reaches major policy and operational decisions through formal council action at regular and special meetings. In some circumstances, the chairman may perform duties which are specifically authorized by the council. Day-to-day administration is handled by the ~~((executive secretary))~~ council manager and staff.

AMENDATORY SECTION (Amending Order 103, filed 11/4/76)

WAC 463-06-070 **PUBLIC RECORDS OFFICER.** The council's public records officer is the ~~((executive secretary. He))~~ council manager who is responsible for implementation of these and other applicable regulations regarding public records. Correspondence regarding public records is to be addressed to the public records officer.

AMENDATORY SECTION (Amending Order 103, filed 11/4/76)

WAC 463-06-150 **REVIEW OF DENIALS.** Any person is entitled to review of a public record request denial if written request for review is promptly made. The request should specifically refer to the written statement constituting the denial. Any such written request is to be promptly referred to the (~~executive secretary of the~~) council manager who shall either affirm or reverse the denial. The (~~executive secretary~~) council manager may(~~, in his discretion,~~) request a special meeting of the council to review the denial if such action is requested in writing and is otherwise warranted.

NEW SECTION

WAC 463-39-005 **ADOPTION BY REFERENCE.** The energy facility site evaluation council adopts the following sections or subsections of chapter 173-400 WAC by reference. Any revisions or changes to these rules are hereby adopted.

WAC 173-400-030:	Definitions.
WAC 173-400-040:	General standards for maximum emissions.
WAC 173-400-050:	Emission standards for combustion and incineration units.
WAC 173-400-060:	Emission standards for general process units.
WAC 173-400-105:	Records, monitoring, and reporting.
WAC 173-400-110:	New source review (NSR).
WAC 173-400-120:	Bubble rules.
WAC 173-400-131:	Issuance of emission reduction credits.
WAC 173-400-136:	Use of emission reduction credits.
WAC 173-400-141:	Prevention of significant deterioration (PSD).
WAC 173-400-151:	Retrofit requirements for visibility protection.
WAC 173-400-161:	Compliance schedules.
WAC 173-400-171:	Public involvement.
WAC 173-400-180:	Variance.
WAC 173-400-190:	Requirements for nonattainment areas.
WAC 173-400-200:	Creditable stack height and dispersion techniques.
WAC 173-400-205:	Adjustment for atmospheric conditions.

AMENDATORY SECTION (Amending Order 79-1, filed 8/6/79)

WAC 463-39-010 **PURPOSE.** The energy facility site evaluation council, under the authority vested in it by chapter 80.50 RCW and 40 C.F.R. Part 52 is charged with responsibilities for the conduct of a state-wide program of air pollution prevention and control for energy facilities. This regulation provides the basic framework for carrying out the council's responsibilities for such a program through the establishment of standards for maximum permissible emissions, the implementation of registration and notice requirements, provision for monitoring and reporting, and the identification of regulatory actions which may be taken to enforce standards. This chapter is designed to operate within the statutory framework for the distribution of responsibilities between state, regional and local units of government in dealing with problems of air pollution.

AMENDATORY SECTION (Amending Order 79-1, filed 8/6/79)

WAC 463-39-030 **ADDITIONAL DEFINITIONS.** In addition to the definitions contained in WAC 173-400-030, the following terms shall have the following meaning unless a different meaning is plainly required by context(~~, the following words and phrases, as hereinafter used in this chapter, shall have the following meanings:~~

(1) "Abnormal operation" means a process operation other than a normal operation which may result in emissions that exceed the standards. An abnormal operation can be anticipated and planned.

(2) "Air contaminant" means dust, fumes, mist, smoke, other particulate matter, vapor, gas, odorous substance, or any combination thereof. "Air pollutant" means the same as "air contaminant."

(3) "Air pollution" means the presence in the outdoor atmosphere of one or more air contaminants in sufficient quantities, and of such characteristics and duration as is, or is likely to be, injurious to human health, plant or animal life, or property, or which unreasonably interferes with enjoyment of life and property.

(4) "Allowable emissions" means the emission rate calculated using the maximum rated capacity of the source (unless the source is subject to enforceable permit conditions which limit the operating rate or hours of operation, or both) and the most stringent of the following:

(a) Applicable standards as set forth in 40 CFR Part 60 and Part 61;

(b) The applicable state implementation plan emission limitation, or

(c) The emission rate specified as a permit condition.

(5) "Ambient air" means the surrounding outside air.

(6) "Ambient air quality standard" means an established concentration, exposure time and frequency of occurrence of a contaminant or multiple contaminants in the air which shall not be exceeded.

(7) "Best available control technology" means an emission limitation (including a visible emission standard) based on the maximum degree of reduction for each pollutant subject to this regulation which would be emitted from any proposed stationary source or major modification which the council on a case-by-case basis, taking into account energy, environmental, and economic impacts and other costs, determines is achievable for such source or modification through application of production processes or available methods, systems, and techniques, including fuel cleaning or treatment or innovative fuel combustion techniques for control of such pollutant. In no event shall application of the best available control technology result in emissions of any pollutant which would exceed the emissions allowed by any applicable standard under 40 CFR Part 60 and Part 61. If the council determines that technological or economic limitations on the application of measurement methodology to a particular class of sources would make the imposition of an emission standard infeasible, it may instead prescribe a design, equipment, work practice or operational standard, or combination thereof, to require the application of best available control technology. Such standard shall, to the degree possible, set forth the emission reduction achievable by implementation of such design, equipment, work practice or operation and shall provide for compliance by means which achieve equivalent results. The requirement of RCW 70-94.152 that a new source should provide "all known available and reasonable methods of emission control" is assumed to mean the same as best available control technology.

(8) "Capacity factor" means the ratio of the average load on a machine or equipment for the period of time considered to the capacity rating of the machine or equipment.

(9) "Combustion and incineration sources" means sources using combustion for waste disposal, steam production, chemical recovery or other process requirements, but excludes open burning.

(10) "Commenced construction" means that an owner or operator has undertaken a continuous program of construction or modification or that an owner or operator has entered into a contractual obligation to undertake and complete, within a reasonable time, a continuous program of construction or modification.

(11) "Compliance schedule" means a schedule of steps to be taken to comply with emission requirements including a description of the specific steps and the date when each step will be completed.

(12) "Concealment" means any action taken to reduce the observed or measured concentrations of a pollutant in a gaseous effluent white, in fact, not reducing the total amount of pollutant discharge.

(13) "Council" means the energy facility site evaluation council.

(14) "Chairman" means the chairman of the energy facility site evaluation council or his duly authorized representative.

(15) "Emission" means a release of contaminants into the ambient air.

(16) "Emission standard" means a regulation (or portion thereof) setting forth an allowable rate of emissions, level of opacity, or prescribing equipment or fuel specifications that result in control of air pollution emission.

(17) "Excess emissions" means emissions of an air pollutant in excess of an emission standard.

(18) "Facility" means an identifiable process or activity that emits contaminants to the ambient air.

(19) "Fossil fuel-fired steam generator" means a furnace or boiler used in the process of burning fossil fuel for the primary purpose of producing steam by heat transfer.

(20) "Fugitive dust" means a type of particulate emission made airborne by forces of wind, man's activity, or both, such as unpaved roads, construction sites, or tilled land. Two major categories are anthropogenic sources (those which result directly from and during human activities) and wind erosion sources (those resulting from erosion of soil by wind). Fugitive dust is distinguished from fugitive emissions.

(21) "Fugitive emissions" means contaminants which are generated by industrial or other activities not covered by the fugitive dust definition and which are released to the atmosphere through openings such as windows, vents, doors, or ill-fitting oven closures rather than through primary exhaust systems or are recaptured from unenclosed material handling operations. Aggregate storage operations and active tailing piles are included in this category of sources.

(22) "General process sources" means sources using a procedure or a combination of procedures for the purpose of causing a change in material by either chemical or physical means excluding combustion.

(23) "Incinerator" means a furnace used for primarily the destruction of waste.

(24) "Lowest achievable emission rate" means for any source, that rate of emissions which reflects:

(a) The most stringent emission limitation which is contained in the implementation plan of any state for such class or category of source, unless the owner or operator of the proposed source demonstrates that such limitations are not achievable; or

(b) The most stringent emission limitation which is achieved in practice by such class or category of source, whichever is more stringent.

In no event shall the application of this term permit a proposed new or modified source to emit any pollutant in excess of the amount allowable under applicable new source standards of performance.

(25) "Major source" means any stationary source which is subject to the jurisdiction of the energy facility site evaluation council under chapter 80.50 RCW and which is included in section 169(a)(i) of the Federal Clean Air Act.

(26) "Masking" means the mixing of a chemically nonreactive control agent with a malodorous gaseous effluent to change the perceived odor, usually to a less offensive odor.

(27) "Materials handling" means the handling, transporting, loading, unloading, storage, and transfer of material with no significant alteration of the chemical or physical properties of the material.

(28) "New source" means a source constructed, installed or established after the effective date of this chapter. Addition to or enlargement or replacement of a source or any major alteration or any change in a source which has the potential to increase emissions shall be construed as construction or installation or establishment of a new source.

(29) "New source performance standards (NSPS)" means the federal regulations set forth in 40 CFR Part 60.

(30) "Nonattainment area" means a clearly delineated geographic area which has been designated by EPA promulgation as exceeding a National Ambient Air Quality Standard for one or more of the criteria pollutants.

(31) "Opacity" means the degree to which an object seen through a plume is obscured, stated as a percentage.

(32) "Open burning" means the combustion of material in an open fire or in an outdoor container, without providing for the control of combustion or the control of the emissions from the combustion.

(33) "Particulate matter" means small discrete masses of liquid or solid, exclusive of uncombined water.

(34) "Person" means an individual, firm, public or private corporation, association, partnership, political subdivision, municipality or government agency.

(35) "Potential emissions" means the emissions of a pollutant from a source operated at maximum capacity in the absence of air pollution control equipment. Air pollution control equipment includes control equipment which is not, aside from air pollution control laws and regulations, vital to production of the normal product of the source or to its normal operation. Annual potential shall be based on the maximum annual rated capacity of the source, unless the source is subject to enforceable permit conditions which limit the annual hours of operation. Enforceable permit conditions on the type or amount of materials combusted or processed may be used in determining the potential emission rate of a source.

(36) "Reasonably available control technology (RACT)" means the lowest emission limit that a particular source is capable of meeting by the application of control technology that is reasonably available considering technological and economic feasibility. RACT is determined on a case-by-case basis for an individual source or source category, taking into account the impact of the source upon air quality, the availability of additional controls, the emission reduction to be achieved by additional controls, the impact of additional controls on air quality and the capital and operating costs of the additional controls. RACT requirements for any source or source category may be adopted as an order or regulation after public hearing.

(37) "Source" means one or more processes or operations which emit or may emit any contaminants to the ambient air. A stationary source is composed of one or more pollutant emitting facilities.

(38) "Source category" means all sources of the same type or classification.

(39) "Standard conditions" means a temperature of 60°F (15.6°C) and a pressure of 29.92 inches (760mm) of mercury.

(40) "Upset" means an unexpected sudden occurrence which may result in emissions in excess of the emission requirements).

(1) "Council" means the energy facility site evaluation council.

(2) "Ecology" and "authority" shall be synonymous with the energy facility site evaluation council.

AMENDATORY SECTION (Amending Order 82-3, filed 6/30/82)

WAC 463-39-115 STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES. Subparts A, D, Da, GG, J, K ((and)), Kb, Y, KKK, LLL, QQQ of Title 40, code of federal regulations, part 60 (standards of performance for new stationary sources), ((as promulgated prior to May 1, 1982)) are by this reference adopted and incorporated herein with the exception of sections 60.5 (determination of construction or modification) and 60.6 (review of plans). For the purpose of state administration of the federal regulations adopted by reference hereby, the term "administrator" as used therein shall refer to the council.

Sections 60.5 and 60.6 of Title 40, code of federal regulations, are not incorporated herein because they provide for preconstruction review of new stationary sources only on request. By virtue of WAC 463-39-110, such review under the state program is mandatory and an order of approval is required before the construction, installation or establishment of a new stationary source may commence.

AMENDATORY SECTION (Amending Order 79-1, filed 8/6/79)

WAC 463-39-120 MONITORING AND SPECIAL REPORT. ((+ Monitoring:)) The department of ecology shall conduct a continuous surveillance program to monitor the quality of the ambient atmospheres to concentrations and movements of air contaminants.

As a part of this program, the director of the department of ecology or ((his)) an authorized representative of the director may recommend that any source under the jurisdiction of the council conduct stack and/or ambient air monitoring, and to report the results to the council and department of ecology.

((2 Investigation of conditions. For the purpose of investigating conditions specific to the control, recovery, or release of air contaminants into the atmosphere, the council, or its authorized representative, shall have the power to enter at reasonable times upon any private or public property, excepting nonmultiple unit private dwellings housing one or two families. No person shall refuse entry or access to the council, or its authorized representative when entry is requested for the purpose of inspection, and when appropriate credentials are presented; nor shall any person obstruct, hamper, or interfere with any such inspection.

(3) Source testing. In order to demonstrate compliance with this regulation the council may require that a test be made of the source using a method on file with the department of ecology. The operator of a source may be required by the council to provide the necessary platform and sampling ports for the department of ecology personnel to perform a test of the source. The department of ecology shall be allowed to obtain a sample from any source. The operator of the source shall be given an opportunity to observe the sampling and to obtain a sample at the same time.

(4) Abnormal operations or upset conditions.

(a) Upset conditions which may result in emissions in excess of the standards set by this chapter must be reported to the council within one working day. Abnormal operations can be anticipated and must be reported in advance of the occurrence of the abnormal operation if it may result in emissions in excess of standards.

(b) Any period of excess emissions is presumed to be a violation unless and until the owner or operator demonstrates and the council finds that:

- (i) The incident was reported as required, and
- (ii) Complete details were furnished the council, and
- (iii) Appropriate remedial steps have been taken, and
- (iv) The incident was unavoidable.

(c) If the conditions of subdivision (b) of this subsection are met, the incident is excusable and a notice of violation will not be issued.

(d) If any of the conditions of subdivision (b) of this subsection are not met, the incident is not excusable and a notice of violation will be issued and a penalty may be assessed.

(e) For the council to find that an incident of excess emissions is unavoidable, the following conditions must be met:

(i) The process equipment and the air pollution control equipment were at all times maintained and operated in a manner consistent with minimizing emissions.

(ii) Repairs or corrections were made in an expeditious manner when the operator knew or should have known that emission limitations were being or would be exceeded. Expeditious repairs or corrections require off-shift or overtime labor if such utilization will reduce the extent of excess emission.

(iii) The incident is not one in a recurring pattern which is indicative of inadequate design, operation or maintenance.

(iv) The amount and duration of the excess emissions as well as the impact of the emissions on ambient air quality were minimized by taking all reasonable steps.

(5) ~~Continuous monitoring and recording. Owners and operators of the following categories of stationary sources shall install, calibrate, maintain and operate equipment for continuously monitoring and recording those emissions specified:~~

(a) ~~Fossil fuel-fired steam generators:~~

(i) ~~Opacity, except where:~~

(A) ~~Steam generator capacity is less than 250 million BTU per hour heat input; or~~

(B) ~~Only gaseous fuel is burned; or~~

(C) ~~Only oil or a mixture of oil and gas is burned and opacity and particulate regulations can be met without using particulate collection equipment; and, the source has never, through any administrative or judicial procedure, been found in violation of any visible emission standard.~~

(ii) ~~Sulfur dioxide, except where:~~

(A) ~~Steam generator capacity is less than 250 million BTU per hour heat input; or~~

(B) ~~Sulfur dioxide control equipment has not been installed.~~

(iii) ~~Percent oxygen or carbon dioxide where such measurements are necessary for the conversion of sulfur dioxide continuous emission monitoring data.~~

(iv) ~~General exception. These requirements do not apply to a fossil fuel-fired steam generator with an annual average capacity factor of less than thirty percent, as reported to the Federal Power Commission for calendar year 1974, or as otherwise demonstrated to the council by the owner or operator.~~

(b) ~~Fluid bed catalytic cracking units catalyst regenerators at petroleum refineries.~~

~~Opacity where fresh feed capacity is more than 20,000 barrels per day.~~

(c) ~~Owners and operators of those sources required to install continuous monitoring equipment under this regulation shall demonstrate to the council compliance with the equipment and performance specifications, and observe the reporting requirements, contained in Title 40, code of federal regulations, part 51, appendix P, sections 3, 4 and 5, promulgated on October 6, 1975, which is by this reference adopted and incorporated herein.~~

(d) ~~All sources subject to this regulation shall procure and install equipment and commence monitoring and recording activities no later than eighteen months after adoption of this regulation by the council. Any extension to this time requirement shall be negotiated through the variance procedure of WAC 463-39-150.~~

(e) ~~Special considerations. If for reason of physical plant limitations or extreme economic situations, the council determines that continuous monitoring is not a reasonable requirement, alternative monitoring and reporting procedures will be established on an individual basis. These will generally take the form of stack tests conducted at a frequency sufficient to establish the emission levels over time and to monitor deviations in these levels.~~

(f) ~~Exemptions. This subsection (5) does not apply to any source which is:~~

(i) ~~Subject to a new source performance standard.~~

(ii) ~~Not subject to an applicable emission standard.~~

(iii) ~~Monitoring system malfunctions. A source may be temporarily exempted from the monitoring and reporting requirements of this regulation during periods of monitoring system malfunctions provided that the source owner or operator shows to the satisfaction of the council that the malfunction was unavoidable and is being repaired as expeditiously as practicable.~~

(6) ~~Emission inventory. The owner or operator of any air contaminant source shall submit an inventory of emissions from the source each year upon a form and according to instructions received from the council. The inventory shall include stack and fugitive emissions of particulates, sulfur dioxide, carbon monoxide, total reduced sulfur compounds (TRS), fluorides, lead, volatile organic compounds, and~~

~~other contaminants, and shall be submitted when required no later than forty-five days after the end of the calendar year. The inventory shall include total emissions for the year in tons per year and an estimate of the percentage of the total emitted each quarter. An estimate shall be made of the maximum design emission rate for a one hour period and a twenty-four hour period during the year. The report shall include the average sulfur content of any fuel or raw material used which will result in emissions of more than twenty-five tons per year of sulfur dioxide.~~

(7) ~~Change in raw materials or fuels. Any change or series of changes in raw material or fuel which will result in a cumulative increase in emissions of sulfur dioxide of fifty tons per year or more over that stated in the initial inventory required by WAC 463-39-120(6) shall require the submittal of sufficient information to the council to determine the effect of the increase upon ambient concentrations of sulfur dioxide. The council may require controls to reduce the effect of such increases. Cumulative changes in raw material or fuel of less than 0.5 percent increase in average sulfur content over the initial inventory shall not require such notice.)~~

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 463-39-040 GENERAL STANDARDS FOR MAXIMUM PERMISSIBLE EMISSIONS.

WAC 463-39-050 MINIMUM EMISSION STANDARDS FOR COMBUSTION AND INCINERATION SOURCES.

WAC 463-39-060 MINIMUM EMISSION STANDARDS FOR GENERAL PROCESS SOURCES.

WAC 463-39-080 COMPLIANCE SCHEDULES.

WAC 463-39-110 NEW SOURCE REVIEW.

WAC 463-39-150 VARIANCE.

AMENDATORY SECTION (Amending Order 81-5, filed 10/8/81)

WAC 463-42-055 GENERAL—FORM AND NUMBER OF COPIES. (1) Applications shall be on 8-1/2 by 11" sheets, in loose-leaf form with a hard cover binder. Thirty-five copies of the application shall be supplied to the council, and two copies to each county, and one copy to each port district in which the site is located at the time that the original is filed. In addition, one copy shall be supplied to each intervenor on admission to the proceedings. Information later submitted shall be by page-for-page substitutions suitable for insertion in the application binder, bearing the date of the submission.

(2) An applicant shall also provide the council copies of its application in a digital format for use in personal computers. Digital format shall be determined by the council in consultation with its consultants and the applicant.

AMENDATORY SECTION (Amending Order 81-5, filed 10/8/81)

WAC 463-42-165 PROPOSAL—WATER SUPPLY SYSTEM. The applicant shall describe the location and type of water intakes and associated facilities.

AMENDATORY SECTION (Amending Order 81-5, filed 10/8/81)

WAC 463-42-195 PROPOSAL—WASTEWATER TREATMENT. The applicant shall describe each wastewater source associated with the facility and for each source, the applicability of all known, available, and reasonable methods of wastewater control and treatment to ensure it meets current waste discharge and water quality regulations. Where wastewater control involves collection and retention for recycling and/or resource recovery, the applicant shall show in detail the methods selected, including at least the following information: Waste source(s), average and maximum daily amounts and composition of wastes, storage capacity and duration, and any bypass or overflow facilities to the wastewater treatment system(s) or the receiving waters. Where wastewaters are discharged into receiving waters, the applicant shall provide a detailed description of the proposed treatment system(s), including appropriate flow diagrams and tables showing the sources of all tributary waste streams, their average and maximum daily amounts and composition, individual treatment units and their design criteria, major piping (including all bypasses), and average and maximum daily amounts and composition of effluent(s).

AMENDATORY SECTION (Amending Order 81-5, filed 10/8/81)

WAC 463-42-225 PROPOSAL—EMISSION CONTROL. The applicant shall demonstrate that the highest and best practicable treatment for control of emissions will be utilized in facility construction and operation. In the case of fossil fuel power plants and petroleum refineries, natural gas and oil pipelines, the applicant should deal with products containing sulphur (~~and~~), NO_x, volatile organics, CO, CO₂, aldehydes, particulates, and any other emissions subject to regulation by local, state, or federal agencies. In the case of a nuclear-fueled plant, the applicant should deal with optional plant designs as these may relate to gaseous emissions.

AMENDATORY SECTION (Amending Order 81-5, filed 10/8/81)

WAC 463-42-265 PROPOSAL—PROTECTION FROM NATURAL HAZARDS. The applicant shall describe the means employed for protection of the facility from earthquakes, volcanic eruption, flood, tsunami, storms, avalanche or landslides, and other major natural disruptive occurrences.

AMENDATORY SECTION (Amending Order 81-5, filed 10/8/81)

WAC 463-42-345 PHYSICAL ENVIRONMENT—AIR POLLUTION CONTROL. The applicant shall identify all pertinent air pollution control standards. The application shall contain adequate data showing air quality and meteorological conditions at the site for a minimum length of time to be determined by the council. Meteorological data shall include, at least, adequate information about wind direction patterns, air stability, wind velocity patterns, precipitation, humidity, and temperature. The applicant shall describe the means to be utilized to assure compliance with applicable local, state, and federal air quality and emission standards.

AMENDATORY SECTION (Amending Order 81-5, filed 10/8/81)

WAC 463-42-445 PHYSICAL ENVIRONMENT—INVENTORY OF POTENTIALLY AFFECTED VEGETATION, WETLANDS ANIMAL LIFE, AND AQUATIC LIFE DESCRIBED. The applicant shall describe all vegetation, wetlands animal life, and aquatic life which might reasonably be affected by construction and/or operation of the energy facility and any associated facilities. Any endangered species or noteworthy species or habitat shall receive special attention. Assessment of these factors shall include density and distribution information.

AMENDATORY SECTION (Amending Order 87-1, filed 2/11/87)

WAC 463-42-455 PHYSICAL ENVIRONMENT—IMPACT OF CONSTRUCTION, OPERATION, ABANDONMENT, TERMINATION, OR CESSATION OF OPERATIONS ON VEGETATION, WETLANDS ANIMAL LIFE, AND AQUATIC LIFE. The applicant shall describe the projected effect of project construction, operation, abandonment, termination, or cessation of operations upon vegetation, wetlands animal life, and aquatic life.

AMENDATORY SECTION (Amending Order 87-1, filed 2/11/87)

WAC 463-42-465 PHYSICAL ENVIRONMENT—DESCRIPTION OF MEASURES TAKEN TO PROTECT VEGETATION, WETLANDS ANIMAL LIFE, AND AQUATIC LIFE. The application shall contain a full description of each measure to be taken by the applicant to protect vegetation, wetlands animal life, and aquatic life from the effects of project construction, operation, abandonment, termination, or cessation of operations.

AMENDATORY SECTION (Amending Order 81-5, filed 10/8/81)

WAC 463-42-595 HUMAN ENVIRONMENT—SOLID WASTES (~~DISPOSAL~~). The applicant shall describe the treatment or disposition of all solid or semisolid construction and operation wastes including spent fuel, ash, sludge, and bottoms, and show compliance with applicable state and local ((comprehensive)) solid waste ((disposal plans)) regulations.

AMENDATORY SECTION (Amending Order 81-5, filed 10/8/81)

WAC 463-42-625 HUMAN ENVIRONMENT—CRITERIA, STANDARDS, AND FACTORS UTILIZED TO DEVELOP TRANSMISSION ROUTE. The applicant shall ((indicate)) identify

the federal, state, and industry criteria used in the energy transmission route selection and shall identify the criteria used and the construction factors considered in developing the proposed design and shall indicate how such criteria are ((satisfied)) met.

NEW SECTION

WAC 463-42-685 APPLICATIONS LIST OF ALL APPLICABLE FEDERAL, STATE, AND LOCAL ORDINANCES AND PERMITS REQUIRED. All applications submitted to the council for site certification shall include a list of all applicable federal, state, and local codes, permits, ordinances, rules, regulations, and other requirements that the proposed project must comply with under applicable federal, state, and local permits, codes, ordinances, rules, and regulations. The applicant shall demonstrate how the proposed project will meet the requirements of the applicable codes, permits, ordinances, rules, and regulations.

NEW SECTION

WAC 463-42-690 AMENDMENTS TO APPLICATIONS, ADDITIONAL STUDIES, PROCEDURE. (1) Applications to the council for site certification shall be as complete as possible and shall reflect the best available current information and intentions of the applicant.

(2) Amendments to a pending application must be presented to the council at least thirty days prior to the commencement of the adjudicative hearing, except as noted in subsection (3) of this section.

(3) Within thirty days after the conclusion of the hearings, the applicant shall submit to the council, application amendments which include all commitments and stipulations made by the applicant during the adjudicative hearings.

(4) After the start of adjudicative hearings, additional environmental studies or other reports shall be admitted only for good cause shown after petitions to the council or upon request of the council, or submitted as a portion of prefiled testimony for a witness at least thirty days prior to appearance.

AMENDATORY SECTION (Amending Order 84-2, filed 9/14/84)

WAC 463-47-051 DESIGNATION OF RESPONSIBLE OFFICIAL. Within the energy facility site evaluation council the responsible official is the ((executive secretary)) council manager.

AMENDATORY SECTION (Amending Order 84-2, filed 9/14/84)

WAC 463-47-090 EIS PREPARATION. (1) Preparation of draft and final EISs and SEISs is the responsibility of the ((application review committee or its successor)) council or a council subcommittee. Before the council issues an EIS, the responsible official shall be satisfied that it complies with these rules and chapter 197-11 WAC.

(2) The council normally will prepare its own draft and final EISs. It may require an applicant to provide information that the council does not possess, including specific investigations. However, the applicant is not required to supply information that is not required under these rules.

(3) If the council would be unable to prepare a draft and/or final EIS due to its commitments or other constraints or when a local agency transfers lead agency status to the council under WAC 197-11-940, the council may allow an applicant the following option for preparation of the draft and/or final EIS for the applicant's proposal:

(a) The council retains a mutually agreed upon and independent outside party to prepare the document.

(b) The applicant and the council agree upon a method of funding in which the applicant will bear the expense of the EIS preparation, but the consultant will work directly for the council.

(c) The outside party will prepare the document under the supervision of the ((application review committee, or its successor)) council or council subcommittee, and the responsible official.

(d) Normally, the council will have the documents printed and distributed.

(4) Whenever someone other than the council prepares a draft or final EIS, the council shall:

(a) Direct the areas of research and examination to be undertaken and the content and organization of the document.

(b) Initiate and coordinate scoping, ensuring that the individual preparing the EIS receives all substantive information submitted by any agency or person.

(c) Assist in obtaining information on file with another agency that is needed by the person preparing the EIS.

(d) Allow the person preparing the EIS access to council records relating to the EIS (under chapter 42.17 RCW—Public disclosure and public records law).

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 463-26-030 NEWS RELEASES.

WSR 92-02-100
PERMANENT RULES
DEPARTMENT OF LICENSING

[Filed January 2, 1992, 11:22 a.m.]

Date of Adoption: December 20, 1991.

Purpose: To enable the Department of Licensing to implement and administer the provisions of RCW 82-44.060 regarding full year (day to day) registration of vehicles.

Citation of Existing Rules Affected by this Order: Amending WAC 308-96A-005, 308-96A-040, 308-96A-046, 308-96A-136, 308-96A-205, 308-96A-210, 308-96A-220, 308-96A-260, 308-96A-275, and 308-96A-300.

Statutory Authority for Adoption: RCW 43.17.060, 46.01.060, 46.16.070, and 46.16.135.

Pursuant to notice filed as WSR 91-22-088 on November 5, 1991.

Effective Date of Rule: Thirty-one days after filing.

December 30, 1991

Mary Riveland

Director

AMENDATORY SECTION (Amending WSR 91-15-006, filed 7/8/91, effective 8/8/91)

WAC 308-96A-005 TERMINOLOGY. (1) The terms "licensing" and "registering" are synonymous for ~~((the))~~ a transaction in which ~~((both a certificate of registration and license plates and/or))~~ either the vehicle's registration expiration or the gross weight license or both is updated on the department's records. A registration certificate and current validation tabs are issued to the applicant unless the vehicle has current tabs or a permanent registration certificate and validation tabs, such as permanent fleet, Disabled American Veteran, or government owned vehicles.

(2) The terms "tonnage," "gross weight license," "license based on gross weight," and "gross weight fees" are used interchangeably when referring to license fees that are collected annually from owners of motor trucks, truck tractors, road tractors, tractors, bus, auto stage, or for hire vehicles with seating capacity of more than six, based upon the declared combined gross weight or declared gross weight.

(3) "Capacity fee" is used to refer to the load license for stages and for-hire vehicles with seating capacity of six or less and for fixed load vehicles including circus and tow.

(4) The term "no bill" refers to the notice to renew a license which is mailed by the department to the registered owner. This form indicates the additional information that is required prior to the registration for the current year license.

(5) A "prebill" is the notice to renew a vehicle license which is mailed by the department to the registered owner.

(6) References to "current year" mean the current registration year unless otherwise stated.

(7) "Month of expiration" or "expiration month" is the calendar month during which a registration year ends.

(8) A "fleet" is a group of fifteen or more vehicles registered in the same owner name and which have been assigned the same fleet identifier code by the department.

(a) "Perm or permanent fleet" means a fleet of commercial vehicles licensed to one registered owner where each vehicle is issued nonexpiring tabs and registration. Individual permanent fleet vehicles are not eligible for monthly license fee based on gross weight.

(b) "Regular fleet" means a fleet licensed to one registered owner where each vehicle is issued year and month tabs.

(9) "License fee" means and is limited to the fees required for the act of licensing a vehicle as set forth in chapter 46.16 RCW. License fee excludes the fees required for special vehicle license plates authorized by chapter 46.16 RCW.

(10) "Ride sharing van" for purposes of RCW 82.08-.0287, 82.12.0282, and 82.44.015 means a passenger vehicle with a seating capacity of no fewer than seven nor more than fifteen persons including the driver. The seating capacity may not be fewer than five persons including the driver when at least three passengers are confined to a wheelchair.

(11) "Day of expiration" is the day of the month that the registration and tabs expire.

AMENDATORY SECTION (Amending Order TL/RG 24, filed 5/5/86)

WAC 308-96A-040 MONTHLY ABATEMENT OF ~~((EXCISE TAX))~~ LICENSE FEES. Vehicles being licensed in Washington and assigned a registration year of more than twelve months shall have the annual ~~((excise tax))~~ license fees increased by one-twelfth for each full or partial month of the registration year which extends beyond the normal twelve-month registration year. Vehicles assigned a registration year of less than twelve months shall have the annual ~~((excise tax))~~ license fees decreased by one-twelfth for each full month of the registration year by which the normal twelve-month registration year would exceed the assigned expiration. The normal twelve-month registration period, when first established, will begin with the day and the month ((m)) on which:

(1) ~~((The))~~ A dealer indicates the vehicle was ((sold)) delivered, if the application is made on a Washington dealer temporary permit ((or on an application for title)); or

(2) The ~~((vehicle was sold as indicated by the seller's release date on the title or, in lieu thereof, on a bill of sale))~~ department issues a vehicle registration certificate.

AMENDATORY SECTION (Amending WSR 91-04-025, filed 1/29/91, effective 3/1/91)

WAC 308-96A-046 VETERAN'S FREE LICENSE. (1) Any disabled American veteran, former prisoner of war, or the surviving spouse of a deceased former prisoner of war who qualifies under chapter 73.04 RCW is entitled to receive regular or special license plates and is exempt from paying any annual licensing fees or excise tax.

Permanent registration and permanent license plate tabs will be issued to qualified persons for use on one personal use passenger vehicle which includes motor homes, motorcycles, and trucks rated at less than twelve thousand pounds gross weight. Emission inspections are required ~~((each))~~ in alternate years in the designated inspection areas. For personalized license plates, the annual renewal ~~((fees are))~~ is required. Propane, butane, and natural gas powered vehicles are subject to annual ~~((propane))~~ liquefied petroleum gas (LPG) fees.

(2) For a disabled American veteran, confirmation of eligibility from the Veterans Administration or the military service from which the veteran was discharged must 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 acuity may be provided by an 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 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 indicating the union of the applicant and the former prisoner of war; and

(c) An affidavit that the applicant is not currently married.

(5) When the special license plate or free license is transferred to another vehicle, a replacement plate fee, full license fees and the excise ~~((fees))~~ tax for twelve months will be collected on the vehicle from which the exemption is being removed. A new license expiration date will be established beginning with the ~~((first))~~ day ~~((of))~~ and the month ~~((in))~~ on which the exemption is transferred. The disabled veteran, former prisoner of war or surviving spouse of a former prisoner of war must notify the department of the transfer and pay the transfer fees in effect.

(6) The disabled veteran, former prisoner of war or surviving spouse of a former prisoner of war must be a registered or coregistered owner or lessee of the vehicle for which licensure is granted.

(7) When a vehicle with a free veteran's license is sold, the special license plate must be removed and ~~((full))~~ the excise tax and license fees for a twelve-month ~~((s))~~ period must be paid by the new registered owner at time of title transfer.

AMENDATORY SECTION (Amending Order TL/RG-34, filed 5/28/87)

WAC 308-96A-136 MOPEDS—LICENSE PLATES. The decal or other identifying device for ~~((motorcycles))~~ a moped specified by RCW 46.16.630 shall be the same as the motorcycle license plate. The number on the plate shall be the moped's registration number.

NEW SECTION

WAC 308-96A-201 PURCHASING A GROSS WEIGHT LICENSE. (1) When purchasing a gross weight license with a declared gross weight of twelve thousand pounds or less, the gross weight license expiration must be the same as the registration expiration. Gross weight fees must be paid for the same number of months as the registration.

(2) When purchasing a gross weight license with a declared gross weight of fourteen thousand pounds or more, it is the owner's option to purchase from one to twelve consecutive months of gross weight license at the time of registration of the vehicle. When renewing the registration, the gross weight license must be purchased for the first month the new registration is effective. The expiration date of any monthly gross weight license shall be the same day of the month as the registration expiration date.

(3) When a vehicle registration expires the 31st of a month, the monthly gross weight license expires the 31st. The monthly gross weight license will expire on the last calendar day of those months having fewer than thirty-one days.

(4) When there is a partial month between the requested effective date of the gross weight license and the expiration date of the gross weight license, gross weight fees shall be charged for a full month.

AMENDATORY SECTION (Amending Order TL/RG-34, filed 5/28/87)

~~WAC 308-96A-205 INCREASING DECLARED GROSS WEIGHT ((FOR LICENSE BASED ON GROSS WEIGHT)). (1) A vehicle owner may increase the declared gross weight ((for the remainder of the registration year or, if the vehicle is eligible for monthly tonnage or license based on gross weight, for any number of consecutive months within the registration year.~~

~~(2) An applicant who wishes to increase the tonnage or declared gross weight must surrender the current tonnage or license based on gross weight to receive credit.~~

~~(3) If the license has been lost, the license agent's verification of current gross weight and an affidavit of loss must accompany the application for increased gross weight to receive credit.~~

~~(4) Credit is the dollar amount remaining when the value of the expired portion of current tonnage or license based on gross weight is subtracted from the amount originally paid. This credit amount is then applied toward fees being charged for tonnage or license based on gross weight currently being issued.~~

~~(5) A tonnage license or license based on gross weight cannot be transferred from one vehicle to another vehicle in order to place additional tonnage or increase the declared gross weight on the second vehicle.~~

~~(6) When increasing tonnage or declared gross weight, the value of the expired portion of the current tonnage or license based on gross weight will be the value of all months used, not including the current month.) on a currently registered truck, tractor, or truck tractor. When increasing declared gross weight from twelve thousand pounds or less, the expiration date of the gross weight license will be the same as the registration expiration date.~~

(2) When increasing declared gross weight from four-thousand pounds or more, the expiration date of such increase shall be the same as the expiration date of the current gross weight license. When increasing declared gross weight, the gross weight license may be purchased to, but not exceed, the registration expiration date.

(3) When increasing gross weight, the owner has the option of making the effective date of the increase the day of application or the first day of any gross weight license month already purchased. Gross weight fees for the increased declared gross weight are charged from the first day of the gross weight license month that the increase is effective through the increased gross weight license expiration date.

(4) In order to receive credit for gross weight license fees already paid, the current registration certificate must be surrendered. If the registration certificate has been lost, the license agent must verify the gross weight license expiration date on record and have the applicant sign a statement that the registration certificate is lost and the gross weight license has not been transferred to another vehicle.

(5) Credit will be allowed for the number of months and at the rate of the declared gross weight previously purchased for the period between the effective date of

the increased gross weight license and the expiration date of the previous gross weight license. Credit will not be given for the statutory fees charged for the privilege of purchasing gross weight licenses by the month.

NEW SECTION

WAC 308-96A-206 DECREASING DECLARED GROSS WEIGHT. (1) A vehicle owner may decrease the declared gross weight on a currently registered truck, tractor, or truck tractor. When decreasing the declared gross weight, the expiration date of such decrease shall be the same as the expiration date of the current gross weight license. When decreasing the declared gross weight, the gross weight license may be purchased to, but not exceed, the registration expiration date.

(2) When decreasing declared gross weight to twelve thousand pounds or less, the decreased gross weight license must be purchased to expire the same date as the registration. If the owner applies for the decrease in declared gross weight on the first day of a gross weight license month, the owner has the option of making the effective date of the decrease the day of application or the first day of any gross weight license month already purchased. When decreasing declared gross weight, on other than the first day of a gross weight license month, the owner may not make the effective date the current registration month, however the owner does have the option of making the effective date the first day of any subsequent gross weight license month already purchased. Gross weight fees are charged at the decreased declared gross weight rate for the number of full months from the first day of the gross weight license month that the decrease is effective through the decreased gross weight license expiration date.

(3) In order to receive credit for gross weight license fees already paid, the current registration certificate must be surrendered. If the registration certificate has been lost, the license agent must verify the gross weight license expiration on record and have the applicant sign a statement that the registration certificate is lost and the gross weight license has not been transferred to another vehicle.

(4) Credit will be allowed for the number of months and at the rate of the declared gross weight previously purchased for the period between the effective date of the decreased gross weight license and the expiration date of the previous gross weight license. Credit will not be given for the statutory fees charged for the privilege of purchasing gross weight licenses by the month. At the time of application for declared gross weight, any excess credit accrued as a result of such decrease may be applied toward the payment of gross weight fees for the gross weight license months between the decreased gross weight license expiration date and the registration expiration date. Credit may not be carried over to the next registration year and any credit still remaining after purchasing gross weight license to the registration expiration date shall be forfeited.

NEW SECTION

WAC 308-96A-207 CHANGING FROM FARM USE CLASS TO COMMERCIAL USE CLASS. (1) A vehicle owner may change the use class of a vehicle from farm to commercial on a currently registered truck, tractor, or truck tractor. When changing from farm to commercial use class on a vehicle with a declared gross weight of twelve thousand pounds or less, the expiration date of the new commercial use class will be the same as the current registration expiration date. When changing from farm to commercial use class on a vehicle with a declared gross weight of fourteen thousand pounds or more, the expiration date of such change shall be the same as the expiration date of the previously issued gross weight license. When changing the use class from farm to commercial, the gross weight license may be purchased to, but not exceed, the registration expiration date.

(2) When changing from farm to commercial use class on a vehicle with a declared gross weight of fourteen thousand pounds or more, the owner has the option of making the effective date of the change the day of application or the first day of any gross weight license month already purchased. Commercial gross weight fees are charged from the first day of the gross weight license month that the change of use class is effective through the commercial use class gross weight license expiration date.

(3) In order to receive credit for gross weight license fees already paid, the current registration certificate must be surrendered. If the registration certificate has been lost, the license agent must verify the gross weight license expiration date on record and have the applicant sign a statement that the registration certificate is lost and the gross weight license has not been transferred to another vehicle.

(4) Credit will be allowed for the number of months and at the farm rate for gross weight license fees already paid for the period between the effective date of the change in use class and the expiration date of the previous farm gross weight license. Credit will not be given for the statutory fees charged for the privilege of purchasing gross weight licenses by the month.

NEW SECTION

WAC 308-96A-208 CHANGING FROM COMMERCIAL USE CLASS TO FARM USE CLASS. (1) A vehicle owner may change the use class of a vehicle from commercial to farm on a currently registered truck, tractor, or truck tractor. When changing use class from commercial to farm on a vehicle with a declared gross weight of twelve thousand pounds or less, the expiration date of the farm gross weight license will be the same as the current registration expiration date. When changing use class from commercial to farm on a vehicle with a declared gross weight of fourteen thousand pounds or more, the expiration date of such change shall be the same as the previously issued gross weight license. When changing use class from commercial to farm, the gross weight license may be purchased to, but not exceed, the registration expiration date.

(2) If the vehicle owner applies for a change in use class on the first day of a gross weight license month, the owner has the option of making the effective date of the change the day of application or the first day of any gross weight license month already purchased. When changing use class from commercial to farm on other than the first day of a gross weight license month, the owner may not make the effective date the current registration month, however, the owner does have the option of making the effective date the first day of any subsequent gross weight license month already purchased. Gross weight license fees are charged at the farm rate for the number of full months from the first day of the gross weight license month that the farm use class is effective through the commercial gross weight license expiration date.

(3) In order to receive credit for gross weight license fees already paid, the current registration certificate must be surrendered. If the registration certificate has been lost, the license agent must verify the gross weight license expiration date on record and have the applicant sign a statement that the registration certificate is lost and the gross weight license has not been transferred to another vehicle.

(4) Credit will be allowed for the number of months and at the rate of the declared gross weight previously purchased for the period between the effective date of the change in use class and the expiration date of the previously issued gross weight license. Credit will not be given for the statutory fees charged for the privilege of purchasing gross weight licenses by the month. At the time of application for change of use class from commercial to farm, any excess credit accrued as a result of such change may be applied toward the payment of gross weight license fees for the gross weight license months between the commercial gross weight license expiration date and the registration expiration date. Credit may not be carried over to the next registration year and any credit still remaining after purchasing gross weight license to the registration expiration date shall be forfeited.

AMENDATORY SECTION (Amending Order TL/RG 24, filed 5/5/86)

WAC 308-96A-210 TRANSFER OF (~~TONNAGE~~) GROSS WEIGHT LICENSE(~~(=NO REFUNDS)~~) TO NEW OWNER. (1) (~~Tonnage licenses may be transferred from a former owner to a new owner and from a vehicle to a replacement vehicle.~~

(2) No refunds are given for a tonnage license or any portion of one not transferred.)) A gross weight license of twelve thousand pounds or less must be transferred to a new owner at the time of title transfer of the vehicle. A gross weight license of fourteen thousand pounds or more may be transferred to the new owner at the time of title transfer of the vehicle.

(2) Any gross weight credit not transferred to a new owner or to a replacement vehicle shall be forfeited and shall not be refunded.

(3) When transferring a gross weight license to a new owner, gross weight fees are charged from the first day of the registration month in which the application is

made to the expiration date of the current gross weight license. The applicant may purchase gross weight license by the month, up to but not exceeding, the registration expiration date.

(4) To receive credit for gross weight license fees of fourteen thousand pounds or more, the current registration certificate must be surrendered. If the registration certificate has been lost, the license agent must verify the gross weight license expiration date on record and have the owner of record sign a statement that the registration certificate is lost and the gross weight license has not been transferred to another vehicle.

(5) Credit of \$15.00 or more will be allowed for the number of months and at the rate of the declared gross weight previously purchased for the period between the application date and the expiration date of the previously issued gross weight license. If the credit amount is less than \$15.00, no credit may be allowed. Credit may not be given for the statutory fees charged for the privilege of purchasing gross weight licenses by the month.

AMENDATORY SECTION (Amending Order TL/RG-34, filed 5/28/87)

WAC 308-96A-220 TRANSFER OF (~~LICENSE BASED ON~~) GROSS WEIGHT (~~(=)~~) LICENSE TO A REPLACEMENT VEHICLE. (1) The (~~license based on~~) gross weight license on a truck, tractor, or truck tractor may be transferred to a replacement vehicle (~~using a different fuel or of a different class when~~) if the amount of credit is fifteen dollars or more. (~~If the license has been lost, the license agent's verification of current license based on gross weight and an affidavit of loss must accompany the application to receive credit.~~)

(2) In order to qualify as a replacement, a vehicle must be:

(a) A presently unlicensed vehicle belonging to the owner; or

(b) A vehicle purchased for replacement which has either not been previously licensed for the current registration year or has had its (~~license based on~~) gross weight license retained by its former owner.

(3) A person may transfer a (~~license based on~~) gross weight license from one vehicle to a replacement (~~which the person owns in circumstances which are limited to the following where a~~) vehicle when the previously licensed vehicle (~~is~~) has been:

(a) Sold and the gross weight credit amount of (~~the license based on gross weight is~~) fifteen dollars or more (~~and~~) is retained (~~rather than given to the purchaser~~);

(b) Destroyed;

(c) Reclassified so a (~~license based on~~) gross weight license is no longer required;

(d) (~~Transferred to another state and~~) Registered (~~there~~) in another jurisdiction;

(e) Involuntarily removed from the person's ownership by repossession, sheriff's sale, court order, chattel lien, landlord lien, abandoned vehicle sale; or

(f) Stolen.

(4) To receive credit for gross weight license fees already paid, the current registration certificate must be surrendered. If the registration certificate has been lost,

the license agent must verify the gross weight license expiration date on record and have the applicant sign a statement that the registration certificate is lost and has not been transferred to another vehicle.

(5) When transferring a (~~license based on~~) gross weight (~~only the dollar amount previously paid for unexpired months is considered~~). This dollar amount must be fifteen dollars or more and is then applied as a credit against fees to be charged for the license based on gross weight of the replacement vehicle. If the amount due is less than the amount being transferred, the surplus with its expiration date is carried on the replacement vehicle's license document as a credit due to be applied to a future license purchase during the same registration year of the vehicle from which the credit was obtained) license, a credit of fifteen dollars or more will be allowed for the number of months and at the rate of the declared gross weight previously purchased for the period between the application date and the expiration date of the previous gross weight license. Credit is allowed only at the time the gross weight license is transferred to a replacement vehicle. Any excess credit shall be forfeited and shall not be refunded. Credit may not be given for the statutory fees charged for the privilege of purchasing gross weight licenses by the month.

AMENDATORY SECTION (Amending Order TL/RG 24, filed 5/5/86)

WAC 308-96A-260 (~~STAGGERED LICENSING~~) ASSIGNMENT OF ORIGINAL REGISTRATION YEAR (~~FIRST TIME LICENSED~~). Vehicles licensed for the first time in this state will have expiration dates assigned as follows:

(1) Fleet vehicles and prorated vehicles will have a registration year ending December 31. A full month's fees are charged for any partial month.

(2) (~~For hire vehicles will have a registration year ending June 30.~~)

(3) Snowmobiles will have a registration year ending September 30. Snowmobile fees may not be abated.

(4) Exempt vehicles are not required to have their licenses renewed so will not have an expiration date assigned, except that exempt vehicles using propane, butane or natural gas will have a June 30 expiration date for special fuel billing purposes. This does not apply to federal exempt vehicles which are required to be registered annually and pay the liquefied petroleum gas (LPG) fee at the time of registration renewal.

(5) (4) All other vehicles, including those issued amateur radio operator plates, personalized plates, and (~~ORV~~) off road vehicle use permits, will have a registration year beginning at 12:01 a.m. on the (~~first~~) day (~~of the month in~~) which the vehicle is first licensed and ending at (~~12:01 a.m.~~) 12:00 midnight on the same date (~~of~~) the (~~next~~) succeeding year (~~except that if the vehicle has been leased for thirteen months, the first registration year may be for thirteen months, beginning at 12:01 a.m. on the first day of the month in which the vehicle is first licensed and ending at 12:01 a.m. on the first day of the following month of the next succeeding year~~).

~~((6))~~ (5) A license purchased on February 29 will have an expiration date of ~~((February 28))~~ March 1.

~~((7))~~ (6) In the event that the final day of a registration year falls on a Saturday, Sunday or legal holiday, such period shall extend through the end of the next business day.

AMENDATORY SECTION (Amending Order TL/RG 24, filed 5/5/86)

WAC 308-96A-275 ~~((STAGGERED LICENSING))~~ ASSIGNMENT OF RENEWAL ((AFTER FIRST BILLING)) EXPIRATION. ~~((Regardless of the number of months for which a vehicle is first billed, all subsequent renewals will be for a period of twelve months beginning with the expiration date of the previous license. Providing that those vehicles which, by being added to a fleet, or due to a change in use class, are required to have specific expiration dates, shall have the excise tax, basic fee and tonnage fees charged for anywhere from one to eighteen months as needed to achieve the desired expiration:))~~ Registration renewals will be for twelve months. If a vehicle is added to a fleet or is prorated, fees will be charged for the number of months necessary to have a December 31 registration expiration date. For any partial month from the current expiration date to the December 31 expiration date, a full month's fees will be charged. Fees may be charged from one to eighteen months to adjust the expiration date.

AMENDATORY SECTION (Amending Order TL/RG-34, filed 5/28/87)

WAC 308-96A-300 CHANGING ASSIGNED REGISTRATION YEAR. (1) ~~((Whenever a registration year is established for a vehicle, that year will remain with the vehicle regardless of the date on which a renewal application may be made and as long as it is not licensed in another jurisdiction in the interim. A vehicle which remains unlicensed for more than twelve months after the expiration date assigned to the vehicle will have a new registration year assigned. The first month of the new registration year is the month in which the owner applies for license registration renewal.~~

~~((2) A new registration year will be assigned when a vehicle is sold with a vehicle license that has been expired for more than thirty days and the new owner of the vehicle has applied for license registration renewal. The first month of the new registration year is the month in which the new owner applies for license registration:))~~ If a vehicle remains unlicensed for a full registration year, a new registration expiration date shall be assigned in accordance with WAC 308-96A-260.

(2) If a vehicle license has expired at the time of title transfer, the new owner shall be assigned a new expiration date in accordance with WAC 308-96A-260.

WSR 92-02-101
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Filed January 2, 1992, 11:24 a.m.]

Original Notice.

Title of Rule: WAC 388-330-030 Application of inquiry findings.

Purpose: To make rule more consistent with revised chapter 43.43 RCW and DSHS Administrative Policy 9.04.

Statutory Authority for Adoption: RCW 74.15.030.

Statute Being Implemented: Chapters 74.15 and 43.43 RCW.

Summary: Offenses a person would be disqualified from being authorized to care for children; custodial assault; felony indecent exposure; child abandonment; prostitution; child abuse or neglect; violation of child abuse restraining order; and 1st or 2nd degree custodial interference.

Reasons Supporting Proposal: Effectively screen individual who the department may license or authorize to care for children or will have access to children in such care.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Barry Fibel, Division of Family Support, 753-0204.

Name of Proponent: Department of Social and Health Services, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: OB-2 Auditorium, 12th and Franklin, Olympia, Washington, on February 4, 1992, at 10:00 a.m.

Submit Written Comments to: Troyce Warner, Chief, Office of Issuances, Department of Social and Health Services, Mailstop 5805, Olympia, Washington 98504, by February 4, 1992.

Date of Intended Adoption: February 20, 1992.

January 2, 1992

Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 2777, filed 3/22/89)

WAC 388-330-030 APPLICATION OF INQUIRY FINDINGS. (1) For the purposes of conducting criminal history portions of background inquiries ~~((pursuant to))~~ under RCW 74.15.030, the department shall consider only convictions and pending charges. The department shall not solicit or use as the sole basis for disqualification information about:

- (a) Arrests not resulting in charges; and
- (b) Dismissed charges ~~((which were dismissed))~~.

(2) The department shall maintain a listing of offenses which, because of their seriousness, shall disqualify prospective care providers from being licensed or otherwise authorized to provide care to children or developmentally disabled persons. The following offenses or their

equivalents in jurisdictions outside of the state of Washington shall constitute that list:

- (a) Aggravated murder;
- (b) Murder in the first degree;
- (c) Murder in the second degree;
- (d) Manslaughter in the first degree;
- (e) Manslaughter in the second degree;
- (f) Simple assault, if ~~((tt))~~ the assault involves physical harm to another person;
- (g) Assault in the first degree;
- (h) Assault in the second degree;
- (i) Assault in the third degree;
- (j) Custodial assault;
- (k) Vehicular homicide;
- ~~((tt))~~ (l) Criminal mistreatment in the first degree;
- ~~((tt))~~ (m) Criminal mistreatment in the second degree;
- ~~((mm))~~ (n) Reckless endangerment;
- ~~((mm))~~ (o) Kidnapping in the first degree;
- ~~((oo))~~ (p) Kidnapping in the second degree;
- ~~((pp))~~ (q) Unlawful imprisonment;
- ~~((qq))~~ (r) Rape in the first degree;
- ~~((rr))~~ (s) Rape in the second degree;
- ~~((ss))~~ (t) Rape in the third degree;
- ~~((tt))~~ (u) First degree rape of a child;
- ~~((tt))~~ (v) Second degree rape of a child;
- ~~((tt))~~ (w) Third degree rape of a child;
- ~~((ww))~~ (x) Child molestation in the first degree;
- ~~((xx))~~ (y) Child molestation in the second degree;
- ~~((yy))~~ (z) Child molestation in the third degree;
- ~~((zz))~~ (aa) Sexual misconduct with a minor in the first degree;
- ~~((aa))~~ (bb) Sexual misconduct with a minor in the second degree;
- ~~((bb))~~ (cc) Indecent liberties;
- ~~((cc))~~ (dd) Felony indecent exposure;
- (ee) Arson in the first degree;
- ~~((dd))~~ (ff) Arson in the second degree;
- ~~((cc))~~ (gg) Burglary in the first degree;
- ~~((ff))~~ (hh) Extortion in the first degree;
- ~~((gg))~~ (ii) Extortion in the second degree;
- ~~((hh))~~ (jj) Robbery in the first degree;
- ~~((ii))~~ (kk) Robbery in the second degree;
- ~~((jj))~~ (ll) Incest in the first degree;
- ~~((kk))~~ (mm) Incest in the second degree;
- ~~((ll))~~ (nn) Promoting prostitution in the first degree;
- ~~((mm))~~ (oo) Promoting prostitution in the second degree;
- ~~((nn))~~ (pp) Sexual exploitation of a minor;
- ~~((oo))~~ (qq) Communication with a minor for immoral purposes;
- ~~((pp))~~ (rr) Child selling - child buying;
- ~~((qq))~~ (ss) Public indecency, if toward a person under the age of fourteen years;
- ~~((rr))~~ (tt) Prostitution;
- (uu) Dealing in depictions of a minor engaged in sexually explicit conduct;
- ~~((ss))~~ (vv) Sending or bringing into the state depictions of a minor engaged in sexually explicit conduct;
- ~~((tt))~~ (ww) Possession of depictions of a minor engaged in sexually explicit conduct;
- ~~((uu))~~ (xx) Patronizing a juvenile prostitute;
- ~~((vv))~~ (yy) Family abandonment;
- ~~((ww))~~ (zz) Child abandonment;
- (aaa) Unlawfully manufacturing, delivering, or possessing, with intent to deliver, a controlled substance;
- ~~((xx))~~ (bbb) Promoting a suicide attempt;
- ~~((yy))~~ (ccc) Malicious harassment;
- ~~((zz))~~ (ddd) Promoting pornography;
- ~~((aaa))~~ (eee) Coercion;
- (fff) Child abuse or neglect as defined in RCW 26.44.020;
- (ggg) Violation of child abuse restraining order;
- (hhh) First or second degree custodial interference.

(3) Whenever a criminal history inquiry reveals a prospective care provider has been charged with or convicted of an offense, or has been listed in the central registry as a perpetrator of substantiated child abuse or neglect, or in the WSP file as a person found to be a child abuser in a civil adjudication or disciplinary board final decision, the department shall take action as follows:

(a) If it is confirmed the subject's name appears on the aforementioned WSP file of child abusers, that person shall not be licensed, employed by licensees or contractors, serve in a volunteer capacity for licensees or contractors, or otherwise be authorized by the department to provide care. If the subject's name appears on the central registry of child abuse, the individual shall be disqualified;

(b) If the inquiry reveals charges are pending against the subject for any of the offenses listed in subsection (1) of this section, or their equivalents in other jurisdictions, the department shall withhold licensure or authorization to provide care until dismissal or acquittal occurs. Pending charges for other offenses may be grounds for withholding licensure or authorization to provide care. If the inquiry reveals pending charges are more than one year old, the department shall contact the charging law enforcement agency to determine the disposition or status of the charge;

(c) If the inquiry reveals the subject has been convicted of any of the offenses listed in subsection (1) of this section or their equivalents in other jurisdictions, the department shall deny licensure or authorization to provide care;

(d) If the inquiry reveals the subject has been convicted of an offense not listed, the department shall consider such information in determining the character, suitability, and competence of the prospective caretaker as required by chapter 74.15 RCW. However, the department shall not use conviction as the sole basis for denial of licensure or authorization to provide care unless the conviction is directly related to the employment, licensure, or authorization being sought. The department shall consider the recency, seriousness, kind, and number of previous offenses as well as the vulnerability of the clients to be cared for.

WSR 92-02-102
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Filed January 2, 1992, 11:25 a.m.]

Original Notice.

Title of Rule: WAC 388-37-038 Waiver of medical documentation.

Purpose: Expand the categories of clients who can qualify for general assistance without consideration of medical evidence. There are a few medical conditions which, by their very nature and severity, routinely meet incapacity guidelines. In these cases, there is no need to continue to gather evidence, as client will remain incapacitated.

Statutory Authority for Adoption: RCW 74.04.005.

Statute Being Implemented: RCW 74.04.005.

Summary: Improve the general assistance incapacity determination process, as medical evidence will not continue to be gathered for clients who will continue to remain incapacitated.

Reasons Supporting Proposal: To expand categories of clients qualifying for general assistance without consideration of medical evidence. Some medical conditions which, by their very nature and severity, routinely meet incapacity guidelines. Continued evidence not needed as client remains incapacitated.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Barbara Hargrave, Department of Income Assistance, 753-3340.

Name of Proponent: Department of Social and Health Services, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: OB-2 Auditorium, 12th and Franklin, Olympia, Washington, on February 4, 1992, at 10:00 a.m.

Submit Written Comments to: Troyce Warner, Chief, Office of Issuances, Department of Social and Health Services, Mailstop 5805, Olympia, Washington 98504, by February 4, 1992.

Date of Intended Adoption: February 20, 1992.

January 2, 1992

Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 3249, filed 9/24/91, effective 10/25/91)

WAC 388-37-038 INCAPACITY—WAIVER OF MEDICAL DOCUMENTATION. (1) The department shall consider incapacity ((will be considered to be)) established without medical documentation when the person:

(a) Has been determined ((to be)) eligible for any financial benefits based on Social Security Administration disability criteria;

(b) Is eligible for services from the division of developmental disabilities;

(c) Is sixty-five years of age or older.

(2) The department shall consider incapacity ((will be considered)) established for a period of ninety days without a psychiatric/psychological evaluation when:

a The person is being released from inpatient psychiatric treatment; and

(b) The person is participating in direct treatment services to meet ((his or her)) mental health needs as described ((in)) under WAC 275-56-015(17), with the exception of((:

(a) Clients admitted under the Involuntary Treatment Act (ITA), who are subsequently released without participating in direct treatment services;

(b) Clients voluntarily admitted to a psychiatric hospital or the psychiatric ward of a general hospital for evaluation and diagnosis only, who are released without participating in direct treatment services;

(c) Clients voluntarily admitted to a psychiatric hospital or the psychiatric ward of a general hospital for an acute, short-term episode, who are released without participating in direct treatment services; and
((d)) clients who leave ongoing inpatient psychiatric treatment against medical advice.

(3) The department shall consider incapacity established without medical documentation at the time of review when a person who is currently receiving GA-U based on mental retardation:

(a) Has submitted current medical evidence documenting a diagnosis of mental retardation with a full scale score on the Wechsler Adult Intelligence Scale (WAIS) of 70 or below; or

(b) Has submitted current medical evidence documenting a diagnosis of mental retardation or borderline intellectual functioning with a full scale score on the WAIS of 71 to 75 and meets the following criteria:

(i) Has submitted current medical evidence which documents another mental or physical impairment of marked severity; and

(ii) The current medical evidence documents that medical treatment for the other mental or physical impairment is not likely to restore or substantially improve the person's ability to work; and

(c) Cooperates with required referral to the Division of Developmental Disabilities (DDD) and application for Supplemental Security income (SSI).

(4) The department shall assess all applicants considered incapacitated without medical documentation to determine whether the person appears to meet federal disability criteria and to determine the need for treatment, referral to other agencies or other social services. Thereafter, the department shall require assessment of the person's treatment and social service needs once a year.

(5) The period of incapacity may be extended for one year beyond the latest incapacity determination date, without medical documentation date, without medical documentation, when the department determines the client appears to meet federal disability criteria for the SSI program. At the end of the one-year period, the department shall determine the person's continued eligibility for general assistance, based on current medical evidence. However, if the SSI application and any administrative appeal is denied before the end of the incapacity certification period, the department shall readjust the person's incapacity period to the end of the previously established period of eligibility for general assistance or sixty days beyond the date of denial, whichever is greater.

WSR 92-02-103

EMERGENCY RULES

SECRETARY OF STATE

[Filed January 2, 1992, 11:29 a.m.]

Date of Adoption: January 2, 1992.

Purpose: Establish international student exchange agency registration regulations.

Statutory Authority for Adoption: RCW 19.166.050 and 19.166.060.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Registration of international student exchange organizations placing students in Washington high schools commences on January 1, 1992, by statute. Permanent regulations for this registration cannot be promulgated in time to put the registration under permanent regulation.

Effective Date of Rule: Immediately.

January 2, 1992

Donald F. Whiting

Assistant Secretary of State

Chapter 434-166 WAC INTERNATIONAL STUDENT EXCHANGE AGENCY REGISTRATION

PART A GENERAL PROVISIONS AND DEFINITIONS

NEW SECTION

WAC 434-166-010 AUTHORITY. These rules are adopted under the authority of RCW 19.166.040 and 19.166.060 to provide for the administration of the International Student Exchange Agency Registration, hereafter referred to as the "act." These regulations shall be considered a supplement to and not a replacement for the act.

NEW SECTION

WAC 434-166-020 PURPOSE OF REGULATIONS. The purpose of the regulations is to set minimum standards to implement the "act" in an effective and efficient manner.

NEW SECTION

WAC 434-166-030 OFFICIAL ADDRESS, TELEPHONE NUMBER OF THE OFFICE OF THE SECRETARY OF STATE, INTERNATIONAL STUDENT EXCHANGE DIVISION. The address to be used for delivery and receipt of mail, information, registration applications, amendments, fees, and other material required by the act is:

Office of the Secretary of State
International Student Exchange Division
505 E Union, 2nd Floor
PO Box 40234
Olympia WA 98504-0234

The telephone to be used for inquiries relating to this act and to be disclosed by the organization as required by RCW 19.166.070, is: (206) 753-7120.

NEW SECTION

WAC 434-166-040 OFFICE HOURS. Customary hours of operation of the International Student Exchange Division are 8:00 a.m. to 4:30 p.m., Monday through Friday, except holidays. Registration documents received after 4:00 p.m. will not be processed until the next day.

NEW SECTION

WAC 434-166-050 PUBLIC RECORDS. Except as provided by RCW 42.17.310, all documents relating to the International Student Exchange Division are public record and are available for public inspection and copying pursuant to rules of procedure, chapter 434-12A WAC.

NEW SECTION

WAC 434-166-060 PUBLIC RECORDS COPYING CHARGE—EXEMPTIONS. Requests for copies or certificates relating to the public records of this act shall be charged per registered organization, as follows:

(1) A photocopy shall be fifty cents per page for the first ten pages and twenty-five cents per page for each additional page.

(2) A certified copy or certificate of fact shall be five dollars for the certification plus any additional copying charges.

(3) Requests for copies (whether photo or certified) or a certificate of fact by a Washington state agency in the pursuit of business shall be provided without charge.

NEW SECTION

WAC 434-166-070 REGISTRATION APPLICATIONS—GROUNDS FOR DENIAL. Any application or form shall not be accepted by the secretary of state if it is not on the form prescribed by the secretary, unsigned, incomplete, illegible, or does not include all required fees, information, and documents.

NEW SECTION

WAC 434-166-080 DEFINITIONS. Terms defined in RCW 19.166.020 shall apply in these regulations. In addition, the following definitions shall be applicable when used in these regulations:

(1) "Secretary" means the secretary of state or an employee of the secretary acting under the authority of the secretary.

(2) "Act" means the International Student Exchange Agency Registration, chapter 128, Laws of 1991 and Title 19 RCW.

(3) "International student exchange visitor placement organization" or "organization" means any organization which places two or more international student exchange visitors in the state of Washington during a five-year period.

(4) "International student exchange visitor" or "student" means any foreign national who:

(a) Is eighteen years of age or under, or up to the age of twenty-one; and

(b) Who is engaged in full-time participation in a prescribed course of study in this state conducted by any secondary public institution of learning;

(c) Has been selected to participate in an exchange visitor program sponsored by an international student exchange visitor placement organization; and

(d) Enters the state of Washington with a nonimmigrant visa.

(5) "Responsible officer" means the officer or employee of the international student placement organization who has primary authority for supervising placements in the state of Washington.

(6) "Responsible officer address" means the physical location of the responsible officer.

(7) "Immediate family" means the parent(s) or legal guardian(s) of an international student exchange visitor.

(8) "Nonimmigrant visa" means a visa category used by nonresident aliens whose primary purpose for visiting the United States is to study full-time at an approved institution.

(9) "Host family" means the family residing in the state of Washington that the international student exchange visitor resides with during his or her period of academic study.

(10) "USIA" shall mean United States Information Agency.

(11) "USIA regulations" means regulations promulgated by the United States Information Agency (USIA) governing exchange visitor programs designated by them.

(12) "USIA designation letter" means the letter from USIA showing acceptance into its program.

(13) "CSIET" means the Council on Standards for International Educational Travel.

(14) "CSIET standards" means standards published by CSIET and used by the CSIET to evaluate the operations of international student exchange visitor placement organizations.

(15) "CSIET's approval for listing letter" means the letter from CSIET showing that the placement organization meets the standards set by the CSIET and has been accepted for the current listing.

(16) "High school" means any secondary public institution of learning in the state of Washington.

PART B
INTERNATIONAL STUDENT EXCHANGE
AGENCY REGISTRATION STANDARDS

NEW SECTION

WAC 434-166-090 SELECTION OF STUDENT. The organization shall be fully responsible for the selection of suitable students for participation in its international student exchange visitor program. Selection shall be limited to students who have a sufficient command of the English language to enable them to function well in an English-speaking academic and community environment. Students shall also be screened for demonstrated maturity, good character, and ability to derive maximum benefit from the program experience.

NEW SECTION

WAC 434-166-100 ORIENTATION OF STUDENTS AND HOST FAMILIES. (1) The organization shall provide:

(a) Each student and immediate family of each student with suitable orientation prior to departure from their home and upon arrival in the state of Washington to acquaint them in advance with the customs of the state of Washington and the United States. In addition, they shall be provided with detailed knowledge of the school and academic program in which he or she will be participating and information relating to their host family.

(b) Each host family with suitable orientation in advance of the student's arrival, including information on family, school, and cultures of the student's native country, as well as information relating to the academic program in which the student will be enrolled in.

(2) Each organization shall maintain in their records a copy of the letters used to notify the student, immediate family, and host family of the above information.

NEW SECTION

WAC 434-166-110 HEALTH AND ACCIDENT INSURANCE. (1) Each organization shall ensure that every student participating in the exchange program has health and accident insurance from the time of departure from home to the time the student returns to his or her home country. Minimum acceptable insurance is:

(a) Medical and accident coverage of fifty thousand dollars per illness or accident;

(b) Preparation and transportation of remains to the student's home country (minimum of five thousand dollars) in the event of death. Coverage may be provided in one of the following ways:

(i) By the student;

(ii) By the organization.

(2) The organization is responsible for providing each student, each student's immediate family and the host family detailed printed information regarding the terms and limits of insurance coverage and procedures for filing a claim (including forms wherever possible).

(3) The organization shall maintain in its files proof of health and accident insurance.

NEW SECTION

WAC 434-166-120 ACCEPTANCE OF STUDENTS. No student shall be brought into the state of Washington by the organization unless he or she has been accepted in writing as a student by the legally authorized designee of the admitting high school. The organization shall maintain in its files copies of such documents authorizing enrollment.

NEW SECTION

WAC 434-166-130 SELECTION OF HOST FAMILY. (1) The organization is responsible for making all arrangements for the placement of each student with a host family whose home is located in a place convenient to the educational institution in which the student is to be enrolled.

(2) The organization shall make every effort to assure the maximum degree of compatibility between the family and the student, including, wherever possible, the presence in the family of a teenage student.

(3) The organization's representative shall visit the home of, and personally interview, each host family before a student is assigned to such family.

(4) The organization shall ensure that its representative selects only those homes which reflect the high quality expected of the International Student Exchange Agency Program.

(5) A written record shall be made of this visit and interview by the representative, a copy of which shall be maintained by the organization.

(6) Selection of host families and assignment of students shall be made as far in advance of the student's arrival as possible, but in no event less than three weeks prior to departure from the student's home.

(7) No organization shall bring a student into the United States without written acceptance from the host family.

(8) The host family shall be advised in writing of the name, age, educational status, other background information, and anticipated arrival time of the assigned student.

(9) The student's immediate family shall be advised in writing of the name, address, family composition, and other background information concerning the host family at the earliest possible time, to permit the exchange of correspondence between the respective families in advance of the student's arrival.

(10) Copies of these notifications shall be maintained in its files by the organization.

NEW SECTION

WAC 434-166-140 **HOST FAMILY HOUSING REQUIREMENTS FOR STUDENTS.** (1) Each organization shall be responsible for placing the student with a host family which can provide housing which:

- (a) Furnishes separate private sleeping quarters for each sex;
 - (b) A bed of his or her own; and
 - (c) No more than four persons to a bedroom.
- (2) The host family's home, and household equipment shall be maintained in a clean and sanitary condition, free of hazards, and in good repair. The home shall be accessible to other resources in the event of an emergency (e.g., telephone, emergency services, etc.).

NEW SECTION

WAC 434-166-150 **CHANGE IN HOST FAMILY ASSIGNMENT.** If unforeseen events occur and it is in the best interest of the student, the organization may make a change in the host family assignment of a student. Reports of any such changes and the reasons therefore shall be retained by the organization. Notification of any change shall be sent within twenty-four hours to the immediate family, host families, and the school of placement.

NEW SECTION

WAC 434-166-160 **EMPLOYMENT OF STUDENTS.** (1) Each organization shall advise its students that they may not accept or undertake regular employment while enrolled in the program.

- (2) Students may engage in occasional intermittent jobs, such as tutoring, grass-cutting, baby-sitting and the like.
- (3) Students may not perform the duties of a household domestic for compensation or otherwise in the home of the host family.
- (4) Students may be asked to assist in normal daily chores in the host family household which other members of the family perform.

NEW SECTION

WAC 434-166-170 **SUPERVISION BY ORGANIZATION.** The organization shall maintain continuous personal contact with each of its' students, the host family, and the high school in which each student is enrolled. The organization shall initiate action to attempt to resolve any problems which may arise with respect to the student's participation in his or her academic program or with respect to the student's relationship with his or her host family.

NEW SECTION

WAC 434-166-180 **TRAVEL RESPONSIBILITY OF ORGANIZATION.** (1) Each organization shall be responsible for maintaining records of prepaid travel arrangements of all students placed in the state of Washington by the organization.

(2) Transportation must be provided both to and from the student's home to their destination by air and/or surface modes of commercial transportation.

(3) Travel arrangements shall be carried out by the purchase of a roundtrip ticket or tickets to their final destinations for each student prior to the entry of each student into the state of Washington. These travel arrangements may be made either:

- (a) By the organization; or
- (b) By the student.

(4) A copy of the travel itinerary and a copy of the prepaid roundtrip ticket shall be maintained by the organization in their files.

(5) A copy of the prepaid roundtrip ticket shall be given to the host family.

NEW SECTION

WAC 434-166-190 **INFORMATION TO BE PROVIDED.** (1) An international student placement agency shall provide each student, each student's immediate family, and the host family with an informational document regarding the agency services, in English, which shall contain at a minimum: Disclosure of all monies paid to the agency which are to be paid to the host family, students, or for special or additional activities during the program period. The timing and method of payment are to be specified.

(2) In addition, each student and host family shall receive a statement which includes the amount of the fee to be charged to the student.

NEW SECTION

WAC 434-166-200 **AGENCY RECORDS REQUIREMENTS.** (1) Each organization shall keep records at the organizational office of services rendered to host families and students. The records and obligations shall include:

- (a) The name, home address, and telephone number of the student (in that student's home country) to whom services are provided or promised.
- (b) The name, address, and telephone number of the host family with whom the student is placed, which shall be on file at least seven days prior to the student's arrival in the state of Washington.

(c) Document that each student entered the state with a nonimmigrant visa and is enrolled in a public secondary educational institution.

(d) Document that authorizes enrollment in school of acceptance.

(e) Copy of written records of interview between the organization's representative and the host family.

(f) Copy of correspondence to the student's immediate family advising them of the name, address, family composition, and other background information concerning the host family.

(g) Copy of correspondence to host family(ies) advising them of the name, age, educational status, other background information, and anticipated arrival time of student.

(h) The amount of the organization's fee(s) charged to a student and an itemization of the services attributable to individual portions of the fee(s).

(i) A complete copy of any written agreements entered into between the organization, students, and the host families.

(j) Copy of health and accident insurance policy covering participating students and a statement of how coverage shall be provided.

(2) The records shall be maintained for a period of one year from the date on which the student departs from the state of Washington. For purposes of investigating a complaint or otherwise assuring compliance with this chapter and rules adopted thereunder, the records shall be subject to inspection by the secretary, upon request.

PART C

CONDITIONS APPLICABLE TO REGISTRATION

NEW SECTION

WAC 434-166-210 APPOINTMENT OF A RESPONSIBLE OFFICER AND RESPONSIBLE OFFICER ADDRESS. (1) Each organization shall appoint and continuously maintain a responsible officer, as required by RCW 19.166.050, who has primary responsibility for supervising placements within the state of Washington.

(2) The responsible officer shall be an employee or officer of the organization.

(3) The person who signs the application as responsible officer as required by RCW 19.166.050 shows acceptance of assuming the duties of the responsible officer.

(4) The responsible officer shall have an address which shall be a specific geographic location, and be identified by number, if any, and street, or building address, or rural route, city, state, and zip code or, if a commonly known street or rural route does not exist, by legal description. The responsible officer's address may not be identified by post office box number or other nongeographic address. For purposes of communicating by mail, the secretary may permit the use of a post office address in conjunction with the geographic location if they are located in same city, if, the organization also maintains on file the specific geographic address of the Washington office.

NEW SECTION

WAC 434-166-220 CHANGE OF RESPONSIBLE OFFICER AND/OR RESPONSIBLE OFFICER ADDRESS. An organization may change its responsible officer or responsible officer address by delivering to the secretary, within thirty days of the change, a statement of change that sets forth:

- (1) The name of the organization;
- (2) If the current officer address is to be changed, the street address of the new officer address in accordance with WAC

(3) If the current responsible officer is to be changed, the name of the new responsible officer and the new officer's written consent accepting the responsibility of the responsible officer.

NEW SECTION

WAC 434-166-230 RESIGNATION OF RESPONSIBLE OFFICER. (1) A responsible officer may resign by signing and delivering to the secretary of state for filing a statement of resignation. The statement must also include a statement that the responsible officer address is also discontinued.

(2) After filing the statement the secretary of state shall mail a copy of the filed statement to the organization at its organizational address.

(3) The organization shall appoint a new responsible officer and responsible officer address within thirty days of notification.

NEW SECTION

WAC 434-166-240 DUTIES OF THE RESPONSIBLE OFFICER. The officer who signs the application consenting to serve as responsible officer, shall:

(1) Accept all official communications and inquiries from the secretary on behalf of the organization.

(2) Maintain copies of all documentation, as required by WAC, on behalf of the organization for each individual student place in the state of Washington.

(3) Furnish all documentation, information, reports, documents, books, files, and other records requested by the secretary on all matters relating to the students placed in Washington by the organization.

NEW SECTION

WAC 434-166-250 INDIVIDUAL LOCATED IN STATE OF WASHINGTON. (1) The organization shall maintain an in-state telephone number as required by RCW 19.166.050. This telephone number shall be registered to an individual residing in the state of Washington, which may be:

- (a) An employee for the organization; or
- (b) An officer for the organization; or
- (c) A volunteer for the organization.

(2) The organization shall insure that this individual has:

- (a) A listing of all placements of students by the organization and the location of each in the state of Washington;
- (b) Knowledge of emergency procedures;
- (c) Twenty-four-hour contact with the organization for emergencies;
- (d) Knowledge and capability to assist and advise the students in their relationship with the organization.

(3) Each individual maintaining the in-state telephone number for the organization shall sign a written agreement with the organization. A copy of which shall be submitted to the secretary with the registration application.

NEW SECTION

WAC 434-166-260 **REQUIREMENT TO REGISTER.** Each organization operating in Washington is required to register with the secretary, if two or more students are placed in Washington public high schools within a five year period.

NEW SECTION

WAC 434-166-270 **TRANSACTION OF BUSINESS OR CONDUCTING AFFAIRS.** No organization that is a foreign corporation or limited partnership defined in RCW 23B.01.400(2), 24.03.005(2), 24.06.005(2) and 25.10.010(4) will be registered under this program unless and until the organization complies with foreign corporation or limited partnership registration requirements.

NEW SECTION

WAC 434-166-280 **APPLICATION FOR REGISTRATION.** (1) Any organization meeting the requirements set forth in RCW 19..... and WAC shall register with the secretary of state. Such registration shall be made on a form prescribed by the secretary of state and filed with the secretary's office.

(2) The applicant must also provide evidence that they have met the established standards as an international student exchange visitor placement organization, by:

- (a) Submitting a copy of the USIA's Designation Letter showing current registration; or
- (b) Submitting a copy of the CSJET's Approval for Listing Letter showing current registration; or
- (c) Submitting a notarized statement, on a form prescribed by the secretary of state, declaring that the organization has met all standards and obligations as required by RCW 19..... and WAC

(3) Registrations are effective for a period of one year from the date of filing.

NEW SECTION

WAC 434-166-290 **APPLICATION FOR RE-REGISTRATION.** (1) Prior to the expiration of the registration period, organizations may seek reregistration for another one year period by completing the registration requirements as set forth in RCW 19.166.050 and WAC

(2) The secretary may mail a reregistration form to the responsible officer/responsible officer address within forty-five days prior to the expiration date of the registration.

(3) Failure of the secretary to notify the organization of reregistration does not relieve the organization's obligation for filing its' reregistration documents.

(4) Applications to reregister must be filed by the due date specified by RCW 19.166.050; no extensions will be granted by the secretary.

NEW SECTION

WAC 434-166-300 **FEES.** (1) Organizations required to register or reregister under RCW 19.166.030

and WAC shall pay a fee of fifty dollars per application.

(2) A notification of change of information required under RCW 19..... and WAC shall be accepted without fee.

PART D**TERMINATION AND REVOCATION OF INTERNATIONAL STUDENT EXCHANGE ORGANIZATION'S REGISTRATIONS**NEW SECTION

WAC 434-166-310 **TERMINATION.** Registrations of organizations shall be terminated when any of the following circumstances set forth occur:

(1) **Voluntary termination.** An organization may voluntarily terminate its registration by notifying the secretary of such intent. The organization's registration shall terminate upon such notification.

(2) **Failure to apply for reregistration.** Failure to apply for reregistration will result in the automatic termination of the organization's registration. If so terminated, the former organization must apply for a new registration.

(3) **Loss of license, permit or accreditation.** An organization's registration shall automatically terminate in the event that the organization fails to remain in compliance with local, state, federal, or professional requirements necessary to carry out the activities for which it was registered.

(4) **Ownership change.** An organization's registration shall automatically terminate in the event of a change of structure of the organization.

(5) **Failure to notify.** An organization's registration shall automatically terminate in the event the organization fails to notify the secretary within thirty days of any changes in their registration documents within thirty days, as required by RCW 19.166.050.

NEW SECTION

WAC 434-166-320 **REVOCATION.** An organization's registration will be terminated by revocation for cause as specified in RCW 19.166.090. An organization whose registration has been revoked may not apply for a new registration.

NEW SECTION

WAC 434-166-330 **RESPONSIBILITIES OF ORGANIZATION UPON TERMINATION OR REVOCATION.** (1) The termination or revocation of the organization's registration shall not relieve the organization's obligation to all students who are in the state of Washington.

(2) The organization shall immediately cancel any student's exchange visit prior to entry to the state of Washington unless a transfer to another registered program can be obtained.

PART D**MISCELLANEOUS PROVISIONS**

NEW SECTION

WAC 434-166-340 ADHERENCE TO REGULATIONS. Organizations are required to adhere to regulations set forth in RCW 19..... and WAC

NEW SECTION

WAC 434-166-350 REQUESTS BY SECRETARY OF STATE. Organizations shall furnish all information, reports, documents, books, files, and other records requested by the secretary on all matters related to the organization's international student exchange visitor placement programs.

NEW SECTION

WAC 434-166-360 INQUIRIES AND INVESTIGATIONS. Organizations shall cooperate fully with any inquiry or investigation that may be undertaken by the secretary.

WSR 92-02-104
PROPOSED RULES
SECRETARY OF STATE
[Filed January 2, 1992, 11:31 a.m.]

Original Notice.

Title of Rule: International student exchange agency registration.

Purpose: To establish international student exchange agency registration regulations.

Statutory Authority for Adoption: RCW 19.166.050 and 19.166.060.

Statute Being Implemented: RCW 19.166.010 through 19.166.100, and 28A.300.240.

Summary: This rule sets the standards, regulations, and fees pertaining to the administration of international student exchange agency registrations.

Reasons Supporting Proposal: Registration of international student exchange organizations placing students in Washington commences on January 1, 1992, by statute. Permanent regulations must be promulgated.

Name of Agency Personnel Responsible for Drafting: Linda York, 505 East Union, 2nd Floor, Olympia, WA 98504, 586-6782; Implementation and Enforcement: Rebecca Sisler, 505 East Union, 2nd Floor, Olympia, WA 98504, 753-7119.

Name of Proponent: Office of the Secretary of State, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: This rule establishes standards, regulations, and fees for registration of international student exchange agency registration regulations. The purpose and expected effects of this rule is to promote the health, safety, and welfare of student exchange visitors in Washington state.

Proposal does not change existing rules.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Office of the Secretary of State, Legislative Building, Olympia, Washington 98504, on February 20, 1992, at 10:30 a.m.

Submit Written Comments to: Linda York, P.O. Box 40234, Olympia, WA 98504-0234, by February 14, 1992.

Date of Intended Adoption: February 24, 1992.

January 2, 1992

Donald F. Whiting

Assistant Secretary of State

Chapter 434-166 WAC
INTERNATIONAL STUDENT EXCHANGE AGENCY REGISTRATION

PART A
GENERAL PROVISIONS AND DEFINITIONS

NEW SECTION

WAC 434-166-010 AUTHORITY. These rules are adopted under the authority of RCW 19.166.040 and 19.166.060 to provide for the administration of the International Student Exchange Agency Registration, hereafter referred to as the "act." These regulations shall be considered a supplement to and not a replacement for the act.

NEW SECTION

WAC 434-166-020 PURPOSE OF REGULATIONS. The purpose of the regulations is to set minimum standards to implement the "act" in an effective and efficient manner.

NEW SECTION

WAC 434-166-030 OFFICIAL ADDRESS, TELEPHONE NUMBER OF THE OFFICE OF THE SECRETARY OF STATE, INTERNATIONAL STUDENT EXCHANGE DIVISION. The address to be used for delivery and receipt of mail, information, registration applications, amendments, fees, and other material required by the act is:

Office of the Secretary of State
International Student Exchange Division
505 E Union, 2nd Floor
PO Box 40234
Olympia WA 98504-0234

The telephone to be used for inquiries relating to this act and to be disclosed by the organization as required by RCW 19.166.070, is: (206) 753-7120.

NEW SECTION

WAC 434-166-040 OFFICE HOURS. Customary hours of operation of the International Student Exchange Division are 8:00 a.m. to 4:30 p.m., Monday through Friday, except holidays. Registration documents received after 4:00 p.m. will not be processed until the next day.

NEW SECTION

WAC 434-166-050 PUBLIC RECORDS. Except as provided by RCW 42.17.310, all documents relating to the International Student Exchange Division are public record and are available for public inspection and copying pursuant to rules of procedure, chapter 434-12A WAC.

NEW SECTION

WAC 434-166-060 PUBLIC RECORDS COPYING CHARGE-EXEMPTIONS. Requests for copies or certificates relating to the public records of this act shall be charged per registered organization, as follows:

(1) A photocopy shall be fifty cents per page for the first ten pages and twenty-five cents per page for each additional page.

(2) A certified copy or certificate of fact shall be five dollars for the certification plus any additional copying charges.

(3) Requests for copies (whether photo or certified) or a certificate of fact by a Washington state agency in the pursuit of business shall be provided without charge.

NEW SECTION

WAC 434-166-070 REGISTRATION APPLICATIONS—GROUNDS FOR DENIAL. Any application or form shall not be accepted by the secretary of state if it is not on the form prescribed by the secretary, unsigned, incomplete, illegible, or does not include all required fees, information, and documents.

NEW SECTION

WAC 434-166-080 DEFINITIONS. Terms defined in RCW 19.166.020 shall apply in these regulations. In addition, the following definitions shall be applicable when used in these regulations:

(1) "Secretary" means the secretary of state or an employee of the secretary acting under the authority of the secretary.

(2) "Act" means the International Student Exchange Agency Registration, chapter 128, Laws of 1991 and Title 19 RCW.

(3) "International student exchange visitor placement organization" or "organization" means any organization which places two or more international student exchange visitors in the state of Washington during a five-year period.

(4) "International student exchange visitor" or "student" means any foreign national who:

(a) Is eighteen years of age or under, or up to the age of twenty-one; and

(b) Who is engaged in full-time participation in a prescribed course of study in this state conducted by any secondary public institution of learning;

(c) Has been selected to participate in an exchange visitor program sponsored by an international student exchange visitor placement organization; and

(d) Enters the state of Washington with a nonimmigrant visa.

(5) "Responsible officer" means the officer or employee of the international student placement organization who has primary authority for supervising placements in the state of Washington.

(6) "Responsible officer address" means the physical location of the responsible officer.

(7) "Immediate family" means the parent(s) or legal guardian(s) of an international student exchange visitor.

(8) "Nonimmigrant visa" means a visa category used by nonresident aliens whose primary purpose for visiting the United States is to study full-time at an approved institution.

(9) "Host family" means the family residing in the state of Washington that the international student exchange visitor resides with during his or her period of academic study.

(10) "USIA" shall mean United States Information Agency.

(11) "USIA regulations" means regulations promulgated by the United States Information Agency (USIA) governing exchange visitor programs designated by them.

(12) "USIA designation letter" means the letter from USIA showing acceptance into its' program.

(13) "CSIET" means the Council on Standards for International Educational Travel.

(14) "CSIET standards" means standards published by CSIET and used by the CSIET to evaluate the operations of international student exchange visitor placement organizations.

(15) "CSIET's approval for listing letter" means the letter from CSIET showing that the placement organization meets the standards set by the CSIET and has been accepted for the current listing.

(16) "High school" means any secondary public institution of learning in the state of Washington.

PART B

INTERNATIONAL STUDENT EXCHANGE AGENCY REGISTRATION STANDARDS

NEW SECTION

WAC 434-166-090 SELECTION OF STUDENT. The organization shall be fully responsible for the selection of suitable students for participation in its international student exchange visitor program. Selection shall be limited to students who have a sufficient command of

the English language to enable them to function well in an English-speaking academic and community environment. Students shall also be screened for demonstrated maturity, good character, and ability to derive maximum benefit from the program experience.

NEW SECTION

WAC 434-166-100 ORIENTATION OF STUDENTS AND HOST FAMILIES. (1) The organization shall provide:

(a) Each student and immediate family of each student with suitable orientation prior to departure from their home and upon arrival in the state of Washington to acquaint them in advance with the customs of the state of Washington and the United States. In addition, they shall be provided with detailed knowledge of the school and academic program in which he or she will be participating and information relating to their host family.

(b) Each host family with suitable orientation in advance of the student's arrival, including information on family, school, and cultures of the student's native country, as well as information relating to the academic program in which the student will be enrolled in.

(2) Each organization shall maintain in their records a copy of the letters used to notify the student, immediate family, and host family of the above information.

NEW SECTION

WAC 434-166-110 HEALTH AND ACCIDENT INSURANCE. (1) Each organization shall ensure that every student participating in the exchange program has health and accident insurance from the time of departure from home to the time the student returns to his or her home country. Minimum acceptable insurance is:

(a) Medical and accident coverage of fifty thousand dollars per illness or accident;

(b) Preparation and transportation of remains to the student's home country (minimum of five thousand dollars) in the event of death. Coverage may be provided in one of the following ways:

(i) By the student;

(ii) By the organization.

(2) The organization is responsible for providing each student, each student's immediate family and the host family detailed printed information regarding the terms and limits of insurance coverage and procedures for filing a claim (including forms wherever possible).

(3) The organization shall maintain in its files proof of health and accident insurance.

NEW SECTION

WAC 434-166-120 ACCEPTANCE OF STUDENTS. No student shall be brought into the state of Washington by the organization unless he or she has been accepted in writing as a student by the legally authorized designee of the admitting high school. The organization shall maintain in its files copies of such documents authorizing enrollment.

NEW SECTION

WAC 434-166-130 SELECTION OF HOST FAMILY. (1) The organization is responsible for making all arrangements for the placement of each student with a host family whose home is located in a place convenient to the educational institution in which the student is to be enrolled.

(2) The organization shall make every effort to assure the maximum degree of compatibility between the family and the student, including, wherever possible, the presence in the family of a teenage student.

(3) The organization's representative shall visit the home of, and personally interview, each host family before a student is assigned to such family.

(4) The organization shall ensure that its representative selects only those homes which reflect the high quality expected of the International Student Exchange Agency Program.

(5) A written record shall be made of this visit and interview by the representative, a copy of which shall be maintained by the organization.

(6) Selection of host families and assignment of students shall be made as far in advance of the student's arrival as possible, but in no event less than three weeks prior to departure from the student's home.

(7) No organization shall bring a student into the United States without written acceptance from the host family.

(8) The host family shall be advised in writing of the name, age, educational status, other background information, and anticipated arrival time of the assigned student.

(9) The student's immediate family shall be advised in writing of the name, address, family composition, and other background information concerning the host family at the earliest possible time, to permit the exchange of correspondence between the respective families in advance of the student's arrival.

(10) Copies of these notifications shall be maintained in its files by the organization.

NEW SECTION

WAC 434-166-140 **HOST FAMILY HOUSING REQUIREMENTS FOR STUDENTS.** (1) Each organization shall be responsible for placing the student with a host family which can provide housing which:

- (a) Furnishes separate private sleeping quarters for each sex;
- (b) A bed of his or her own; and
- (c) No more than four persons to a bedroom.

(2) The host family's home, and household equipment shall be maintained in a clean and sanitary condition, free of hazards, and in good repair. The home shall be accessible to other resources in the event of an emergency (e.g., telephone, emergency services, etc.).

NEW SECTION

WAC 434-166-150 **CHANGE IN HOST FAMILY ASSIGNMENT.** If unforeseen events occur and it is in the best interest of the student, the organization may make a change in the host family assignment of a student. Reports of any such changes and the reasons therefore shall be retained by the organization. Notification of any change shall be sent within twenty-four hours to the immediate family, host families, and the school of placement.

NEW SECTION

WAC 434-166-160 **EMPLOYMENT OF STUDENTS.** (1) Each organization shall advise its students that they may not accept or undertake regular employment while enrolled in the program.

(2) Students may engage in occasional intermittent jobs, such as tutoring, grass-cutting, baby-sitting and the like.

(3) Students may not perform the duties of a household domestic for compensation or otherwise in the home of the host family.

(4) Students may be asked to assist in normal daily chores in the host family household which other members of the family perform.

NEW SECTION

WAC 434-166-170 **SUPERVISION BY ORGANIZATION.** The organization shall maintain continuous personal contact with each of its' students, the host family, and the high school in which each student is enrolled. The organization shall initiate action to attempt to resolve any problems which may arise with respect to the student's participation in his or her academic program or with respect to the student's relationship with his or her host family.

NEW SECTION

WAC 434-166-180 **TRAVEL RESPONSIBILITY OF ORGANIZATION.** (1) Each organization shall be responsible for maintaining records of prepaid travel arrangements of all students placed in the state of Washington by the organization.

(2) Transportation must be provided both to and from the student's home to their destination by air and/or surface modes of commercial transportation.

(3) Travel arrangements shall be carried out by the purchase of a roundtrip ticket or tickets to their final destinations for each student prior to the entry of each student into the state of Washington. These travel arrangements may be made either:

- (a) By the organization; or
- (b) By the student.

(4) A copy of the travel itinerary and a copy of the prepaid roundtrip ticket shall be maintained by the organization in their files.

(5) A copy of the prepaid roundtrip ticket shall be given to the host family.

NEW SECTION

WAC 434-166-190 **INFORMATION TO BE PROVIDED.** (1) An international student placement agency shall provide each student, each student's immediate family, and the host family with an informational document regarding the agency services, in English, which shall contain at a minimum: Disclosure of all monies paid to the agency which are to be paid to the host family, students, or for special or additional activities during the program period. The timing and method of payment are to be specified.

(2) In addition, each student and host family shall receive a statement which includes the amount of the fee to be charged to the student.

NEW SECTION

WAC 434-166-200 **AGENCY RECORDS REQUIREMENTS.** (1) Each organization shall keep records at the organizational office of services rendered to host families and students. The records and obligations shall include:

(a) The name, home address, and telephone number of the student (in that student's home country) to whom services are provided or promised.

(b) The name, address, and telephone number of the host family with whom the student is placed, which shall be on file at least seven days prior to the student's arrival in the state of Washington.

(c) Document that each student entered the state with a nonimmigrant visa and is enrolled in a public secondary educational institution.

(d) Document that authorizes enrollment in school of acceptance.

(e) Copy of written records of interview between the organization's representative and the host family.

(f) Copy of correspondence to the student's immediate family advising them of the name, address, family composition, and other background information concerning the host family.

(g) Copy of correspondence to host family(ies) advising them of the name, age, educational status, other background information, and anticipated arrival time of student.

(h) The amount of the organization's fee(s) charged to a student and an itemization of the services attributable to individual portions of the fee(s).

(i) A complete copy of any written agreements entered into between the organization, students, and the host families.

(j) Copy of health and accident insurance policy covering participating students and a statement of how coverage shall be provided.

(2) The records shall be maintained for a period of one year from the date on which the student departs from the state of Washington. For purposes of investigating a complaint or otherwise assuring compliance with this chapter and rules adopted thereunder, the records shall be subject to inspection by the secretary, upon request.

PART C CONDITIONS APPLICABLE TO REGISTRATION

NEW SECTION

WAC 434-166-210 **APPOINTMENT OF A RESPONSIBLE OFFICER AND RESPONSIBLE OFFICER ADDRESS.** (1) Each organization shall appoint and continuously maintain a responsible officer, as required by RCW 19.166.050, who has primary responsibility for supervising placements within the state of Washington.

(2) The responsible officer shall be an employee or officer of the organization.

(3) The person who signs the application as responsible officer as required by RCW 19.166.050 shows acceptance of assuming the duties of the responsible officer.

(4) The responsible officer shall have an address which shall be a specific geographic location, and be identified by number, if any, and street, or building address, or rural route, city, state, and zip code or, if a commonly known street or rural route does not exist, by legal description. The responsible officer's address may not be identified by post office box number or other nongeographic address. For purposes of communicating by mail, the secretary may permit the use of a post office address in conjunction with the geographic location if they are located in same city, if, the organization also maintains on file the specific geographic address of the Washington office.

NEW SECTION

WAC 434-166-220 CHANGE OF RESPONSIBLE OFFICER AND/OR RESPONSIBLE OFFICER ADDRESS. An organization may change its responsible officer or responsible officer address by delivering to the secretary, within thirty days of the change, a statement of change that sets forth:

- (1) The name of the organization;
- (2) If the current officer address is to be changed, the street address of the new officer address in accordance with WAC
- (3) If the current responsible officer is to be changed, the name of the new responsible officer and the new officer's written consent accepting the responsibility of the responsible officer.

NEW SECTION

WAC 434-166-230 RESIGNATION OF RESPONSIBLE OFFICER. (1) A responsible officer may resign by signing and delivering to the secretary of state for filing a statement of resignation. The statement must also include a statement that the responsible officer address is also discontinued.

- (2) After filing the statement the secretary of state shall mail a copy of the filed statement to the organization at its organizational address.
- (3) The organization shall appoint a new responsible officer and responsible officer address within thirty days of notification.

NEW SECTION

WAC 434-166-240 DUTIES OF THE RESPONSIBLE OFFICER. The officer who signs the application consenting to serve as responsible officer, shall:

- (1) Accept all official communications and inquiries from the secretary on behalf of the organization.
- (2) Maintain copies of all documentation, as required by WAC, on behalf of the organization for each individual student place in the state of Washington.
- (3) Furnish all documentation, information, reports, documents, books, files, and other records requested by the secretary on all matters relating to the students placed in Washington by the organization.

NEW SECTION

WAC 434-166-250 INDIVIDUAL LOCATED IN STATE OF WASHINGTON. (1) The organization shall maintain an in-state telephone number as required by RCW 19.166.050. This telephone number shall be registered to an individual residing in the state of Washington, which may be:

- (a) An employee for the organization; or
- (b) An officer for the organization; or
- (c) A volunteer for the organization.
- (2) The organization shall insure that this individual has:
 - (a) A listing of all placements of students by the organization and the location of each in the state of Washington;
 - (b) Knowledge of emergency procedures;
 - (c) Twenty-four-hour contact with the organization for emergencies;
 - (d) Knowledge and capability to assist and advise the students in their relationship with the organization.
- (3) Each individual maintaining the in-state telephone number for the organization shall sign a written agreement with the organization. A copy of which shall be submitted to the secretary with the registration application.

NEW SECTION

WAC 434-166-260 REQUIREMENT TO REGISTER. Each organization operating in Washington is required to register with the secretary, if two or more students are placed in Washington public high schools within a five year period.

NEW SECTION

WAC 434-166-270 TRANSACTION OF BUSINESS OR CONDUCTING AFFAIRS. No organization that is a foreign corporation or limited partnership defined in RCW 23B.01.400(2), 24.03.005(2), 24.06.005(2) and 25.10.010(4) will be registered under this program unless and until the organization complies with foreign corporation or limited partnership registration requirements.

NEW SECTION

WAC 434-166-280 APPLICATION FOR REGISTRATION. (1) Any organization meeting the requirements set forth in RCW 19. and WAC shall register with the secretary of state. Such registration shall be made on a form prescribed by the secretary of state and filed with the secretary's office.

- (2) The applicant must also provide evidence that they have met the established standards as an international student exchange visitor placement organization, by:
 - (a) Submitting a copy of the USIA's Designation Letter showing current registration; or
 - (b) Submitting a copy of the CSIET's Approval for Listing Letter showing current registration; or
 - (c) Submitting a notarized statement, on a form prescribed by the secretary of state, declaring that the organization has met all standards and obligations as required by RCW 19..... and WAC
- (3) Registrations are effective for a period of one year from the date of filing.

NEW SECTION

WAC 434-166-290 APPLICATION FOR REREGISTRATION. (1) Prior to the expiration of the registration period, organizations may seek reregistration for another one year period by completing the registration requirements as set forth in RCW 19.166.050 and WAC

- (2) The secretary may mail a reregistration form to the responsible officer/responsible officer address within forty-five days prior to the expiration date of the registration.
- (3) Failure of the secretary to notify the organization of reregistration does not relieve the organization's obligation for filing its' reregistration documents.
- (4) Applications to reregister must be filed by the due date specified by RCW 19.166.050; no extensions will be granted by the secretary.

NEW SECTION

WAC 434-166-300 FEES. (1) Organizations required to register or reregister under RCW 19.166.030 and WAC shall pay a fee of fifty dollars per application. (2) A notification of change of information required under RCW 19. and WAC shall be accepted without fee.

**PART D
TERMINATION AND REVOCATION OF INTERNATIONAL
STUDENT EXCHANGE ORGANIZATION'S REGISTRATIONS**

NEW SECTION

WAC 434-166-310 TERMINATION. Registrations of organizations shall be terminated when any of the following circumstances set forth occur:

- (1) Voluntary termination. An organization may voluntarily terminate its registration by notifying the secretary of such intent. The organization's registration shall terminate upon such notification.
- (2) Failure to apply for reregistration. Failure to apply for reregistration will result in the automatic termination of the organization's registration. If so terminated, the former organization must apply for a new registration.
- (3) Loss of license, permit or accreditation. An organization's registration shall automatically terminate in the event that the organization fails to remain in compliance with local, state, federal, or professional requirements necessary to carry out the activities for which it was registered.
- (4) Ownership change. An organization's registration shall automatically terminate in the event of a change of structure of the organization.
- (5) Failure to notify. An organization's registration shall automatically terminate in the event the organization fails to notify the secretary within thirty days of any changes in their registration documents within thirty days, as required by RCW 19.166.050.

NEW SECTION

WAC 434-166-320 REVOCATION. An organization's registration will be terminated by revocation for cause as specified in RCW

19.166.090. An organization whose registration has been revoked may not apply for a new registration.

NEW SECTION

WAC 434-166-330 RESPONSIBILITIES OF ORGANIZATION UPON TERMINATION OR REVOCATION. (1) The termination or revocation of the organization's registration shall not relieve the organization's obligation to all students who are in the state of Washington.

(2) The organization shall immediately cancel any student's exchange visit prior to entry to the state of Washington unless a transfer to another registered program can be obtained.

**PART D
MISCELLANEOUS PROVISIONS**

NEW SECTION

WAC 434-166-340 ADHERENCE TO REGULATIONS. Organizations are required to adhere to regulations set forth in RCW 19. and WAC

NEW SECTION

WAC 434-166-350 REQUESTS BY SECRETARY OF STATE. Organizations shall furnish all information, reports, documents, books, files, and other records requested by the secretary on all matters related to the organization's international student exchange visitor placement programs.

NEW SECTION

WAC 434-166-360 INQUIRIES AND INVESTIGATIONS. Organizations shall cooperate fully with any inquiry or investigation that may be undertaken by the secretary.

**WSR 92-02-105
PERMANENT RULES
DEPARTMENT OF
GENERAL ADMINISTRATION
(Division of Banking)**

[Filed January 2, 1992, 11:38 a.m.]

Date of Adoption: January 2, 1992.

Purpose: To implement a new act passed by the 1991 legislature.

Statutory Authority for Adoption: Section 24, chapter 355, Laws of 1991.

Pursuant to notice filed as WSR 91-20-176 on October 2, 1991.

Changes Other than Editing from Proposed to Adopted Version: Based on comments received at the formal hearing WAC 50-30-010(2) was amended to accept a CPA audited statement or an examination by another state in lieu of an examination by the supervisor. WAC 50-30-030(1) the minimum bond was reduced to 75 percent of the highest monthly liability and a ceiling of three million dollars was established.

Effective Date of Rule: Thirty-one days after filing.

January 2, 1992

John L. Bley

Supervisor of Banking

**Chapter 50-30 WAC
CHECK CASHERS AND SELLERS—REGULATION OF**

NEW SECTION

WAC 50-30-010 APPLICATION INVESTIGATION AND SUPERVISION FEE. (1) An applicant at the time of filing an application for a license under this act shall pay to the supervisor a reasonable sum determined by the supervisor as a deposit for investigating the application. The deposit fee is not refundable if an application is denied or withdrawn. The investigation fee shall be applied to the actual cost of investigation of the application and if not sufficient to cover said cost, the applicant will be assessed and responsible for additional cost incurred.

(2) The supervisor at least every eighteen months shall conduct an examination of the business and examine the books, accounts, records, and files used therein, of any licensee, of any agent, and of any person who the supervisor has reason to believe is engaging in the business of cashing or selling checks. The licensee so examined shall pay to the supervisor the actual cost of examining and supervising each licensed place of business at the examination hourly rate prescribed. The supervisor may accept an audit report prepared by an independent certified public accountant or an examination prepared by another state in lieu of, in whole or in part, an examination performed by the supervisor.

NEW SECTION

WAC 50-30-020 SCHEDULE OF FEES FOR CHECK CASHERS AND SELLERS. (1) The supervisor shall collect the following fees:

(a) Hourly charges for services plus actual expenses for review of application and investigation for:

- (i) New license application.
- (ii) Additional locations.
- (iii) Change of control.
- (iv) Relocation of office.
- (v) Voluntary or involuntary liquidation of licensee.
- (vi) Other.

(b) The hourly fee for services shall be ninety dollars per employee hour expended. The supervisor may require a lump sum payment in advance to cover the anticipated cost of review and investigation of the activities described in (a) of this subsection. In no event shall the lump sum payment required under this section exceed actual amounts derived in (a) of this subsection.

(2) The hourly fee for periodic examinations described in WAC 50-30-010(2) shall be ninety dollars per hour.

NEW SECTION

WAC 50-30-030 FIDELITY BOND FOR APPLICANTS ENGAGING IN THE BUSINESS OF SELLING CHECKS, DRAFTS, MONEY ORDERS, OR OTHER COMMERCIAL PAPER SERVING THE SAME PURPOSE. (1) A licensee engaged in the business of selling checks, drafts, money orders, or other commercial paper serving the same purpose shall obtain at the beginning of each calendar year and file with the supervisor a fidelity bond issued by a bonding company or insurance company authorized to do business in this state. The fidelity coverage or blanket fidelity coverage on each officer, employee, or agent having access to

funds collected by or for the licensee shall not be less than the amount established in the following table:

Highest Monthly Liability*	Required Bond	Plus Percentage of Excess Over
Up to \$50,000	Highest Monthly Liability	Highest Monthly Liability
\$50,001 to \$100,000	\$50,000	.5 above \$50,000
\$100,000 plus	\$75,000	.25 above \$100,000

The maximum fidelity coverage required shall be three million dollars.

* The monthly liability is the total sum of checks for a given month. The "Highest Monthly Liability" shall be determined by the highest monthly liability of checks from the preceding calendar year multiplied by seventy-five percent.

(2) In lieu of such fidelity bond, the applicant may deposit with such banks, savings banks, savings and loan associations, or trust companies in this state as such applicant may designate and the supervisor may approve, bonds, notes, debentures, or other obligations of the United States or any agency or instrumentality thereof or guaranteed by the United States or of the state of Washington or of a municipality, county, school district, or instrumentality of the state of Washington or guaranteed by the state to an aggregate amount, based on principal amount or market value, whichever is lower, of not less than the amount of the required fidelity bond or portion thereof. The securities shall be deposited as aforesaid and held to secure the same obligations as would the fidelity bond, but the depositor shall be entitled to receive all interest and dividends thereon, shall have the right, with the approval of the supervisor, to substitute other qualified securities for those deposited, and shall be required so to do on written order of the supervisor made for good cause shown.

(3) In lieu of such fidelity bond, the applicant may deposit with the supervisor an irrevocable letter of credit drawn in favor of the supervisor for an amount equal to or greater than the required bond. The irrevocable letter of credit must be issued by a bank, savings bank, or savings and loan association in this state as such applicant may designate and the supervisor may approve.

NEW SECTION

WAC 50-30-040 ACCESS TO CRIMINAL HISTORY INFORMATION. (1) The supervisor may review any criminal history record information relating to an applicant that is maintained by any federal, state, or local law enforcement agency of:

- (a) An applicant for a license under this article; or
- (b) A principal of an applicant for a license under this article.

(2) The supervisor may refuse to grant a license or may suspend or revoke a license if the applicant, licensee, or principal of the applicant or licensee, fails to provide a complete set of fingerprints and a recent photograph on request.

(3) All criminal history record information received by the supervisor is confidential information and is for exclusive use of the supervisor and the division of banking. Except on court order or as provided by subsection (4) of this section, or otherwise restricted by law, the information may not be released or otherwise disclosed to any other person or agency.

(4) The supervisor may not provide a person being investigated under this section with a copy of the person's criminal history record obtained pursuant to subsection (1) of this section. This subsection does not prevent the supervisor from disclosing to the person the dates and places of arrests, offenses, and dispositions contained in the criminal history records.

NEW SECTION

WAC 50-30-050 ISSUANCE OF LICENSE. If the supervisor determines all criteria of section 4, chapter 355, Laws of 1991 has been met and the appropriate fees paid, the supervisor shall issue a nontransferable license for the applicant to engage in the business of cashing and/or selling checks. The license shall remain in effect for a period of five years from the date of its issuance unless earlier surrendered, suspended, or revoked.

NEW SECTION

WAC 50-30-060 DISCLOSURE OF SIGNIFICANT DEVELOPMENTS. A licensee shall be required to notify the supervisor in writing within thirty days of the occurrence of any of the following significant developments:

- (1) Licensee filing for bankruptcy or reorganization.
- (2) Notification of the institution of license revocation procedures in any state against the licensee.
- (3) The filing of a criminal indictment any way related to check cashing and/or selling activities of licensee, key officer, director, or principal, including, but not limited to, the handling and/or reporting of moneys received and/or instruments sold.
- (4) A licensee, key officer, director, or principal being convicted of a crime.
- (5) A change of control. In the case of a corporation, control is defined as a change of ownership by a person or group acting in concert to acquire ten percent of the stock, or the ability of a person or group acting in concert to elect a majority of the directors or otherwise effect a change in policy of the corporation. The supervisor may require such information as deemed necessary to determine whether a new application is required. In the case of entities other than corporations, change in control shall mean any change in principals of the organization either active or passive. Change of control investigation fees shall be billed to the persons or group at the rate billed for applications.

NEW SECTION

WAC 50-30-070 ACCOUNTING AND FINANCIAL RECORDS TO BE MAINTAINED BY THE LICENSEE. Cashers of checks and/or sellers of checks, drafts, money orders, or other commercial paper serving the same purpose shall be required to maintain as a minimum the following books and records.

- (1) A daily record of checks cashed shall be maintained as a record of all check cashing transactions occurring each day. Such daily record shall be limited to the following provided a sufficient audit trail is available

through records obtainable from the licensee's bank of account.

- (a) Amount of the check cashed;
- (b) Amount of fee charged for cashing the check;
- (c) Amount of cash deducted from the transaction for the sales of other services or products.

(2) A daily cash reconciliation shall be maintained summarizing each day's activity and reconciling cash on hand at the opening of business to cash on hand at the close of business. Such reconciliation shall separately reflect cash received from the sale of checks, redemption of returned items, bank cash withdrawals, cash disbursed in cashing of checks, and bank cash deposits.

(3) Records required under subsections (1) and (2) of this section may be maintained in combined form, hand or machine posted, or automated.

(4) A general ledger containing records of all assets, liabilities, capital, income, and expenses shall be maintained. The general ledger shall be posted from the daily record of checks cashed or other record of original entry, at least monthly, and shall be maintained in such manner as to facilitate the preparation of an accurate trial balance of accounts in accordance with generally accepted accounting practices. A consolidated general ledger reflecting activity at two or more locations by the same licensee may be maintained provided books of original entry are separately maintained for each location.

(5) All checks, drafts, and money orders drawn on a financial institution domiciled in the United States and cashed by a licensee shall be sent for deposit to the licensee's account at a depository financial institution located in Washington state or sent for collection not later than close of business on the third business day after the day on which the check was accepted for cash.

(6) Every licensee shall maintain current personnel files for its employees.

NEW SECTION

WAC 50-30-080 LICENSEES ARE REQUIRED TO COMPLY WITH FEDERAL AND STATE LAWS INCLUDING BUT NOT LIMITED TO THE FOLLOWING. (1) Each licensee shall comply with section 103.29 of the Code of Federal Regulations and maintain detailed records to satisfy currency transaction reporting requirements of the United States Treasury Department.

(2) Each licensee must comply with chapter 63.29 RCW Uniform Unclaimed Property Act.

NEW SECTION

WAC 50-30-090 AUDIT REPORT BY LICENSEE; FINANCIAL STATEMENTS. (1) Each licensee shall submit annually a financial statement on a form prescribed by the supervisor. Financial statements may be prepared by outside accountants or by the licensee's own accountants. Said statements are due one hundred five days after the calendar year end, or if the licensee has established a fiscal year, then one hundred five days after the fiscal year end.

(2) A licensee engaged in the business of selling checks, drafts, money orders, or other commercial paper serving the same purpose, whose license has been surrendered or revoked shall submit to the supervisor, at its own expense, on or before one hundred five days after the effective date of such surrender or revocation, a closing audit report containing audited financial statements as of such effective date for the twelve months ending with such effective date or for such other period as the supervisor may specify. If the report, certificate, or opinion of the independent accountant is in any way qualified, the supervisor may require the licensee to take such action as appropriate to permit an independent accountant to remove such qualification from the report, certificate, or opinion. Such report shall include relevant information specified by the supervisor.

(3) The reports and financial statements referred to in subsections (1) and (2) of this section shall include at least a balance sheet and a statement of income together with such other relevant information as the supervisor may require, and shall be prepared in accordance with general accepted accounting principles and the reports and financial statements referred to in subsection (2) of this section shall be accompanied by a report, certificate, or opinion of an independent certified public accountant or independent public accountant. The audits shall be conducted in accordance with generally accepted auditing standards.

(4) For good cause and upon written request, the supervisor may extend the time for compliance with this section.

(5) A licensee shall, when requested by the supervisor, for good cause, submit its unaudited financial statement, prepared in accordance with generally accepted accounting principles and consisting of at least a balance sheet and statement of income as of the date and for the period specified by the supervisor.

(6) The supervisor may reject any financial statement, report, certificate, or opinion filed pursuant to this section by notifying the licensee or other person required to make such filing of its rejection and the cause thereof. Within thirty days after the receipt of such notice, the licensee or other person shall correct such deficiency. The supervisor shall retain a copy of all filings so rejected.

NEW SECTION

WAC 50-30-100 TRUST ACCOUNTS; LIMITATIONS AND PROHIBITIONS. (1) The licensee in the business of selling checks shall periodically at least monthly withdraw from the trust account an amount equal to fees earned for the corresponding period from the sale of checks, drafts, money orders, or other commercial paper serving the same purpose. The remaining balance of the trust account must be sufficient to cover all checks, drafts, money orders, and other commercial paper serving the same purpose that remain outstanding and drawn against the trust account.

(2) A licensee is prohibited from allowing the bank of account to charge back checks or drafts deposited to the trust account and subsequently dishonored against said trust account.

(3) Withdrawals from the trust account by a licensee, whose license has been suspended, terminated, or not renewed, will not be allowed, without the supervisor's consent, until a closing audit report has been received according to WAC 50-30-090(2).

NEW SECTION

WAC 50-30-110 TRANSITIONAL RULE. Businesses engaged in check cashing or check selling as of December 1, 1991, may file application with the supervisor and immediately obtain an interim license upon acceptance of the application for review. Such license shall be good for sixty days unless extended by the supervisor. This section shall become void after July 1, 1992.

Table of WAC Sections Affected as of 12/31/91

KEY TO TABLE

Symbols:
 AMD = Amendment of existing section
 A/R = Amending and recodifying a section
 DECOD = Decodification of an existing section
 NEW = New section not previously codified
 OBJEC = Notice of objection by Joint Administrative Rules Review Committee
 PREP = Preproposal comments
 RE-AD = Readoption of existing section
 RECOD = Recodification of previously codified section
 REP = Repeal of existing section
 RESCIND = Rescind previous emergency rule
 REVIEW = Review of previously adopted rule

Suffixes:
 -P = Proposed action
 -C = Continuance of previous proposal
 -E = Emergency action
 -S = Supplemental notice
 -W = Withdrawal of proposed action
 No suffix means permanent action

This table covers the current calendar year through this issue of the Register and should be used to locate rules amended, adopted, or repealed subsequent to the publication date of the latest WAC or Supplement.

WAC # shows the section number under which an agency rule is or will be codified in the Washington Administrative Code.

WSR # shows the issue of the Washington State Register where the document may be found; the last three digits show the sequence of the document within the issue.

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1-08-070	REP	91-10-010	1-08-320	REP	91-10-010	1-08-570	REP	91-10-010
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1-08-090	REP-P	91-06-067	1-08-340	REP-P	91-06-067	1-08-590	REP-P	91-06-067
1-08-090	REP	91-10-010	1-08-340	REP	91-10-010	1-08-590	REP	91-10-010
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1-08-190	REP	91-10-010	1-08-440	REP	91-10-010	16-08-011	NEW-P	91-20-177
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16-08-050	REP	91-23-051	16-08-310	REP-P	91-20-177	16-80-025	NEW	91-08-027
16-08-051	NEW-P	91-20-177	16-08-310	REP	91-23-051	16-80-030	NEW-P	91-05-076
16-08-051	NEW	91-23-051	16-08-320	REP-P	91-20-177	16-80-030	NEW	91-08-027
16-08-060	REP-P	91-20-177	16-08-320	REP	91-23-051	16-80-035	NEW-P	91-05-076
16-08-060	REP	91-23-051	16-08-330	REP-P	91-20-177	16-80-035	NEW	91-08-027
16-08-061	NEW-P	91-20-177	16-08-330	REP	91-23-051	16-80-040	NEW-P	91-05-076
16-08-061	NEW	91-23-051	16-08-340	REP-P	91-20-177	16-80-040	NEW	91-08-027
16-08-070	REP-P	91-20-177	16-08-340	REP	91-23-051	16-80-045	NEW-P	91-05-076
16-08-070	REP	91-23-051	16-08-350	REP-P	91-20-177	16-80-045	NEW	91-08-027
16-08-071	NEW-P	91-20-177	16-08-350	REP	91-23-051	16-80-047	NEW-P	91-05-076
16-08-071	NEW	91-23-051	16-08-360	REP-P	91-20-177	16-80-047	NEW	91-08-027
16-08-080	REP-P	91-20-177	16-08-360	REP	91-23-051	16-80-050	NEW-P	91-05-076
16-08-080	REP	91-23-051	16-08-370	REP-P	91-20-177	16-80-050	NEW	91-08-027
16-08-081	NEW-P	91-20-177	16-08-370	REP	91-23-051	16-104-310	NEW-P	91-21-125
16-08-081	NEW	91-23-051	16-08-380	REP-P	91-20-177	16-104-310	NEW	92-01-091
16-08-090	REP-P	91-20-177	16-08-380	REP	91-23-051	16-104-320	NEW-P	91-21-125
16-08-090	REP	91-23-051	16-08-390	REP-P	91-20-177	16-104-320	NEW	92-01-091
16-08-091	NEW-P	91-20-177	16-08-390	REP	91-23-051	16-104-330	NEW-P	91-21-125
16-08-091	NEW	91-23-051	16-08-400	REP-P	91-20-177	16-104-330	NEW	92-01-091
16-08-100	REP-P	91-20-177	16-08-400	REP	91-23-051	16-104-340	NEW-P	91-21-125
16-08-100	REP	91-23-051	16-08-410	REP-P	91-20-177	16-104-340	NEW	92-01-091
16-08-101	NEW-P	91-20-177	16-08-410	REP	91-23-051	16-104-350	NEW-P	91-21-125
16-08-101	NEW	91-23-051	16-08-420	REP-P	91-20-177	16-104-350	NEW	92-01-091
16-08-110	REP-P	91-20-177	16-08-420	REP	91-23-051	16-104-360	NEW-P	91-21-125
16-08-110	REP	91-23-051	16-08-430	REP-P	91-20-177	16-104-360	NEW	92-01-091
16-08-111	NEW-P	91-20-177	16-08-430	REP	91-23-051	16-104-370	NEW-P	91-21-125
16-08-111	NEW	91-23-051	16-08-440	REP-P	91-20-177	16-104-370	NEW	92-01-091
16-08-120	REP-P	91-20-177	16-08-440	REP	91-23-051	16-122-001	NEW-P	91-13-106
16-08-120	REP	91-23-051	16-08-450	REP-P	91-20-177	16-122-001	NEW	91-16-005
16-08-121	NEW-P	91-20-177	16-08-450	REP	91-23-051	16-124-011	NEW-P	91-13-106
16-08-121	NEW	91-23-051	16-08-460	REP-P	91-20-177	16-124-011	NEW	91-16-005
16-08-130	REP-P	91-20-177	16-08-460	REP	91-23-051	16-126-001	NEW-P	91-13-106
16-08-130	REP	91-23-051	16-08-470	REP-P	91-20-177	16-126-001	NEW	91-16-005
16-08-131	NEW-P	91-20-177	16-08-470	REP	91-23-051	16-146-100	NEW-P	91-13-106
16-08-131	NEW	91-23-051	16-08-480	REP-P	91-20-177	16-146-100	NEW	91-16-005
16-08-140	REP-P	91-20-177	16-08-480	REP	91-23-051	16-146-110	NEW-P	91-13-106
16-08-140	REP	91-23-051	16-08-490	REP-P	91-20-177	16-146-110	NEW	91-16-005
16-08-141	NEW-P	91-20-177	16-08-490	REP	91-23-051	16-154	AMD-P	91-05-006
16-08-141	NEW	91-23-051	16-08-500	REP-P	91-20-177	16-154	AMD	91-09-028
16-08-150	REP-P	91-20-177	16-08-500	REP	91-23-051	16-154-010	AMD-P	91-05-006
16-08-150	REP	91-23-051	16-08-510	REP-P	91-20-177	16-154-010	AMD	91-09-028
16-08-151	NEW-P	91-20-177	16-08-510	REP	91-23-051	16-154-020	AMD-P	91-05-006
16-08-151	NEW	91-23-051	16-08-520	REP-P	91-20-177	16-154-020	AMD	91-09-028
16-08-160	REP-P	91-20-177	16-08-520	REP	91-23-051	16-154-020	REP-P	91-15-067
16-08-160	REP	91-23-051	16-08-530	REP-P	91-20-177	16-154-020	REP	91-20-013
16-08-161	NEW-P	91-20-177	16-08-530	REP	91-23-051	16-154-030	NEW-P	91-05-006
16-08-161	NEW	91-23-051	16-08-540	REP-P	91-20-177	16-154-030	NEW	91-09-028
16-08-170	REP-P	91-20-177	16-08-540	REP	91-23-051	16-154-040	NEW-P	91-05-006
16-08-170	REP	91-23-051	16-08-550	REP-P	91-20-177	16-154-040	NEW	91-09-028
16-08-171	NEW-P	91-20-177	16-08-550	REP	91-23-051	16-154-050	NEW-P	91-05-006
16-08-171	NEW	91-23-051	16-08-560	REP-P	91-20-177	16-154-050	NEW	91-09-028
16-08-180	REP-P	91-20-177	16-08-560	REP	91-23-051	16-154-060	NEW-P	91-05-006
16-08-180	REP	91-23-051	16-08-570	REP-P	91-20-177	16-154-060	NEW	91-09-028
16-08-190	REP-P	91-20-177	16-08-570	REP	91-23-051	16-154-070	NEW-P	91-05-006
16-08-190	REP	91-23-051	16-08-580	REP-P	91-20-177	16-154-070	NEW	91-09-028
16-08-200	REP-P	91-20-177	16-08-580	REP	91-23-051	16-154-080	NEW-P	91-05-006
16-08-200	REP	91-23-051	16-08-590	REP-P	91-20-177	16-154-080	NEW	91-09-028
16-08-210	REP-P	91-20-177	16-08-590	REP	91-23-051	16-154-090	NEW-P	91-05-006
16-08-210	REP	91-23-051	16-22-011	NEW-P	91-13-106	16-154-090	NEW	91-09-028
16-08-220	REP-P	91-20-177	16-22-011	NEW	91-16-005	16-154-100	NEW-P	91-05-006
16-08-220	REP	91-23-051	16-22-015	NEW-P	91-13-106	16-154-100	NEW	91-09-028
16-08-230	REP-P	91-20-177	16-22-015	NEW	91-16-005	16-154-110	NEW-P	91-05-006
16-08-230	REP	91-23-051	16-23-012	NEW-P	91-13-106	16-154-110	NEW	91-09-028
16-08-240	REP-P	91-20-177	16-23-012	NEW	91-16-005	16-154-120	NEW-P	91-05-006
16-08-240	REP	91-23-051	16-23-014	NEW-P	91-13-106	16-154-120	NEW	91-09-028
16-08-250	REP-P	91-20-177	16-23-014	NEW	91-16-005	16-156-005	AMD-P	91-05-006
16-08-250	REP	91-23-051	16-80-005	NEW-P	91-05-076	16-156-005	AMD	91-09-028
16-08-260	REP-P	91-20-177	16-80-005	NEW	91-08-027	16-156-020	AMD-P	91-05-006
16-08-260	REP	91-23-051	16-80-007	NEW-P	91-05-076	16-156-020	AMD	91-09-028
16-08-270	REP-P	91-20-177	16-80-007	NEW	91-08-027	16-156-035	AMD-P	91-05-006
16-08-270	REP	91-23-051	16-80-010	NEW-P	91-05-076	16-156-035	AMD	91-09-028
16-08-280	REP-P	91-20-177	16-80-010	NEW	91-08-027	16-156-060	AMD-P	91-05-006
16-08-280	REP	91-23-051	16-80-015	NEW-P	91-05-076	16-156-060	AMD	91-09-028

Table of WAC Sections Affected as of 12/31/91

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
16-158-120	AMD-P	91-05-006	16-231-205	AMD-P	91-02-106	16-232-001	AMD	91-06-019
16-158-120	AMD	91-09-028	16-231-205	AMD	91-06-019	16-232-100	AMD-P	91-02-106
16-160-010	NEW	91-05-007	16-231-210	AMD-P	91-02-106	16-232-100	AMD	91-06-019
16-160-020	NEW	91-05-007	16-231-210	AMD	91-06-019	16-232-105	AMD-P	91-02-106
16-160-030	NEW	91-05-007	16-231-235	AMD-P	91-02-106	16-232-105	AMD	91-06-019
16-160-040	NEW	91-05-007	16-231-235	AMD	91-06-019	16-232-110	AMD-P	91-02-106
16-160-050	NEW	91-05-007	16-231-238	REP-P	91-02-106	16-232-110	AMD	91-06-019
16-160-060	NEW	91-05-007	16-231-238	REP	91-06-019	16-232-120	AMD-P	91-02-106
16-160-060	AMD-P	91-15-067	16-231-300	AMD-P	91-02-106	16-232-120	AMD	91-06-019
16-160-060	AMD	91-20-013	16-231-300	AMD	91-06-019	16-232-200	AMD-P	91-02-106
16-160-070	NEW	91-05-007	16-231-305	AMD-P	91-02-106	16-232-200	AMD	91-06-019
16-160-090	NEW	91-05-007	16-231-305	AMD	91-06-019	16-232-205	AMD-P	91-02-106
16-160-100	NEW	91-05-007	16-231-310	AMD-P	91-02-106	16-232-205	AMD	91-06-019
16-212-125	NEW-P	91-13-106	16-231-310	AMD	91-06-019	16-232-220	AMD-P	91-02-106
16-212-125	NEW	91-16-005	16-231-330	AMD-P	91-02-106	16-232-220	AMD	91-06-019
16-212-126	NEW-P	91-13-106	16-231-330	AMD	91-06-019	16-232-225	AMD-P	91-02-106
16-212-126	NEW	91-16-005	16-231-340	AMD-P	91-02-106	16-232-225	AMD	91-06-019
16-212-127	NEW-P	91-13-106	16-231-340	AMD	91-06-019	16-232-300	AMD-P	91-02-106
16-212-127	NEW	91-16-005	16-231-343	REP-P	91-02-106	16-232-300	AMD	91-06-019
16-212-128	NEW-P	91-13-106	16-231-343	REP	91-06-019	16-232-305	AMD-P	91-02-106
16-212-128	NEW	91-16-005	16-231-400	AMD-P	91-02-106	16-232-305	AMD	91-06-019
16-228-020	NEW-P	91-13-106	16-231-400	AMD	91-06-019	16-232-315	AMD-P	91-02-106
16-228-020	NEW	91-16-005	16-231-405	AMD-P	91-02-106	16-232-315	AMD	91-06-019
16-228-164	AMD-P	91-02-106	16-231-405	AMD	91-06-019	16-232-950	REP-P	91-02-106
16-228-164	AMD	91-06-019	16-231-410	AMD-P	91-02-106	16-232-950	REP	91-06-019
16-230-110	REP-P	91-02-106	16-231-410	AMD	91-06-019	16-304-039	NEW-P	91-15-099
16-230-110	REP	91-06-019	16-231-420	AMD-P	91-02-106	16-304-039	NEW	91-21-043
16-230-115	REP-P	91-02-106	16-231-420	AMD	91-06-019	16-304-040	AMD-P	91-15-099
16-230-115	REP	91-06-019	16-231-425	AMD-P	91-02-106	16-304-040	AMD	91-21-043
16-230-120	REP-P	91-02-106	16-231-425	AMD	91-06-019	16-304-050	AMD-P	91-15-099
16-230-120	REP	91-06-019	16-231-500	AMD-P	91-02-106	16-304-050	AMD	91-21-043
16-230-150	AMD-P	91-04-078	16-231-500	AMD	91-06-019	16-316-280	AMD-P	91-04-066
16-230-150	AMD	91-08-058	16-231-505	AMD-P	91-02-106	16-316-280	AMD	91-08-017
16-230-160	AMD-P	91-04-078	16-231-505	AMD	91-06-019	16-316-285	AMD-P	91-04-066
16-230-160	AMD	91-08-058	16-231-510	AMD-P	91-02-106	16-316-285	AMD	91-08-017
16-230-170	AMD-P	91-04-078	16-231-510	AMD	91-06-019	16-316-290	AMD-P	91-04-066
16-230-170	AMD	91-08-058	16-231-525	AMD-P	91-02-106	16-316-290	AMD	91-08-017
16-230-180	AMD-P	91-04-078	16-231-525	AMD	91-06-019	16-316-620	AMD-P	91-10-082
16-230-180	AMD	91-08-058	16-231-530	AMD-P	91-02-106	16-316-620	AMD	91-14-001
16-230-190	AMD-P	91-04-078	16-231-530	AMD	91-06-019	16-316-622	AMD-P	91-10-082
16-230-190	AMD	91-08-058	16-231-600	AMD-P	91-02-106	16-316-622	AMD	91-14-001
16-230-400	AMD-P	91-02-106	16-231-600	AMD	91-06-019	16-316-715	AMD-P	91-10-082
16-230-400	AMD	91-06-019	16-231-605	AMD-P	91-02-106	16-316-715	AMD	91-14-001
16-230-410	AMD-P	91-02-106	16-231-605	AMD	91-06-019	16-316-800	AMD-P	91-10-082
16-230-410	AMD	91-06-019	16-231-610	AMD-P	91-02-106	16-316-800	AMD	91-14-001
16-230-440	AMD-P	91-02-106	16-231-610	AMD	91-06-019	16-316-820	AMD-P	91-10-082
16-230-440	AMD	91-06-019	16-231-615	AMD-P	91-02-106	16-316-820	AMD	91-14-001
16-230-450	AMD-P	91-02-106	16-231-615	AMD	91-06-019	16-316-970	NEW-P	91-10-082
16-230-450	AMD	91-06-019	16-231-620	AMD-P	91-02-106	16-316-970	NEW	91-13-087
16-230-460	AMD-P	91-02-106	16-231-620	AMD	91-06-019	16-316-975	NEW-P	91-10-082
16-230-460	AMD	91-06-019	16-231-700	AMD-P	91-02-106	16-316-975	NEW	91-13-087
16-230-470	AMD-P	91-02-106	16-231-700	AMD	91-06-019	16-316-980	NEW-P	91-10-082
16-230-470	AMD	91-06-019	16-231-705	AMD-P	91-02-106	16-316-980	NEW	91-13-087
16-230-475	REP-P	91-02-106	16-231-705	AMD	91-06-019	16-316-985	NEW-P	91-10-082
16-230-475	REP	91-06-019	16-231-715	AMD-P	91-02-106	16-316-985	NEW	91-13-087
16-230-605	AMD-P	91-02-106	16-231-715	AMD	91-06-019	16-316-990	NEW-P	91-10-082
16-230-605	AMD	91-06-019	16-231-720	AMD-P	91-02-106	16-316-990	NEW	91-13-087
16-230-610	AMD-P	91-02-106	16-231-720	AMD	91-06-019	16-316-995	NEW-P	91-10-082
16-230-610	AMD	91-06-019	16-231-800	AMD-P	91-02-106	16-316-995	NEW	91-13-087
16-230-615	AMD-P	91-02-106	16-231-800	AMD	91-06-019	16-316-997	NEW-P	91-10-082
16-230-615	AMD	91-06-019	16-231-805	AMD-P	91-02-106	16-316-997	NEW	91-13-087
16-230-625	AMD-P	91-02-106	16-231-805	AMD	91-06-019	16-324-375	AMD-P	91-06-061
16-230-625	AMD	91-06-019	16-231-825	AMD-P	91-02-106	16-324-375	AMD	91-10-029
16-230-670	AMD-P	91-02-106	16-231-825	AMD	91-06-019	16-324-380	AMD-P	91-06-061
16-230-670	AMD	91-06-019	16-231-840	AMD-P	91-02-106	16-324-380	AMD	91-10-029
16-230-675	AMD-P	91-02-106	16-231-840	AMD	91-06-019	16-324-605	AMD-P	91-06-061
16-230-675	AMD	91-06-019	16-231-900	AMD-P	91-02-106	16-324-605	AMD	91-10-029
16-231-001	AMD-P	91-02-106	16-231-900	AMD	91-06-019	16-333-200	NEW-P	91-04-068
16-231-001	AMD	91-06-019	16-231-905	AMD-P	91-02-106	16-333-200	NEW	91-08-015
16-231-033	REP-P	91-02-106	16-231-905	AMD	91-06-019	16-333-205	NEW-P	91-04-068
16-231-033	REP	91-06-019	16-231-935	AMD-P	91-02-106	16-333-205	NEW	91-08-015
16-231-100	AMD-P	91-02-106	16-231-935	AMD	91-06-019	16-333-210	NEW-P	91-04-068
16-231-100	AMD	91-06-019	16-231-938	REP-P	91-02-106	16-333-210	NEW	91-08-015
16-231-148	REP-P	91-02-106	16-231-938	REP	91-06-019	16-333-215	NEW-P	91-04-068
16-231-148	REP	91-06-019	16-231-950	REP-P	91-02-106	16-333-215	NEW	91-08-015
16-231-200	AMD-P	91-02-106	16-231-950	REP	91-06-019	16-333-220	NEW-P	91-04-068
16-231-200	AMD	91-06-019	16-232-001	AMD-P	91-02-106	16-333-220	NEW	91-08-015

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
16-333-225	NEW-P	91-04-068	16-470-635	REP-P	92-02-070	16-484-030	REP	91-11-053
16-333-225	NEW	91-08-015	16-471-010	NEW	91-03-046	16-484-040	REP-P	91-07-037
16-333-230	NEW-P	91-04-068	16-471-015	NEW	91-03-046	16-484-040	REP	91-11-053
16-333-230	NEW	91-08-015	16-471-020	NEW	91-03-046	16-484-050	REP-P	91-07-037
16-333-235	NEW-P	91-04-068	16-471-030	NEW	91-03-046	16-484-050	REP	91-11-053
16-333-235	NEW	91-08-015	16-471-040	NEW	91-03-046	16-484-080	REP-P	91-07-037
16-333-240	NEW-P	91-04-068	16-471-050	NEW	91-03-046	16-484-080	REP	91-11-053
16-333-240	NEW	91-08-015	16-471-060	NEW	91-03-046	16-484-090	REP-P	91-07-037
16-333-245	NEW-P	91-04-068	16-471-070	NEW	91-03-046	16-484-090	REP	91-11-053
16-333-245	NEW	91-08-015	16-471-080	NEW	91-03-046	16-484-100	REP-P	91-07-037
16-354-005	AMD-P	91-04-067	16-481	PREP	91-10-013	16-484-100	REP	91-11-053
16-354-005	AMD	91-08-016	16-481-010	AMD-P	91-15-098	16-484-200	NEW-E	91-06-035
16-354-010	AMD-P	91-04-067	16-481-010	AMD	91-21-042	16-484-200	NEW-P	91-10-095
16-354-010	AMD	91-08-016	16-481-015	NEW-P	91-15-098	16-484-200	NEW	91-13-026
16-354-020	AMD-P	91-04-067	16-481-015	NEW	91-21-042	16-484-205	NEW-E	91-06-035
16-354-020	AMD	91-08-016	16-481-020	AMD-P	91-15-098	16-484-205	NEW-P	91-10-095
16-354-030	AMD-P	91-04-067	16-481-020	AMD	91-21-042	16-484-205	NEW	91-13-026
16-354-030	AMD	91-08-016	16-481-025	NEW-P	91-15-098	16-484-210	NEW-E	91-06-035
16-354-040	AMD-P	91-04-067	16-481-025	NEW	91-21-042	16-484-210	NEW-P	91-10-095
16-354-040	AMD	91-08-016	16-481-030	AMD-P	91-15-098	16-484-210	NEW	91-13-026
16-354-070	AMD-P	91-04-067	16-481-030	AMD	91-21-042	16-484-220	NEW-E	91-06-035
16-354-070	AMD	91-08-016	16-481-040	REP-P	91-15-098	16-484-220	NEW-P	91-10-095
16-354-100	AMD-P	91-04-067	16-481-040	REP	91-21-042	16-484-220	NEW	91-13-026
16-354-100	AMD	91-08-016	16-481-050	AMD-P	91-15-098	16-484-230	NEW-E	91-06-035
16-400-210	AMD-P	92-02-069	16-481-050	AMD	91-21-042	16-484-230	NEW-P	91-10-095
16-403-141	AMD-P	91-03-093	16-481-060	AMD-P	91-15-098	16-484-230	NEW	91-13-026
16-403-141	AMD-W	91-07-015	16-481-060	AMD	91-21-042	16-484-240	NEW-E	91-06-035
16-461-006	NEW-P	92-01-121	16-481-070	AMD-P	91-15-098	16-484-240	NEW-P	91-10-095
16-461-010	AMD-P	92-01-121	16-481-070	AMD	91-21-042	16-484-240	NEW	91-13-026
16-470-010	AMD-P	91-15-100	16-481-075	NEW-P	91-15-098	16-484-250	NEW-E	91-06-035
16-470-010	AMD-W	91-20-020	16-481-075	NEW	91-21-042	16-484-250	NEW-P	91-10-095
16-470-010	AMD-P	91-20-081	16-482-001	AMD-P	91-03-105	16-484-250	NEW	91-13-026
16-470-010	AMD-W	92-01-013	16-482-001	AMD	91-07-016	16-484-260	NEW-E	91-06-035
16-470-015	AMD-P	91-15-100	16-482-005	NEW-P	91-03-105	16-484-260	NEW-P	91-10-095
16-470-015	AMD-W	91-20-020	16-482-005	NEW	91-07-016	16-484-260	NEW	91-13-026
16-470-015	AMD-P	91-20-081	16-482-006	NEW-P	91-03-105	16-486-001	REP-P	91-07-036
16-470-015	AMD-W	92-01-013	16-482-006	NEW	91-07-016	16-486-001	REP	91-11-054
16-470-100	AMD	91-03-115	16-482-007	NEW-P	91-03-105	16-486-010	REP-P	91-07-036
16-470-500	AMD-P	91-15-100	16-482-007	NEW	91-07-016	16-486-010	REP	91-11-054
16-470-500	AMD-W	91-20-020	16-482-010	AMD-P	91-03-105	16-486-015	REP-P	91-07-036
16-470-500	REP-P	92-02-071	16-482-010	AMD	91-07-016	16-486-015	REP	91-11-054
16-470-510	AMD-P	91-15-100	16-482-015	NEW-P	91-03-105	16-486-020	REP-P	91-07-036
16-470-510	AMD-W	91-20-020	16-482-015	NEW	91-07-016	16-486-020	REP	91-11-054
16-470-510	REP-P	92-02-071	16-482-016	NEW-P	91-03-105	16-486-025	REP-P	91-07-036
16-470-520	AMD-P	91-15-100	16-482-016	NEW	91-07-016	16-486-025	REP	91-11-054
16-470-520	AMD-W	91-20-020	16-482-017	NEW-P	91-03-105	16-486-030	REP-P	91-07-036
16-470-520	REP-P	92-02-071	16-482-017	NEW	91-07-016	16-486-030	REP	91-11-054
16-470-530	AMD-P	91-15-100	16-482-020	AMD-P	91-03-105	16-486-035	REP-P	91-07-036
16-470-530	AMD-W	91-20-020	16-482-020	AMD	91-07-016	16-486-035	REP	91-11-054
16-470-530	REP-P	92-02-071	16-482-030	REP-P	91-03-105	16-486-040	REP-P	91-07-036
16-470-533	NEW-P	91-15-100	16-482-030	REP	91-07-016	16-486-040	REP	91-11-054
16-470-533	NEW-W	91-20-020	16-482-040	REP-P	91-03-105	16-486-045	REP-P	91-07-036
16-470-535	NEW-P	91-15-100	16-482-040	REP	91-07-016	16-486-045	REP	91-11-054
16-470-535	NEW-W	91-20-020	16-483	PREP	91-10-013	16-487-005	NEW-P	91-15-097
16-470-600	AMD-P	91-20-081	16-483-001	AMD-P	91-15-098	16-487-005	NEW	91-21-041
16-470-600	AMD-W	92-01-013	16-483-001	AMD	91-21-042	16-487-010	AMD-P	91-15-097
16-470-600	REP-P	92-02-070	16-483-005	NEW-P	91-15-098	16-487-010	AMD	91-21-041
16-470-605	AMD-P	91-20-081	16-483-005	NEW	91-21-042	16-487-015	NEW-P	91-15-097
16-470-605	AMD-W	92-01-013	16-483-010	AMD-P	91-15-098	16-487-015	NEW	91-21-041
16-470-605	REP-P	92-02-070	16-483-010	AMD	91-21-042	16-487-017	NEW-P	91-15-097
16-470-610	AMD-P	91-20-081	16-483-020	AMD-P	91-15-098	16-487-017	NEW	91-21-041
16-470-610	AMD-W	92-01-013	16-483-020	AMD	91-21-042	16-487-020	AMD-P	91-15-097
16-470-610	REP-P	92-02-070	16-483-030	AMD-P	91-15-098	16-487-020	AMD	91-21-041
16-470-615	AMD-P	91-20-081	16-483-030	AMD	91-21-042	16-487-023	NEW-P	91-15-097
16-470-615	AMD-W	92-01-013	16-483-040	AMD-P	91-15-098	16-487-023	NEW	91-21-041
16-470-615	REP-P	92-02-070	16-483-040	AMD	91-21-042	16-487-025	NEW-P	91-15-097
16-470-620	REP-P	91-20-081	16-483-050	AMD-P	91-15-098	16-487-025	NEW	91-21-041
16-470-620	REP-W	92-01-013	16-483-050	AMD	91-21-042	16-487-030	AMD-P	91-15-097
16-470-620	REP-P	92-02-070	16-483-060	AMD-P	91-15-098	16-487-030	AMD	91-21-041
16-470-625	AMD-P	91-20-081	16-483-060	AMD	91-21-042	16-487-040	AMD-P	91-15-097
16-470-625	AMD-W	92-01-013	16-483-070	REP-P	91-15-098	16-487-040	AMD	91-21-041
16-470-625	REP-P	92-02-070	16-483-070	REP	91-21-042	16-487-050	AMD-P	91-15-097
16-470-630	REP-P	91-20-081	16-484-020	REP-P	91-07-037	16-487-050	AMD	91-21-041
16-470-630	REP-W	92-01-013	16-484-020	REP	91-11-053	16-487-060	AMD-P	91-15-097
16-470-630	REP-P	92-02-070	16-484-022	REP-P	91-07-037	16-487-060	AMD	91-21-041
16-470-635	AMD-P	91-20-081	16-484-022	REP	91-11-053	16-487-100	NEW-P	91-15-097
16-470-635	AMD-W	92-01-013	16-484-030	REP-P	91-07-037	16-487-100	NEW	91-21-041

Table of WAC Sections Affected as of 12/31/91

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
16-487-110	NEW-P	91-15-097	16-495-050	AMD	91-13-087	16-694-021	NEW	91-16-005
16-487-110	NEW	91-21-041	16-495-060	AMD-P	91-10-082	16-750-001	RE-AD-P	91-20-145
16-487-120	NEW-P	91-15-097	16-495-060	AMD	91-13-087	16-750-001	RE-AD	91-24-072
16-487-120	NEW	91-21-041	16-495-080	REP-P	91-10-082	16-750-003	RE-AD-P	91-20-145
16-487-130	NEW-P	91-15-097	16-495-080	REP	91-13-087	16-750-003	RE-AD	91-24-072
16-487-130	NEW	91-21-041	16-495-085	REP-P	91-10-082	16-750-004	RE-AD-P	91-20-145
16-487-140	NEW-P	91-15-097	16-495-085	REP	91-13-087	16-750-004	RE-AD	91-24-072
16-487-140	NEW	91-21-041	16-495-090	AMD-P	91-10-082	16-750-005	AMD-P	91-20-145
16-487-150	NEW-P	91-15-097	16-495-090	AMD	91-13-087	16-750-005	AMD	91-24-072
16-487-150	NEW	91-21-041	16-495-095	AMD-P	91-10-082	16-750-011	AMD-P	91-20-145
16-487-160	NEW-P	91-15-097	16-495-095	AMD	91-13-087	16-750-011	AMD	91-24-072
16-487-160	NEW	91-21-041	16-495-100	AMD-P	91-10-082	16-750-015	RE-AD-P	91-20-145
16-487-200	NEW-P	91-15-097	16-495-100	AMD	91-13-087	16-750-015	RE-AD	91-24-072
16-487-200	NEW	91-21-041	16-495-105	AMD-P	91-10-082	16-752-300	AMD	91-03-045
16-487-210	NEW-P	91-15-097	16-495-105	AMD	91-13-087	16-752-305	AMD	91-03-045
16-487-210	NEW	91-21-041	16-495-110	AMD-P	91-10-082	16-752-310	RE-AD	91-03-045
16-487-220	NEW-P	91-15-097	16-495-110	AMD	91-13-087	16-752-315	AMD	91-03-045
16-487-220	NEW	91-21-041	16-497-001	AMD-P	91-04-067	16-752-320	RE-AD	91-03-045
16-487-230	NEW-P	91-15-097	16-497-001	AMD	91-08-016	16-752-325	REP	91-03-045
16-487-230	NEW	91-21-041	16-497-005	NEW-P	91-04-067	16-752-330	AMD	91-03-045
16-487-240	NEW-P	91-15-097	16-497-005	NEW	91-08-016	36-12	AMD-P	91-05-032
16-487-240	NEW	91-21-041	16-497-020	AMD-P	91-04-067	36-12	AMD	91-11-038
16-487-250	NEW-P	91-15-097	16-497-020	AMD	91-08-016	36-12-010	AMD-P	91-05-032
16-487-250	NEW	91-21-041	16-497-030	AMD-P	91-04-067	36-12-010	AMD	91-11-038
16-487-300	NEW-P	91-15-097	16-497-030	AMD	91-08-016	36-12-011	AMD-P	91-05-032
16-487-300	NEW	91-21-041	16-497-040	AMD-P	91-04-067	36-12-011	AMD	91-11-038
16-487-310	NEW-P	91-15-097	16-497-040	AMD	91-08-016	36-12-020	AMD-P	91-05-032
16-487-310	NEW	91-21-041	16-497-050	AMD-P	91-04-067	36-12-020	AMD	91-11-038
16-487-320	NEW-P	91-15-097	16-497-050	AMD	91-08-016	36-12-030	AMD-P	91-05-032
16-487-320	NEW	91-21-041	16-497-060	AMD-P	91-04-067	36-12-030	AMD	91-11-038
16-487-330	NEW-P	91-15-097	16-497-060	AMD	91-08-016	36-12-040	AMD-P	91-05-032
16-487-330	NEW	91-21-041	16-528-105	NEW	91-05-065	36-12-040	AMD	91-11-038
16-487-335	NEW-P	91-15-097	16-528-110	AMD	91-05-065	36-12-050	AMD-P	91-05-032
16-487-335	NEW	91-21-041	16-528-150	AMD	91-05-065	36-12-050	AMD	91-11-038
16-494-001	AMD-P	91-04-066	16-528-170	NEW	91-05-065	36-12-060	AMD-P	91-05-032
16-494-001	AMD	91-08-017	16-532-040	AMD-P	91-09-057	36-12-060	AMD	91-11-038
16-494-010	AMD-P	91-04-066	16-532-040	AMD-C	91-14-113	36-12-070	AMD-P	91-05-032
16-494-010	AMD	91-08-017	16-532-040	AMD	91-15-019	36-12-070	AMD	91-11-038
16-494-012	NEW-P	91-04-066	16-557-010	NEW-E	91-08-021	36-12-080	AMD-P	91-05-032
16-494-012	NEW	91-08-017	16-557-010	NEW	91-09-003	36-12-080	AMD	91-11-038
16-494-013	NEW-P	91-04-066	16-557-020	NEW-E	91-08-021	36-12-090	REP-P	91-05-032
16-494-013	NEW	91-08-017	16-557-020	NEW	91-09-003	36-12-090	REP	91-11-038
16-494-015	REP-P	91-04-066	16-557-030	NEW-E	91-08-021	36-12-100	AMD-P	91-05-032
16-494-015	REP	91-08-017	16-557-030	NEW	91-09-003	36-12-100	AMD	91-11-038
16-494-020	AMD-P	91-04-066	16-557-040	NEW-E	91-08-021	36-12-110	AMD-P	91-05-032
16-494-020	AMD	91-08-017	16-557-040	NEW	91-09-003	36-12-110	AMD	91-11-038
16-494-030	AMD-P	91-04-066	16-557-041	NEW-E	91-08-021	36-12-120	AMD-P	91-05-032
16-494-030	AMD	91-08-017	16-557-041	NEW	91-09-003	36-12-120	AMD	91-11-038
16-494-042	AMD-P	91-04-066	16-557-050	NEW-E	91-08-021	36-12-120	AMD-P	91-11-101
16-494-042	AMD	91-08-017	16-557-050	NEW	91-09-003	36-12-120	AMD	91-14-063
16-494-043	NEW-P	91-04-066	16-557-060	NEW-E	91-08-021	36-12-130	AMD-P	91-05-032
16-494-043	NEW	91-08-017	16-557-060	NEW	91-09-003	36-12-130	AMD	91-11-038
16-494-044	AMD-P	91-04-066	16-557-070	NEW-E	91-08-021	36-12-150	AMD-P	91-05-032
16-494-044	AMD	91-08-017	16-557-070	NEW	91-09-003	36-12-150	AMD	91-11-038
16-494-045	NEW-P	91-04-066	16-557-080	NEW-E	91-08-021	36-12-160	AMD-P	91-05-032
16-494-045	NEW	91-08-017	16-557-080	NEW	91-09-003	36-12-160	AMD	91-11-038
16-494-046	NEW-P	91-04-066	16-560-06001	AMD-P	91-13-105	36-12-170	AMD-P	91-05-032
16-494-046	NEW	91-08-017	16-560-06001	AMD-C	91-20-077	36-12-170	AMD	91-11-038
16-494-047	NEW-P	91-04-066	16-560-06001	AMD	92-01-009	36-12-180	AMD-P	91-05-032
16-494-047	NEW	91-08-017	16-603-010	NEW-P	91-04-076	36-12-180	AMD	91-11-038
16-494-062	AMD-P	91-04-066	16-603-010	NEW-C	91-09-042	36-12-190	AMD-P	91-05-032
16-494-062	AMD	91-08-017	16-603-010	AMD	91-13-018	36-12-190	AMD	91-11-038
16-494-063	NEW-P	91-04-066	16-604-010	AMD-P	92-01-111	36-12-195	NEW-P	91-05-032
16-494-063	NEW	91-08-017	16-604-015	NEW-P	92-01-111	36-12-195	NEW	91-11-038
16-494-064	NEW-P	91-04-066	16-605A-005	NEW-P	91-13-106	36-12-200	AMD-P	91-05-032
16-494-064	NEW	91-08-017	16-605A-005	NEW	91-16-005	36-12-200	AMD	91-11-038
16-495-004	AMD-P	91-10-082	16-620-390	NEW-P	91-13-106	36-12-220	AMD-P	91-05-032
16-495-004	AMD	91-13-087	16-620-390	NEW	91-16-005	36-12-220	AMD	91-11-038
16-495-010	AMD-P	91-10-082	16-620-390	NEW-P	91-13-106	36-12-230	REP-P	91-05-032
16-495-010	AMD	91-13-087	16-674-030	NEW	91-16-005	36-12-230	REP	91-11-038
16-495-020	AMD-P	91-10-082	16-674-040	NEW-P	91-13-106	36-12-240	AMD-P	91-05-032
16-495-020	AMD	91-13-087	16-674-040	NEW	91-16-005	36-12-240	AMD	91-11-038
16-495-030	AMD-P	91-10-082	16-674-050	NEW-P	91-13-106	36-12-250	AMD-P	91-05-032
16-495-030	AMD	91-13-087	16-674-050	NEW	91-16-005	36-12-250	AMD	91-11-038
16-495-040	AMD-P	91-10-082	16-694-020	NEW-P	91-13-106	36-12-260	AMD-P	91-05-032
16-495-040	AMD	91-13-087	16-694-020	NEW	91-16-005	36-12-260	AMD	91-11-038
16-495-050	AMD-P	91-10-082	16-694-021	NEW-P	91-13-106	36-12-270	AMD-P	91-05-032

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
36-12-270	AMD	91-11-038	50-14-150	NEW-P	92-01-093	51-10	REP-P	91-16-110
36-12-280	AMD-P	91-05-032	50-20	AMD-P	91-18-079	51-10	REP	92-01-130
36-12-280	AMD	91-11-038	50-20	AMD	91-22-035	51-11-0502	AMD-P	91-16-111
36-12-290	AMD-P	91-05-032	50-20-001	REP-P	91-18-079	51-11-0502	AMD	92-01-140
36-12-290	AMD	91-11-038	50-20-001	REP	91-22-035	51-11-0503	AMD-P	91-16-111
36-12-300	AMD-P	91-05-032	50-20-010	REP-P	91-18-079	51-11-0503	AMD	92-01-140
36-12-300	AMD	91-11-038	50-20-010	REP	91-22-035	51-11-0504	AMD-P	91-16-111
36-12-310	AMD-P	91-05-032	50-20-020	REP-P	91-18-079	51-11-0504	AMD	92-01-140
36-12-310	AMD	91-11-038	50-20-020	REP	91-22-035	51-11-0505	AMD-P	91-16-111
36-12-320	AMD-P	91-05-032	50-20-030	REP-P	91-18-079	51-11-0505	AMD	92-01-140
36-12-320	AMD	91-11-038	50-20-030	REP	91-22-035	51-11-0525	NEW-P	91-16-111
36-12-330	AMD-P	91-05-032	50-20-040	REP-P	91-18-079	51-11-0525	NEW	92-01-140
36-12-330	AMD	91-11-038	50-20-040	REP	91-22-035	51-11-0526	NEW-P	91-16-111
36-12-340	AMD-P	91-05-032	50-20-050	REP-P	91-18-079	51-11-0526	NEW	92-01-140
36-12-340	AMD	91-11-038	50-20-050	REP	91-22-035	51-11-0527	NEW-P	91-16-111
36-12-350	AMD-P	91-05-032	50-20-055	REP-P	91-18-079	51-11-0527	NEW	92-01-140
36-12-350	AMD	91-11-038	50-20-055	REP	91-22-035	51-11-0528	NEW-P	91-16-111
36-12-360	AMD-P	91-05-032	50-20-060	REP-P	91-18-079	51-11-0528	NEW	92-01-140
36-12-360	AMD	91-11-038	50-20-060	REP	91-22-035	51-11-0529	NEW-P	91-16-111
36-12-365	NEW-P	91-05-032	50-20-070	REP-P	91-18-079	51-11-0529	NEW	92-01-140
36-12-365	NEW	91-11-038	50-20-070	REP	91-22-035	51-11-0530	NEW-P	91-16-111
36-12-367	NEW-P	91-05-032	50-20-080	REP-P	91-18-079	51-11-0530	NEW	92-01-140
36-12-367	NEW	91-11-038	50-20-080	REP	91-22-035	51-11-0531	NEW-P	91-16-111
36-12-370	AMD-P	91-05-032	50-20-090	REP-P	91-18-079	51-11-0531	NEW	92-01-140
36-12-370	AMD	91-11-038	50-20-090	REP	91-22-035	51-11-0532	NEW-P	91-16-111
36-12-380	REP-P	91-05-032	50-20-100	NEW-P	91-18-079	51-11-0532	NEW	92-01-140
36-12-380	REP	91-11-038	50-20-100	NEW	91-22-035	51-11-0533	NEW-P	91-16-111
36-12-385	NEW-P	91-05-032	50-20-110	NEW-P	91-18-079	51-11-0533	NEW	92-01-140
36-12-385	NEW	91-11-038	50-20-110	NEW	91-22-035	51-11-0534	NEW-P	91-16-111
36-12-390	REP-P	91-05-032	50-20-120	NEW-P	91-18-079	51-11-0534	NEW	92-01-140
36-12-390	REP	91-11-038	50-20-120	NEW	91-22-035	51-11-0535	NEW-P	91-16-111
36-12-400	AMD-P	91-05-032	50-20-130	NEW-P	91-18-079	51-11-0535	NEW	92-01-140
36-12-400	AMD	91-11-038	50-20-130	NEW	91-22-035	51-11-0536	NEW-P	91-16-111
36-12-410	AMD-P	91-05-032	50-20-140	NEW-P	91-18-079	51-11-0536	NEW	92-01-140
36-12-410	AMD	91-11-038	50-20-140	NEW	91-22-035	51-11-0537	NEW-P	91-16-111
36-12-415	NEW-P	91-05-032	50-20-150	NEW-P	91-18-079	51-11-0537	NEW	92-01-140
36-12-415	NEW	91-11-038	50-20-150	NEW	91-22-035	51-11-0538	NEW-P	91-16-111
36-12-420	REP-P	91-05-032	50-20-160	NEW-P	91-18-079	51-11-0538	NEW	92-01-140
36-12-420	REP	91-11-038	50-20-160	NEW	91-22-035	51-11-0539	NEW-P	91-16-111
36-12-425	NEW-P	91-05-032	50-20-170	NEW-P	91-18-079	51-11-0539	NEW	92-01-140
36-12-425	NEW	91-11-038	50-20-170	NEW	91-22-035	51-11-0540	NEW-P	91-16-111
36-12-430	REP-P	91-05-032	50-20-180	NEW-P	91-18-079	51-11-0540	NEW	92-01-140
36-12-430	REP	91-11-038	50-20-180	NEW	91-22-035	51-11-0541	NEW-P	91-16-111
36-12-435	NEW-P	91-05-032	50-20-190	NEW	91-22-035	51-11-0541	NEW	92-01-140
36-12-435	NEW	91-11-038	50-20-200	NEW	91-22-035	51-11-0542	NEW-P	91-16-111
36-12-440	REP-P	91-05-032	50-30-010	NEW-P	91-20-176	51-11-0542	NEW	92-01-140
36-12-440	REP	91-11-038	50-30-010	NEW-E	91-23-074	51-11-0600	NEW	91-16-065
36-12-445	NEW-P	91-05-032	50-30-020	NEW-P	91-20-176	51-11-0608	AMD-P	91-16-111
36-12-445	NEW	91-11-038	50-30-020	NEW-E	91-23-074	51-11-0608	AMD	92-01-140
36-12-450	AMD-P	91-05-032	50-30-030	NEW-P	91-20-176	51-11-0625	NEW-P	91-16-111
36-12-450	AMD	91-11-038	50-30-030	NEW-E	91-23-074	51-11-0625	NEW	92-01-140
36-12-460	REP-P	91-05-032	50-30-040	NEW-P	91-20-176	51-11-0626	NEW-P	91-16-111
36-12-460	REP	91-11-038	50-30-040	NEW-E	91-23-074	51-11-0626	NEW	92-01-140
36-12-470	REP-P	91-05-032	50-30-050	NEW-P	91-20-176	51-11-0627	NEW-P	91-16-111
36-12-470	REP	91-11-038	50-30-050	NEW-E	91-23-074	51-11-0627	NEW	92-01-140
36-12-480	REP-P	91-05-032	50-30-060	NEW-P	91-20-176	51-11-0628	NEW-P	91-16-111
36-12-480	REP	91-11-038	50-30-060	NEW-E	91-23-074	51-11-0628	NEW	92-01-140
44-10-010	AMD-P	91-22-080	50-30-070	NEW-P	91-20-176	51-11-0629	NEW-P	91-16-111
44-10-020	NEW-P	91-22-080	50-30-070	NEW-E	91-23-074	51-11-0629	NEW	92-01-140
44-10-060	AMD-P	91-22-080	50-30-080	NEW-P	91-20-176	51-11-0630	NEW-P	91-16-111
44-10-205	NEW-P	91-22-080	50-30-080	NEW-E	91-23-074	51-11-0630	NEW	92-01-140
50-12-045	AMD-P	91-15-101	50-30-090	NEW-P	91-20-176	51-11-0631	NEW-P	91-16-111
50-12-045	AMD	91-18-055	50-30-090	NEW-E	91-23-074	51-11-0631	NEW	92-01-140
50-12-116	AMD-P	92-01-092	50-30-100	NEW-P	91-20-176	51-11-1000	AMD-P	91-16-111
50-14-020	NEW-P	92-01-093	50-30-100	NEW-E	91-23-074	51-11-1000	AMD	92-01-140
50-14-030	NEW-P	92-01-093	50-30-110	NEW-P	91-20-176	51-13-502	AMD-P	91-07-047
50-14-040	NEW-P	92-01-093	50-30-110	NEW-E	91-23-074	51-13-502	AMD	91-12-045
50-14-050	NEW-P	92-01-093	50-44-005	NEW-P	91-15-102	51-16	AMD-S	91-20-174
50-14-060	NEW-P	92-01-093	50-44-005	NEW	91-18-054	51-16	AMD	92-01-069
50-14-070	NEW-P	92-01-093	50-44-020	AMD-P	91-15-102	51-16-010	REP-P	91-16-112
50-14-080	NEW-P	92-01-093	50-44-020	AMD	91-18-054	51-16-010	AMD-S	91-20-174
50-14-090	NEW-P	92-01-093	50-44-030	AMD-P	91-15-102	51-16-010	AMD	92-01-069
50-14-100	NEW-P	92-01-093	50-44-030	AMD	91-18-054	51-16-020	REP-P	91-16-112
50-14-110	NEW-P	92-01-093	50-44-050	AMD-P	91-15-102	51-16-020	AMD-S	91-20-174
50-14-120	NEW-P	92-01-093	50-44-050	AMD	91-18-054	51-16-020	AMD	92-01-069
50-14-130	NEW-P	92-01-093	50-44-060	NEW-P	91-15-102	51-16-030	REP-P	91-16-112
50-14-140	NEW-P	92-01-093	50-44-060	NEW	91-18-054	51-16-030	AMD-S	91-20-174

Table of WAC Sections Affected as of 12/31/91

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
51-16-030	AMD	92-01-069	51-20-0414	NEW-P	91-16-113	51-20-1201	NEW-S	91-20-175
51-16-040	REP-P	91-16-112	51-20-0414	NEW-S	91-20-175	51-20-1201	NEW	92-01-145
51-16-040	REP-S	91-20-174	51-20-0414	NEW	92-01-145	51-20-1210	NEW-P	91-16-113
51-16-040	REP	92-01-069	51-20-0417	NEW-P	91-16-113	51-20-1210	NEW-S	91-20-175
51-16-050	REP-P	91-16-112	51-20-0417	NEW-S	91-20-175	51-20-1210	NEW	92-01-145
51-16-050	REP-P	91-20-174	51-20-0417	NEW	92-01-145	51-20-1215	NEW-P	91-16-113
51-16-050	REP	92-01-069	51-20-0419	NEW-P	91-16-113	51-20-1215	NEW-S	91-20-175
51-16-060	REP-P	91-16-112	51-20-0419	NEW-S	91-20-175	51-20-1215	NEW	92-01-145
51-16-060	REP-S	91-20-174	51-20-0420	NEW-P	91-16-113	51-20-1216	NEW-P	91-16-113
51-16-060	REP	92-01-069	51-20-0420	NEW-S	91-20-175	51-20-1216	NEW-S	91-20-175
51-16-070	REP-P	91-16-112	51-20-0420	NEW	92-01-145	51-20-1223	NEW-P	91-16-113
51-16-070	REP-S	91-20-174	51-20-0500	NEW-P	91-16-113	51-20-1223	NEW-S	91-20-175
51-16-070	REP	92-01-069	51-20-0500	NEW-S	91-20-175	51-20-1223	NEW	92-01-145
51-16-080	REP-P	91-16-112	51-20-0500	NEW	92-01-145	51-20-1224	NEW-P	91-16-113
51-16-080	AMD-S	91-20-174	51-20-0503	NEW-P	91-16-113	51-20-1224	NEW-S	91-20-175
51-16-080	AMD	92-01-069	51-20-0503	NEW-S	91-20-175	51-20-1224	NEW	92-01-145
51-16-100	REP-P	91-16-112	51-20-0503	NEW	92-01-145	51-20-1225	NEW-P	91-16-113
51-16-100	REP	92-01-069	51-20-0504	NEW-P	91-16-113	51-20-1225	NEW-S	91-20-175
51-16-100	REP-S	91-20-174	51-20-0504	NEW-S	91-20-175	51-20-1225	NEW	92-01-145
51-18-010	REP-P	91-20-160	51-20-0504	NEW	92-01-145	51-20-1226	NEW-P	91-16-113
51-18-010	REP	92-01-068	51-20-0514	NEW-P	91-16-113	51-20-1226	NEW-S	91-20-175
51-18-020	REP-P	91-20-160	51-20-0514	NEW-S	91-20-175	51-20-1226	NEW	92-01-145
51-18-020	REP	92-01-068	51-20-0514	NEW	92-01-145	51-20-1227	NEW-P	91-16-113
51-18-030	REP-P	91-20-160	51-20-0515	NEW-P	91-16-113	51-20-1227	NEW-S	91-20-175
51-18-030	REP	92-01-068	51-20-0515	NEW-S	91-20-175	51-20-1227	NEW	92-01-145
51-18-040	REP-P	91-20-160	51-20-0515	NEW	92-01-145	51-20-1228	NEW-P	91-16-113
51-18-040	REP	92-01-068	51-20-0516	NEW-P	91-16-113	51-20-1228	NEW-S	91-20-175
51-18-050	REP-P	91-20-160	51-20-0516	NEW-S	91-20-175	51-20-1228	NEW	92-01-145
51-18-050	REP	92-01-068	51-20-0551	NEW-P	91-16-113	51-20-1229	NEW-P	91-16-113
51-19-470	NEW-W	91-06-064	51-20-0551	NEW-S	91-20-175	51-20-1229	NEW-S	91-20-175
51-20-001	NEW-P	91-16-113	51-20-0551	NEW	92-01-145	51-20-1229	NEW	92-01-145
51-20-001	NEW-S	91-20-175	51-20-0554	NEW-P	91-16-113	51-20-1230	NEW-P	91-16-113
51-20-001	NEW	92-01-145	51-20-0554	NEW-S	91-20-175	51-20-1230	NEW-S	91-20-175
51-20-002	NEW-P	91-16-113	51-20-0555	NEW-P	91-16-113	51-20-1230	NEW	92-01-145
51-20-002	NEW-S	91-20-175	51-20-0555	NEW-S	91-20-175	51-20-1231	NEW-P	91-16-113
51-20-002	NEW	92-01-145	51-20-0600	NEW-P	91-16-113	51-20-1231	NEW-S	91-20-175
51-20-003	NEW-P	91-16-113	51-20-0600	NEW-S	91-20-175	51-20-1231	NEW	92-01-145
51-20-003	NEW-S	91-20-175	51-20-0600	NEW	92-01-145	51-20-1232	NEW-P	91-16-113
51-20-003	NEW	92-01-145	51-20-0605	NEW-P	91-16-113	51-20-1232	NEW-S	91-20-175
51-20-004	NEW-P	91-16-113	51-20-0605	NEW-S	91-20-175	51-20-1232	NEW	92-01-145
51-20-004	NEW-S	91-20-175	51-20-0605	NEW	92-01-145	51-20-1233	NEW-P	91-16-113
51-20-004	NEW	92-01-145	51-20-0610	NEW-P	91-16-113	51-20-1233	NEW-S	91-20-175
51-20-005	NEW-P	91-16-113	51-20-0610	NEW-S	91-20-175	51-20-1233	NEW	92-01-145
51-20-005	NEW-S	91-20-175	51-20-0700	NEW-P	91-16-113	51-20-1234	NEW-P	91-16-113
51-20-005	NEW	92-01-145	51-20-0700	NEW-S	91-20-175	51-20-1234	NEW-S	91-20-175
51-20-007	NEW-P	91-16-113	51-20-0700	NEW	92-01-145	51-20-1234	NEW	92-01-145
51-20-007	NEW-S	91-20-175	51-20-0702	NEW-P	91-16-113	51-20-1251	NEW-P	91-16-113
51-20-007	NEW	92-01-145	51-20-0702	NEW-S	91-20-175	51-20-1251	NEW-S	91-20-175
51-20-008	NEW-P	91-16-113	51-20-0702	NEW	92-01-145	51-20-1800	NEW-P	91-16-113
51-20-008	NEW-S	91-20-175	51-20-0800	NEW-P	91-16-113	51-20-1800	NEW-S	91-20-175
51-20-008	NEW	92-01-145	51-20-0800	NEW-S	91-20-175	51-20-1800	NEW	92-01-145
51-20-009	NEW-P	91-16-113	51-20-0800	NEW	92-01-145	51-20-1807	NEW-P	91-16-113
51-20-009	NEW	92-01-145	51-20-0801	NEW-P	91-16-113	51-20-1807	NEW-S	91-20-175
51-20-0100	NEW-P	91-16-113	51-20-0801	NEW-S	91-20-175	51-20-1807	NEW	92-01-145
51-20-0100	NEW-S	91-20-175	51-20-0801	NEW	92-01-145	51-20-2300	NEW-P	91-16-113
51-20-0100	NEW	92-01-145	51-20-0802	NEW-P	91-16-113	51-20-2300	NEW-S	91-20-175
51-20-0104	NEW-P	91-16-113	51-20-0802	NEW-S	91-20-175	51-20-2300	NEW	92-01-145
51-20-0104	NEW-S	91-20-175	51-20-0802	NEW	92-01-145	51-20-2312	NEW-P	91-16-113
51-20-0104	NEW	92-01-145	51-20-0900	NEW-P	91-16-113	51-20-2312	NEW-S	91-20-175
51-20-0300	NEW-P	91-16-113	51-20-0900	NEW-S	91-20-175	51-20-2312	NEW	92-01-145
51-20-0300	NEW-S	91-20-175	51-20-0900	NEW	92-01-145	51-20-2700	NEW-P	91-16-113
51-20-0300	NEW	92-01-145	51-20-0901	NEW-P	91-16-113	51-20-2700	NEW-S	91-20-175
51-20-0307	NEW-P	91-16-113	51-20-0901	NEW-S	91-20-175	51-20-2700	NEW	92-01-145
51-20-0307	NEW-S	91-20-175	51-20-0901	NEW	92-01-145	51-20-2710	NEW-P	91-16-113
51-20-0307	NEW	92-01-145	51-20-0902	NEW-P	91-16-113	51-20-2710	NEW-S	91-20-175
51-20-0400	NEW-P	91-16-113	51-20-0902	NEW-S	91-20-175	51-20-2710	NEW	92-01-145
51-20-0400	NEW-S	91-20-175	51-20-0902	NEW	92-01-145	51-20-3000	NEW-P	91-16-113
51-20-0400	NEW	92-01-145	51-20-1000	NEW-P	91-16-113	51-20-3000	NEW-S	91-20-175
51-20-0404	NEW-P	91-16-113	51-20-1000	NEW-S	91-20-175	51-20-3000	NEW	92-01-145
51-20-0404	NEW-S	91-20-175	51-20-1000	NEW	92-01-145	51-20-3007	NEW-P	91-16-113
51-20-0404	NEW	92-01-145	51-20-1011	NEW-P	91-16-113	51-20-3007	NEW-S	91-20-175
51-20-0407	NEW-P	91-16-113	51-20-1011	NEW-S	91-20-175	51-20-3007	NEW	92-01-145
51-20-0407	NEW-S	91-20-175	51-20-1011	NEW	92-01-145	51-20-3100	NEW-P	91-16-113
51-20-0407	NEW	92-01-145	51-20-1200	NEW-P	91-16-113	51-20-3100	NEW-S	91-20-175
51-20-0409	NEW-P	91-16-113	51-20-1200	NEW-S	91-20-175	51-20-3100	NEW	92-01-145
51-20-0409	NEW-S	91-20-175	51-20-1200	NEW	92-01-145	51-20-3101	NEW-P	91-16-113
51-20-0409	NEW	92-01-145	51-20-1201	NEW-P	91-16-113	51-20-3101	NEW-S	91-20-175

Table of WAC Sections Affected as of 12/31/91

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
51-20-3101	NEW	92-01-145	51-20-3800	NEW-S	91-20-175	51-20-93120	NEW-S	91-20-175
51-20-3102	NEW-P	91-16-113	51-20-3800	NEW	92-01-145	51-20-93120	NEW	92-01-145
51-20-3102	NEW-S	91-20-175	51-20-3801	NEW-P	91-16-113	51-20-93121	NEW-P	91-16-113
51-20-3102	NEW	92-01-145	51-20-3801	NEW-S	91-20-175	51-21-001	NEW-P	91-16-113
51-20-3103	NEW-P	91-16-113	51-20-3801	NEW	92-01-145	51-21-001	NEW	92-01-145
51-20-3103	NEW-S	91-20-175	51-20-3802	NEW-P	91-16-113	51-21-002	NEW-P	91-16-113
51-20-3103	NEW	92-01-145	51-20-3802	NEW-S	91-20-175	51-21-002	NEW	92-01-145
51-20-3104	NEW-P	91-16-113	51-20-3802	NEW	92-01-145	51-21-003	NEW-P	91-16-113
51-20-3104	NEW-S	91-20-175	51-20-3900	NEW-P	91-16-113	51-21-003	NEW	92-01-145
51-20-3104	NEW	92-01-145	51-20-3900	NEW-S	91-20-175	51-21-007	NEW-P	91-16-113
51-20-3105	NEW-P	91-16-113	51-20-3900	NEW	92-01-145	51-21-007	NEW	92-01-145
51-20-3105	NEW-S	91-20-175	51-20-3901	NEW-P	91-16-113	51-21-008	NEW-P	91-16-113
51-20-3105	NEW	92-01-145	51-20-3901	NEW-S	91-20-175	51-21-008	NEW	92-01-145
51-20-3106	NEW-P	91-16-113	51-20-3901	NEW	92-01-145	51-21-31010	NEW-P	91-16-113
51-20-3106	NEW-S	91-20-175	51-20-3903	NEW-P	91-16-113	51-21-31010	NEW	92-01-145
51-20-3106	NEW	92-01-145	51-20-3903	NEW-S	91-20-175	51-21-38030	NEW-P	91-16-113
51-20-3107	NEW-P	91-16-113	51-20-3903	NEW	92-01-145	51-21-38030	NEW	92-01-145
51-20-3107	NEW-S	91-20-175	51-20-5100	NEW-P	91-16-113	51-21-38038	NEW-P	91-16-113
51-20-3107	NEW	92-01-145	51-20-5100	NEW-S	91-20-175	51-21-38038	NEW	92-01-145
51-20-3108	NEW-P	91-16-113	51-20-5100	NEW	92-01-145	51-21-38039	NEW-P	91-16-113
51-20-3108	NEW-S	91-20-175	51-20-5103	NEW-P	91-16-113	51-21-38039	NEW	92-01-145
51-20-3108	NEW	92-01-145	51-20-5103	NEW-S	91-20-175	51-22-001	NEW-P	91-16-114
51-20-3109	NEW-P	91-16-113	51-20-5103	NEW	92-01-145	51-22-001	NEW	92-01-064
51-20-3109	NEW-S	91-20-175	51-20-5105	NEW-P	91-16-113	51-22-002	NEW-P	91-16-114
51-20-3109	NEW	92-01-145	51-20-5105	NEW-S	91-20-175	51-22-002	NEW	92-01-064
51-20-3110	NEW-P	91-16-113	51-20-5105	NEW	92-01-145	51-22-003	NEW-P	91-16-114
51-20-3110	NEW-S	91-20-175	51-20-5400	NEW-P	91-16-113	51-22-003	NEW	92-01-064
51-20-3110	NEW	92-01-145	51-20-5400	NEW-S	91-20-175	51-22-004	NEW-P	91-16-114
51-20-3111	NEW-P	91-16-113	51-20-5400	NEW	92-01-145	51-22-004	NEW	92-01-064
51-20-3111	NEW-S	91-20-175	51-20-5401	NEW-P	91-16-113	51-22-005	NEW-P	91-16-114
51-20-3111	NEW	92-01-145	51-20-5401	NEW-S	91-20-175	51-22-005	NEW	92-01-064
51-20-3112	NEW-P	91-16-113	51-20-5401	NEW	92-01-145	51-22-007	NEW-P	91-16-114
51-20-3112	NEW-S	91-20-175	51-20-91200	NEW-P	91-16-113	51-22-007	NEW	92-01-064
51-20-3112	NEW	92-01-145	51-20-91200	NEW-S	91-20-175	51-22-008	NEW-P	91-16-114
51-20-3113	NEW-P	91-16-113	51-20-91223	NEW-P	91-16-113	51-22-008	NEW	92-01-064
51-20-3113	NEW-S	91-20-175	51-20-91223	NEW-S	91-20-175	51-22-0400	NEW-P	91-16-114
51-20-3113	NEW	92-01-145	51-20-91224	NEW-P	91-16-113	51-22-0400	NEW	92-01-064
51-20-3114	NEW-P	91-16-113	51-20-91224	NEW-S	91-20-175	51-22-0423	NEW-P	91-16-114
51-20-3114	NEW-S	91-20-175	51-20-91225	NEW-P	91-16-113	51-22-0423	NEW	92-01-064
51-20-3114	NEW	92-01-145	51-20-91225	NEW-S	91-20-175	51-22-0500	NEW-P	91-16-114
51-20-3151	NEW-P	91-16-113	51-20-91226	NEW-P	91-16-113	51-22-0500	NEW	92-01-064
51-20-3151	NEW-S	91-20-175	51-20-91226	NEW-S	91-20-175	51-22-0504	NEW-P	91-16-114
51-20-3151	NEW	92-01-145	51-20-91227	NEW-P	91-16-113	51-22-0504	NEW	92-01-064
51-20-3152	NEW-P	91-16-113	51-20-91227	NEW-S	91-20-175	51-22-0800	NEW-P	91-16-114
51-20-3152	NEW-S	91-20-175	51-20-91228	NEW-P	91-16-113	51-22-0800	NEW	92-01-064
51-20-3152	NEW	92-01-145	51-20-91228	NEW-S	91-20-175	51-22-0807	NEW-P	91-16-114
51-20-3153	NEW-P	91-16-113	51-20-91229	NEW-P	91-16-113	51-22-0807	NEW	92-01-064
51-20-3153	NEW-S	91-20-175	51-20-91229	NEW-S	91-20-175	51-22-1000	NEW-P	91-16-114
51-20-3153	NEW	92-01-145	51-20-91230	NEW-P	91-16-113	51-22-1000	NEW	92-01-064
51-20-3154	NEW-S	91-20-175	51-20-91230	NEW-S	91-20-175	51-22-1002	NEW-P	91-16-114
51-20-3154	NEW	92-01-145	51-20-91231	NEW-P	91-16-113	51-22-1002	NEW	92-01-064
51-20-3155	NEW-S	91-20-175	51-20-91231	NEW-S	91-20-175	51-22-1100	NEW-P	91-16-114
51-20-3155	NEW	92-01-145	51-20-91232	NEW-P	91-16-113	51-22-1100	NEW	92-01-064
51-20-3156	NEW-S	91-20-175	51-20-91232	NEW-S	91-20-175	51-22-1104	NEW-P	91-16-114
51-20-3156	NEW	92-01-145	51-20-91233	NEW-P	91-16-113	51-22-1104	NEW	92-01-064
51-20-3200	NEW-P	91-16-113	51-20-91233	NEW-S	91-20-175	51-22-1500	NEW-P	91-16-114
51-20-3200	NEW-S	91-20-175	51-20-91234	NEW-P	91-16-113	51-22-1500	NEW	92-01-064
51-20-3207	NEW-P	91-16-113	51-20-91234	NEW-S	91-20-175	51-22-1508	NEW-P	91-16-114
51-20-3207	NEW-S	91-20-175	51-20-93100	NEW-P	91-16-113	51-22-1508	NEW	92-01-064
51-20-3300	NEW-P	91-16-113	51-20-93100	NEW-S	91-20-175	51-22-1900	NEW-P	91-16-114
51-20-3300	NEW-S	91-20-175	51-20-93100	NEW	92-01-145	51-22-1900	NEW	92-01-064
51-20-3300	NEW	92-01-145	51-20-93115	NEW-P	91-16-113	51-22-1903	NEW-P	91-16-114
51-20-3304	NEW-P	91-16-113	51-20-93115	NEW-S	91-20-175	51-22-1903	NEW	92-01-064
51-20-3304	NEW-S	91-20-175	51-20-93115	NEW	92-01-145	51-24-001	NEW-P	91-16-115
51-20-3304	NEW	92-01-145	51-20-93116	NEW-P	91-16-113	51-24-001	NEW	92-01-065
51-20-3305	NEW-P	91-16-113	51-20-93116	NEW-S	91-20-175	51-24-002	NEW-P	91-16-115
51-20-3305	NEW-S	91-20-175	51-20-93116	NEW	92-01-145	51-24-002	NEW	92-01-065
51-20-3306	NEW-P	91-16-113	51-20-93117	NEW-P	91-16-113	51-24-003	NEW-P	91-16-115
51-20-3306	NEW-S	91-20-175	51-20-93117	NEW-S	91-20-175	51-24-003	NEW	92-01-065
51-20-3306	NEW	92-01-145	51-20-93117	NEW	92-01-145	51-24-007	NEW-P	91-16-115
51-20-3315	NEW-P	91-16-113	51-20-93118	NEW-P	91-16-113	51-24-007	NEW	92-01-065
51-20-3315	NEW-S	91-20-175	51-20-93118	NEW-S	91-20-175	51-24-008	NEW-P	91-16-115
51-20-3315	NEW	92-01-145	51-20-93118	NEW	92-01-145	51-24-008	NEW	92-01-065
51-20-3350	NEW-P	91-16-113	51-20-93119	NEW-P	91-16-113	51-24-04000	NEW-P	91-16-115
51-20-3350	NEW-S	91-20-175	51-20-93119	NEW-S	91-20-175	51-24-04000	NEW	92-01-065
51-20-3350	NEW	92-01-145	51-20-93119	NEW	92-01-145	51-24-04123	NEW-P	91-16-115
51-20-3800	NEW-P	91-16-113	51-20-93120	NEW-P	91-16-113	51-24-04123	NEW	92-01-065

Table of WAC Sections Affected as of 12/31/91

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
51-24-09000	NEW-P	91-16-115	51-25-003	NEW	92-01-065	106-08-050	NEW-P	91-19-016
51-24-09000	NEW	92-01-065	51-25-007	NEW-P	91-16-115	106-08-050	NEW	91-22-037
51-24-09105	NEW-P	91-16-115	51-25-007	NEW	92-01-065	106-08-060	NEW-P	91-19-016
51-24-09105	NEW	92-01-065	51-25-008	NEW-P	91-16-115	106-08-060	NEW	91-22-037
51-24-09107	NEW-P	91-16-115	51-25-008	NEW	92-01-065	106-08-070	NEW-P	91-19-016
51-24-09107	NEW	92-01-065	51-26-001	NEW-P	91-16-116	106-08-070	NEW	91-22-037
51-24-09110	NEW-P	91-16-115	51-26-001	NEW	92-01-066	106-08-080	AMD-P	91-19-016
51-24-09110	NEW	92-01-065	51-26-002	NEW-P	91-16-116	106-08-080	AMD	91-22-037
51-24-09117	NEW-P	91-16-115	51-26-002	NEW	92-01-066	106-08-100	AMD-P	91-19-016
51-24-09117	NEW	92-01-065	51-26-003	NEW-P	91-16-116	106-08-100	AMD	91-22-037
51-24-10000	NEW-P	91-16-115	51-26-003	NEW	92-01-066	106-08-120	AMD-P	91-19-016
51-24-10000	NEW	92-01-065	51-26-004	NEW-P	91-16-116	106-08-120	AMD	91-22-037
51-24-10201	NEW-P	91-16-115	51-26-004	NEW	92-01-066	106-20-100	NEW-P	91-19-016
51-24-10201	NEW	92-01-065	51-26-008	NEW-P	91-16-116	106-20-100	NEW	91-23-031
51-24-10507	NEW-P	91-16-115	51-26-008	NEW	92-01-066	106-50-100	NEW-P	91-19-016
51-24-10507	NEW	92-01-065	51-26-0300	NEW-P	91-16-116	106-50-100	NEW	91-23-031
51-24-25000	NEW-P	91-16-115	51-26-0300	NEW	92-01-066	106-72-005	AMD-P	91-22-058
51-24-25000	NEW	92-01-065	51-26-0310	NEW-P	91-16-116	106-72-005	AMD-E	91-22-060
51-24-25107	NEW-P	91-16-115	51-26-0310	NEW	92-01-066	106-72-005	AMD	92-02-006
51-24-25107	NEW	92-01-065	51-26-0315	NEW-P	91-16-116	106-72-015	AMD-P	91-22-058
51-24-45000	NEW-P	91-16-115	51-26-0315	NEW	92-01-066	106-72-015	AMD-E	91-22-060
51-24-45000	NEW	92-01-065	51-26-0400	NEW-P	91-16-116	106-72-015	AMD	92-02-006
51-24-45211	NEW-P	91-16-115	51-26-0400	NEW	92-01-066	106-72-025	AMD-P	91-22-058
51-24-45211	NEW	92-01-065	51-26-0401	NEW-P	91-16-116	106-72-025	AMD-E	91-22-060
51-24-79000	NEW-P	91-16-115	51-26-0401	NEW	92-01-066	106-72-025	AMD	92-02-006
51-24-79000	NEW	92-01-065	51-26-0500	NEW-P	91-16-116	106-72-130	AMD-P	91-22-058
51-24-79601	NEW-P	91-16-115	51-26-0500	NEW	92-01-066	106-72-130	AMD-E	91-22-060
51-24-79601	NEW	92-01-065	51-26-0503	NEW-P	91-16-116	106-72-130	AMD	92-02-006
51-24-79603	NEW-P	91-16-115	51-26-0503	NEW	92-01-066	106-72-220	AMD-P	91-22-058
51-24-79603	NEW	92-01-065	51-26-1000	NEW-P	91-16-116	106-72-220	AMD-E	91-22-060
51-24-80000	NEW-P	91-16-115	51-26-1000	NEW	92-01-066	106-72-220	AMD	92-02-006
51-24-80000	NEW	92-01-065	51-26-1004	NEW-P	91-16-116	106-72-400	AMD-P	91-22-058
51-24-80101	NEW-P	91-16-115	51-26-1004	NEW	92-01-066	106-72-400	AMD-E	91-22-060
51-24-80101	NEW	92-01-065	51-26-1800	NEW-P	91-16-116	106-72-400	AMD	92-02-006
51-24-80103	NEW-P	91-16-115	51-26-1800	NEW	92-01-066	106-72-410	AMD-P	91-22-058
51-24-80103	NEW	92-01-065	51-26-1801	NEW-P	91-16-116	106-72-410	AMD-E	91-22-060
51-24-80108	NEW-P	91-16-115	51-26-1801	NEW	92-01-066	106-72-410	AMD	92-02-006
51-24-80108	NEW	92-01-065	51-26-1802	NEW-P	91-16-116	106-72-490	AMD-P	91-22-058
51-24-80109	NEW-P	91-16-115	51-26-1802	NEW	92-01-066	106-72-490	AMD-E	91-22-060
51-24-80109	NEW	92-01-065	51-26-1803	NEW-P	91-16-116	106-72-490	AMD	92-02-006
51-24-80110	NEW-P	91-16-115	51-26-1803	NEW	92-01-066	106-72-510	AMD-P	91-22-058
51-24-80110	NEW	92-01-065	51-26-1804	NEW-P	91-16-116	106-72-510	AMD-E	91-22-060
51-24-80111	NEW-P	91-16-115	51-26-1804	NEW	92-01-066	106-72-510	AMD	92-02-006
51-24-80111	NEW	92-01-065	51-26-1805	NEW-P	91-16-116	106-72-520	AMD-P	91-22-058
51-24-80113	NEW-P	91-16-115	51-26-1805	NEW	92-01-066	106-72-520	AMD-E	91-22-060
51-24-80113	NEW	92-01-065	51-26-2200	NEW-P	91-16-116	106-72-520	AMD	92-02-006
51-24-80114	NEW-P	91-16-115	51-26-2200	NEW	92-01-066	106-72-530	AMD-P	91-22-058
51-24-80114	NEW	92-01-065	51-26-2300	NEW-P	91-16-116	106-72-530	AMD-E	91-22-060
51-24-80120	NEW-P	91-16-115	51-26-2300	NEW	92-01-066	106-72-530	AMD	92-02-006
51-24-80120	NEW	92-01-065	51-26-2301	NEW-P	91-16-116	106-72-540	AMD-P	91-22-058
51-24-80202	NEW-P	91-16-115	51-26-2301	NEW	92-01-066	106-72-540	AMD-E	91-22-060
51-24-80202	NEW	92-01-065	51-27-001	NEW-P	91-16-117	106-72-540	AMD	92-02-006
51-24-80301	NEW-P	91-16-115	51-27-001	NEW	92-01-067	106-72-550	AMD-P	91-22-058
51-24-80301	NEW	92-01-065	51-27-002	NEW-P	91-16-117	106-72-550	AMD-E	91-22-060
51-24-80303	NEW-P	91-16-115	51-27-002	NEW	92-01-067	106-72-550	AMD	92-02-006
51-24-80303	NEW	92-01-065	51-27-003	NEW-P	91-16-117	106-72-560	AMD-P	91-22-058
51-24-80305	NEW-P	91-16-115	51-27-003	NEW	92-01-067	106-72-560	AMD-E	91-22-060
51-24-80305	NEW	92-01-065	51-27-004	NEW-P	91-16-117	106-72-560	AMD	92-02-006
51-24-80315	NEW-P	91-16-115	51-27-004	NEW	92-01-067	106-72-570	AMD-P	91-22-058
51-24-80315	NEW	92-01-065	51-27-008	NEW-P	91-16-117	106-72-570	AMD-E	91-22-060
51-24-80401	NEW-P	91-16-115	51-27-008	NEW	92-01-067	106-72-570	AMD	92-02-006
51-24-80401	NEW	92-01-065	67-25-005	AMD-P	91-16-085	106-72-580	AMD-P	91-22-058
51-24-80402	NEW-P	91-16-115	67-25-005	AMD	91-20-010	106-72-580	AMD-E	91-22-060
51-24-80402	NEW	92-01-065	67-25-030	AMD-P	91-16-085	106-72-580	AMD	92-02-006
51-24-99300	NEW-P	91-16-115	67-25-030	AMD	91-20-010	106-72-590	AMD-P	91-22-058
51-24-99350	NEW-P	91-16-115	82-06-010	NEW-P	91-15-053	106-72-590	AMD-E	91-22-060
51-24-99351	NEW-P	91-16-115	82-06-010	NEW	91-18-028	106-72-590	AMD	92-02-006
51-24-99352	NEW-P	91-16-115	82-50-021	AMD-P	91-17-057	106-72-600	AMD-P	91-22-058
51-24-99500	NEW-P	91-16-115	82-50-021	AMD	91-20-061	106-72-600	AMD-E	91-22-060
51-24-99500	NEW	92-01-065	106-08-010	AMD-P	91-19-016	106-72-600	AMD	92-02-006
51-24-99510	NEW-P	91-16-115	106-08-010	AMD	91-22-037	106-116-501	AMD-P	91-19-017
51-24-99510	NEW	92-01-065	106-08-020	NEW-P	91-19-016	106-116-501	AMD	91-22-038
51-25-001	NEW-P	91-16-115	106-08-020	NEW	91-22-037	106-116-901	AMD-P	91-19-017
51-25-001	NEW	92-01-065	106-08-030	NEW-P	91-19-016	106-116-901	AMD	91-22-038
51-25-002	NEW-P	91-16-115	106-08-030	NEW	91-22-037	106-120-004	AMD	91-04-054
51-25-002	NEW	92-01-065	106-08-040	NEW-P	91-19-016	106-120-005	AMD	91-04-054
51-25-003	NEW-P	91-16-115	106-08-040	NEW	91-22-037	106-120-023	AMD	91-04-054

Table of WAC Sections Affected as of 12/31/91

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
106-120-024	AMD	91-04-054	131-16-005	AMD-E	91-12-030	132B-108-020	NEW-P	92-01-056
106-120-026	AMD	91-04-054	131-16-005	AMD	91-13-048	132B-108-030	NEW-P	92-01-056
106-120-027	AMD	91-04-054	131-16-010	AMD-P	91-09-036	132B-108-040	NEW-P	92-01-056
106-120-028	AMD	91-04-054	131-16-010	AMD-E	91-12-030	132B-108-050	NEW-P	92-01-056
106-120-033	AMD	91-04-054	131-16-010	AMD	91-13-048	132B-108-060	NEW-P	92-01-056
106-120-131	AMD	91-04-054	131-16-011	AMD-P	91-09-036	132B-108-070	NEW-P	92-01-056
106-120-132	AMD	91-04-054	131-16-011	AMD-E	91-12-030	132B-108-080	NEW-P	92-01-056
106-120-143	AMD	91-04-054	131-16-011	AMD	91-13-048	132B-120-010	AMD-P	91-05-033
106-122-100	NEW-P	91-19-016	131-16-015	AMD-P	91-09-036	132B-120-010	AMD	91-11-102
106-122-100	NEW	91-23-031	131-16-015	AMD-E	91-12-030	132B-120-045	NEW-P	91-05-033
106-276-230	NEW-P	91-19-016	131-16-015	AMD	91-13-048	132B-120-055	NEW	91-11-102
106-276-230	NEW	91-23-031	131-16-020	REP-E	91-06-069	132B-120-060	AMD-P	91-05-033
113-10-010	DECOD	91-05-095	131-16-020	REP-P	91-09-036	132B-120-060	AMD	91-11-102
113-10-020	DECOD	91-05-095	131-16-020	REP-E	91-12-030	132B-120-090	AMD-P	91-05-033
113-10-030	DECOD	91-05-095	131-16-020	REP	91-13-048	132B-120-090	AMD	91-11-102
113-10-040	DECOD	91-05-095	131-16-021	NEW-E	91-06-069	132B-120-100	AMD-P	91-05-033
113-10-050	DECOD	91-05-095	131-16-021	AMD-E	91-09-008	132B-120-100	AMD	91-11-102
113-10-060	DECOD	91-05-095	131-16-021	NEW-P	91-09-036	132B-120-120	AMD-P	91-05-033
113-10-070	DECOD	91-05-095	131-16-021	NEW-E	91-12-030	132B-120-120	AMD	91-11-102
113-10-090	DECOD	91-05-095	131-16-021	NEW	91-13-048	132B-120-140	AMD-P	91-05-033
113-10-100	DECOD	91-05-095	131-16-030	REP-P	91-09-036	132B-120-140	AMD	91-11-102
113-10-110	DECOD	91-05-095	131-16-030	REP-E	91-12-030	132B-120-160	AMD-P	91-05-033
113-12-010	DECOD	91-05-095	131-16-030	REP	91-13-048	132B-120-160	AMD	91-11-102
113-12-075	DECOD	91-05-095	131-16-031	NEW-P	91-09-036	132B-120-170	AMD-P	91-05-033
113-12-080	DECOD	91-05-095	131-16-031	NEW-E	91-12-030	132B-120-170	AMD	91-11-102
113-12-085	DECOD	91-05-095	131-16-031	NEW	91-13-048	132B-120-180	AMD-P	91-05-033
113-12-087	DECOD	91-05-095	131-16-040	AMD-P	91-09-036	132B-120-180	AMD	91-11-102
113-12-101	DECOD	91-05-095	131-16-040	AMD-E	91-12-030	132B-120-190	AMD-P	91-05-033
113-12-101	REP-P	91-06-090	131-16-040	AMD	91-13-048	132B-120-190	AMD	91-11-102
113-12-103	DECOD	91-05-095	131-16-050	AMD-P	91-09-036	132B-130-010	NEW-P	92-01-058
113-12-104	DECOD	91-05-095	131-16-050	AMD-E	91-12-030	132B-130-020	NEW-P	92-01-058
113-12-115	DECOD	91-05-095	131-16-050	AMD	91-13-048	132B-131-010	NEW-P	92-01-058
113-12-120	DECOD	91-05-095	131-16-055	NEW-P	91-09-036	132B-132-010	NEW-P	92-01-058
113-12-150	DECOD	91-05-095	131-16-055	NEW-E	91-12-030	132B-133-010	NEW-P	92-01-057
113-12-165	DECOD	91-05-095	131-16-055	NEW	91-13-048	132B-133-020	NEW-P	92-01-057
113-12-170	DECOD	91-05-095	131-16-060	AMD-P	91-09-036	132H-160-210	REP-P	91-15-020
113-12-175	DECOD	91-05-095	131-16-060	AMD-E	91-12-030	132H-160-210	REP-P	91-15-050
113-12-180	DECOD	91-05-095	131-16-060	AMD	91-13-048	132H-160-210	REP-W	91-15-058
113-12-190	DECOD	91-05-095	131-16-061	AMD-P	91-09-036	132H-160-210	REP	91-20-038
113-12-195	DECOD	91-05-095	131-16-061	AMD-E	91-12-030	132H-160-220	REP-P	91-15-020
113-12-197	DECOD	91-05-095	131-16-061	AMD	91-13-048	132H-160-220	REP-P	91-15-050
113-12-200	DECOD	91-05-095	131-16-062	NEW-P	91-09-036	132H-160-220	REP-W	91-15-058
113-12-210	DECOD	91-05-095	131-16-062	NEW-E	91-12-030	132H-160-220	REP	91-20-038
113-12-220	DECOD	91-05-095	131-16-062	NEW	91-13-048	132H-160-230	REP-P	91-15-020
113-12-230	DECOD	91-05-095	131-16-065	AMD-P	91-09-036	132H-160-230	REP-P	91-15-050
113-12-300	DECOD	91-05-095	131-16-065	AMD-E	91-12-030	132H-160-230	REP-W	91-15-058
113-12-310	DECOD	91-05-095	131-16-065	AMD	91-13-048	132H-160-230	REP	91-20-038
113-12-320	DECOD	91-05-095	131-16-066	AMD-P	91-09-036	132H-160-240	REP-P	91-15-020
113-12-330	DECOD	91-05-095	131-16-066	AMD-E	91-12-030	132H-160-240	REP-P	91-15-050
113-12-340	DECOD	91-05-095	131-16-066	AMD	91-13-048	132H-160-240	REP-W	91-15-058
113-12-350	DECOD	91-05-095	131-16-069	REP-P	91-09-036	132H-160-240	REP	91-20-038
114-12-011	DECOD	91-05-026	131-16-069	REP-E	91-12-030	132H-160-250	REP-P	91-15-020
114-12-021	DECOD	91-05-026	131-16-069	REP	91-13-048	132H-160-250	REP-P	91-15-050
114-12-031	DECOD	91-05-026	131-16-070	AMD-P	91-15-094	132H-160-250	REP-W	91-15-058
114-12-041	DECOD	91-05-026	131-16-070	AMD	91-21-009	132H-160-250	REP	91-20-038
114-12-115	DECOD	91-05-026	131-16-080	AMD-P	91-15-094	132H-160-260	AMD-P	91-15-020
114-12-126	DECOD	91-05-026	131-16-080	AMD	91-21-009	132H-160-260	AMD-P	91-15-050
114-12-132	DECOD	91-05-026	131-16-091	AMD-P	91-15-094	132H-160-260	AMD-W	91-15-058
114-12-136	DECOD	91-05-031	131-16-091	AMD	91-21-009	132H-160-260	AMD	91-20-038
114-12-150	DECOD	91-05-026	131-16-092	AMD-P	91-15-094	132H-160-290	REP-P	91-15-020
114-12-155	DECOD	91-05-026	131-16-092	AMD	91-21-009	132H-160-290	REP-P	91-15-050
114-12-164	DECOD	91-05-026	131-16-093	AMD-P	91-15-094	132H-160-290	REP-W	91-15-058
114-12-170	DECOD	91-05-026	131-16-093	AMD	91-21-009	132H-160-290	REP	91-20-038
114-12-180	DECOD	91-05-026	131-16-094	AMD-P	91-15-094	132H-160-300	REP-P	91-15-020
114-12-190	DECOD	91-05-026	131-16-094	AMD	91-21-009	132H-160-300	REP-P	91-15-050
114-12-200	DECOD	91-05-026	131-16-095	NEW-P	91-15-094	132H-160-300	REP-W	91-15-058
130-14-010	AMD-P	91-22-089	131-16-095	NEW	91-21-009	132H-160-300	REP	91-20-038
130-14-010	AMD	92-02-015	131-16-500	AMD-E	91-13-001	132H-160-310	REP-P	91-15-020
130-14-020	AMD-P	91-22-089	131-16-500	AMD-P	91-15-092	132H-160-310	REP-P	91-15-050
130-14-020	AMD	92-02-015	131-16-500	AMD	91-21-013	132H-160-310	REP-W	91-15-058
130-14-030	AMD-P	91-22-089	131-28-026	AMD-P	91-15-093	132H-160-310	REP	91-20-038
130-14-030	AMD	92-02-015	131-28-026	AMD	91-21-011	132H-160-410	REP-P	91-15-020
130-14-040	AMD-P	91-22-089	131-32-050	NEW-E	91-06-075	132H-160-410	REP-P	91-15-050
130-14-040	AMD	92-02-015	131-32-050	NEW-P	91-15-091	132H-160-410	REP-W	91-15-058
130-14-050	AMD-P	91-22-089	131-32-050	NEW	91-21-012	132H-160-410	REP	91-20-038
130-14-050	AMD	92-02-015	132B-104-010	NEW-P	92-01-057	132H-160-420	REP-P	91-15-020
131-16-005	AMD-P	91-09-036	132B-108-010	NEW-P	92-01-056	132H-160-420	REP-P	91-15-050

Table of WAC Sections Affected as of 12/31/91

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
132K-12-840	REP-C	92-01-085	132K-16-360	NEW-P	91-03-150	132N-128-080	REP	91-23-004
132K-16-110	NEW-E	91-03-084	132K-16-360	NEW	91-09-027	132N-128-085	REP-P	91-19-054
132K-16-110	NEW-P	91-03-150	132K-16-370	NEW-E	91-03-084	132N-128-085	REP	91-23-004
132K-16-110	NEW	91-09-027	132K-16-370	NEW-P	91-03-150	132N-128-090	REP-P	91-19-054
132K-16-120	NEW-E	91-03-084	132K-16-370	NEW	91-09-027	132N-128-090	REP	91-23-004
132K-16-120	NEW-P	91-03-150	132K-16-380	NEW-E	91-03-084	132N-128-100	REP-P	91-19-054
132K-16-120	NEW	91-09-027	132K-16-380	NEW-P	91-03-150	132N-128-100	REP	91-23-004
132K-16-130	NEW-E	91-03-084	132K-16-380	NEW	91-09-027	132N-128-110	REP-P	91-19-054
132K-16-130	NEW-P	91-03-150	132K-16-390	NEW-E	91-03-084	132N-128-110	REP	91-23-004
132K-16-130	NEW	91-09-027	132K-16-390	NEW-P	91-03-150	132N-128-112	REP-P	91-19-054
132K-16-140	NEW-E	91-03-084	132K-16-390	NEW	91-09-027	132N-128-112	REP	91-23-004
132K-16-140	NEW-P	91-03-150	132K-16-400	NEW-E	91-03-084	132N-128-114	REP-P	91-19-054
132K-16-140	NEW	91-09-027	132K-16-400	NEW-P	91-03-150	132N-128-114	REP	91-23-004
132K-16-150	NEW-E	91-03-084	132K-16-400	NEW	91-09-027	132N-128-116	REP-P	91-19-054
132K-16-150	NEW-P	91-03-150	132K-16-410	NEW-E	91-03-084	132N-128-116	REP	91-23-004
132K-16-150	NEW	91-09-027	132K-16-410	NEW-P	91-03-150	132N-128-118	REP-P	91-19-054
132K-16-160	NEW-E	91-03-084	132K-16-410	NEW	91-09-027	132N-128-118	REP	91-23-004
132K-16-160	NEW-P	91-03-150	132K-16-420	NEW-E	91-03-084	132N-128-120	REP-P	91-19-054
132K-16-160	NEW	91-09-027	132K-16-420	NEW-P	91-03-150	132N-128-120	REP	91-23-004
132K-16-170	NEW-E	91-03-084	132K-16-420	NEW	91-09-027	132N-128-122	NEW-P	91-19-054
132K-16-170	NEW-P	91-03-150	132K-16-430	NEW-E	91-03-084	132N-128-122	NEW	91-23-004
132K-16-170	NEW	91-09-027	132K-16-430	NEW-P	91-03-150	132N-156-300	AMD-P	91-15-071
132K-16-180	NEW-E	91-03-084	132K-16-430	NEW	91-09-027	132N-156-300	AMD	91-21-022
132K-16-180	NEW-P	91-03-150	132K-16-440	NEW-E	91-03-084	132N-156-310	AMD-P	91-15-071
132K-16-180	NEW	91-09-027	132K-16-440	NEW-P	91-03-150	132N-156-310	AMD	91-21-022
132K-16-190	NEW-E	91-03-084	132K-16-440	NEW	91-09-027	132N-156-320	AMD-P	91-15-071
132K-16-190	NEW-P	91-03-150	132K-16-450	NEW-E	91-03-084	132N-156-320	AMD	91-21-022
132K-16-190	NEW	91-09-027	132K-16-450	NEW-P	91-03-150	132N-156-330	AMD-P	91-15-071
132K-16-200	NEW-E	91-03-084	132K-16-450	NEW	91-09-027	132N-156-330	AMD	91-21-022
132K-16-200	NEW-P	91-03-150	132K-16-460	NEW-E	91-03-084	132N-156-400	AMD-P	91-15-071
132K-16-200	NEW	91-09-027	132K-16-460	NEW-P	91-03-150	132N-156-400	AMD	91-21-022
132K-16-210	NEW-E	91-03-084	132K-16-460	NEW	91-09-027	132N-156-420	AMD-P	91-15-071
132K-16-210	NEW-P	91-03-150	132K-16-470	NEW-E	91-03-084	132N-156-420	AMD	91-21-022
132K-16-210	NEW	91-09-027	132K-16-470	NEW-P	91-03-150	132N-156-430	AMD-P	91-15-071
132K-16-220	NEW-E	91-03-084	132K-16-470	NEW	91-09-027	132N-156-430	AMD	91-21-022
132K-16-220	NEW-P	91-03-150	132K-16-480	NEW-E	91-03-084	132N-156-440	AMD-P	91-15-071
132K-16-220	NEW	91-09-027	132K-16-480	NEW-P	91-03-150	132N-156-440	AMD	91-21-022
132K-16-230	NEW-E	91-03-084	132K-16-480	NEW	91-09-027	132N-156-450	AMD-P	91-15-071
132K-16-230	NEW-P	91-03-150	132K-16-490	NEW-E	91-03-084	132N-156-450	AMD	91-21-022
132K-16-230	NEW	91-09-027	132K-16-490	NEW-P	91-03-150	132N-156-460	AMD-P	91-15-071
132K-16-240	NEW-E	91-03-084	132K-16-490	NEW-W	91-17-052	132N-156-460	AMD	91-21-022
132K-16-240	NEW-P	91-03-150	132K-16-500	NEW-E	91-03-084	132N-156-500	AMD-P	91-15-071
132K-16-240	NEW	91-09-027	132K-16-500	NEW-P	91-03-150	132N-156-500	AMD	91-21-022
132K-16-250	NEW-E	91-03-084	132K-16-500	NEW-W	91-17-052	132N-156-530	AMD-P	91-15-071
132K-16-250	NEW-P	91-03-150	132K-16-510	NEW-E	91-03-084	132N-156-530	AMD	91-21-022
132K-16-250	NEW	91-09-027	132K-16-510	NEW-P	91-03-150	132N-156-550	AMD-P	91-15-071
132K-16-260	NEW-E	91-03-084	132K-16-510	NEW-W	91-17-052	132N-156-550	AMD	91-21-022
132K-16-260	NEW-P	91-03-150	132K-16-520	NEW-E	91-03-084	132N-156-560	AMD-P	91-15-071
132K-16-260	NEW	91-09-027	132K-16-520	NEW-P	91-03-150	132N-156-560	AMD	91-21-022
132K-16-270	NEW-E	91-03-084	132K-16-520	NEW-W	91-17-052	132N-156-570	AMD-P	91-15-071
132K-16-270	NEW-P	91-03-150	132K-16-530	NEW-E	91-03-084	132N-156-570	AMD	91-21-022
132K-16-270	NEW	91-09-027	132K-16-530	NEW-P	91-03-150	132N-156-580	NEW-P	91-15-071
132K-16-280	NEW-E	91-03-084	132K-16-530	NEW-W	91-17-052	132N-156-580	NEW	91-21-022
132K-16-280	NEW-P	91-03-150	132K-16-540	NEW-E	91-03-084	132N-156-610	AMD-P	91-15-071
132K-16-280	NEW	91-09-027	132K-16-540	NEW-P	91-03-150	132N-156-610	AMD	91-21-022
132K-16-290	NEW-E	91-03-084	132K-16-540	NEW-W	91-17-052	132N-156-620	AMD-P	91-15-071
132K-16-290	NEW-P	91-03-150	132K-16-550	NEW-E	91-03-084	132N-156-620	AMD	91-21-022
132K-16-290	NEW	91-09-027	132K-16-550	NEW-P	91-03-150	132N-156-630	AMD-P	91-15-071
132K-16-300	NEW-E	91-03-084	132K-16-550	NEW-W	91-17-052	132N-156-630	AMD	91-21-022
132K-16-300	NEW-P	91-03-150	132K-16-560	NEW-E	91-03-084	132N-156-640	AMD-P	91-15-071
132K-16-300	NEW	91-09-027	132K-16-560	NEW-P	91-03-150	132N-156-640	AMD	91-21-022
132K-16-310	NEW-E	91-03-084	132K-16-560	NEW-W	91-17-052	132N-156-650	AMD-P	91-15-071
132K-16-310	NEW-P	91-03-150	132N-128-010	REP-P	91-19-054	132N-156-650	AMD	91-21-022
132K-16-310	NEW	91-09-027	132N-128-010	REP	91-23-004	132N-156-700	AMD-P	91-15-071
132K-16-320	NEW-E	91-03-084	132N-128-020	REP-P	91-19-054	132N-156-700	AMD	91-21-022
132K-16-320	NEW-P	91-03-150	132N-128-020	REP	91-23-004	132N-156-730	AMD-P	91-15-071
132K-16-320	NEW	91-09-027	132N-128-030	REP-P	91-19-054	132N-156-730	AMD	91-21-022
132K-16-330	NEW-E	91-03-084	132N-128-030	REP	91-23-004	132N-156-740	AMD-P	91-15-071
132K-16-330	NEW-P	91-03-150	132N-128-040	REP-P	91-19-054	132N-156-740	AMD	91-21-022
132K-16-330	NEW	91-09-027	132N-128-040	REP	91-23-004	132N-156-750	AMD-P	91-15-071
132K-16-340	NEW-E	91-03-084	132N-128-050	REP-P	91-19-054	132N-156-750	AMD	91-21-022
132K-16-340	NEW-P	91-03-150	132N-128-050	REP	91-23-004	132N-156-760	AMD-P	91-15-071
132K-16-340	NEW	91-09-027	132N-128-060	REP-P	91-19-054	132N-156-760	AMD	91-21-022
132K-16-350	NEW-E	91-03-084	132N-128-060	REP	91-23-004	132N-168-010	REP-P	91-15-072
132K-16-350	NEW-P	91-03-150	132N-128-070	REP-P	91-19-054	132N-168-010	REP	91-19-018
132K-16-350	NEW	91-09-027	132N-128-070	REP	91-23-004	132N-168-020	REP-P	91-15-072
132K-16-360	NEW-E	91-03-084	132N-128-080	REP-P	91-19-054	132N-168-020	REP	91-19-018

Table of WAC Sections Affected as of 12/31/91

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
132Q-03-005	NEW-P	91-14-057	136-400-080	NEW	91-21-138	154-300-080	NEW-P	91-02-098
132Q-03-005	NEW	91-17-075	136-400-090	NEW-P	91-18-042	154-300-080	NEW	91-05-084
132Q-03-010	NEW-P	91-14-057	136-400-090	NEW-E	91-18-045	154-300-090	NEW-P	91-02-098
132Q-03-010	NEW	91-17-075	136-400-090	NEW	91-21-138	154-300-090	NEW	91-05-084
132Q-03-020	NEW-P	91-14-057	136-400-100	NEW-P	91-18-042	154-300-100	NEW-P	91-02-098
132Q-03-020	NEW	91-17-075	136-400-100	NEW-E	91-18-045	154-300-100	NEW	91-05-084
132Q-03-030	NEW-P	91-14-057	136-400-100	NEW	91-21-138	154-300-110	NEW-P	91-02-098
132Q-03-030	NEW	91-17-075	136-400-110	NEW-P	91-18-042	154-300-110	NEW	91-05-084
132Q-06-016	NEW-P	91-14-060	136-400-110	NEW-E	91-18-045	154-300-120	NEW-P	91-02-098
132Q-06-016	NEW	91-17-078	136-400-110	NEW	91-21-138	154-300-120	NEW	91-05-084
132Q-108-010	NEW-P	91-14-058	136-400-120	NEW-P	91-18-042	172-123-010	NEW-P	91-21-107
132Q-108-010	NEW	91-17-076	136-400-120	NEW-E	91-18-045	172-123-010	NEW	92-02-052
132Q-108-020	NEW-P	91-14-058	136-400-120	NEW	91-21-138	172-190-010	AMD-P	91-21-108
132Q-108-020	NEW	91-17-076	136-400-130	NEW-P	91-18-042	172-190-010	AMD	92-02-053
132Q-108-030	NEW-P	91-14-058	136-400-130	NEW-E	91-18-045	172-190-020	AMD-P	91-21-108
132Q-108-030	NEW	91-17-076	136-400-130	NEW	91-21-138	172-190-020	AMD	92-02-053
132Q-108-040	NEW-P	91-14-058	137-12A-010	AMD	91-10-018	172-190-030	AMD-P	91-21-108
132Q-108-040	NEW	91-17-076	137-12A-020	AMD	91-10-018	172-190-030	AMD	92-02-053
132Q-108-050	NEW-P	91-14-058	137-12A-030	AMD	91-10-018	172-190-035	AMD-P	91-21-108
132Q-108-050	NEW	91-17-076	137-12A-050	AMD	91-10-018	172-190-035	AMD	92-02-053
132Q-108-060	NEW-P	91-14-058	137-12A-060	AMD	91-10-018	172-190-040	AMD-P	91-21-108
132Q-108-060	NEW	91-17-076	137-12A-070	AMD	91-10-018	172-190-040	AMD	92-02-053
132Q-108-070	NEW-P	91-14-058	137-12A-090	AMD	91-10-018	172-190-050	AMD-P	91-21-108
132Q-108-070	NEW	91-17-076	137-48-010	AMD	91-23-103	172-190-050	AMD	92-02-053
132Q-108-080	NEW-P	91-14-058	137-48-020	AMD	91-23-103	172-190-060	AMD-P	91-21-108
132Q-108-080	NEW	91-17-076	137-48-030	AMD	91-23-103	172-190-060	AMD	92-02-053
132Q-108-090	NEW-P	91-14-058	137-48-040	AMD	91-23-103	172-190-070	AMD-P	91-21-108
132Q-108-090	NEW	91-17-076	137-48-050	AMD	91-23-103	172-190-070	AMD	92-02-053
132Q-108-100	NEW-P	91-14-058	137-48-060	AMD	91-23-103	172-190-080	AMD-P	91-21-108
132Q-108-100	NEW	91-17-076	137-48-070	AMD	91-23-103	172-190-080	AMD	92-02-053
132Q-135-050	NEW-P	91-14-059	137-48-080	AMD	91-23-103	172-190-090	AMD-P	91-21-108
132Q-135-050	NEW	91-17-077	139-05-230	AMD-P	91-10-089	172-190-090	AMD	92-02-053
132S-30-036	AMD-P	91-02-101	139-05-230	AMD	91-14-011	172-190-100	AMD-P	91-21-108
132S-30-036	AMD	91-08-001	139-10-212	AMD-P	91-10-088	172-190-100	AMD	92-02-053
132Y-100-066	NEW-P	91-12-016	139-10-212	AMD	91-14-010	173-16-064	NEW-P	91-04-069
132Y-100-066	NEW-W	91-21-073	139-30-005	NEW-P	91-22-068	173-16-064	NEW-W	91-05-042
132Y-100-072	AMD-P	91-12-016	139-30-005	NEW	92-02-040	173-16-064	NEW	91-10-033
132Y-100-072	AMD-W	91-21-073	139-30-010	NEW-P	91-22-068	173-19-120	AMD-W	91-02-112
132Y-100-104	AMD-P	91-12-016	139-30-010	NEW	92-02-040	173-19-120	AMD-P	91-14-054
132Y-100-104	AMD-W	91-21-073	139-30-015	NEW-P	91-22-068	173-19-120	AMD-W	91-22-024
132Y-400-010	NEW	91-05-012	139-30-015	NEW	92-02-040	173-19-1701	AMD-P	91-17-081
132Y-400-020	NEW	91-05-012	139-30-020	NEW-P	91-22-068	173-19-220	AMD-P	91-09-054
132Y-400-030	NEW	91-05-012	139-30-020	NEW	92-02-040	173-19-220	AMD	91-18-081
132Y-400-040	NEW	91-05-012	139-30-025	NEW-P	91-22-068	173-19-2207	AMD-P	91-03-144
136-20-020	AMD-P	91-18-044	139-30-025	NEW	92-02-040	173-19-2207	AMD	91-12-053
136-20-020	AMD	91-21-136	139-35-005	NEW-P	91-22-069	173-19-230	AMD	91-03-145
136-20-030	AMD-P	91-18-044	139-35-005	NEW	92-02-041	173-19-250	AMD	91-03-149
136-20-030	AMD	91-21-136	139-35-010	NEW-P	91-22-069	173-19-2516	AMD-P	91-14-053
136-20-040	AMD-P	91-18-044	139-35-010	NEW	92-02-041	173-19-2516	AMD-C	91-20-127
136-20-040	AMD	91-21-136	139-35-015	NEW-P	91-22-069	173-19-2516	AMD	92-01-096
136-20-060	AMD-P	91-18-044	139-35-015	NEW	92-02-041	173-19-2519	AMD-W	91-12-036
136-20-060	AMD	91-21-136	139-35-020	NEW-P	91-22-069	173-19-2601	AMD-P	91-17-082
136-40-030	AMD-P	91-18-043	139-35-020	NEW	92-02-041	173-19-2601	AMD-C	91-19-030
136-40-030	AMD	91-21-137	139-35-025	NEW-P	91-22-069	173-19-280	AMD-P	91-03-141
136-400-010	NEW-P	91-18-042	139-35-025	NEW	92-02-041	173-19-280	AMD-W	91-11-088
136-400-010	NEW-E	91-18-045	139-37-005	NEW-P	91-22-070	173-19-280	AMD-P	91-14-100
136-400-010	NEW	91-21-138	139-37-005	NEW	92-02-042	173-19-280	AMD	91-22-021
136-400-020	NEW-P	91-18-042	139-37-010	NEW-P	91-22-070	173-19-3203	AMD	91-03-147
136-400-020	NEW-E	91-18-045	139-37-010	NEW	92-02-042	173-19-3204	AMD-P	91-14-052
136-400-020	NEW	91-21-138	143-06-130	AMD-P	91-04-090	173-19-3204	AMD	91-22-023
136-400-030	NEW-P	91-18-042	143-06-130	AMD	91-07-033	173-19-3205	AMD	91-03-146
136-400-030	NEW-E	91-18-045	154-300-005	NEW-P	91-02-098	173-19-3206	AMD-P	91-17-080
136-400-030	NEW	91-21-138	154-300-005	NEW	91-05-084	173-19-3206	AMD	92-01-097
136-400-040	NEW-P	91-18-042	154-300-010	NEW-P	91-02-098	173-19-3208	AMD	91-03-148
136-400-040	NEW-E	91-18-045	154-300-010	NEW	91-05-084	173-19-3209	AMD	91-04-070
136-400-040	NEW	91-21-138	154-300-020	NEW-P	91-02-098	173-19-3210	AMD	91-04-071
136-400-050	NEW-P	91-18-042	154-300-020	NEW	91-05-084	173-19-350	AMD-P	91-03-143
136-400-050	NEW-E	91-18-045	154-300-030	NEW-P	91-02-098	173-19-350	AMD	91-12-052
136-400-050	NEW	91-21-138	154-300-030	NEW	91-05-084	173-19-360	AMD	91-04-072
136-400-060	NEW-P	91-18-042	154-300-040	NEW-P	91-02-098	173-19-360	AMD-P	91-05-063
136-400-060	NEW-E	91-18-045	154-300-040	NEW	91-05-084	173-19-360	AMD-C	91-06-094
136-400-060	NEW	91-21-138	154-300-050	NEW-P	91-02-098	173-19-360	AMD	91-12-054
136-400-070	NEW-P	91-18-042	154-300-050	NEW	91-05-084	173-19-420	AMD-P	91-14-051
136-400-070	NEW-E	91-18-045	154-300-060	NEW-P	91-02-098	173-19-420	AMD	91-22-022
136-400-070	NEW	91-21-138	154-300-060	NEW	91-05-084	173-19-4205	AMD-P	91-04-079
136-400-080	NEW-P	91-18-042	154-300-070	NEW-P	91-02-098	173-19-4205	AMD	91-09-055
136-400-080	NEW-E	91-18-045	154-300-070	NEW	91-05-084	173-160-040	AMD-E	91-04-073

Table of WAC Sections Affected as of 12/31/91

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
173-160-040	AMD-P	91-12-039	173-183-410	NEW-P	91-22-108	173-203-020	NEW-P	91-09-056
173-160-040	AMD-E	91-12-041	173-183-420	NEW-P	91-22-108	173-203-020	NEW-W	91-10-048
173-160-040	AMD-C	91-15-104	173-183-430	NEW-P	91-22-108	173-203-020	NEW-P	91-11-089
173-160-040	AMD-C	91-19-109	173-183-440	NEW-P	91-22-108	173-203-020	NEW-W	91-23-092
173-160-040	AMD-E	91-20-132	173-183-450	NEW-P	91-22-108	173-203-030	NEW-P	91-09-056
173-160-040	AMD	91-23-093	173-183-460	NEW-P	91-22-108	173-203-030	NEW-W	91-10-048
173-166	AMD-C	91-02-099	173-183-470	NEW-P	91-22-108	173-203-030	NEW-P	91-11-089
173-166	AMD	91-03-081	173-183-500	NEW-P	91-22-108	173-203-030	NEW-W	91-23-092
173-166-010	AMD	91-03-081	173-183-600	NEW-P	91-22-108	173-203-040	NEW-P	91-09-056
173-166-020	AMD	91-03-081	173-183-610	NEW-P	91-22-108	173-203-040	NEW-W	91-10-048
173-166-030	AMD	91-03-081	173-183-620	NEW-P	91-22-108	173-203-040	NEW-P	91-11-089
173-166-040	AMD	91-03-081	173-183-700	NEW-P	91-22-108	173-203-040	NEW-W	91-23-092
173-166-050	AMD	91-03-081	173-183-710	NEW-P	91-22-108	173-203-050	NEW-P	91-09-056
173-166-060	AMD	91-03-081	173-183-800	NEW-P	91-22-108	173-203-050	NEW-W	91-10-048
173-166-070	AMD	91-03-081	173-183-810	NEW-P	91-22-108	173-203-050	NEW-P	91-11-089
173-166-080	NEW	91-03-081	173-183-820	NEW-P	91-22-108	173-203-050	NEW-W	91-23-092
173-166-090	NEW	91-03-081	173-183-830	NEW-P	91-22-108	173-203-060	NEW-P	91-09-056
173-166-100	NEW	91-03-081	173-183-840	NEW-P	91-22-108	173-203-060	NEW-W	91-10-048
173-166-110	NEW	91-03-081	173-183-850	NEW-P	91-22-108	173-203-060	NEW-P	91-11-089
173-166-120	NEW	91-03-081	173-183-860	NEW-P	91-22-108	173-203-060	NEW-W	91-23-092
173-166-130	NEW	91-03-081	173-183-870	NEW-P	91-22-108	173-203-070	NEW-P	91-09-056
173-166-140	NEW	91-03-081	173-183-900	NEW-P	91-22-108	173-203-070	NEW-W	91-10-048
173-181-010	NEW-P	91-14-110	173-183-910	NEW-P	91-22-108	173-203-070	NEW-P	91-11-089
173-181-010	NEW	91-22-087	173-183-990	NEW-P	91-22-108	173-203-070	NEW-W	91-23-092
173-181-020	NEW-P	91-14-110	173-201-010	REP-P	91-09-056	173-203-080	NEW-P	91-09-056
173-181-020	NEW	91-22-087	173-201-010	REP-W	91-10-048	173-203-080	NEW-W	91-10-048
173-181-030	NEW-P	91-14-110	173-201-010	REP-P	91-11-089	173-203-080	NEW-P	91-11-089
173-181-030	NEW	91-22-087	173-201-010	REP-W	91-23-092	173-203-080	NEW-W	91-23-092
173-181-035	NEW-P	91-14-110	173-201-025	REP-P	91-09-056	173-203-090	NEW-P	91-09-056
173-181-035	NEW	91-22-087	173-201-025	REP-W	91-10-048	173-203-090	NEW-W	91-10-048
173-181-040	NEW-P	91-14-110	173-201-025	REP-P	91-11-089	173-203-090	NEW-P	91-11-089
173-181-040	NEW	91-22-087	173-201-025	REP-W	91-23-092	173-203-090	NEW-W	91-23-092
173-181-045	NEW-P	91-14-110	173-201-035	REP-P	91-09-056	173-203-100	NEW-P	91-09-056
173-181-045	NEW	91-22-087	173-201-035	REP-W	91-10-048	173-203-100	NEW-W	91-10-048
173-181-050	NEW-P	91-14-110	173-201-035	REP-P	91-11-089	173-203-100	NEW-P	91-11-089
173-181-050	NEW	91-22-087	173-201-035	REP-W	91-23-092	173-203-100	NEW-W	91-23-092
173-181-060	NEW-P	91-14-110	173-201-045	REP-P	91-09-056	173-203-110	NEW-P	91-09-056
173-181-060	NEW	91-22-087	173-201-045	REP-W	91-10-048	173-203-110	NEW-W	91-10-048
173-181-065	NEW-P	91-14-110	173-201-045	REP-P	91-11-089	173-203-110	NEW-P	91-11-089
173-181-065	NEW	91-22-087	173-201-045	REP-W	91-23-092	173-203-110	NEW-W	91-23-092
173-181-070	NEW-P	91-14-110	173-201-047	REP-P	91-09-056	173-203-120	NEW-P	91-09-056
173-181-070	NEW	91-22-087	173-201-047	REP-W	91-10-048	173-203-120	NEW-W	91-10-048
173-181-075	NEW-P	91-14-110	173-201-047	REP-P	91-11-089	173-203-120	NEW-P	91-11-089
173-181-075	NEW	91-22-087	173-201-047	REP-W	91-23-092	173-203-120	NEW-W	91-23-092
173-181-080	NEW-P	91-14-110	173-201-070	REP-P	91-09-056	173-203-130	NEW-P	91-09-056
173-181-080	NEW	91-22-087	173-201-070	REP-W	91-10-048	173-203-130	NEW-W	91-10-048
173-181-085	NEW-P	91-14-110	173-201-070	REP-P	91-11-089	173-203-130	NEW-P	91-11-089
173-181-085	NEW	91-22-087	173-201-070	REP-W	91-23-092	173-203-130	NEW-W	91-23-092
173-181-090	NEW-P	91-14-110	173-201-080	REP-P	91-09-056	173-203-140	NEW-P	91-09-056
173-181-090	NEW	91-22-087	173-201-080	REP-W	91-10-048	173-203-140	NEW-W	91-10-048
173-181-092	NEW-P	91-14-110	173-201-080	REP-P	91-11-089	173-203-140	NEW-P	91-11-089
173-181-092	NEW	91-22-087	173-201-080	REP-W	91-23-092	173-203-140	NEW-W	91-23-092
173-181-094	NEW-P	91-14-110	173-201-085	REP-P	91-09-056	173-203-150	NEW-P	91-09-056
173-181-094	NEW	91-22-087	173-201-085	REP-W	91-10-048	173-203-150	NEW-W	91-10-048
173-181-096	NEW-P	91-14-110	173-201-085	REP-P	91-11-089	173-203-150	NEW-P	91-11-089
173-181-096	NEW	91-22-087	173-201-085	REP-W	91-23-092	173-203-150	NEW-W	91-23-092
173-181-098	NEW-P	91-14-110	173-201-090	REP-P	91-09-056	173-203-160	NEW-P	91-09-056
173-181-098	NEW	91-22-087	173-201-090	REP-W	91-10-048	173-203-160	NEW-W	91-10-048
173-183	NEW-C	92-01-095	173-201-090	REP-P	91-11-089	173-203-160	NEW-P	91-11-089
173-183-010	NEW-P	91-22-108	173-201-090	REP-W	91-23-092	173-203-160	NEW-W	91-23-092
173-183-020	NEW-P	91-22-108	173-201-100	REP-P	91-09-056	173-203-170	NEW-P	91-09-056
173-183-030	NEW-P	91-22-108	173-201-100	REP-W	91-10-048	173-203-170	NEW-W	91-10-048
173-183-100	NEW-P	91-22-108	173-201-100	REP-P	91-11-089	173-203-170	NEW-P	91-11-089
173-183-200	NEW-P	91-22-108	173-201-100	REP-W	91-23-092	173-203-170	NEW-W	91-23-092
173-183-210	NEW-P	91-22-108	173-201-110	REP-P	91-09-056	173-203-180	NEW-P	91-09-056
173-183-220	NEW-P	91-22-108	173-201-110	REP-W	91-10-048	173-203-180	NEW-W	91-10-048
173-183-230	NEW-P	91-22-108	173-201-110	REP-P	91-11-089	173-203-180	NEW-P	91-11-089
173-183-240	NEW-P	91-22-108	173-201-110	REP-W	91-23-092	173-203-180	NEW-W	91-23-092
173-183-250	NEW-P	91-22-108	173-201-120	REP-P	91-09-056	173-204	NEW-C	91-03-094
173-183-260	NEW-P	91-22-108	173-201-120	REP-W	91-10-048	173-204	NEW-C	91-06-098
173-183-300	NEW-P	91-22-108	173-201-120	REP-P	91-11-089	173-204-100	NEW	91-08-019
173-183-310	NEW-P	91-22-108	173-201-120	REP-W	91-23-092	173-204-110	NEW	91-08-019
173-183-320	NEW-P	91-22-108	173-202-020	AMD-E	91-17-006	173-204-120	NEW	91-08-019
173-183-330	NEW-P	91-22-108	173-203-010	NEW-P	91-09-056	173-204-130	NEW	91-08-019
173-183-340	NEW-P	91-22-108	173-203-010	NEW-W	91-10-048	173-204-200	NEW	91-08-019
173-183-350	NEW-P	91-22-108	173-203-010	NEW-P	91-11-089	173-204-300	NEW	91-08-019
173-183-400	NEW-P	91-22-108	173-203-010	NEW-W	91-23-092	173-204-310	NEW	91-08-019

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
173-204-315	NEW	91-08-019	173-303-120	AMD	91-07-005	173-307-020	AMD-P	91-14-099
173-204-320	NEW	91-08-019	173-303-145	AMD	91-07-005	173-307-020	AMD	91-20-131
173-204-330	NEW	91-08-019	173-303-160	AMD	91-07-005	173-307-030	NEW	91-08-041
173-204-340	NEW	91-08-019	173-303-200	AMD	91-07-005	173-307-030	AMD-P	91-14-099
173-204-350	NEW	91-08-019	173-303-201	AMD	91-07-005	173-307-030	AMD	91-20-131
173-204-400	NEW	91-08-019	173-303-210	AMD	91-07-005	173-307-040	NEW	91-08-041
173-204-410	NEW	91-08-019	173-303-220	AMD	91-07-005	173-307-040	AMD-P	91-14-099
173-204-415	NEW	91-08-019	173-303-230	AMD	91-07-005	173-307-040	AMD	91-20-131
173-204-420	NEW	91-08-019	173-303-320	AMD	91-07-005	173-307-050	NEW	91-08-041
173-204-500	NEW	91-08-019	173-303-360	AMD	91-07-005	173-307-060	NEW	91-08-041
173-204-510	NEW	91-08-019	173-303-380	AMD	91-07-005	173-307-060	AMD-P	91-14-099
173-204-520	NEW	91-08-019	173-303-390	AMD	91-07-005	173-307-060	AMD	91-20-131
173-204-530	NEW	91-08-019	173-303-400	AMD	91-07-005	173-307-070	NEW	91-08-041
173-204-540	NEW	91-08-019	173-303-500	AMD	91-07-005	173-307-070	AMD-P	91-14-099
173-204-550	NEW	91-08-019	173-303-510	RE-AD	91-07-005	173-307-070	AMD	91-20-131
173-204-560	NEW	91-08-019	173-303-515	RE-AD	91-07-005	173-307-080	NEW	91-08-041
173-204-570	NEW	91-08-019	173-303-520	RE-AD	91-07-005	173-307-080	AMD-P	91-14-099
173-204-580	NEW	91-08-019	173-303-525	AMD	91-07-005	173-307-080	AMD	91-20-131
173-204-590	NEW	91-08-019	173-303-550	AMD	91-07-005	173-307-090	NEW	91-08-041
173-204-600	NEW	91-08-019	173-303-560	RE-AD	91-07-005	173-307-100	NEW	91-08-041
173-204-610	NEW	91-08-019	173-303-600	AMD	91-07-005	173-307-110	NEW	91-08-041
173-204-620	NEW	91-08-019	173-303-610	AMD	91-07-005	173-307-120	NEW	91-08-041
173-224	PREP	91-15-106	173-303-620	AMD	91-07-005	173-307-130	NEW	91-08-041
173-224-015	AMD-P	91-03-080	173-303-630	AMD	91-07-005	173-307-140	NEW	91-08-041
173-224-015	AMD-W	91-11-047	173-303-645	AMD	91-07-005	173-312	AMD	91-11-090
173-224-015	AMD-P	91-19-083	173-303-650	RE-AD	91-07-005	173-312-010	AMD	91-11-090
173-224-020	AMD-P	91-19-083	173-303-680	NEW	91-07-005	173-312-020	AMD	91-11-090
173-224-030	AMD-P	91-03-080	173-303-800	AMD	91-07-005	173-312-030	AMD	91-11-090
173-224-030	AMD-W	91-11-047	173-303-802	AMD	91-07-005	173-312-040	AMD	91-11-090
173-224-030	AMD-P	91-19-083	173-303-805	AMD	91-07-005	173-312-050	AMD	91-11-090
173-224-040	AMD-P	91-03-080	173-303-806	AMD	91-07-005	173-312-060	NEW	91-11-090
173-224-040	AMD-W	91-11-047	173-303-807	AMD	91-07-005	173-312-070	NEW	91-11-090
173-224-040	AMD-P	91-19-083	173-303-808	AMD	91-07-005	173-312-080	NEW	91-11-090
173-224-050	AMD-P	91-03-080	173-303-810	AMD	91-07-005	173-312-090	NEW	91-11-090
173-224-050	AMD-W	91-11-047	173-303-830	AMD	91-07-005	173-312-100	NEW	91-11-090
173-224-050	AMD-P	91-19-083	173-303-902	PREP	91-08-018	173-319	PREP	91-10-032
173-224-090	AMD-P	91-03-080	173-303-9903	AMD	91-07-005	173-331-010	NEW	91-05-020
173-224-090	AMD-W	91-11-047	173-303-9904	AMD	91-07-005	173-331-100	NEW	91-05-020
173-224-090	AMD-P	91-19-083	173-303-9906	AMD	91-07-005	173-331-200	NEW	91-05-020
173-224-100	AMD-P	91-19-083	173-303-9907	AMD	91-07-005	173-331-210	NEW	91-05-020
173-224-120	AMD-P	91-19-083	173-305-010	REP-E	91-03-139	173-331-220	NEW	91-05-020
173-230-090	AMD	91-13-058	173-305-010	AMD	91-08-040	173-331-300	NEW	91-05-020
173-270-010	NEW-P	91-04-091	173-305-01001	NEW-E	91-03-139	173-331-400	NEW	91-05-020
173-270-010	NEW	91-11-091	173-305-015	REP-E	91-03-139	173-331-410	NEW	91-05-020
173-270-020	NEW-P	91-04-091	173-305-015	AMD	91-08-040	173-331-500	NEW	91-05-020
173-270-020	NEW	91-11-091	173-305-01501	NEW-E	91-03-139	173-331-600	NEW	91-05-020
173-270-030	NEW-P	91-04-091	173-305-020	REP-E	91-03-139	173-340-120	AMD	91-04-019
173-270-030	NEW	91-11-091	173-305-020	AMD	91-08-040	173-340-200	AMD	91-04-019
173-270-040	NEW-P	91-04-091	173-305-02001	NEW-E	91-03-139	173-340-210	AMD	91-04-019
173-270-040	NEW	91-11-091	173-305-030	REP-E	91-03-139	173-340-300	AMD	91-04-019
173-270-050	NEW-P	91-04-091	173-305-030	AMD	91-08-040	173-340-350	AMD	91-04-019
173-270-050	NEW	91-11-091	173-305-03001	NEW-E	91-03-139	173-340-360	AMD	91-04-019
173-270-060	NEW-P	91-04-091	173-305-040	REP-E	91-03-139	173-340-420	AMD	91-04-019
173-270-060	NEW	91-11-091	173-305-040	AMD	91-08-040	173-340-430	AMD	91-04-019
173-270-070	NEW-P	91-04-091	173-305-04001	NEW-E	91-03-139	173-340-440	NEW	91-04-019
173-270-070	NEW	91-11-091	173-305-050	REP-E	91-03-139	173-340-450	NEW	91-04-019
173-270-080	NEW-P	91-04-091	173-305-050	AMD	91-08-040	173-340-700	AMD	91-04-019
173-270-080	NEW	91-11-091	173-305-05001	NEW-E	91-03-139	173-340-702	NEW	91-04-019
173-270-090	NEW-P	91-04-091	173-305-060	REP-E	91-03-139	173-340-704	NEW	91-04-019
173-270-090	NEW	91-11-091	173-305-06001	NEW-E	91-03-139	173-340-705	NEW	91-04-019
173-270-100	NEW-P	91-04-091	173-305-070	REP-E	91-03-139	173-340-706	NEW	91-04-019
173-270-100	NEW	91-11-091	173-305-07001	NEW-E	91-03-139	173-340-707	NEW	91-04-019
173-300-070	AMD-P	91-09-053	173-305-080	REP-E	91-03-139	173-340-708	NEW	91-04-019
173-300-070	AMD	91-12-040	173-305-090	REP-E	91-03-139	173-340-710	NEW	91-04-019
173-303	PREP	91-15-105	173-305-110	NEW	91-08-040	173-340-720	NEW	91-04-019
173-303-016	AMD	91-07-005	173-305-120	NEW	91-08-040	173-340-730	NEW	91-04-019
173-303-017	AMD	91-07-005	173-305-210	NEW	91-08-040	173-340-740	NEW	91-04-019
173-303-040	AMD	91-07-005	173-305-220	NEW	91-08-040	173-340-745	NEW	91-04-019
173-303-045	AMD	91-07-005	173-305-230	NEW	91-08-040	173-340-750	NEW	91-04-019
173-303-070	AMD	91-07-005	173-305-240	NEW	91-08-040	173-340-760	NEW	91-04-019
173-303-071	AMD	91-07-005	173-307-010	NEW	91-08-041	173-340-830	AMD	91-04-019
173-303-072	AMD	91-07-005	173-307-010	AMD-P	91-14-099	173-360-110	AMD-P	91-17-079
173-303-081	AMD	91-07-005	173-307-010	AMD	91-20-131	173-360-110	AMD	91-22-020
173-303-084	AMD	91-07-005	173-307-015	NEW	91-08-041	173-360-120	AMD-P	91-17-079
173-303-090	AMD	91-07-005	173-307-015	AMD-P	91-14-099	173-360-120	AMD	91-22-020
173-303-103	AMD	91-07-005	173-307-015	AMD	91-20-131	173-360-130	AMD-P	91-17-079
173-303-110	AMD	91-07-005	173-307-020	NEW	91-08-041	173-360-130	AMD	91-22-020

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
173-360-200	AMD-P	91-17-079	173-403-080	REP	91-05-064	173-460-150	NEW	91-13-079
173-360-200	AMD	91-22-020	173-403-090	REP	91-05-064	173-460-160	NEW	91-13-079
173-360-220	NEW-W	91-04-022	173-403-100	REP	91-05-064	173-490-010	AMD	91-05-064
173-360-230	NEW-W	91-04-022	173-403-110	REP	91-05-064	173-490-020	AMD	91-05-064
173-360-305	AMD-P	91-17-079	173-403-120	REP	91-05-064	173-490-025	AMD	91-05-064
173-360-305	AMD	91-22-020	173-403-130	REP	91-05-064	173-490-030	AMD	91-05-064
173-360-310	AMD-P	91-17-079	173-403-141	REP	91-05-064	173-490-040	AMD	91-05-064
173-360-310	AMD	91-22-020	173-403-145	REP	91-05-064	173-490-070	REP	91-05-064
173-360-330	AMD-P	91-17-079	173-403-150	REP	91-05-064	173-490-071	REP	91-05-064
173-360-330	AMD	91-22-020	173-403-160	REP	91-05-064	173-490-080	AMD	91-05-064
173-360-345	AMD-P	91-17-079	173-403-170	REP	91-05-064	173-490-090	AMD	91-05-064
173-360-345	AMD	91-22-020	173-403-180	REP	91-05-064	173-490-120	REP	91-05-064
173-360-350	AMD-P	91-17-079	173-403-190	REP	91-05-064	173-490-130	REP	91-05-064
173-360-350	AMD	91-22-020	173-405-012	AMD	91-05-064	173-490-135	REP	91-05-064
173-360-370	AMD-P	91-17-079	173-405-021	AMD	91-05-064	173-490-140	REP	91-05-064
173-360-370	AMD	91-22-020	173-405-033	AMD	91-05-064	173-490-150	REP	91-05-064
173-360-380	AMD-P	91-17-079	173-405-035	AMD	91-05-064	173-490-200	AMD	91-05-064
173-360-380	AMD	91-22-020	173-405-040	AMD	91-05-064	173-490-201	AMD	91-05-064
173-360-385	AMD-P	91-17-079	173-405-041	REP	91-05-064	173-490-202	AMD	91-05-064
173-360-385	AMD	91-22-020	173-405-045	AMD	91-05-064	173-490-203	AMD	91-05-064
173-360-390	AMD-P	91-17-079	173-405-061	AMD	91-05-064	173-490-204	AMD	91-05-064
173-360-390	AMD	91-22-020	173-405-072	AMD	91-05-064	173-490-205	AMD	91-05-064
173-360-395	AMD-P	91-17-079	173-405-077	AMD	91-05-064	173-490-207	AMD	91-05-064
173-360-395	AMD	91-22-020	173-405-078	AMD	91-05-064	173-490-208	AMD	91-05-064
173-360-403	AMD-P	91-17-079	173-405-086	AMD	91-05-064	173-491-010	NEW-P	91-02-107
173-360-403	AMD	91-22-020	173-405-087	AMD	91-05-064	173-491-010	NEW	91-14-101
173-360-473	AMD-P	91-17-079	173-405-091	AMD	91-05-064	173-491-015	NEW-P	91-02-107
173-360-473	AMD	91-22-020	173-410-012	AMD	91-05-064	173-491-015	NEW	91-14-101
173-360-480	AMD-P	91-17-079	173-410-021	AMD	91-05-064	173-491-020	NEW-P	91-02-107
173-360-480	AMD	91-22-020	173-410-035	AMD	91-05-064	173-491-020	NEW	91-14-101
173-360-610	AMD-P	91-17-079	173-410-040	AMD	91-05-064	173-491-030	NEW-P	91-02-107
173-360-610	AMD	91-22-020	173-410-042	REP	91-05-064	173-491-030	NEW	91-14-101
173-360-620	NEW-W	91-04-022	173-410-045	AMD	91-05-064	173-491-040	NEW-P	91-02-107
173-360-630	AMD-P	91-17-079	173-410-062	AMD	91-05-064	173-491-040	NEW	91-14-101
173-360-630	AMD	91-22-020	173-410-067	AMD	91-05-064	173-491-050	NEW-P	91-02-107
173-360-650	AMD-P	91-17-079	173-410-071	AMD	91-05-064	173-491-050	NEW	91-14-101
173-360-650	AMD	91-22-020	173-410-086	AMD	91-05-064	173-492	PREP	91-20-130
173-360-655	AMD-P	91-17-079	173-410-087	AMD	91-05-064	173-500-080	NEW-E	91-04-080
173-360-655	AMD	91-22-020	173-410-100	NEW	91-05-064	173-500-080	NEW-P	91-12-038
173-360-695	NEW-P	91-17-079	173-415-010	AMD	91-05-064	173-500-080	NEW-E	91-12-042
173-360-695	NEW	91-22-020	173-415-020	AMD	91-05-064	173-500-080	NEW	91-18-011
173-400-010	AMD	91-05-064	173-415-030	AMD	91-05-064	173-548-050	AMD-E	91-04-073
173-400-020	AMD	91-05-064	173-415-040	AMD	91-05-064	173-548-050	AMD-P	91-12-039
173-400-030	AMD	91-05-064	173-415-041	REP	91-05-064	173-548-050	AMD-E	91-12-041
173-400-040	AMD	91-05-064	173-415-045	AMD	91-05-064	173-548-050	AMD-C	91-15-104
173-400-050	AMD	91-05-064	173-415-050	AMD	91-05-064	173-548-050	AMD-C	91-19-109
173-400-060	AMD	91-05-064	173-415-051	AMD	91-05-064	173-548-050	AMD-E	91-20-132
173-400-070	AMD	91-05-064	173-415-060	AMD	91-05-064	173-548-050	AMD	91-23-093
173-400-075	AMD	91-05-064	173-415-070	AMD	91-05-064	178-01-010	NEW-E	91-18-003
173-400-100	AMD	91-05-064	173-415-080	AMD	91-05-064	178-01-010	NEW-P	91-20-001
173-400-105	AMD	91-05-064	173-422	PREP	91-19-031	180-16-200	AMD-P	92-01-124
173-400-110	AMD	91-05-064	173-425	PREP	91-21-112	180-16-205	AMD-P	92-01-124
173-400-115	AMD	91-05-064	173-433	AMD	91-07-066	180-16-222	AMD-P	92-01-126
173-400-120	AMD	91-05-064	173-433	PREP	91-20-129	180-16-223	AMD-P	92-01-126
173-400-131	NEW	91-05-064	173-433-030	AMD	91-07-066	180-25-025	AMD-P	91-08-070
173-400-136	NEW	91-05-064	173-433-100	AMD	91-07-066	180-25-025	AMD	91-12-058
173-400-141	NEW	91-05-064	173-433-110	AMD	91-07-066	180-25-031	NEW-E	91-24-031
173-400-151	NEW	91-05-064	173-433-120	AMD	91-07-066	180-25-031	NEW-P	92-01-123
173-400-161	NEW	91-05-064	173-433-130	AMD	91-07-066	180-26-020	AMD-P	91-08-071
173-400-171	NEW	91-05-064	173-433-140	NEW	91-07-066	180-26-020	AMD	91-12-057
173-400-180	NEW	91-05-064	173-433-150	AMD	91-07-066	180-26-057	AMD-E	91-15-030
173-400-190	NEW	91-05-064	173-433-170	AMD	91-07-066	180-26-057	AMD-P	91-17-073
173-400-200	NEW	91-05-064	173-433-170	AMD-E	92-01-098	180-26-057	AMD	91-20-151
173-400-205	NEW	91-05-064	173-460-010	NEW	91-13-079	180-26-058	NEW-E	91-15-030
173-400-210	NEW	91-05-064	173-460-020	NEW	91-13-079	180-26-058	NEW-P	91-17-073
173-400-220	NEW	91-05-064	173-460-030	NEW	91-13-079	180-26-058	NEW	91-20-151
173-400-230	NEW	91-05-064	173-460-040	NEW	91-13-079	180-26-060	AMD-P	91-08-067
173-400-240	NEW	91-05-064	173-460-050	NEW	91-13-079	180-26-060	AMD	91-12-055
173-400-250	NEW	91-05-064	173-460-060	NEW	91-13-079	180-27-018	AMD-P	91-08-068
173-400-260	NEW	91-05-064	173-460-070	NEW	91-13-079	180-27-018	AMD	91-12-059
173-403-010	REP	91-05-064	173-460-080	NEW	91-13-079	180-27-032	NEW-P	91-08-069
173-403-020	REP	91-05-064	173-460-090	NEW	91-13-079	180-27-032	NEW	91-12-056
173-403-030	REP	91-05-064	173-460-100	NEW	91-13-079	180-27-058	AMD-P	91-08-068
173-403-050	REP	91-05-064	173-460-110	NEW	91-13-079	180-27-058	AMD	91-12-059
173-403-060	REP	91-05-064	173-460-120	NEW	91-13-079	180-27-115	AMD-P	91-08-068
173-403-070	REP	91-05-064	173-460-130	NEW	91-13-079	180-27-115	AMD	91-12-059
173-403-075	REP	91-05-064	173-460-140	NEW	91-13-079	180-29-107	AMD-P	91-08-067

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
180-29-107	AMD	91-12-055	180-79-236	NEW	91-05-056	182-18-140	NEW-P	91-05-079
180-29-1075	AMD-E	91-15-030	180-79-241	NEW	91-05-056	182-18-140	NEW	91-17-043
180-29-1075	AMD-P	91-17-073	180-79-310	REP-P	92-01-126	182-18-150	NEW-P	91-05-079
180-29-1075	AMD	91-20-151	180-79-311	NEW-P	92-01-126	182-18-150	NEW	91-17-043
180-29-1076	NEW-E	91-15-030	180-79-333	NEW-P	92-01-126	182-18-160	NEW-P	91-05-079
180-29-1076	NEW-P	91-17-073	180-79-379	NEW-P	92-01-126	182-18-160	NEW	91-17-043
180-29-1076	NEW	91-20-151	180-85-005	AMD	91-04-016	192-12	AMD-C	91-16-029
180-29-115	AMD-E	91-15-030	180-85-045	AMD	91-04-016	192-12-300	AMD-E	91-03-054
180-29-115	AMD-P	91-17-073	180-85-045	AMD-P	92-01-126	192-12-300	AMD-P	91-11-051
180-29-115	AMD	91-20-151	180-85-077	NEW-P	92-01-126	192-12-300	AMD-E	91-11-052
180-29-116	NEW-E	91-15-030	180-85-115	AMD-P	92-01-126	192-12-300	AMD	91-19-007
180-29-116	NEW-P	91-17-073	180-86-012	REP-P	91-20-152	192-12-305	REP-E	91-03-054
180-29-116	NEW	91-20-151	180-86-012	REP	92-01-127	192-12-305	AMD-P	91-11-051
180-33-013	NEW-P	91-08-070	180-86-097	REP-P	91-20-152	192-12-305	AMD-E	91-11-052
180-33-013	NEW	91-12-058	180-86-097	REP	92-01-127	192-12-305	AMD	91-19-007
180-33-015	AMD-P	91-08-070	180-86-100	AMD-P	91-05-024	192-12-310	REP-E	91-03-054
180-33-015	AMD	91-12-058	180-86-100	AMD	91-08-056	192-12-310	AMD-P	91-11-051
180-33-020	AMD-P	91-08-070	180-96-055	AMD-P	91-20-150	192-12-310	AMD	91-19-007
180-33-020	AMD	91-12-058	180-96-055	AMD	91-24-032	192-12-320	AMD-E	91-03-054
180-33-023	NEW-P	91-08-070	180-96-060	AMD-P	91-20-150	192-12-320	AMD-P	91-11-051
180-33-023	NEW	91-12-058	180-96-060	AMD	91-24-032	192-12-320	AMD-E	91-11-052
180-33-035	AMD-P	91-08-070	182-08-111	REP-P	91-11-093	192-12-320	AMD	91-19-007
180-33-035	AMD	91-12-058	182-08-111	REP-P	91-11-094	192-12-330	AMD-E	91-03-054
180-44-050	AMD-P	91-05-068	182-08-111	REP	91-20-163	192-12-330	AMD-P	91-11-051
180-44-050	AMD	91-08-055	182-08-220	AMD-P	91-11-093	192-12-330	AMD-E	91-11-052
180-51-085	AMD	91-11-018	182-08-220	AMD	91-20-163	192-12-330	AMD	91-19-007
180-55-005	AMD	91-04-015	182-12-111	AMD-E	91-19-042	192-12-370	NEW-E	91-03-054
180-55-015	AMD	91-04-015	182-12-111	AMD-P	91-20-146	192-12-370	NEW-P	91-11-051
180-75-016	NEW-P	92-01-126	182-12-115	AMD-P	91-11-096	192-12-370	NEW-E	91-11-052
180-75-055	AMD-P	92-01-126	182-12-115	AMD	91-14-084	192-12-370	NEW-W	91-24-080
180-75-065	AMD-P	92-01-126	182-12-115	AMD-E	91-23-098	192-12-380	NEW-P	91-18-071
180-75-080	REP-P	92-01-126	182-12-127	REP-P	91-04-086	192-12-380	NEW	91-24-056
180-75-081	AMD-P	91-20-152	182-12-127	REP	91-11-010	192-32-001	NEW-P	91-14-115
180-75-081	AMD	92-01-127	182-12-130	AMD-P	91-11-095	192-32-001	NEW-E	91-14-116
180-75-085	AMD-P	92-01-126	182-12-130	AMD	91-14-084	192-32-001	NEW	91-20-012
180-75-087	AMD-P	92-01-126	182-12-210	REP-P	91-04-086	192-32-010	NEW-P	91-14-115
180-75-089	NEW-P	92-01-126	182-12-210	REP	91-11-010	192-32-010	NEW-E	91-14-116
180-75-090	AMD-P	92-01-126	182-12-215	NEW-P	91-04-086	192-32-010	NEW	91-20-012
180-75-110	NEW-P	92-01-126	182-12-215	NEW	91-11-010	192-32-015	NEW-P	91-14-115
180-77-040	AMD-P	92-01-125	182-16-010	NEW-P	91-04-087	192-32-015	NEW-E	91-14-116
180-77-045	AMD-P	92-01-125	182-16-010	NEW	91-14-025	192-32-015	NEW	91-20-012
180-77-050	AMD-P	92-01-125	182-16-020	NEW-P	91-04-087	192-32-025	NEW-P	91-14-115
180-77-065	AMD-P	92-01-125	182-16-020	NEW	91-14-025	192-32-025	NEW-E	91-14-116
180-77-100	NEW-P	92-01-125	182-16-030	NEW-P	91-04-087	192-32-025	NEW	91-20-012
180-77-105	NEW-P	92-01-125	182-16-030	NEW	91-14-025	192-32-035	NEW-P	91-14-115
180-77-110	NEW-P	92-01-125	182-16-040	NEW-P	91-04-087	192-32-035	NEW-E	91-14-116
180-78-047	AMD-P	91-20-152	182-16-040	NEW	91-14-025	192-32-035	NEW	91-20-012
180-78-047	AMD	92-01-127	182-16-050	NEW-P	91-04-087	192-32-040	NEW-P	91-14-115
180-78-125	REP-P	91-20-152	182-16-050	NEW	91-14-025	192-32-040	NEW-E	91-14-116
180-78-125	REP	92-01-127	182-18-005	NEW-P	91-05-079	192-32-040	NEW	91-20-012
180-78-145	AMD-P	91-20-152	182-18-005	NEW	91-17-043	192-32-045	NEW-P	91-14-115
180-78-145	AMD	92-01-127	182-18-010	NEW-P	91-05-079	192-32-045	NEW-E	91-14-116
180-78-165	AMD-P	91-20-152	182-18-010	NEW	91-17-043	192-32-045	NEW	91-20-012
180-78-170	AMD-P	91-20-152	182-18-020	NEW-P	91-05-079	192-32-050	NEW-P	91-14-115
180-78-170	AMD	92-01-127	182-18-020	NEW	91-17-043	192-32-050	NEW-E	91-14-116
180-78-196	NEW-P	91-20-152	182-18-030	NEW-P	91-05-079	192-32-050	NEW	91-20-012
180-78-196	NEW	92-01-127	182-18-030	NEW	91-17-043	192-32-055	NEW-P	91-14-115
180-78-200	NEW-P	91-20-152	182-18-040	NEW-P	91-05-079	192-32-055	NEW-E	91-14-116
180-78-201	NEW-P	91-20-152	182-18-040	NEW	91-17-043	192-32-055	NEW	91-20-012
180-78-201	NEW	92-01-127	182-18-050	NEW-P	91-05-079	192-32-065	NEW-P	91-14-115
180-78-232	NEW-P	91-20-152	182-18-050	NEW	91-17-043	192-32-065	NEW-E	91-14-116
180-78-232	NEW	92-01-127	182-18-060	NEW-P	91-05-079	192-32-065	NEW	91-20-012
180-79-003	AMD	91-04-016	182-18-060	NEW	91-17-043	192-32-075	NEW-P	91-14-115
180-79-047	AMD-P	92-01-126	182-18-070	NEW-P	91-05-079	192-32-075	NEW-E	91-14-116
180-79-049	AMD-P	92-01-126	182-18-070	NEW	91-17-043	192-32-075	NEW	91-20-012
180-79-075	AMD-P	92-01-126	182-18-080	NEW-P	91-05-079	192-32-085	NEW-P	91-14-115
180-79-080	AMD	91-04-016	182-18-080	NEW	91-17-043	192-32-085	NEW-E	91-14-116
180-79-080	AMD-P	92-01-126	182-18-090	NEW-P	91-05-079	192-32-085	NEW	91-20-012
180-79-086	AMD-P	92-01-126	182-18-090	NEW	91-17-043	192-32-095	NEW-P	91-14-115
180-79-115	AMD-P	92-01-126	182-18-090	NEW-P	91-05-079	192-32-095	NEW-E	91-14-116
180-79-120	AMD-P	92-01-126	182-18-100	NEW	91-17-043	192-32-095	NEW	91-20-012
180-79-123	NEW-P	92-01-126	182-18-110	NEW-P	91-05-079	192-32-105	NEW-P	91-14-115
180-79-129	REP-P	92-01-126	182-18-110	NEW	91-17-043	192-32-105	NEW-E	91-14-116
180-79-131	AMD-P	92-01-126	182-18-120	NEW-P	91-05-079	192-32-105	NEW	91-20-012
180-79-136	AMD-P	92-01-126	182-18-120	NEW	91-17-043	192-32-115	NEW-P	91-14-115
180-79-230	AMD	91-05-056	182-18-130	NEW-P	91-05-079	192-32-115	NEW-E	91-14-116
180-79-230	AMD-P	92-01-126	182-18-130	NEW	91-17-043	192-32-115	NEW	91-20-012

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
192-32-120	NEW-P	92-02-076	212-54-025	REP-P	91-06-020	212-55-045	REP	91-11-001
192-32-125	NEW-P	92-02-076	212-54-025	REP-E	91-06-021	212-55-050	REP-P	91-06-020
194-20-010	NEW-P	91-22-098	212-54-025	REP	91-11-001	212-55-050	REP-E	91-06-021
194-20-010	NEW	92-01-120	212-54-030	REP-P	91-06-020	212-55-050	REP	91-11-001
194-20-020	NEW-P	91-22-098	212-54-030	REP-E	91-06-021	212-55-055	REP-P	91-06-020
194-20-020	NEW	92-01-120	212-54-030	REP	91-11-001	212-55-055	REP-E	91-06-021
194-20-030	NEW-P	91-22-098	212-54-035	REP-P	91-06-020	212-55-055	REP	91-11-001
194-20-030	NEW	92-01-120	212-54-035	REP-E	91-06-021	212-55-060	REP-P	91-06-020
194-20-040	NEW-P	91-22-098	212-54-035	REP	91-11-001	212-55-060	REP-E	91-06-021
194-20-040	NEW	92-01-120	212-54-040	REP-P	91-06-020	212-55-060	REP	91-11-001
194-20-050	NEW-P	91-22-098	212-54-040	REP-E	91-06-021	212-55-065	REP-P	91-06-020
194-20-050	NEW	92-01-120	212-54-040	REP	91-11-001	212-55-065	REP-E	91-06-021
194-20-060	NEW-P	91-22-098	212-54-045	REP-P	91-06-020	212-55-065	REP	91-11-001
194-20-060	NEW	92-01-120	212-54-045	REP-E	91-06-021	212-55-070	REP-P	91-06-020
194-20-070	NEW-P	91-22-098	212-54-045	REP	91-11-001	212-55-070	REP-E	91-06-021
194-20-070	NEW	92-01-120	212-54-050	REP-P	91-06-020	212-55-070	REP	91-11-001
194-20-080	NEW-P	91-22-098	212-54-050	REP-E	91-06-021	212-55-075	REP-P	91-06-020
194-20-080	NEW	92-01-120	212-54-050	REP	91-11-001	212-55-075	REP-E	91-06-021
196-12-020	AMD-P	91-21-065	212-54-055	REP-P	91-06-020	212-55-075	REP	91-11-001
196-12-020	AMD	92-01-101	212-54-055	REP-E	91-06-021	212-55-080	REP-P	91-06-020
196-12-050	AMD-P	91-21-065	212-54-055	REP	91-11-001	212-55-080	REP-E	91-06-021
196-12-050	AMD	92-01-101	212-54-060	REP-P	91-06-020	212-55-080	REP	91-11-001
196-16-031	AMD-P	91-20-138	212-54-060	REP-E	91-06-021	212-55-085	REP-P	91-06-020
196-16-031	AMD	91-23-111	212-54-060	REP	91-11-001	212-55-085	REP-E	91-06-021
196-24-030	AMD-P	91-20-138	212-54-065	REP-P	91-06-020	212-55-085	REP	91-11-001
196-24-030	AMD	91-23-111	212-54-065	REP-E	91-06-021	212-55-090	REP-P	91-06-020
196-24-050	AMD-P	91-21-065	212-54-065	REP	91-11-001	212-55-090	REP-E	91-06-021
196-24-050	AMD-W	92-01-100	212-54-070	REP-P	91-06-020	212-55-090	REP	91-11-001
196-24-060	AMD-P	91-07-064	212-54-070	REP-E	91-06-021	212-55-095	REP-P	91-06-020
196-24-060	AMD	91-11-075	212-54-070	REP	91-11-001	212-55-095	REP-E	91-06-021
196-24-080	AMD-P	91-20-138	212-54-075	REP-P	91-06-020	212-55-095	REP	91-11-001
196-24-080	AMD	91-23-111	212-54-075	REP-E	91-06-021	212-56A-001	NEW-P	91-06-020
196-24-095	AMD-P	91-05-078	212-54-075	REP	91-11-001	212-56A-001	NEW-E	91-06-021
196-24-095	AMD-C	91-06-018	212-54-080	REP-P	91-06-020	212-56A-001	NEW	91-11-001
196-24-095	AMD	91-11-099	212-54-080	REP-E	91-06-021	212-56A-005	NEW-P	91-06-020
196-24-097	NEW-P	91-05-078	212-54-080	REP	91-11-001	212-56A-005	NEW-E	91-06-021
196-24-097	NEW-C	91-06-018	212-54-085	REP-P	91-06-020	212-56A-005	NEW	91-11-001
196-24-097	NEW-W	91-11-098	212-54-085	REP-E	91-06-021	212-56A-010	NEW-P	91-06-020
196-24-097	NEW-P	91-21-064	212-54-085	REP	91-11-001	212-56A-010	NEW-E	91-06-021
196-24-097	NEW-W	92-01-099	212-54-090	REP-P	91-06-020	212-56A-010	NEW	91-11-001
196-24-098	PREP	91-05-041	212-54-090	REP-E	91-06-021	212-56A-015	NEW-P	91-06-020
196-26-020	AMD-P	91-07-065	212-54-090	REP	91-11-001	212-56A-015	NEW-E	91-06-021
196-26-020	AMD	91-10-046	212-54-095	REP-P	91-06-020	212-56A-015	NEW	91-11-001
196-26-020	AMD-P	91-19-091	212-54-095	REP-E	91-06-021	212-56A-020	NEW-P	91-06-020
196-26-020	AMD	91-22-017	212-54-095	REP	91-11-001	212-56A-020	NEW-E	91-06-021
196-26-030	AMD-P	91-07-065	212-54-100	REP-P	91-06-020	212-56A-020	NEW	91-11-001
196-26-030	AMD	91-10-046	212-54-100	REP-E	91-06-021	212-56A-030	NEW-P	91-06-020
196-26-030	AMD-P	91-19-091	212-54-100	REP	91-11-001	212-56A-030	NEW-E	91-06-021
196-26-030	AMD	91-22-017	212-55-001	REP-P	91-06-020	212-56A-030	NEW	91-11-001
204-10-040	AMD-P	91-16-100	212-55-001	REP-E	91-06-021	212-56A-035	NEW-P	91-06-020
204-10-040	AMD	91-22-056	212-55-001	REP	91-11-001	212-56A-035	NEW-E	91-06-021
204-24-030	AMD-P	91-24-004	212-55-005	REP-P	91-06-020	212-56A-035	NEW	91-11-001
204-24-040	AMD-P	91-24-004	212-55-005	REP-E	91-06-021	212-56A-040	NEW-P	91-06-020
204-24-050	AMD-P	91-10-053	212-55-005	REP	91-11-001	212-56A-040	NEW-E	91-06-021
204-24-050	AMD	91-14-004	212-55-010	REP-P	91-06-020	212-56A-040	NEW	91-11-001
204-24-050	AMD-P	91-24-004	212-55-010	REP-E	91-06-021	212-56A-045	NEW-P	91-06-020
204-24-070	AMD-P	91-24-004	212-55-010	REP	91-11-001	212-56A-045	NEW-E	91-06-021
204-53-010	NEW	91-05-019	212-55-015	REP-P	91-06-020	212-56A-045	NEW	91-11-001
204-74A-060	AMD-P	91-24-003	212-55-015	REP-E	91-06-021	212-56A-050	NEW-P	91-06-020
204-88-030	AMD-P	91-10-015	212-55-015	REP	91-11-001	212-56A-050	NEW-E	91-06-021
204-88-030	AMD	91-14-003	212-55-020	REP-P	91-06-020	212-56A-050	NEW	91-11-001
212-12-010	AMD-W	91-05-043	212-55-020	REP-E	91-06-021	212-56A-055	NEW-P	91-06-020
212-54-001	REP-P	91-06-020	212-55-020	REP	91-11-001	212-56A-055	NEW-E	91-06-021
212-54-001	REP-E	91-06-021	212-55-025	REP-P	91-06-020	212-56A-055	NEW	91-11-001
212-54-001	REP	91-11-001	212-55-025	REP-E	91-06-021	212-56A-060	NEW-P	91-06-020
212-54-005	REP-P	91-06-020	212-55-025	REP	91-11-001	212-56A-060	NEW-E	91-06-021
212-54-005	REP-E	91-06-021	212-55-030	REP-P	91-06-020	212-56A-060	NEW	91-11-001
212-54-005	REP	91-11-001	212-55-030	REP-E	91-06-021	212-56A-065	NEW-P	91-06-020
212-54-010	REP-P	91-06-020	212-55-030	REP	91-11-001	212-56A-065	NEW-E	91-06-021
212-54-010	REP-E	91-06-021	212-55-035	REP-P	91-06-020	212-56A-065	NEW	91-11-001
212-54-010	REP	91-11-001	212-55-035	REP-E	91-06-021	212-56A-070	NEW-P	91-06-020
212-54-015	REP-P	91-06-020	212-55-035	REP	91-11-001	212-56A-070	NEW-E	91-06-021
212-54-015	REP-E	91-06-021	212-55-040	REP-P	91-06-020	212-56A-070	NEW	91-11-001
212-54-015	REP	91-11-001	212-55-040	REP-E	91-06-021	212-56A-075	NEW-P	91-06-020
212-54-020	REP-P	91-06-020	212-55-040	REP	91-11-001	212-56A-075	NEW-E	91-06-021
212-54-020	REP-E	91-06-021	212-55-045	REP-P	91-06-020	212-56A-075	NEW	91-11-001
212-54-020	REP	91-11-001	212-55-045	REP-E	91-06-021	212-56A-080	NEW-P	91-06-020

Table of WAC Sections Affected as of 12/31/91

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
212-56A-080	NEW-E	91-06-021	212-80-065	NEW-P	91-10-083	220-32-05100F	NEW-E	91-17-001
212-56A-080	NEW	91-11-001	212-80-065	NEW-E	91-10-084	220-32-05100F	REP-E	91-19-005
212-56A-085	NEW-P	91-06-020	212-80-065	NEW	91-14-086	220-32-05100G	NEW-E	91-19-005
212-56A-085	NEW-E	91-06-021	212-80-070	NEW-P	91-10-083	220-32-05100G	REP-E	91-19-035
212-56A-085	NEW	91-11-001	212-80-070	NEW-E	91-10-084	220-32-05100H	NEW-E	91-19-035
212-56A-090	NEW-P	91-06-020	212-80-070	NEW	91-14-086	220-32-05100H	REP-E	91-19-086
212-56A-090	NEW-E	91-06-021	212-80-075	NEW-P	91-10-083	220-32-05100I	NEW-E	91-20-124
212-56A-090	NEW	91-11-001	212-80-075	NEW-E	91-10-084	220-32-05100I	REP-E	91-22-010
212-56A-095	NEW-P	91-06-020	212-80-075	NEW	91-14-086	220-32-05100J	NEW-E	91-22-010
212-56A-095	NEW-E	91-06-021	212-80-080	NEW-P	91-10-083	220-32-05100W	NEW-E	91-10-011
212-56A-095	NEW	91-11-001	212-80-080	NEW-E	91-10-084	220-32-05500W	REP-E	91-11-014
212-56A-100	NEW-P	91-06-020	212-80-080	NEW	91-14-086	220-32-05500X	NEW-E	91-11-014
212-56A-100	NEW-E	91-06-021	212-80-085	NEW-P	91-10-083	220-32-05500X	REP-E	91-11-076
212-56A-100	NEW	91-11-001	212-80-085	NEW-E	91-10-084	220-32-05500Y	NEW-E	91-11-076
212-56A-105	NEW-P	91-06-020	212-80-085	NEW	91-14-086	220-32-05500Y	REP-E	91-12-004
212-56A-105	NEW-E	91-06-021	212-80-090	NEW-P	91-10-083	220-32-05500Z	NEW-E	91-12-004
212-56A-105	NEW	91-11-001	212-80-090	NEW-E	91-10-084	220-32-05700F	NEW-E	91-03-083
212-56A-110	NEW-P	91-06-020	212-80-090	NEW	91-14-086	220-32-05700F	REP-E	91-10-058
212-56A-110	NEW-E	91-06-021	212-80-095	NEW-P	91-10-083	220-32-05700G	NEW-E	91-08-065
212-56A-110	NEW	91-11-001	212-80-095	NEW-E	91-10-084	220-32-05700G	REP-E	91-11-013
212-56A-115	NEW-P	91-06-020	212-80-095	NEW	91-14-086	220-32-05700H	NEW-E	91-11-013
212-56A-115	NEW-E	91-06-021	212-80-100	NEW-P	91-10-083	220-32-05900S	NEW-E	91-20-124
212-56A-115	NEW	91-11-001	212-80-100	NEW-E	91-10-084	220-32-05900S	NEW-E	91-20-124
212-56A-120	NEW-P	91-06-020	212-80-100	NEW	91-14-086	220-33-01000A	NEW-E	91-20-007
212-56A-120	NEW-E	91-06-021	212-80-105	NEW-P	91-10-083	220-33-01000A	REP-E	91-21-016
212-56A-120	NEW	91-11-001	212-80-105	NEW-E	91-10-084	220-33-01000B	NEW-E	91-21-016
212-56A-125	NEW-P	91-06-020	212-80-105	NEW	91-14-086	220-33-01000B	REP-E	91-21-088
212-56A-125	NEW-E	91-06-021	212-80-110	NEW-P	91-10-083	220-33-01000C	NEW-E	91-21-088
212-56A-125	NEW	91-11-001	212-80-110	NEW-E	91-10-084	220-33-01000C	REP-E	91-22-067
212-56A-130	NEW-P	91-06-020	212-80-110	NEW	91-14-086	220-33-01000D	NEW-E	91-22-067
212-56A-130	NEW-E	91-06-021	212-80-115	NEW-P	91-10-083	220-33-01000V	NEW-E	91-05-005
212-56A-130	NEW	91-11-001	212-80-115	NEW-E	91-10-084	220-33-01000V	REP-E	91-05-036
212-56A-135	NEW-P	91-06-020	212-80-115	NEW	91-14-086	220-33-01000W	NEW-E	91-05-036
212-56A-135	NEW-E	91-06-021	212-80-120	NEW-P	91-10-083	220-33-01000X	NEW-E	91-17-056
212-56A-135	NEW	91-11-001	212-80-120	NEW-E	91-10-084	220-33-01000X	REP-E	91-18-039
212-56A-140	NEW-P	91-06-020	212-80-120	NEW	91-14-086	220-33-01000Y	NEW-E	91-19-023
212-56A-140	NEW-E	91-06-021	212-80-120	NEW-P	91-10-083	220-33-01000Y	REP-E	91-19-072
212-56A-140	NEW	91-11-001	212-80-125	NEW-E	91-10-084	220-33-01000Z	NEW-E	91-19-072
212-80-001	NEW-P	91-10-083	212-80-125	NEW-W	91-14-085	220-33-01000Z	REP-E	91-20-007
212-80-001	NEW-E	91-10-084	212-80-130	NEW-P	91-10-083	220-33-03000C	NEW-E	91-11-100
212-80-001	NEW	91-14-086	212-80-130	NEW-E	91-10-084	220-36-02300G	NEW-E	91-20-084
212-80-005	NEW-P	91-10-083	212-80-130	NEW	91-14-086	220-36-02300G	REP-E	91-21-032
212-80-005	NEW-E	91-10-084	212-80-135	NEW-P	91-10-083	220-36-02300H	NEW-E	91-21-032
212-80-005	NEW	91-14-086	212-80-135	NEW-E	91-10-084	220-36-02300H	REP-E	91-21-038
212-80-010	NEW-P	91-10-083	212-80-135	NEW	91-14-086	220-36-02300I	NEW-E	91-21-038
212-80-010	NEW-E	91-10-084	220-12-020	AMD-P	91-05-102	220-36-02300I	REP-E	91-21-049
212-80-010	NEW	91-14-086	220-12-020	AMD	91-10-024	220-36-02300J	NEW-E	91-21-049
212-80-015	NEW-P	91-10-083	220-16-055	REP-P	91-03-151	220-36-02300K	REP-E	91-21-086
212-80-015	NEW-E	91-10-084	220-16-055	REP	91-08-053	220-36-02300K	NEW-E	91-21-086
212-80-015	NEW	91-14-086	220-16-220	AMD-P	91-03-153	220-36-02300L	REP-E	91-21-120
212-80-020	NEW-P	91-10-083	220-16-220	AMD	91-08-054	220-36-02300L	NEW-E	91-23-019
212-80-020	NEW-E	91-10-084	220-16-257	AMD-P	91-03-153	220-36-02300M	REP-E	91-23-056
212-80-020	NEW	91-14-086	220-16-257	AMD	91-08-054	220-40-02700A	NEW-E	91-23-056
212-80-025	NEW-P	91-10-083	220-20-010	AMD-P	91-03-153	220-40-02700A	NEW-E	91-17-055
212-80-025	NEW-E	91-10-084	220-20-010	AMD	91-08-054	220-40-02700A	REP-E	91-19-047
212-80-025	NEW	91-14-086	220-20-017	AMD-P	91-11-056	220-40-02700B	NEW-E	91-19-047
212-80-030	NEW-P	91-10-083	220-20-017	AMD	91-16-070	220-40-02700B	REP-E	91-21-086
212-80-030	NEW-E	91-10-084	220-20-01700A	NEW-E	91-03-108	220-40-02700C	NEW-E	91-21-086
212-80-030	NEW	91-14-086	220-20-01700A	REP-E	91-10-071	220-40-02700C	REP-E	91-22-032
212-80-035	NEW-P	91-10-083	220-20-01700B	NEW-E	91-10-071	220-40-030	NEW-E	91-22-032
212-80-035	NEW-E	91-10-084	220-24-02000D	NEW-E	91-10-058	220-40-030	AMD-P	91-03-153
212-80-035	NEW	91-14-086	220-24-02000D	REP-E	91-15-115	220-40-031	AMD	91-08-054
212-80-040	NEW-P	91-10-083	220-24-02000E	NEW-E	91-15-115	220-40-031	AMD-P	91-03-153
212-80-040	NEW-E	91-10-084	220-24-02000E	REP-E	91-17-004	220-40-031	AMD	91-08-054
212-80-040	NEW	91-14-086	220-24-02000F	NEW-E	91-17-004	220-44-030	AMD-W	91-11-027
212-80-045	NEW-P	91-10-083	220-24-02000F	REP-E	91-17-017	220-44-03000A	NEW-E	92-02-058
212-80-045	NEW-E	91-10-084	220-24-02000G	NEW-E	91-17-017	220-44-04000A	NEW-E	91-19-006
212-80-045	NEW	91-14-086	220-24-02000G	REP-E	91-17-090	220-44-04000A	REP-E	91-24-013
212-80-050	NEW-P	91-10-083	220-24-02000H	NEW-E	91-17-090	220-44-050	AMD-P	91-03-152
212-80-050	NEW-E	91-10-084	220-24-02000H	REP-E	91-18-032	220-44-050	AMD	91-07-050
212-80-050	NEW	91-14-086	220-24-02000I	NEW-E	91-18-032	220-44-050	AMD-W	91-11-027
212-80-055	NEW-P	91-10-083	220-24-02000I	REP-E	91-18-082	220-44-05000I	REP-E	91-08-023
212-80-055	NEW-E	91-10-084	220-24-02000J	NEW-E	91-18-082	220-44-05000J	NEW-E	91-08-023
212-80-055	NEW	91-14-086	220-24-02000J	REP-E	91-19-048	220-44-05000J	REP-E	91-10-012
212-80-060	NEW-P	91-10-083	220-24-02000K	NEW-E	91-19-048	220-44-05000K	NEW-E	91-10-012
212-80-060	NEW-E	91-10-084	220-32-05100D	REP-E	91-04-031	220-44-05000K	REP-E	91-11-077
212-80-060	NEW	91-14-086	220-32-05100E	NEW-E	91-04-031	220-44-05000L	NEW-E	91-11-077
						220-44-05000L	REP-E	91-14-026

Table of WAC Sections Affected as of 12/31/91

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
220-44-05000M	NEW-E	91-14-026	220-48-015	AMD	91-13-051	220-56-175	AMD-P	91-03-153
220-44-05000M	REP-E	91-16-041	220-48-01500E	NEW-E	91-05-037	220-56-175	AMD	91-08-054
220-44-05000N	NEW-E	91-16-041	220-48-017	AMD-P	91-09-064	220-56-180	AMD-P	91-03-153
220-44-05000N	REP-E	91-19-046	220-48-017	AMD	91-13-051	220-56-180	AMD-C	91-08-051
220-44-05000P	NEW-E	91-19-046	220-48-01700A	NEW-E	91-21-003	220-56-180	AMD	91-08-054
220-44-05000P	REP-E	91-20-085	220-48-029	AMD-P	91-09-064	220-56-180	AMD-C	91-14-045
220-44-05000Q	NEW-E	91-20-085	220-48-029	AMD	91-13-051	220-56-180	AMD	91-14-046
220-44-05000Q	REP-E	92-02-058	220-48-03200A	NEW-E	91-18-073	220-56-185	AMD-P	91-03-153
220-44-05000R	NEW-E	92-02-058	220-49-02300A	NEW-E	91-10-014	220-56-185	AMD	91-08-054
220-47-304	AMD-P	91-13-031	220-49-056	AMD-P	91-09-064	220-56-190	AMD-P	91-03-153
220-47-304	AMD	91-18-024	220-49-056	AMD	91-12-051	220-56-190	AMD	91-08-054
220-47-307	AMD-P	91-13-031	220-49-063	AMD-P	91-02-108	220-56-19000F	NEW-E	91-14-008
220-47-307	AMD	91-18-024	220-49-063	AMD	91-05-016	220-56-19000F	REP-E	91-15-095
220-47-310	NEW	91-18-024	220-52-020	AMD-P	91-05-102	220-56-19000G	NEW-E	91-14-048
220-47-311	AMD-P	91-13-031	220-52-020	AMD	91-10-024	220-56-19000G	REP-E	91-14-118
220-47-311	AMD	91-18-024	220-52-030	AMD-P	91-05-102	220-56-19000H	NEW-E	91-14-118
220-47-319	AMD-P	91-13-031	220-52-030	AMD	91-10-024	220-56-19000H	REP-E	91-17-003
220-47-319	AMD	91-18-024	220-52-03000G	NEW-E	91-08-024	220-56-19000I	NEW-E	91-15-095
220-47-401	AMD-P	91-13-031	220-52-040	AMD-P	91-05-102	220-56-19000I	REP-E	91-16-007
220-47-401	AMD	91-18-024	220-52-040	AMD	91-10-024	220-56-19000J	NEW-E	91-16-007
220-47-411	AMD-P	91-13-031	220-52-046	AMD-P	91-05-102	220-56-19000J	REP-E	91-17-002
220-47-411	AMD	91-18-024	220-52-046	AMD	91-10-024	220-56-19000K	NEW-E	91-17-002
220-47-700	NEW-E	91-15-017	220-52-04600U	NEW-E	91-23-049	220-56-19000K	REP-E	91-18-009
220-47-700	REP-E	91-16-027	220-52-04600V	NEW-E	92-01-034	220-56-19000L	NEW-E	91-17-003
220-47-701	NEW-E	91-16-027	220-52-04600V	REP-E	92-02-039	220-56-19000M	NEW-E	91-18-009
220-47-701	REP-E	91-16-069	220-52-051	AMD-P	91-11-111	220-56-19000M	REP-E	91-18-031
220-47-702	NEW-E	91-16-069	220-52-051	AMD-C	91-15-031	220-56-19000N	NEW-E	91-18-031
220-47-702	REP-E	91-17-007	220-52-051	AMD	91-18-030	220-56-19000N	REP-E	91-19-088
220-47-703	NEW-E	91-17-007	220-52-05100G	NEW-E	91-10-094	220-56-19000P	NEW-E	91-20-039
220-47-703	REP-E	91-17-039	220-52-05100H	NEW-E	91-11-044	220-56-19000P	REP-E	91-20-082
220-47-704	NEW-E	91-17-039	220-52-05100H	REP-E	91-15-096	220-56-19000Q	NEW-E	91-20-040
220-47-704	REP-E	91-18-010	220-52-05100I	NEW-E	91-15-096	220-56-19000R	NEW-E	91-20-082
220-47-705	NEW-E	91-18-010	220-52-060	AMD-P	91-05-102	220-56-19500A	NEW-E	91-17-003
220-47-705	REP-E	91-18-058	220-52-060	AMD	91-10-024	220-56-19700A	NEW-E	91-19-087
220-47-705	REP-E	91-19-010	220-52-069	AMD-P	91-05-102	220-56-205	AMD-P	91-03-153
220-47-706	NEW-E	91-18-058	220-52-069	AMD	91-10-024	220-56-205	AMD	91-08-054
220-47-706	REP-E	91-19-010	220-52-071	AMD-P	91-05-102	220-56-205	NEW-P	91-03-152
220-47-707	NEW-E	91-19-010	220-52-071	AMD	91-10-024	220-56-232	NEW-W	91-16-080
220-47-707	REP-E	91-19-049	220-52-071	AMD-P	91-11-111	220-56-235	AMD-P	91-03-153
220-47-708	NEW-E	91-19-049	220-52-071	AMD-C	91-15-031	220-56-235	AMD-C	91-08-051
220-47-708	REP-E	91-19-057	220-52-071	AMD	91-18-030	220-56-235	AMD	91-08-054
220-47-709	NEW-E	91-19-057	220-52-07100I	NEW-E	91-11-015	220-56-235	AMD-C	91-14-045
220-47-709	REP-E	91-20-003	220-52-07100I	REP-E	91-11-055	220-56-23500F	NEW-E	91-04-030
220-47-710	NEW-E	91-20-003	220-52-07100J	NEW-E	91-11-055	220-56-240	AMD-P	91-03-153
220-47-710	REP-E	91-20-008	220-52-073	AMD-P	91-05-102	220-56-240	AMD	91-08-054
220-47-711	NEW-E	91-20-008	220-52-073	AMD	91-10-024	220-56-24500J	NEW-E	91-14-007
220-47-711	REP-E	91-20-083	220-52-073	AMD-P	91-11-111	220-56-250	AMD-P	91-03-153
220-47-712	NEW-E	91-20-083	220-52-073	AMD-C	91-15-031	220-56-250	AMD	91-08-054
220-47-712	REP-E	91-21-014	220-52-073	AMD-C	91-18-029	220-56-25500J	NEW-E	91-14-007
220-47-713	NEW-E	91-21-014	220-52-073	AMD	91-22-064	220-56-25500J	REP-E	91-19-048
220-47-713	REP-E	91-21-031	220-52-07300I	REP-E	91-04-029	220-56-25500K	NEW-E	91-20-040
220-47-714	NEW-E	91-21-031	220-52-07300J	NEW-E	91-04-029	220-56-282	AMD-P	91-03-153
220-47-714	REP-E	91-21-039	220-52-07300K	NEW-E	91-22-066	220-56-282	AMD	91-08-054
220-47-715	NEW-E	91-21-039	220-52-075	AMD-P	91-05-102	220-56-32500S	NEW-E	91-10-094
220-47-715	REP-E	91-21-057	220-52-075	AMD	91-10-024	220-56-32500T	NEW-E	91-16-006
220-47-716	NEW-E	91-21-057	220-55-055	AMD-P	91-03-153	220-56-33000D	NEW-E	92-01-035
220-47-716	REP-E	91-21-087	220-55-055	AMD	91-08-054	220-56-33000D	REP-E	92-02-039
220-47-717	NEW-E	91-21-087	220-55-065	AMD-P	91-03-153	220-56-350	AMD-P	91-03-153
220-47-717	REP-E	91-21-098	220-55-065	AMD	91-08-054	220-56-350	AMD	91-08-054
220-47-718	NEW-E	91-21-098	220-55-070	AMD-P	91-03-153	220-56-35000M	NEW-E	91-15-047
220-47-718	REP-E	91-22-009	220-55-070	AMD	91-08-054	220-56-35000N	NEW-E	91-24-055
220-47-719	NEW-E	91-22-009	220-55-075	AMD-P	91-03-153	220-56-36000W	NEW-E	91-06-057
220-47-719	REP-E	91-22-065	220-55-075	AMD	91-08-054	220-56-36000W	REP-E	91-10-049
220-47-720	NEW-E	91-22-065	220-55-080	AMD-P	91-03-153	220-56-36000X	NEW-E	91-10-049
220-47-720	REP-E	91-23-020	220-55-080	AMD	91-08-054	220-56-36000Y	NEW-E	91-21-015
220-47-721	NEW-E	91-23-020	220-55-086	AMD-P	91-03-153	220-56-36000Y	REP-E	91-23-022
220-47-721	REP-E	91-23-050	220-55-086	AMD	91-08-054	220-56-380	AMD-P	91-03-153
220-47-722	NEW-E	91-23-050	220-55-125	AMD-P	91-03-153	220-56-380	AMD	91-08-054
220-47-722	REP-E	91-24-012	220-55-125	AMD	91-08-054	220-56-38000J	NEW-E	91-14-039
220-47-723	NEW-E	91-24-012	220-56-100	AMD-P	91-03-153	220-57-13000Q	NEW-E	91-22-106
220-47-723	REP-E	91-24-054	220-56-100	AMD	91-08-054	220-57-13500N	NEW-E	91-22-106
220-47-724	NEW-E	91-24-054	220-56-105	AMD-P	91-03-153	220-57-13700A	NEW-E	91-21-063
220-47-724	REP-E	92-01-033	220-56-105	AMD	91-08-054	220-57-14000N	NEW-E	91-11-045
220-47-725	NEW-E	92-01-033	220-56-115	AMD-P	91-03-153	220-57-16000H	NEW-E	91-08-002
220-48-011	AMD-P	91-09-064	220-56-115	AMD	91-08-054	220-57-16000I	NEW-E	91-14-078
220-48-011	AMD	91-13-051	220-56-128	AMD-P	91-03-153	220-57-16000J	NEW-E	91-18-038
220-48-015	AMD-P	91-09-064	220-56-128	AMD	91-08-054	220-57-16000K	NEW-E	91-21-085

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220-57-17500U	NEW-E	91-22-053	220-57-42500W	NEW-E	91-14-048	222-16-010	AMD-C	91-18-067
220-57-195	AMD-P	91-03-151	220-57-42500W	REP-E	91-19-087	222-16-010	AMD-P	91-18-068
220-57-195	AMD-C	91-08-052	220-57-42500X	NEW-E	91-19-087	222-16-010	AMD-E	91-22-026
220-57-195	AMD-C	91-12-008	220-57-430	AMD-P	91-03-151	222-16-010	AMD	91-23-052
220-57-195	AMD	91-14-047	220-57-430	AMD-C	91-08-052	222-16-045	NEW-E	91-07-034
220-57-195	AMD-P	91-22-077	220-57-430	AMD-C	91-12-008	222-16-045	NEW-E	91-14-102
220-57-19500B	NEW-E	91-14-048	220-57-430	AMD	91-14-047	222-16-045	REP-E	91-17-071
220-57-19500B	REP-E	91-22-008	220-57-430	AMD-P	91-22-077	222-16-046	NEW-E	91-17-071
220-57-19500C	NEW-E	91-22-008	220-57-43000C	NEW-E	91-14-048	222-16-046	NEW-E	92-01-119
220-57-19500C	REP-E	91-22-076	220-57-43000C	REP-E	91-14-118	222-16-050	AMD-E	91-07-034
220-57-19500D	NEW-E	91-22-078	220-57-43000D	NEW-E	91-14-118	222-16-050	AMD-P	91-13-072
220-57-20000G	NEW-E	91-22-106	220-57-43000D	REP-E	91-22-008	222-16-050	AMD-E	91-14-102
220-57-205	AMD-P	91-03-151	220-57-43000E	NEW-E	91-22-008	222-16-050	AMD-C	91-18-067
220-57-205	AMD-C	91-08-052	220-57-43000E	REP-E	91-22-076	222-16-050	AMD-E	91-22-026
220-57-205	AMD-C	91-12-008	220-57-43000F	NEW-E	91-22-078	222-16-050	AMD	91-23-052
220-57-205	AMD	91-14-047	220-57-435	AMD-P	91-03-151	222-16-060	NEW-P	91-13-072
220-57-205	AMD-P	91-22-077	220-57-435	AMD-C	91-08-052	222-16-060	NEW-C	91-18-067
220-57-20500B	NEW-E	91-14-048	220-57-435	AMD-C	91-12-008	222-16-060	NEW	91-23-052
220-57-20500B	REP-E	91-22-008	220-57-435	AMD-W	91-16-079	222-16-070	NEW-E	91-14-102
220-57-20500C	NEW-E	91-22-008	220-57-43500F	NEW-E	91-14-048	222-16-070	NEW-E	91-22-026
220-57-20500C	REP-E	91-22-076	220-57-450	AMD-P	91-03-153	222-20-010	AMD-P	91-13-072
220-57-20500D	NEW-E	91-22-078	220-57-450	AMD-P	91-03-151	222-20-010	AMD-C	91-18-067
220-57-210	AMD-P	91-03-151	220-57-450	AMD-C	91-08-052	222-20-010	AMD	91-23-052
220-57-210	AMD-C	91-08-052	220-57-450	AMD-C	91-12-008	222-20-040	AMD-P	91-13-072
220-57-210	AMD-C	91-12-008	220-57-450	AMD-W	91-16-079	222-20-040	AMD-C	91-18-067
220-57-210	AMD	91-14-047	220-57-450	AMD-W	91-16-080	222-20-040	AMD	91-23-052
220-57-210	AMD-P	91-22-077	220-57-45000G	NEW-E	91-14-048	222-20-050	AMD-P	91-13-072
220-57-21000B	NEW-E	91-14-048	220-57-455	AMD-P	91-03-151	222-20-050	AMD-C	91-18-067
220-57-21000B	NEW-E	91-22-008	220-57-455	AMD-C	91-08-052	222-20-050	AMD	91-23-052
220-57-21000C	NEW-E	91-22-008	220-57-455	AMD-C	91-12-008	222-30-120	NEW-P	92-02-055
220-57-21000C	REP-E	91-22-076	220-57-455	AMD-W	91-16-079	222-34-050	AMD-P	91-13-072
220-57-21000D	NEW-E	91-22-078	220-57-45500B	NEW-E	91-14-048	222-34-050	AMD-C	91-18-067
220-57-23500D	NEW-E	91-22-053	220-57-460	AMD-P	91-03-153	222-34-050	AMD	91-23-052
220-57-25000A	NEW-E	91-22-053	220-57-460	AMD	91-08-054	222-46-020	AMD-P	91-13-072
220-57-265	AMD-P	91-03-151	220-57-46000X	NEW-E	91-22-106	222-46-020	AMD-C	91-18-067
220-57-265	AMD-C	91-08-052	220-57-465	AMD-P	91-03-151	222-46-020	AMD	91-23-052
220-57-265	AMD-C	91-12-008	220-57-465	AMD-C	91-08-052	222-46-030	AMD-P	91-13-072
220-57-265	AMD	91-14-047	220-57-465	AMD-C	91-12-008	222-46-030	AMD-C	91-18-067
220-57-265	AMD-P	91-22-077	220-57-465	AMD-W	91-16-079	222-46-030	AMD	91-23-052
220-57-26500B	NEW-E	91-14-048	220-57-46500E	NEW-E	91-14-048	222-46-040	AMD-P	91-13-072
220-57-26500B	REP-E	91-22-008	220-57-470	AMD-P	91-03-151	222-46-040	AMD-C	91-18-067
220-57-26500C	NEW-E	91-22-008	220-57-470	AMD-C	91-08-052	222-46-040	AMD	91-23-052
220-57-26500C	REP-E	91-22-076	220-57-470	AMD-C	91-12-008	222-50-030	AMD-P	91-13-072
220-57-26500D	NEW-E	91-22-078	220-57-470	AMD	91-14-047	222-50-030	AMD-C	91-18-067
220-57-290	AMD-P	91-03-153	220-57-470	AMD-P	91-22-077	222-50-030	AMD	91-23-052
220-57-290	AMD	91-08-054	220-57-47000B	NEW-E	91-14-048	230-02-110	AMD-P	91-17-048
220-57-31000J	NEW-E	91-22-053	220-57-47000B	REP-E	91-22-008	230-02-110	AMD-E	91-17-049
220-57-313	NEW-P	91-03-153	220-57-47000C	NEW-E	91-22-008	230-02-110	AMD	91-21-053
220-57-313	NEW	91-08-054	220-57-47000C	REP-E	91-22-076	230-02-240	NEW-P	91-03-062
220-57-31500U	NEW-E	91-08-025	220-57-47000D	NEW-E	91-22-078	230-02-240	NEW	91-07-021
220-57-31500V	NEW-E	91-22-053	220-57-490	AMD-P	91-03-151	230-02-418	AMD-P	91-10-006
220-57-31900E	NEW-E	91-22-011	220-57-490	AMD-C	91-08-052	230-02-418	AMD	91-13-070
220-57-31900E	REP-E	91-22-053	220-57-490	AMD-C	91-12-008	230-02-505	NEW-P	91-03-062
220-57-31900F	NEW-E	91-22-053	220-57-490	AMD	91-14-047	230-02-505	NEW-C	91-07-019
220-57-33500D	NEW-E	91-21-063	220-57-490	AMD-P	91-22-077	230-02-505	NEW	91-15-040
220-57-33500D	REP-E	91-21-141	220-57-49000B	NEW-E	91-14-048	230-02-510	NEW-P	91-15-039
220-57-33500E	NEW-E	91-22-053	220-57-49000B	REP-E	91-22-008	230-02-510	NEW-E	91-15-041
220-57-340	AMD-P	91-03-153	220-57-49000C	NEW-E	91-22-008	230-02-510	NEW	91-19-093
220-57-340	AMD	91-08-054	220-57-49000C	REP-E	91-22-076	230-02-512	NEW-P	91-17-048
220-57-34000F	NEW-E	91-22-053	220-57-49000D	NEW-E	91-22-078	230-02-512	NEW-E	91-17-049
220-57-34500A	NEW-E	91-17-003	220-57-49500A	NEW-E	91-22-053	230-02-512	NEW	91-21-053
220-57-35000A	NEW-E	91-17-003	220-57-497	AMD-P	91-03-153	230-02-515	NEW-P	91-15-039
220-57-37000D	NEW-E	91-14-048	220-57-497	AMD	91-08-054	230-02-515	NEW-E	91-15-041
220-57-385	AMD-P	91-03-153	220-57-49700F	NEW-E	91-08-025	230-02-515	NEW	91-19-093
220-57-385	AMD	91-08-054	220-57-50500S	NEW-E	91-08-025	230-02-520	NEW-P	91-15-039
220-57-38500S	NEW-E	91-22-106	220-57-51000F	NEW-E	91-21-063	230-02-520	NEW-E	91-15-041
220-57-40500H	NEW-E	91-14-048	220-57-51000F	REP-E	91-21-141	230-02-520	NEW	91-19-093
220-57-425	AMD-P	91-03-151	220-57-51000G	NEW-E	91-22-053	230-04-022	AMD-P	91-03-062
220-57-425	AMD-P	91-03-153	220-57-51500G	NEW-E	91-08-025	230-04-022	AMD-C	91-07-042
220-57-425	AMD-C	91-08-051	220-57A-035	AMD-P	91-03-153	230-04-022	AMD-W	91-10-005
220-57-425	AMD-C	91-08-052	220-57A-035	AMD	91-08-054	230-04-110	AMD-P	91-15-039
220-57-425	AMD-C	91-12-008	220-69-260	AMD	91-05-015	230-04-110	AMD-E	91-15-041
220-57-425	AMD-C	91-14-045	220-69-262	AMD	91-05-015	230-04-110	AMD	91-19-093
220-57-425	AMD	91-14-047	220-69-264	AMD	91-05-015	230-04-120	AMD-P	91-03-062
220-57-425	AMD-W	91-16-080	220-69-26401	AMD	91-05-015	230-04-120	AMD-C	91-07-019
220-57-42500V	NEW-E	91-12-009	222-16-010	AMD-P	91-13-072	230-04-120	AMD-P	91-15-039
220-57-42500V	REP-E	91-14-048	222-16-010	AMD-E	91-14-102	230-04-120	AMD	91-15-040

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230-04-120	AMD 91-19-093	230-20-380	REP-E 91-15-041	232-12-271	AMD-P 91-17-022
230-04-124	AMD-P 91-15-039	230-20-380	REP 91-19-093	232-12-271	AMD 91-24-015
230-04-124	AMD-E 91-15-041	230-20-605	AMD-P 91-15-039	232-12-618	REP-P 91-12-049
230-04-124	AMD 91-19-093	230-20-605	AMD-E 91-15-041	232-12-618	REP 92-01-083
230-04-135	NEW-P 91-15-039	230-20-605	AMD 91-19-093	232-12-619	NEW-P 91-12-048
230-04-135	NEW-E 91-15-041	230-20-630	AMD-P 91-15-039	232-12-619	NEW 92-01-084
230-04-135	NEW-W 91-17-047	230-20-630	AMD-E 91-15-041	232-12-831	NEW-P 91-06-083
230-04-135	NEW-P 91-17-048	230-20-630	AMD 91-19-093	232-12-831	NEW 91-15-056
230-04-135	NEW 91-21-053	230-20-670	AMD-P 91-15-039	232-24-300	NEW-E 91-21-048
230-04-138	NEW-P 91-15-039	230-20-670	AMD-E 91-15-041	232-24-301	NEW-E 91-21-071
230-04-138	NEW-E 91-15-041	230-20-670	AMD 91-19-093	232-24-301	REP-E 91-22-002
230-04-138	NEW 91-19-093	230-20-680	NEW-P 91-15-039	232-24-302	NEW-E 91-21-074
230-04-187	NEW-P 91-03-062	230-20-680	NEW-E 91-15-041	232-24-302	REP-E 91-22-002
230-04-187	NEW-C 91-07-019	230-20-680	NEW 91-19-093	232-28-022	AMD-P 91-03-130
230-04-187	NEW 91-15-040	230-20-685	NEW-P 91-24-002	232-28-022	AMD 91-11-059
230-04-190	AMD-P 91-03-062	230-20-698	REP-P 91-15-039	232-28-215	REP-W 91-02-113
230-04-190	AMD-C 91-07-019	230-20-698	REP-E 91-15-041	232-28-219	REP-P 91-06-084
230-04-190	AMD-P 91-15-039	230-20-698	REP 91-19-093	232-28-219	REP 91-13-062
230-04-190	AMD 91-15-040	230-20-699	REP 91-03-063	232-28-220	REP-P 91-06-084
230-04-190	AMD-E 91-15-041	230-20-700	NEW-P 91-17-048	232-28-220	REP 91-13-062
230-04-190	AMD-W 91-17-047	230-20-700	NEW-E 91-17-049	232-28-221	REP-P 91-06-084
230-04-190	AMD-P 91-19-011	230-20-700	NEW 91-21-053	232-28-221	REP 91-13-062
230-04-190	AMD 91-22-029	230-25-110	AMD-P 91-03-062	232-28-222	REP-P 91-06-084
230-04-201	AMD-P 91-03-062	230-25-110	AMD-C 91-07-019	232-28-222	REP 91-13-062
230-04-201	AMD-C 91-07-019	230-25-110	AMD 91-15-040	232-28-223	REP-P 91-06-084
230-04-201	AMD-P 91-15-039	230-25-265	AMD-C 91-03-049	232-28-223	REP 91-13-062
230-04-201	AMD 91-15-040	230-25-265	AMD 91-05-047	232-28-224	NEW-W 91-02-113
230-04-201	AMD-E 91-15-041	230-25-265	AMD 91-06-008	232-28-225	NEW 91-06-016
230-04-201	AMD 91-19-093	230-25-330	NEW-P 91-03-062	232-28-226	NEW-P 91-03-138
230-04-320	AMD-P 91-17-048	230-25-330	NEW-C 91-07-019	232-28-226	NEW 91-11-009
230-04-320	AMD-E 91-17-049	230-25-330	NEW 91-15-040	232-28-227	NEW-P 91-03-135
230-04-320	AMD 91-21-053	230-30-070	AMD-P 91-17-048	232-28-227	NEW 91-11-008
230-04-999	NEW-P 91-20-011	230-30-070	AMD 91-21-053	232-28-227	AMD-P 91-14-108
230-04-999	NEW-W 91-21-054	230-30-075	AMD-C 91-03-049	232-28-227	AMD 91-19-033
230-08-010	AMD-P 91-10-006	230-30-075	AMD-C 91-05-046	232-28-228	NEW-P 91-03-134
230-08-010	AMD 91-13-070	230-30-075	AMD-W 91-06-039	232-28-228	NEW 91-08-061
230-08-017	AMD-P 91-17-048	230-30-075	AMD-P 91-07-018	232-28-228	AMD-P 91-08-076
230-08-017	AMD-E 91-17-049	230-30-075	AMD-S 91-07-051	232-28-228	AMD 91-13-065
230-08-017	AMD 91-21-053	230-30-075	AMD-W 91-12-011	232-28-22801	NEW-E 91-19-004
230-08-060	AMD-P 91-15-039	230-30-080	AMD-C 91-03-049	232-28-22802	NEW-E 91-19-052
230-08-060	AMD-E 91-15-041	230-30-080	AMD-P 91-05-045	232-28-229	NEW-P 91-06-086
230-08-060	AMD 91-19-093	230-30-080	AMD 91-05-047	232-28-229	NEW 91-13-066
230-08-080	AMD-P 91-17-048	230-30-080	AMD 91-10-004	232-28-230	NEW-P 91-06-087
230-08-080	AMD 91-21-053	230-30-102	AMD-P 91-17-048	232-28-230	NEW 91-13-067
230-08-095	AMD-P 91-10-006	230-30-102	AMD 91-21-053	232-28-230	AMD-P 91-14-107
230-08-095	AMD 91-13-070	230-30-103	AMD-P 91-17-048	232-28-230	AMD 91-19-032
230-08-180	AMD-P 91-15-039	230-30-103	AMD 91-21-053	232-28-231	NEW-P 91-06-085
230-08-180	AMD-E 91-15-041	230-30-200	AMD-W 91-09-045	232-28-231	NEW 91-13-068
230-08-180	AMD 91-19-093	230-30-220	AMD-W 91-09-045	232-28-231	AMD-E 91-22-004
230-08-240	AMD-P 91-15-039	230-40-125	AMD-C 91-03-049	232-28-232	NEW-E 91-22-003
230-08-240	AMD-E 91-15-041	230-40-125	AMD 91-05-047	232-28-414	REP-P 91-14-106
230-08-240	AMD 91-19-093	230-40-125	AMD-P 91-17-048	232-28-414	REP 91-19-034
230-12-020	AMD-P 91-10-006	230-40-125	AMD 91-21-053	232-28-41402	REP-P 91-14-106
230-12-020	AMD 91-13-070	230-50-030	AMD 91-03-063	232-28-41402	REP 91-19-034
230-12-100	NEW-P 91-03-062	232-12-001	AMD-P 91-12-048	232-28-415	NEW-P 91-14-106
230-12-100	NEW-C 91-07-019	232-12-001	AMD 92-01-084	232-28-415	NEW 91-19-034
230-12-100	NEW-W 91-10-005	232-12-004	AMD-P 91-03-131	232-28-415	AMD-E 92-01-012
230-12-200	AMD-W 91-09-045	232-12-004	AMD 91-11-006	232-28-61717	REP-P 91-12-049
230-12-220	AMD-P 91-15-039	232-12-007	AMD-P 91-03-133	232-28-61717	REP 92-01-083
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230-12-220	AMD 91-19-093	232-12-017	AMD 91-03-082	232-28-61728	REP 92-01-083
230-12-300	AMD-P 91-17-048	232-12-024	AMD-P 91-06-082	232-28-61729	REP-P 91-12-049
230-12-300	AMD-E 91-17-049	232-12-024	AMD 91-13-063	232-28-61729	REP 92-01-083
230-12-300	AMD 91-21-053	232-12-027	AMD-P 91-17-021	232-28-618	REP-P 91-12-049
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230-12-305	AMD 91-07-021	232-12-037	AMD-P 91-17-023	232-28-61802	REP-P 91-12-049
230-12-500	NEW-P 91-15-039	232-12-037	AMD-W 91-24-014	232-28-61802	REP 92-01-083
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230-20-102	AMD-P 91-17-048	232-12-044	AMD-W 91-24-014	232-28-61803	REP 92-01-083
230-20-102	AMD 91-21-053	232-12-055	AMD-P 91-03-137	232-28-61804	REP-P 91-12-049
230-20-246	AMD-P 91-13-069	232-12-055	AMD 91-08-075	232-28-61804	REP 92-01-083
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230-20-246	AMD-P 91-17-048	232-12-244	REP 91-13-061	232-28-61805	REP 92-01-083
230-20-246	AMD 91-21-053	232-12-245	NEW-P 91-06-081	232-28-61807	REP-P 91-12-049
230-20-380	AMD-C 91-03-049	232-12-245	NEW-W 91-12-050	232-28-61807	REP 92-01-083
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232-28-61809	REP	92-01-083	236-12-300	AMD-P	91-22-090	236-54-110	REP-P	91-17-053
232-28-61810	REP-P	91-03-136	236-12-300	AMD-C	92-01-143	236-54-110	REP	91-20-115
232-28-61810	REP	91-08-074	236-12-320	AMD-P	92-01-142	236-54-120	REP-P	91-17-053
232-28-61811	NEW-W	91-03-066	236-12-340	REP-P	92-01-142	236-54-120	REP	91-20-115
232-28-61812	REP-P	91-12-049	236-12-350	NEW-P	92-01-142	236-54-130	REP-P	91-17-053
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232-28-61817	NEW-P	91-03-136	236-12-372	AMD-P	92-01-142	236-54-99001	REP-P	91-17-053
232-28-61817	NEW	91-08-074	236-48-002	AMD	91-09-035	236-54-99001	REP	91-20-115
232-28-61817	REP-P	91-12-049	236-48-003	AMD	91-09-035	236-100-001	NEW-P	91-05-101
232-28-61817	REP	92-01-083	236-48-004	AMD	91-09-035	236-100-001	NEW	91-08-057
232-28-61818	NEW-E	91-08-009	236-48-005	AMD	91-09-035	236-100-010	NEW-P	91-05-101
232-28-61819	NEW-E	91-14-109	236-48-009	AMD	91-09-035	236-100-010	NEW	91-08-057
232-28-61820	NEW-E	91-17-040	236-48-012	AMD	91-09-035	236-100-011	NEW-P	91-05-101
232-28-61821	NEW-E	91-19-053	236-48-013	AMD	91-09-035	236-100-011	NEW	91-08-057
232-28-61822	NEW-E	91-21-061	236-48-021	AMD	91-09-035	236-100-012	NEW-P	91-05-101
232-28-61823	NEW-E	92-02-013	236-48-023	AMD	91-09-035	236-100-012	NEW	91-08-057
232-28-61824	NEW-E	92-02-035	236-48-035	AMD	91-09-035	236-100-013	NEW-P	91-05-101
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232-28-619	NEW	92-01-084	236-48-052	AMD	91-09-035	236-100-014	NEW-P	91-05-101
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236-12-011	AMD-C	92-01-144	236-48-093	AMD	91-09-035	240-15-005	AMD	91-14-040
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236-12-040	REP-P	92-01-142	236-48-099	AMD	91-09-035	240-15-015	AMD-P	91-10-106
236-12-050	REP-P	92-01-142	236-48-101	AMD	91-09-035	240-15-015	AMD	91-14-040
236-12-060	REP-P	92-01-142	236-48-121	AMD	91-09-035	240-15-020	AMD	91-02-111
236-12-061	REP-P	92-01-142	236-48-123	AMD	91-09-035	240-15-020	AMD-P	91-10-106
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236-12-130	REP-P	92-01-142	236-48-131	AMD	91-09-035	240-15-025	AMD	91-02-111
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236-12-132	REP-P	92-01-142	236-48-141	AMD	91-09-035	240-15-025	AMD	91-14-040
236-12-133	REP-P	92-01-142	236-48-151	AMD	91-09-035	240-15-030	AMD	91-02-111
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236-12-160	NEW-P	91-22-091	236-48-153	AMD	91-09-035	240-15-030	AMD	91-14-040
236-12-160	NEW-C	92-01-144	236-48-165	AMD	91-09-035	240-15-035	AMD	91-02-111
236-12-170	NEW-E	91-19-029	236-48-166	AMD	91-09-035	240-15-035	AMD-P	91-10-106
236-12-170	NEW-P	91-22-091	236-48-167	AMD	91-09-035	240-15-035	AMD	91-14-040
236-12-170	NEW-C	92-01-144	236-48-198	AMD	91-09-035	244-12-010	NEW-P	91-11-034
236-12-171	NEW-E	91-19-029	236-48-230	AMD	91-09-035	244-12-010	NEW	91-14-055
236-12-171	NEW-P	91-22-091	236-49-010	AMD	91-09-034	244-12-020	NEW-P	91-11-034
236-12-171	NEW-C	92-01-144	236-49-020	AMD	91-09-034	244-12-020	NEW	91-14-055
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236-12-200	AMD-P	92-01-142	236-54-060	REP	91-20-115	244-12-090	NEW	91-14-055
236-12-220	AMD-P	92-01-142	236-54-070	REP-P	91-17-053	246-03-030	AMD-P	91-22-028
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236-12-290	AMD-P	91-04-081	236-54-080	REP-P	91-17-053	246-03-050	AMD-P	91-22-028
236-12-290	AMD-W	91-15-080	236-54-080	REP	91-20-115	246-03-050	AMD	92-02-018
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246-08-020	AMD-P 91-22-028	246-110-020	AMD 92-02-019	246-221-010	AMD 91-15-112
246-08-020	AMD 92-02-018	246-130-010	AMD-P 91-22-028	246-221-020	AMD-P 91-11-081
246-08-030	AMD-P 91-22-028	246-130-010	AMD 92-02-018	246-221-020	AMD 91-15-112
246-08-030	AMD 92-02-018	246-130-030	AMD-P 91-22-028	246-221-030	AMD-P 91-11-081
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246-08-080	AMD 92-02-018	246-132-020	AMD-P 91-22-028	246-221-050	AMD-P 91-11-081
246-08-100	AMD-P 91-22-028	246-132-020	AMD 92-02-018	246-221-050	AMD 91-15-112
246-08-100	AMD 92-02-018	246-170-001	AMD-P 91-22-028	246-221-060	AMD-P 91-11-081
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246-08-130	AMD 92-02-018	246-170-010	AMD-P 91-22-028	246-221-070	AMD-P 91-11-081
246-08-140	AMD-P 91-22-028	246-170-010	AMD 92-02-018	246-221-070	AMD 91-15-112
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246-08-200	AMD-P 91-22-028	246-170-030	AMD 92-02-018	246-221-080	AMD 91-15-112
246-08-200	AMD 92-02-018	246-170-080	AMD-P 91-22-028	246-221-090	AMD-P 91-24-097
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246-100-011	AMD 92-02-019	246-171-120	AMD 92-02-018	246-221-130	AMD-P 91-11-081
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246-100-081	AMD-P 91-21-130	246-205-030	NEW 91-04-007	246-221-250	AMD 91-15-112
246-100-081	AMD 92-02-019	246-205-040	NEW 91-04-007	246-221-260	AMD-P 91-11-081
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246-100-166	AMD-E 91-13-050	246-205-060	NEW 91-04-007	246-221-300	AMD-P 91-11-081
246-100-166	AMD 91-15-066	246-205-070	NEW 91-04-007	246-221-300	AMD 91-15-112
246-100-171	AMD-P 91-21-130	246-205-080	NEW 91-04-007	246-222-001	AMD-P 91-11-081
246-100-171	AMD 92-02-019	246-205-080	AMD-P 91-21-118	246-222-001	AMD 91-15-112
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246-100-181	AMD 92-02-019	246-205-120	NEW 91-04-007	246-222-030	AMD 91-15-112
246-100-196	AMD-P 91-21-130	246-205-120	NEW 91-04-007	246-222-040	AMD-P 91-11-081
246-100-196	AMD 92-02-019	246-205-990	NEW 91-04-007	246-222-040	AMD 91-15-112
246-100-201	AMD-P 91-21-130	246-206-001	NEW-P 91-20-172	246-222-050	AMD-P 91-11-081
246-100-201	AMD 92-02-019	246-206-010	NEW-P 91-20-172	246-222-050	AMD 91-15-112
246-100-206	AMD-P 91-21-130	246-206-020	NEW-P 91-20-172	246-222-060	AMD-P 91-11-081
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246-100-207	AMD-P 91-21-130	246-206-040	NEW-P 91-20-172	246-222-070	AMD-P 91-11-081
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246-100-208	AMD-P 91-21-130	246-206-060	NEW-P 91-20-172	246-222-080	AMD-P 91-11-081
246-100-208	AMD 92-02-019	246-206-070	NEW-P 91-20-172	246-222-080	AMD 91-15-112
246-100-209	AMD-P 91-21-130	246-206-080	NEW-P 91-20-172	246-222-080	AMD 91-15-112
246-100-209	AMD 92-02-019	246-220-007	AMD-P 91-11-081	246-224-001	AMD-P 91-11-082
246-100-217	AMD-P 91-21-130	246-220-007	AMD 91-15-112	246-224-001	AMD 91-15-083
246-100-217	AMD 92-02-019	246-220-010	AMD-P 91-11-081	246-224-020	AMD-P 91-11-082
246-100-226	AMD-P 91-21-130	246-220-010	AMD 91-15-112	246-224-020	AMD 91-15-083
246-100-226	AMD 92-02-019	246-220-050	AMD-P 91-11-081	246-224-030	AMD-P 91-11-082
246-100-231	AMD-P 91-21-130	246-220-050	AMD 91-15-112	246-224-030	AMD 91-15-083
246-100-231	AMD 92-02-019	246-220-090	AMD-P 91-11-081	246-224-040	AMD-P 91-11-082
246-100-236	AMD-P 91-21-130	246-220-090	AMD 91-15-112	246-224-040	AMD 91-15-083
246-100-236	AMD 92-02-019	246-220-130	AMD-P 91-11-081	246-224-050	AMD-P 91-11-082
246-110-001	AMD-P 91-21-130	246-220-130	AMD 91-15-112	246-224-050	AMD 91-15-083
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246-290-010	AMD	91-07-031	246-310-400	AMD	92-02-018	246-318-210	AMD	92-02-018
246-290-010	AMD-P	91-24-096	246-310-410	AMD-P	91-22-028	246-318-220	AMD-P	91-22-028
246-290-130	AMD	91-07-031	246-310-410	AMD	92-02-018	246-318-220	AMD	92-02-018
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246-290-300	AMD-P	91-24-096	246-310-470	AMD	92-02-018	246-318-230	AMD	92-02-018
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246-290-310	AMD-P	91-24-096	246-310-480	AMD	92-02-018	246-318-250	AMD	92-02-018
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246-310-010	AMD	92-02-018	246-310-570	AMD	92-02-018	246-318-290	AMD-P	91-22-028
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246-310-020	AMD	92-02-018	246-310-610	AMD-P	91-22-028	246-318-310	AMD	92-02-018
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246-326-010	AMD-P	91-22-028	246-336-035	AMD	92-02-018	246-360-001	AMD-P	91-21-130
246-326-010	AMD	92-02-018	246-336-055	AMD-P	91-22-028	246-360-001	AMD	92-02-019
246-326-020	AMD-P	91-22-028	246-336-055	AMD	92-02-018	246-360-010	AMD-P	91-21-130
246-326-020	AMD	92-02-018	246-336-105	AMD-P	91-22-028	246-360-010	AMD	92-02-019
246-326-030	AMD-P	91-22-028	246-336-105	AMD	92-02-018	246-360-020	AMD-P	91-21-130
246-326-030	AMD	92-02-018	246-336-125	AMD-P	91-22-028	246-360-020	AMD	92-02-019
246-326-035	AMD-P	91-22-028	246-336-125	AMD	92-02-018	246-360-040	AMD-P	91-21-130
246-326-035	AMD	92-02-018	246-338-010	AMD-E	91-11-039	246-360-040	AMD	92-02-019
246-326-040	AMD-P	91-22-028	246-338-010	AMD-P	91-17-083	246-360-050	AMD-P	91-21-130
246-326-040	AMD	92-02-018	246-338-010	AMD	91-21-062	246-360-050	AMD	92-02-019
246-326-050	AMD-P	91-22-028	246-338-020	AMD-P	91-17-083	246-360-110	AMD-P	91-21-130
246-326-050	AMD	92-02-018	246-338-020	AMD	91-21-062	246-360-110	AMD	92-02-019
246-326-060	AMD-P	91-22-028	246-338-030	AMD-E	91-11-039	246-360-160	AMD-P	91-21-130
246-326-060	AMD	92-02-018	246-338-030	AMD-P	91-17-083	246-360-160	AMD	92-02-019
246-326-090	AMD-P	91-22-028	246-338-030	AMD	91-21-062	246-360-180	AMD-P	91-21-130
246-326-090	AMD	92-02-018	246-338-040	AMD-P	91-17-083	246-360-180	AMD	92-02-019
246-326-100	AMD-P	91-22-028	246-338-040	AMD	91-21-062	246-360-990	AMD-P	91-21-130
246-326-100	AMD	92-02-018	246-338-050	AMD-P	91-17-083	246-360-990	AMD-W	92-02-021
246-327-010	AMD-P	91-22-028	246-338-050	AMD	91-21-062	246-366-010	AMD-P	91-21-130
246-327-010	AMD	92-02-018	246-338-060	AMD-P	91-17-083	246-366-010	AMD	92-02-019
246-327-025	AMD-P	91-22-028	246-338-060	AMD	91-21-062	246-366-060	AMD-P	91-21-130
246-327-025	AMD	92-02-018	246-338-070	AMD-P	91-17-083	246-366-060	AMD	92-02-019
246-327-035	AMD-P	91-22-028	246-338-070	AMD	91-21-062	246-366-070	AMD-P	91-21-130
246-327-035	AMD	92-02-018	246-338-080	AMD-P	91-17-083	246-366-070	AMD	92-02-019
246-327-055	AMD-P	91-22-028	246-338-080	AMD	91-21-062	246-366-110	AMD-P	91-21-130
246-327-055	AMD	92-02-018	246-338-090	AMD-P	91-17-083	246-366-110	AMD	92-02-019
246-327-105	AMD-P	91-22-028	246-338-090	AMD	91-21-062	246-366-130	AMD-P	91-21-130
246-327-105	AMD	92-02-018	246-338-110	AMD-P	91-17-083	246-366-130	AMD	92-02-019
246-327-155	AMD-P	91-22-028	246-338-110	AMD	91-21-062	246-374-050	AMD-P	91-21-130
246-327-155	AMD	92-02-018	246-338-990	AMD-E	91-11-039	246-374-050	AMD	92-02-019
246-329-010	AMD-P	91-22-028	246-338-990	AMD-P	91-17-083	246-374-060	AMD-P	91-21-130
246-329-010	AMD	92-02-018	246-338-990	AMD	91-21-062	246-374-060	AMD	92-02-019
246-329-020	AMD-P	91-22-028	246-340-010	AMD-P	91-22-028	246-374-080	AMD-P	91-21-130
246-329-020	AMD	92-02-018	246-340-010	AMD	92-02-018	246-374-080	AMD	92-02-019
246-329-030	AMD-P	91-22-028	246-340-020	AMD-P	91-22-028	246-374-100	AMD-P	91-21-130
246-329-030	AMD	92-02-018	246-340-020	AMD	92-02-018	246-374-100	AMD	92-02-019
246-329-050	AMD-P	91-22-028	246-340-050	AMD-P	91-22-028	246-374-130	AMD-P	91-21-130
246-329-050	AMD	92-02-018	246-340-050	AMD	92-02-018	246-374-130	AMD	92-02-019
246-329-060	AMD-P	91-22-028	246-340-070	AMD-P	91-22-028	246-376-100	AMD-P	91-21-130
246-329-060	AMD	92-02-018	246-340-070	AMD	92-02-018	246-376-100	AMD	92-02-019
246-329-100	AMD-P	91-22-028	246-340-090	AMD-P	91-22-028	246-376-110	AMD-P	91-21-130
246-329-100	AMD	92-02-018	246-340-090	AMD	92-02-018	246-376-110	AMD	92-02-019
246-331-010	AMD-P	91-22-028	246-358-001	AMD-P	91-21-130	246-378-020	AMD-P	91-21-130
246-331-010	AMD	92-02-018	246-358-001	AMD-W	91-22-057	246-378-020	AMD	92-02-019
246-331-025	AMD-P	91-22-028	246-358-001	AMD-P	91-22-103	246-378-030	AMD-P	91-21-130
246-331-025	AMD	92-02-018	246-358-010	AMD-P	91-21-130	246-378-030	AMD	92-02-019
246-331-035	AMD-P	91-22-028	246-358-010	AMD-W	91-22-057	246-378-040	AMD-P	91-21-130
246-331-035	AMD	92-02-018	246-358-010	AMD-P	91-22-103	246-378-040	AMD	92-02-019
246-331-055	AMD-P	91-22-028	246-358-025	AMD-P	91-21-130	246-378-050	AMD-P	91-21-130
246-331-055	AMD	92-02-018	246-358-025	AMD-W	91-22-057	246-378-050	AMD	92-02-019
246-331-105	AMD-P	91-22-028	246-358-025	AMD-P	91-22-103	246-380-001	NEW-P	91-15-082A
246-331-105	AMD	92-02-018	246-358-035	AMD-P	91-21-130	246-380-001	NEW	91-21-075
246-331-155	AMD-P	91-22-028	246-358-035	AMD-W	91-22-057	246-380-990	AMD-P	91-15-082A
246-331-155	AMD	92-02-018	246-358-035	AMD-P	91-22-103	246-380-990	AMD	91-21-075
246-333-010	AMD-P	91-22-028	246-358-045	AMD-P	91-22-103	246-388-010	AMD-P	91-22-028
246-333-010	AMD	92-02-018	246-358-055	AMD-P	91-21-130	246-388-010	AMD	92-02-018
246-333-020	AMD-P	91-22-028	246-358-055	AMD-W	91-22-057	246-388-070	AMD-P	91-22-028
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246-333-030	AMD	92-02-018	246-358-065	AMD-W	91-22-057	246-388-080	AMD	92-02-018
246-334-010	REP-P	91-21-130	246-358-075	AMD-P	91-22-103	246-388-100	AMD-P	91-22-028
246-334-010	REP	92-02-019	246-358-085	AMD-P	91-21-130	246-388-100	AMD	92-02-018
246-334-020	REP-P	91-21-130	246-358-085	AMD-W	91-22-057	246-388-110	AMD-P	91-22-028
246-334-020	REP	92-02-019	246-358-095	AMD-P	91-21-130	246-388-110	AMD	92-02-018
246-334-030	REP-P	91-21-130	246-358-095	AMD-W	91-22-057	246-388-160	AMD-P	91-22-028
246-334-030	REP	92-02-019	246-358-095	AMD-P	91-22-103	246-388-160	AMD	92-02-018
246-334-040	REP-P	91-21-130	246-358-105	AMD-P	91-22-103	246-388-170	AMD-P	91-22-028
246-334-040	REP	92-02-019	246-358-115	AMD-P	91-22-103	246-388-170	AMD	92-02-018
246-334-050	REP-P	91-21-130	246-358-125	AMD-P	91-21-130	246-388-240	AMD-P	91-22-028
246-334-050	REP	92-02-019	246-358-125	AMD-W	91-22-057	246-388-240	AMD	92-02-018
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246-388-270	AMD	92-02-018	246-560-020	NEW-P	91-13-093	246-807-020	RECOD	91-05-095
246-388-290	AMD-P	91-22-028	246-560-020	NEW	91-16-108	246-807-030	RECOD	91-05-095
246-388-290	AMD	92-02-018	246-560-030	NEW-P	91-13-093	246-807-040	RECOD	91-05-095
246-388-320	AMD-P	91-22-028	246-560-030	NEW	91-16-108	246-807-050	RECOD	91-05-095
246-388-320	AMD	92-02-018	246-560-040	NEW-P	91-13-093	246-807-060	RECOD	91-05-095
246-430-001	NEW-P	91-15-005	246-560-040	NEW	91-16-108	246-807-070	RECOD	91-05-095
246-430-001	NEW	92-01-050	246-560-050	NEW-P	91-13-093	246-807-080	RECOD	91-05-095
246-430-010	NEW-P	91-15-005	246-560-050	NEW	91-16-108	246-807-090	RECOD	91-05-095
246-430-010	NEW	92-01-050	246-560-060	NEW-P	91-13-093	246-807-100	RECOD	91-05-095
246-430-020	NEW-P	91-15-005	246-560-060	NEW	91-16-108	246-807-110	RECOD	91-05-095
246-430-020	NEW	92-01-050	246-560-070	NEW-P	91-13-093	246-807-120	RECOD	91-05-095
246-430-030	NEW-P	91-15-005	246-560-070	NEW	91-16-108	246-807-130	RECOD	91-05-095
246-430-030	NEW	92-01-050	246-560-080	NEW-P	91-13-093	246-807-140	RECOD	91-05-095
246-430-040	NEW-P	91-15-005	246-560-080	NEW	91-16-108	246-807-150	RECOD	91-05-095
246-430-040	NEW	92-01-050	246-560-090	NEW-P	91-13-093	246-807-160	RECOD	91-05-095
246-430-050	NEW-P	91-15-005	246-560-090	NEW	91-16-108	246-807-170	RECOD	91-05-095
246-430-050	NEW	92-01-050	246-560-100	NEW-P	91-13-093	246-807-170	REP	91-10-051
246-430-060	NEW-P	91-15-005	246-560-100	NEW	91-16-108	246-807-171	NEW-P	91-06-090
246-430-060	NEW	92-01-050	246-560-105	NEW-P	91-13-093	246-807-171	NEW	91-10-051
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246-453-060	NEW	91-05-048	246-650-020	AMD	92-02-019	246-807-200	RECOD	91-05-095
246-453-070	AMD	91-05-048	246-650-990	AMD-P	91-22-028	246-807-210	RECOD	91-05-095
246-453-080	AMD	91-05-048	246-650-990	AMD	92-02-018	246-807-220	RECOD	91-05-095
246-453-085	REP	91-05-048	246-760-001	AMD-P	91-21-130	246-807-230	RECOD	91-05-095
246-453-090	AMD	91-05-048	246-760-001	AMD	92-02-019	246-807-230	AMD-P	91-20-016
246-490-001	AMD-P	91-21-130	246-760-040	AMD-P	91-21-130	246-807-230	AMD	91-24-052
246-490-001	AMD	92-02-019	246-760-040	AMD	92-02-019	246-807-240	RECOD	91-05-095
246-490-019	AMD-P	91-22-028	246-790-070	AMD	91-06-029	246-807-250	RECOD	91-05-095
246-490-019	AMD	92-02-018	246-790-080	AMD-P	91-20-173	246-807-250	AMD-P	91-20-016
246-490-029	AMD-P	91-22-028	246-790-080	AMD	91-23-078	246-807-250	AMD	91-24-052
246-490-029	AMD	92-02-018	246-800-120	AMD-P	91-22-028	246-807-260	RECOD	91-05-095
246-490-039	AMD-P	91-22-028	246-800-120	AMD	92-02-018	246-807-270	RECOD	91-05-095
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246-491-029	AMD-P	91-16-105	246-800-140	AMD	92-02-018	246-807-310	RECOD	91-05-095
246-491-029	AMD	91-20-073	246-800-150	AMD-P	91-22-028	246-807-320	RECOD	91-05-095
246-491-039	AMD-P	91-16-105	246-800-150	AMD	92-02-018	246-807-330	RECOD	91-05-095
246-491-039	AMD	91-20-073	246-802-090	AMD-E	91-10-069	246-807-340	RECOD	91-05-095
246-491-149	AMD-P	91-16-105	246-802-130	AMD-E	91-10-069	246-807-340	AMD-P	91-20-016
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246-491-149	AMD-P	91-18-077	246-802-990	AMD-P	91-08-078	246-807-350	RECOD	91-05-095
246-491-149	AMD	91-23-026	246-802-990	AMD	91-13-002	246-807-360	RECOD	91-05-095
246-510-100	AMD-P	91-22-028	246-806-010	RECOD	91-05-026	246-807-370	RECOD	91-05-095
246-510-100	AMD	92-02-018	246-806-020	RECOD	91-05-026	246-807-380	RECOD	91-05-095
246-510-130	AMD-P	91-22-028	246-806-030	RECOD	91-05-026	246-807-390	RECOD	91-05-095
246-510-130	AMD	92-02-018	246-806-040	RECOD	91-05-026	246-807-400	NEW-P	91-06-090
246-510-160	AMD-P	91-22-028	246-806-050	RECOD	91-05-026	246-807-400	NEW-W	91-10-050
246-510-160	AMD	92-02-018	246-806-060	RECOD	91-05-026	246-807-400	NEW-P	91-20-169
246-510-400	NEW-E	91-15-029	246-806-070	RECOD	91-05-026	246-807-400	NEW	92-01-070
246-520-001	AMD-P	91-21-130	246-806-080	RECOD	91-05-026	246-807-410	NEW-P	91-06-090
246-520-001	AMD	92-02-019	246-806-090	RECOD	91-05-026	246-807-410	NEW	91-10-051
246-520-010	AMD-P	91-21-130	246-806-100	RECOD	91-05-026	246-807-420	NEW-P	91-20-169
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246-560-001	NEW	91-16-108	246-806-990	RECOD	91-05-031	246-815-030	AMD	92-02-018
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246-834-170	AMD	92-02-018	246-838-090	AMD	91-13-023	246-839-360	RECOD	91-07-049
246-834-180	AMD-P	91-22-028	246-838-100	AMD-P	91-09-014	246-839-360	AMD-P	91-19-019
246-834-180	AMD	92-02-018	246-838-100	AMD	91-13-023	246-839-360	AMD	91-23-077
246-834-190	AMD-P	91-22-028	246-838-110	AMD-P	91-09-014	246-839-370	RECOD	91-07-049
246-834-190	AMD	92-02-018	246-838-110	AMD	91-13-023	246-839-370	AMD-P	91-19-019
246-834-200	AMD-P	91-22-028	246-838-110	AMD-P	91-19-037	246-839-370	AMD	91-23-077
246-834-200	AMD	92-02-018	246-838-110	AMD	92-02-046	246-839-400	RECOD	91-07-049
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246-834-210	AMD	92-02-018	246-838-120	AMD	91-13-023	246-839-410	AMD-P	91-19-019
246-834-220	AMD-P	91-22-028	246-838-130	AMD-P	91-09-014	246-839-410	AMD	91-23-077
246-834-220	AMD	92-02-018	246-838-130	AMD	91-13-023	246-839-420	RECOD	91-07-049
246-834-230	AMD-P	91-22-028	246-838-210	AMD-P	91-09-014	246-839-430	RECOD	91-07-049
246-834-230	AMD	92-02-018	246-838-210	AMD	91-13-023	246-839-430	AMD-P	91-19-019
246-834-240	AMD-P	91-22-028	246-838-230	AMD-P	91-19-037	246-839-430	AMD	91-23-077
246-834-240	AMD	92-02-018	246-838-230	AMD	92-02-046	246-839-440	RECOD	91-07-049
246-834-260	AMD-P	91-22-028	246-838-250	AMD-P	91-09-014	246-839-440	AMD-P	91-19-019
246-834-260	AMD	92-02-018	246-838-250	AMD	91-13-023	246-839-440	AMD	91-23-077
246-834-350	AMD-P	91-22-028	246-838-260	AMD-P	91-09-014	246-839-450	RECOD	91-07-049
246-834-350	AMD	92-02-018	246-838-260	AMD	91-13-023	246-839-450	AMD-P	91-19-019
246-834-500	AMD-P	91-22-028	246-838-270	AMD-P	91-09-014	246-839-450	AMD	91-23-077
246-834-500	AMD	92-02-018	246-838-270	AMD	91-13-023	246-839-505	RECOD	91-07-049
246-834-990	AMD-P	91-08-078	246-838-290	AMD-P	91-19-037	246-839-506	RECOD	91-07-049
246-834-990	AMD	91-13-002	246-838-290	AMD	92-02-046	246-839-525	RECOD	91-07-049
246-836-010	NEW-P	91-22-028	246-838-310	AMD-P	91-19-037	246-839-525	AMD-P	91-19-019
246-836-010	NEW	92-02-018	246-838-310	AMD	92-02-046	246-839-525	AMD	91-23-077
246-836-020	AMD-P	91-22-028	246-838-990	AMD-P	91-08-078	246-839-530	RECOD	91-07-049
246-836-020	AMD	92-02-018	246-838-990	AMD	91-13-002	246-839-530	AMD-P	91-19-019
246-836-050	AMD-P	91-22-028	246-839-010	RECOD	91-07-049	246-839-530	AMD	91-23-077
246-836-050	AMD	92-02-018	246-839-010	AMD-P	91-16-101	246-839-535	RECOD	91-07-049
246-836-060	AMD-P	91-22-028	246-839-010	AMD	92-02-023	246-839-535	AMD-P	91-19-019
246-836-060	AMD	92-02-018	246-839-020	RECOD	91-07-049	246-839-535	AMD	91-23-077
246-836-070	AMD-P	91-22-028	246-839-020	AMD-P	91-19-019	246-839-540	RECOD	91-07-049
246-836-070	AMD	92-02-018	246-839-020	AMD	91-23-077	246-839-540	AMD-P	91-19-019
246-836-080	AMD-P	91-22-028	246-839-030	RECOD	91-07-049	246-839-540	AMD	91-23-077
246-836-080	AMD	92-02-018	246-839-030	AMD-P	91-19-019	246-839-545	RECOD	91-07-049
246-836-090	AMD-P	91-22-028	246-839-030	AMD	91-23-077	246-839-545	AMD-P	91-19-019
246-836-090	AMD	92-02-018	246-839-040	RECOD	91-07-049	246-839-545	AMD	91-23-077
246-836-100	AMD-P	91-22-028	246-839-050	RECOD	91-07-049	246-839-550	RECOD	91-07-049
246-836-100	AMD	92-02-018	246-839-060	RECOD	91-07-049	246-839-555	RECOD	91-07-049
246-836-110	AMD-P	91-22-028	246-839-060	AMD-P	91-19-019	246-839-560	RECOD	91-07-049
246-836-110	AMD	92-02-018	246-839-060	AMD	91-23-077	246-839-565	RECOD	91-07-049
246-836-120	AMD-P	91-22-028	246-839-070	RECOD	91-07-049	246-839-565	AMD-P	91-19-019
246-836-120	AMD	92-02-018	246-839-080	RECOD	91-07-049	246-839-565	AMD	91-23-077
246-836-130	AMD-P	91-22-028	246-839-080	AMD-P	91-19-019	246-839-570	RECOD	91-07-049
246-836-130	AMD	92-02-018	246-839-080	AMD	91-23-077	246-839-575	RECOD	91-07-049
246-836-140	AMD-P	91-22-028	246-839-090	RECOD	91-07-049	246-839-700	RECOD	91-07-049
246-836-140	AMD	92-02-018	246-839-090	AMD-P	91-19-019	246-839-700	AMD-P	91-19-019
246-836-150	AMD-P	91-22-028	246-839-090	AMD	91-23-077	246-839-700	AMD	91-23-077
246-836-150	AMD	92-02-018	246-839-100	RECOD	91-07-049	246-839-710	RECOD	91-07-049
246-836-160	AMD-P	91-22-028	246-839-100	AMD-P	91-19-019	246-839-710	AMD-P	91-19-019
246-836-160	AMD	92-02-018	246-839-100	AMD	91-23-077	246-839-710	AMD	91-23-077
246-836-170	AMD-P	91-22-028	246-839-105	NEW-E	91-10-007	246-839-720	RECOD	91-07-049
246-836-170	AMD	92-02-018	246-839-105	NEW-P	91-15-004	246-839-730	RECOD	91-07-049
246-836-180	AMD-P	91-22-028	246-839-105	NEW	91-19-102	246-839-730	AMD-P	91-19-019
246-836-180	AMD	92-02-018	246-839-110	RECOD	91-07-049	246-839-730	AMD	91-23-077
246-836-200	AMD-P	91-22-028	246-839-110	AMD-P	91-19-019	246-839-740	RECOD	91-07-049
246-836-200	AMD	92-02-018	246-839-110	AMD	91-23-077	246-839-740	AMD-P	91-19-019
246-836-320	REP-P	91-22-028	246-839-120	RECOD	91-07-049	246-839-740	AMD	91-23-077
246-836-320	REP	92-02-018	246-839-120	AMD-P	91-19-019	246-839-750	RECOD	91-07-049
246-836-400	AMD-P	91-22-028	246-839-120	AMD	91-23-077	246-839-760	RECOD	91-07-049
246-836-400	AMD	92-02-018	246-839-130	RECOD	91-07-049	246-839-760	AMD-P	91-19-019
246-836-410	AMD-P	91-22-028	246-839-300	RECOD	91-07-049	246-839-760	AMD	91-23-077
246-836-410	AMD	92-02-018	246-839-310	RECOD	91-07-049	246-839-770	RECOD	91-07-049
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246-838-010	AMD-P	91-19-037	246-839-310	AMD	91-23-077	246-839-800	RECOD	91-07-049
246-838-010	AMD	92-02-046	246-839-320	RECOD	91-07-049	246-839-810	RECOD	91-07-049
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246-838-026	NEW	91-13-023	246-839-320	AMD	91-23-077	246-839-820	AMD-P	91-20-171
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246-838-030	AMD	92-02-046	246-839-330	AMD-P	91-19-019	246-839-830	RECOD	91-07-049
246-838-040	AMD-P	91-09-014	246-839-330	AMD	91-23-077	246-839-830	AMD-P	91-19-019
246-838-040	AMD	91-13-023	246-839-340	RECOD	91-07-049	246-839-830	AMD	91-23-077
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246-839-850	AMD	91-23-077	246-843-040	AMD	91-24-050	246-843-225	RECOD	91-06-060
246-839-860	NEW	91-07-067	246-843-050	RECOD	91-06-060	246-843-230	RECOD	91-06-060
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246-839-890	AMD-P	91-19-019	246-843-060	AMD	91-24-050	246-843-240	RECOD	91-06-060
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246-841-410	RECOD	91-07-049	246-843-090	AMD-P	91-19-020	246-843-250	AMD	91-24-050
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246-841-420	RECOD	91-07-049	246-843-095	RECOD	91-06-060	246-843-320	AMD-C	91-20-119
246-841-430	RECOD	91-07-049	246-843-095	AMD-P	91-19-020	246-843-320	AMD	91-24-050
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246-841-440	AMD-P	91-19-019	246-843-100	AMD-P	91-19-020	246-843-330	AMD	91-24-050
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246-842-170	RECOD	91-07-049	246-843-170	RECOD	91-06-060	246-847-140	RECOD	91-05-027
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246-851-060	RECOD	91-06-025	246-853-240	AMD-P	91-14-088	246-857-170	RECOD-P	91-14-033
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246-851-100	RECOD	91-06-025	246-853-270	NEW	91-10-043	246-857-200	RECOD-P	91-14-033
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246-851-210	RECOD	91-06-025	246-853-990	AMD-P	91-16-104	246-857-290	RECOD	91-18-057
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246-851-220	RECOD	91-06-025	246-854-020	AMD	91-20-120	246-857-310	RECOD-P	91-14-033
246-851-220	RECOD	91-06-025	246-854-030	AMD-P	91-14-088	246-857-310	RECOD	91-18-057
246-851-230	RECOD	91-06-025	246-854-030	AMD-P	91-14-088	246-857-320	RECOD-P	91-14-033
246-851-230	AMD-P	91-19-101	246-854-030	AMD	91-20-120	246-857-320	RECOD	91-18-057
246-851-230	AMD	91-22-061	246-854-050	AMD-P	91-14-088	246-857-330	RECOD-P	91-14-033
246-851-240	RECOD	91-06-025	246-854-050	AMD	91-20-120	246-857-330	RECOD	91-18-057
246-851-250	RECOD	91-06-025	246-854-060	AMD-P	91-14-088	246-857-330	RECOD	91-18-057
246-851-260	RECOD	91-06-025	246-854-060	AMD	91-20-120	246-857-340	RECOD-P	91-14-033
246-851-260	AMD-P	91-19-101	246-854-070	REP-P	91-14-088	246-857-340	RECOD	91-18-057
246-851-260	AMD	91-22-061	246-854-070	REP	91-20-120	246-858	RECOD-W	91-06-037
246-851-270	RECOD	91-06-025	246-854-100	AMD-P	91-14-088	246-858-020	RECOD-P	91-14-033
246-851-280	RECOD	91-06-025	246-855-030	AMD-P	91-14-088	246-858-020	RECOD	91-18-057
246-851-290	RECOD	91-06-025	246-855-030	AMD	91-20-120	246-858-030	RECOD-P	91-14-033
246-851-300	RECOD	91-06-025	246-855-100	AMD-P	91-14-088	246-858-030	RECOD	91-18-057
246-851-310	RECOD	91-06-025	246-855-100	AMD	91-20-120	246-858-040	RECOD-P	91-14-033
246-851-320	RECOD	91-06-025	246-855-110	AMD-P	91-14-088	246-858-040	RECOD	91-18-057
246-851-330	RECOD	91-06-025	246-855-110	AMD	91-20-120	246-858-050	RECOD-P	91-14-033
246-851-340	RECOD	91-06-025	246-855-120	REP-P	91-14-088	246-858-050	RECOD	91-18-057
246-851-350	RECOD	91-06-025	246-855-120	REP	91-20-120	246-858-060	RECOD-P	91-14-033
246-851-360	RECOD	91-06-025	246-857	RECOD-W	91-06-037	246-858-060	RECOD	91-18-057
246-851-370	RECOD	91-06-025	246-857-020	RECOD-P	91-14-033	246-858-070	RECOD-P	91-14-033
246-851-380	RECOD	91-06-025	246-857-020	RECOD	91-18-057	246-858-070	RECOD	91-18-057
246-851-390	RECOD	91-06-025	246-857-030	RECOD-P	91-14-033	246-858-080	RECOD-P	91-14-033
246-851-400	RECOD	91-06-025	246-857-030	RECOD	91-18-057	246-858-080	RECOD	91-18-057
246-851-400	AMD-P	91-19-101	246-857-040	RECOD-P	91-14-033	246-861	RECOD-W	91-06-037
246-851-400	AMD	91-22-061	246-857-040	RECOD	91-18-057	246-861-020	RECOD-P	91-14-033
246-851-410	RECOD	91-06-025	246-857-050	RECOD-P	91-14-033	246-861-020	RECOD	91-18-057
246-851-420	RECOD	91-06-025	246-857-050	RECOD	91-18-057	246-861-030	RECOD-P	91-14-033
246-851-430	RECOD	91-06-025	246-857-060	RECOD-P	91-14-033	246-861-030	RECOD	91-18-057
246-851-430	AMD-P	91-19-101	246-857-060	RECOD	91-18-057	246-861-040	RECOD-P	91-14-033
246-851-430	AMD	91-22-061	246-857-070	RECOD-P	91-14-033	246-861-040	RECOD	91-18-057
246-851-990	RECOD	91-06-028	246-857-070	RECOD	91-18-057	246-861-050	RECOD-P	91-14-033
246-851-990	AMD-P	91-08-078	246-857-080	RECOD-P	91-14-033	246-861-050	RECOD	91-18-057
246-851-990	AMD	91-13-002	246-857-080	RECOD	91-18-057	246-861-060	RECOD-P	91-14-033
246-851-990	AMD-P	92-01-071	246-857-090	RECOD-P	91-14-033	246-861-060	RECOD	91-18-057
246-853-020	AMD	91-10-043	246-857-090	RECOD	91-18-057	246-861-070	RECOD-P	91-14-033
246-853-040	AMD-P	91-14-088	246-857-100	RECOD-P	91-14-033	246-861-070	RECOD	91-18-057
246-853-040	AMD	91-20-120	246-857-100	RECOD	91-18-057	246-861-080	RECOD-P	91-14-033
246-853-100	AMD-P	91-14-088	246-857-110	RECOD-P	91-14-033	246-861-080	RECOD	91-18-057
246-853-100	AMD	91-20-120	246-857-110	RECOD	91-18-057	246-861-090	RECOD-P	91-14-033
246-853-130	AMD-P	91-14-088	246-857-120	RECOD-P	91-14-033	246-861-090	RECOD	91-18-057
246-853-130	AMD	91-20-120	246-857-120	RECOD	91-18-057	246-861-100	RECOD-P	91-14-033

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246-886-080	RECOD 91-18-057	246-893-090	RECOD-P 91-14-033	246-899-020	RECOD-P 91-14-033
246-886-090	RECOD-P 91-14-033	246-893-090	RECOD 91-18-057	246-899-020	RECOD 91-18-057
246-886-090	RECOD 91-18-057	246-893-100	RECOD-P 91-14-033	246-899-030	RECOD-P 91-14-033
246-886-100	RECOD-P 91-14-033	246-893-100	RECOD 91-18-057	246-899-030	RECOD 91-18-057
246-886-100	RECOD 91-18-057	246-893-110	RECOD-P 91-14-033	246-899-040	RECOD-P 91-14-033
246-887	RECOD-W 91-06-037	246-893-110	RECOD 91-18-057	246-899-040	RECOD 91-18-057
246-887-020	RECOD-P 91-14-033	246-893-120	RECOD-P 91-14-033	246-899-050	RECOD-P 91-14-033
246-887-020	RECOD 91-18-057	246-893-120	RECOD 91-18-057	246-899-050	RECOD 91-18-057
246-887-030	RECOD-P 91-14-033	246-893-130	RECOD-P 91-14-033	246-901	RECOD-W 91-06-037
246-887-030	RECOD 91-18-057	246-893-130	RECOD 91-18-057	246-901-020	RECOD-P 91-14-033
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246-887-070	RECOD 91-18-057	246-895-020	RECOD-P 91-14-033	246-901-060	RECOD-P 91-14-033
246-887-080	RECOD-P 91-14-033	246-895-020	RECOD 91-18-057	246-901-060	RECOD 91-18-057
246-887-080	RECOD 91-18-057	246-895-030	RECOD-P 91-14-033	246-901-070	RECOD-P 91-14-033
246-887-090	RECOD-P 91-14-033	246-895-030	RECOD 91-18-057	246-901-070	RECOD 91-18-057
246-887-090	RECOD 91-18-057	246-895-040	RECOD-P 91-14-033	246-901-080	RECOD-P 91-14-033
246-887-100	RECOD-P 91-14-033	246-895-040	RECOD 91-18-057	246-901-080	RECOD 91-18-057
246-887-100	RECOD 91-18-057	246-895-050	RECOD-P 91-14-033	246-901-090	RECOD-P 91-14-033
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246-887-110	RECOD 91-18-057	246-895-060	RECOD-P 91-14-033	246-901-100	RECOD-P 91-14-033
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246-887-120	RECOD 91-18-057	246-895-070	RECOD-P 91-14-033	246-901-110	RECOD-P 91-14-033
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246-887-130	RECOD 91-18-057	246-895-080	RECOD-P 91-14-033	246-901-120	RECOD-P 91-14-033
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246-887-140	RECOD 91-18-057	246-895-090	RECOD-P 91-14-033	246-901-130	RECOD-P 91-14-033
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246-887-150	RECOD 91-18-057	246-895-100	RECOD-P 91-14-033	246-903	RECOD-W 91-06-037
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246-887-170	RECOD-P 91-14-033	246-895-110	RECOD 91-18-057	246-903-010	RECOD-P 91-14-033
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246-887-200	RECOD-P 91-14-033	246-895-140	RECOD 91-18-057	246-903-040	RECOD-P 91-14-033
246-887-200	RECOD 91-18-057	246-895-150	RECOD-P 91-14-033	246-903-040	RECOD 91-18-057
246-889	RECOD-W 91-06-037	246-895-150	RECOD 91-18-057	246-905	RECOD-W 91-06-037
246-889-020	RECOD-P 91-14-033	246-895-160	RECOD-P 91-14-033	246-905-020	RECOD-P 91-14-033
246-889-020	RECOD 91-18-057	246-895-160	RECOD 91-18-057	246-905-020	RECOD 91-18-057
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246-889-030	RECOD 91-18-057	246-895-170	RECOD 91-18-057	246-905-030	RECOD 91-18-057
246-889-040	RECOD-P 91-14-033	246-897	RECOD-W 91-06-037	246-905-040	RECOD-P 91-14-033
246-889-040	RECOD 91-18-057	246-897-020	RECOD-P 91-14-033	246-905-040	RECOD 91-18-057
246-891	RECOD-W 91-06-037	246-897-020	RECOD 91-18-057	246-905-050	RECOD-P 91-14-033
246-891-010	RECOD-P 91-14-033	246-897-030	RECOD-P 91-14-033	246-905-050	RECOD 91-18-057
246-891-010	RECOD 91-18-057	246-897-030	RECOD 91-18-057	246-907	RECOD-W 91-06-037
246-891-020	RECOD-P 91-14-033	246-897-040	RECOD-P 91-14-033	246-907-020	RECOD-P 91-15-003
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246-891-030	RECOD-P 91-14-033	246-897-050	RECOD-P 91-14-033	246-907-030	RECOD-P 91-15-003
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246-893-020	RECOD-P 91-14-033	246-897-130	RECOD 91-18-057	246-915-015	AMD-P 91-20-164
246-893-020	RECOD 91-18-057	246-897-140	RECOD-P 91-14-033	246-915-030	AMD 91-05-094
246-893-030	RECOD-P 91-14-033	246-897-140	RECOD 91-18-057	246-915-030	AMD-E 91-09-033
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246-893-050	RECOD-P 91-14-033	246-897-160	RECOD 91-18-057	246-915-040	AMD 91-05-094
246-893-050	RECOD 91-18-057	246-897-170	RECOD-P 91-14-033	246-915-050	AMD 91-05-094
246-893-060	RECOD-P 91-14-033	246-897-170	RECOD 91-18-057	246-915-080	AMD 91-05-094
246-893-060	RECOD 91-18-057	246-897-180	RECOD-P 91-14-033	246-915-085	NEW-P 91-20-164
246-893-070	RECOD-P 91-14-033	246-897-180	RECOD 91-18-057	246-915-110	AMD 91-05-094
246-893-070	RECOD 91-18-057	246-897-190	RECOD-P 91-14-033	246-915-120	AMD-P 91-20-164
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246-915-150	AMD	91-05-094	246-918-130	RECOD	91-06-030	246-922-150	AMD	91-10-041
246-915-150	AMD-P	91-20-164	246-918-140	RECOD	91-06-030	246-922-160	RECOD	91-03-095
246-915-160	AMD	91-05-094	246-918-150	RECOD	91-06-030	246-922-160	AMD	91-10-041
246-915-170	AMD	91-05-094	246-918-160	RECOD	91-06-030	246-922-170	RECOD	91-03-095
246-915-180	AMD	91-05-094	246-918-170	RECOD	91-06-030	246-922-170	AMD	91-10-041
246-915-180	AMD-P	91-20-164	246-918-180	RECOD	91-06-030	246-922-180	RECOD	91-03-095
246-915-185	NEW-P	91-20-164	246-918-190	RECOD	91-06-030	246-922-180	AMD	91-10-041
246-915-200	AMD-P	91-20-164	246-918-200	RECOD	91-06-030	246-922-190	RECOD	91-03-095
246-915-210	AMD	91-05-094	246-918-210	RECOD	91-06-030	246-922-190	AMD	91-10-041
246-915-300	NEW-E	91-09-033	246-918-220	RECOD	91-06-030	246-922-200	RECOD	91-03-095
246-915-300	NEW-P	91-09-063	246-918-230	RECOD	91-06-030	246-922-200	AMD	91-10-041
246-915-300	NEW	91-14-006	246-918-240	RECOD	91-06-030	246-922-210	RECOD	91-03-095
246-915-310	NEW-E	91-09-033	246-918-250	RECOD	91-06-030	246-922-210	AMD	91-10-041
246-915-310	NEW-P	91-09-063	246-918-260	RECOD	91-06-030	246-922-220	RECOD	91-03-095
246-915-310	NEW	91-14-006	246-918-270	RECOD	91-06-030	246-922-220	AMD	91-10-041
246-915-320	NEW-E	91-09-033	246-918-280	RECOD	91-06-030	246-922-230	RECOD	91-03-095
246-915-320	NEW-P	91-09-063	246-918-290	RECOD	91-06-030	246-922-230	AMD	91-10-041
246-915-320	NEW	91-14-006	246-918-300	RECOD	91-06-030	246-922-240	RECOD	91-03-095
246-915-330	NEW-E	91-09-033	246-918-310	RECOD	91-06-030	246-922-240	AMD	91-10-041
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246-915-330	NEW	91-14-006	246-918-330	RECOD	91-06-030	246-922-250	AMD	91-10-041
246-915-990	AMD-P	91-08-078	246-918-340	RECOD	91-06-030	246-922-260	RECOD	91-03-095
246-915-990	AMD	91-13-002	246-918-350	RECOD	91-06-030	246-922-260	AMD	91-10-041
246-917-020	RECOD	91-06-030	246-918-360	RECOD	91-06-030	246-922-270	RECOD	91-03-095
246-917-020	AMD-P	91-15-111	246-918-370	RECOD	91-06-030	246-922-270	AMD	91-10-041
246-917-020	AMD	91-20-170	246-918-990	NEW	91-06-027	246-922-280	NEW-P	91-05-089
246-917-025	NEW-P	91-15-111	246-920-730	AMD-P	91-10-040	246-922-280	NEW	91-10-041
246-917-025	NEW	91-20-170	246-920-730	AMD-E	91-10-042	246-922-290	NEW-P	91-05-089
246-917-026	NEW-P	91-19-100	246-920-730	AMD	91-17-015	246-922-290	NEW	91-10-041
246-917-026	NEW	91-24-051	246-920-820	REP-P	91-16-033	246-922-295	NEW-P	91-05-089
246-917-030	RECOD	91-06-030	246-920-820	REP	91-20-168	246-922-295	NEW	91-10-041
246-917-040	RECOD	91-06-030	246-920-830	REP-P	91-16-033	246-922-300	NEW-P	91-05-089
246-917-050	RECOD	91-06-030	246-920-830	REP	91-20-168	246-922-300	NEW	91-10-041
246-917-060	RECOD	91-06-030	246-920-840	REP-P	91-16-033	246-922-310	NEW-P	91-05-089
246-917-070	RECOD	91-06-030	246-920-840	REP	91-20-168	246-922-310	NEW	91-10-041
246-917-070	AMD-P	91-15-111	246-920-850	REP-P	91-16-033	246-922-320	NEW-P	91-05-089
246-917-070	AMD	91-20-170	246-920-850	REP	91-20-168	246-922-320	NEW	91-10-041
246-917-080	RECOD	91-06-030	246-920-860	REP-P	91-16-033	246-922-990	RECOD	91-05-029
246-917-090	RECOD	91-06-030	246-920-860	REP	91-20-168	246-922-990	AMD-P	91-08-078
246-917-100	RECOD	91-06-030	246-920-870	REP-P	91-16-033	246-922-990	AMD	91-13-002
246-917-110	RECOD	91-06-030	246-920-870	REP	91-20-168	246-924-001	RECOD	91-04-020
246-917-120	RECOD	91-06-030	246-920-880	REP-P	91-16-033	246-924-010	RECOD	91-04-020
246-917-121	NEW-E	91-13-094	246-920-880	REP	91-20-168	246-924-020	RECOD	91-04-020
246-917-121	NEW-P	91-15-111	246-922-001	RECOD	91-03-095	246-924-030	RECOD	91-04-020
246-917-121	NEW	91-20-170	246-922-001	AMD	91-10-041	246-924-040	RECOD	91-04-020
246-917-125	NEW-P	92-01-049	246-922-010	RECOD	91-03-095	246-924-050	RECOD	91-04-020
246-917-126	NEW-P	92-01-049	246-922-010	AMD	91-10-041	246-924-060	RECOD	91-04-020
246-917-130	RECOD	91-06-030	246-922-020	RECOD	91-03-095	246-924-070	RECOD	91-04-020
246-917-130	AMD-P	91-15-111	246-922-030	RECOD	91-03-095	246-924-080	RECOD	91-04-020
246-917-130	AMD	91-20-170	246-922-030	AMD	91-10-041	246-924-090	RECOD	91-04-020
246-917-140	RECOD	91-06-030	246-922-040	RECOD	91-03-095	246-924-100	RECOD	91-04-020
246-917-150	RECOD	91-06-030	246-922-040	AMD	91-10-041	246-924-110	RECOD	91-04-020
246-917-160	RECOD	91-06-030	246-922-045	NEW-P	91-05-089	246-924-120	RECOD	91-04-020
246-917-170	RECOD	91-06-030	246-922-045	NEW	91-10-041	246-924-130	RECOD	91-04-020
246-917-180	RECOD	91-06-030	246-922-050	RECOD	91-03-095	246-924-140	RECOD	91-04-020
246-917-190	RECOD	91-06-030	246-922-050	AMD	91-10-041	246-924-150	RECOD	91-04-020
246-917-200	RECOD	91-06-030	246-922-055	NEW-P	91-05-089	246-924-160	RECOD	91-04-020
246-917-210	NEW-P	91-13-092	246-922-055	NEW	91-10-041	246-924-170	RECOD	91-04-020
246-917-210	NEW	91-18-036	246-922-060	RECOD	91-03-095	246-924-180	NEW	91-04-021
246-917-990	NEW	91-06-027	246-922-060	AMD	91-10-041	246-924-190	NEW	91-04-021
246-917-990	AMD-P	92-01-072	246-922-070	RECOD	91-03-095	246-924-200	RECOD	91-04-020
246-918-020	RECOD	91-06-030	246-922-070	AMD	91-10-041	246-924-210	RECOD	91-04-020
246-918-030	RECOD	91-06-030	246-922-080	RECOD	91-03-095	246-924-220	NEW	91-04-021
246-918-030	AMD	91-08-007	246-922-080	AMD	91-10-041	246-924-230	RECOD	91-04-020
246-918-035	NEW-P	91-04-055	246-922-090	RECOD	91-03-095	246-924-240	RECOD	91-04-020
246-918-035	NEW	91-08-007	246-922-090	AMD	91-10-041	246-924-250	RECOD	91-04-020
246-918-040	RECOD	91-06-030	246-922-100	RECOD	91-03-095	246-924-260	RECOD	91-04-020
246-918-050	RECOD	91-06-030	246-922-100	AMD	91-10-041	246-924-270	RECOD	91-04-020
246-918-060	RECOD	91-06-030	246-922-110	RECOD	91-03-095	246-924-280	RECOD	91-04-020
246-918-070	RECOD	91-06-030	246-922-110	AMD	91-10-041	246-924-290	RECOD	91-04-020
246-918-070	AMD-P	91-15-111	246-922-120	RECOD	91-03-095	246-924-300	NEW	91-04-021
246-918-070	AMD	91-20-170	246-922-120	AMD	91-10-041	246-924-310	NEW	91-04-021
246-918-080	RECOD	91-06-030	246-922-130	RECOD	91-03-095	246-924-320	NEW	91-04-021
246-918-090	RECOD	91-06-030	246-922-130	AMD	91-10-041	246-924-330	NEW	91-04-021
246-918-100	RECOD	91-06-030	246-922-140	RECOD	91-03-095	246-924-340	NEW	91-04-021

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246-924-360	RECOD	91-04-020	246-930-060	NEW	91-11-063	246-933-340	AMD-P	91-19-021
246-924-370	RECOD	91-04-020	246-930-070	NEW-P	91-06-091	246-933-340	AMD	91-24-098
246-924-380	RECOD	91-04-020	246-930-070	NEW	91-11-063	246-933-420	AMD-P	91-19-021
246-924-390	RECOD	91-04-020	246-930-075	NEW-E	91-11-062	246-933-420	AMD	91-24-098
246-924-400	RECOD	91-04-020	246-930-075	NEW-P	91-16-106	246-933-430	AMD-P	91-19-021
246-924-410	RECOD	91-04-020	246-930-075	NEW	91-21-035	246-933-430	AMD	91-24-098
246-924-420	RECOD	91-04-020	246-930-200	NEW-P	91-06-091	246-933-440	AMD-P	91-19-021
246-924-430	RECOD	91-04-020	246-930-200	NEW	91-11-063	246-933-440	AMD	91-24-098
246-924-440	RECOD	91-04-020	246-930-210	NEW-P	91-06-091	246-933-450	AMD-P	91-19-021
246-924-450	RECOD	91-04-020	246-930-210	NEW	91-11-063	246-933-450	AMD	91-24-098
246-924-460	RECOD	91-04-020	246-930-220	NEW-P	91-06-091	246-933-470	AMD-P	91-19-021
246-924-470	RECOD	91-04-020	246-930-220	NEW	91-11-063	246-933-470	AMD	91-24-098
246-924-480	RECOD	91-04-020	246-930-300	NEW-P	91-06-091	246-933-480	AMD-P	91-19-021
246-924-990	RECOD	91-05-028	246-930-300	NEW	91-11-063	246-933-480	AMD	91-24-098
246-924-990	AMD-P	91-08-078	246-930-301	NEW-E	91-19-022	246-933-620	AMD-P	91-19-021
246-924-990	AMD	91-13-002	246-930-301	NEW-P	91-19-036	246-933-620	AMD	91-24-098
246-926-020	AMD-P	91-21-114	246-930-301	NEW	91-23-076	246-933-630	AMD-P	91-19-021
246-926-020	AMD-E	91-21-119	246-930-310	NEW-E	91-19-022	246-933-630	AMD	91-24-098
246-926-030	AMD-P	91-21-114	246-930-310	NEW-P	91-19-036	246-935-010	AMD-P	91-19-021
246-926-030	AMD-E	91-21-119	246-930-310	NEW	91-23-076	246-935-010	AMD	91-24-098
246-926-040	AMD-P	91-21-114	246-930-320	NEW-E	91-19-022	246-935-020	AMD-P	91-19-021
246-926-040	AMD-E	91-21-119	246-930-320	NEW-P	91-19-036	246-935-020	AMD-W	91-20-118
246-926-060	AMD-P	91-21-114	246-930-320	NEW	91-23-076	246-935-020	AMD-P	91-21-116
246-926-060	AMD-E	91-21-119	246-930-330	NEW-E	91-19-022	246-935-020	AMD	92-02-057
246-926-070	AMD-P	91-21-114	246-930-330	NEW-P	91-19-036	246-935-030	AMD-P	91-19-021
246-926-070	AMD-E	91-21-119	246-930-330	NEW	91-23-076	246-935-030	AMD	91-24-098
246-926-080	AMD-P	91-21-114	246-930-340	NEW-E	91-19-022	246-935-040	AMD-P	91-19-021
246-926-080	AMD-E	91-21-119	246-930-340	NEW-P	91-19-036	246-935-040	AMD-P	91-21-116
246-926-090	AMD-P	91-21-114	246-930-340	NEW	91-23-076	246-935-040	AMD	91-24-098
246-926-090	AMD-E	91-21-119	246-930-400	NEW-P	91-06-091	246-935-040	AMD	92-02-057
246-926-110	AMD-P	91-21-114	246-930-400	NEW	91-11-063	246-935-060	AMD-P	91-19-021
246-926-110	AMD-E	91-21-119	246-930-499	NEW-P	91-06-091	246-935-060	REP-P	91-21-116
246-926-120	AMD-P	91-21-114	246-930-499	NEW	91-11-063	246-935-060	AMD	91-24-098
246-926-120	AMD-E	91-21-119	246-930-990	NEW-P	91-06-091	246-935-060	REP-W	92-02-056
246-926-130	AMD-P	91-21-114	246-930-990	NEW	91-11-063	246-935-061	NEW-P	91-21-116
246-926-130	AMD-E	91-21-119	246-933-010	AMD-P	91-19-021	246-935-061	NEW-W	92-02-056
246-926-150	AMD-P	91-21-114	246-933-010	AMD	91-24-098	246-935-070	AMD-P	91-19-021
246-926-150	AMD-E	91-21-119	246-933-020	AMD-P	91-19-021	246-935-070	AMD	91-24-098
246-926-160	AMD-P	91-21-114	246-933-020	AMD	91-24-098	246-935-080	AMD-P	91-19-021
246-926-160	AMD-E	91-21-119	246-933-030	AMD-P	91-19-021	246-935-080	AMD	91-24-098
246-926-170	AMD-P	91-21-114	246-933-030	AMD	91-24-098	246-935-090	AMD-P	91-19-021
246-926-170	AMD-E	91-21-119	246-933-050	AMD-P	91-19-021	246-935-090	AMD	91-24-098
246-926-190	AMD-P	91-21-114	246-933-050	AMD	91-24-098	246-935-100	AMD-P	91-19-021
246-926-190	AMD-E	91-21-119	246-933-070	AMD-P	91-19-021	246-935-100	AMD	91-24-098
246-926-200	AMD-P	91-21-114	246-933-070	AMD	91-24-098	246-935-110	AMD-P	91-19-021
246-926-200	AMD-E	91-21-119	246-933-080	AMD-P	91-19-021	246-935-110	AMD	91-24-098
246-926-990	AMD-P	91-21-114	246-933-080	AMD	91-24-098	246-935-120	AMD-P	91-19-021
246-926-990	AMD-E	91-21-119	246-933-090	AMD-P	91-19-021	246-935-120	AMD	91-24-098
246-928-030	AMD-P	91-22-028	246-933-090	AMD	91-24-098	246-935-130	AMD-P	91-19-021
246-928-030	AMD	92-02-018	246-933-100	AMD-P	91-19-021	246-935-130	AMD	91-24-098
246-928-070	REP-P	91-22-028	246-933-100	AMD	91-24-098	246-935-140	AMD-P	91-19-021
246-928-070	REP	92-02-018	246-933-140	AMD-P	91-19-021	246-935-140	AMD	91-24-098
246-928-100	REP-P	91-22-028	246-933-140	AMD	91-24-098	246-975-160	AMD	91-06-026
246-928-100	REP	92-02-018	246-933-150	AMD-P	91-19-021	246-975-180	AMD	91-06-026
246-928-110	AMD-P	91-22-028	246-933-150	AMD	91-24-098	246-975-200	AMD	91-06-026
246-928-110	AMD	92-02-018	246-933-170	AMD-P	91-21-113	246-975-210	AMD	91-06-026
246-928-180	AMD-P	91-22-028	246-933-170	AMD-W	92-02-056	246-975-220	AMD	91-06-026
246-928-180	AMD	92-02-018	246-933-240	AMD-P	91-19-021	246-975-240	AMD	91-06-026
246-928-190	AMD-P	91-22-028	246-933-240	AMD	91-24-098	246-975-250	AMD	91-06-026
246-928-190	AMD	92-02-018	246-933-250	AMD-P	91-19-021	248-14-071	NEW-P	91-15-061
246-928-220	AMD-P	91-22-028	246-933-250	AMD-W	91-20-118	248-14-071	NEW-E	91-15-064
246-928-220	AMD	92-02-018	246-933-250	AMD-P	91-21-113	248-14-071	NEW	91-19-025
246-928-990	AMD-P	91-22-028	246-933-260	AMD-P	91-19-021	248-106-030	NEW-W	91-11-024
246-928-990	AMD	92-02-018	246-933-260	AMD	91-24-098	250-20-021	AMD-P	91-24-005
246-930-010	NEW-P	91-06-091	246-933-270	AMD-P	91-19-021	250-25	NEW-C	91-23-005
246-930-010	NEW	91-11-063	246-933-270	AMD	91-24-098	250-25-010	NEW-P	91-20-141
246-930-010	AMD-P	91-19-036	246-933-280	AMD-P	91-19-021	250-25-020	NEW-P	91-20-141
246-930-010	AMD	91-23-076	246-933-280	AMD-W	91-20-118	250-25-030	NEW-P	91-20-141
246-930-020	NEW-P	91-06-091	246-933-280	AMD-P	91-21-113	250-25-040	NEW-P	91-20-141
246-930-020	NEW	91-11-063	246-933-300	NEW-P	91-21-113	250-25-045	NEW-P	91-20-141
246-930-030	NEW-P	91-06-091	246-933-305	NEW-P	91-21-113	250-25-050	NEW-P	91-20-141
246-930-030	NEW	91-11-063	246-933-310	AMD-P	91-19-021	250-25-060	NEW-P	91-20-141
246-930-040	NEW-P	91-06-091	246-933-310	AMD	91-24-098	250-25-070	NEW-P	91-20-141
246-930-040	NEW	91-11-063	246-933-320	AMD-P	91-19-021	250-25-080	NEW-P	91-20-141
246-930-050	NEW-P	91-06-091	246-933-320	AMD	91-24-098	250-25-090	NEW-P	91-20-141
246-930-050	NEW	91-11-063	246-933-330	AMD-P	91-19-021	250-44-050	AMD-E	91-04-045

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250-44-110	AMD-E	91-04-045	250-78-050	NEW	91-20-020	251-18-180	AMD-C	92-01-028
250-44-110	AMD	91-14-009	250-78-060	NEW-E	91-15-073	251-18-180	AMD-W	92-01-081
250-44-130	AMD-E	91-04-045	250-78-060	NEW-P	91-16-088	251-18-180	AMD-P	92-02-025
250-44-130	AMD	91-14-009	250-78-060	NEW	91-20-020	251-19-120	AMD-C	91-05-055
250-67	REP-C	91-23-005	251-01-010	REP-P	91-20-140	251-19-120	AMD-C	91-05-060
250-67-010	REP-P	91-20-141	251-01-010	REP-C	92-01-028	251-19-120	AMD	91-10-002
250-67-020	REP-P	91-20-141	251-01-010	REP-W	92-01-081	251-19-155	NEW-C	91-05-054
250-67-030	REP-P	91-20-141	251-01-010	REP-P	92-02-025	251-19-155	NEW-C	91-05-059
250-67-040	REP-P	91-20-141	251-01-075	AMD-P	92-02-060	251-19-155	NEW	91-10-001
250-67-050	REP-P	91-20-141	251-01-120	AMD-P	92-02-060	251-19-156	NEW-C	91-05-054
250-67-060	REP-P	91-20-141	251-01-145	AMD-P	92-02-060	251-19-156	NEW-C	91-05-059
250-68	REP-C	91-23-005	251-01-147	NEW-P	92-02-060	251-19-156	NEW	91-10-001
250-68-001	REP-P	91-20-141	251-01-150	AMD-P	92-02-060	251-19-157	NEW-C	91-05-054
250-68-010	REP-P	91-20-141	251-01-155	REP-P	91-20-140	251-19-157	NEW-C	91-05-059
250-68-020	REP-P	91-20-141	251-01-155	REP-C	92-01-028	251-19-157	NEW	91-10-001
250-68-030	REP-P	91-20-141	251-01-155	REP-W	92-01-081	251-19-158	NEW-C	91-05-054
250-68-035	REP-P	91-20-141	251-01-155	REP-P	92-02-025	251-19-158	NEW-C	91-05-059
250-68-040	REP-P	91-20-141	251-01-210	AMD-P	92-02-060	251-19-158	NEW	91-10-001
250-68-050	REP-P	91-20-141	251-01-255	AMD-P	92-02-064	251-19-160	AMD-C	91-05-055
250-68-060	REP-P	91-20-141	251-01-320	REP-P	91-20-140	251-19-160	AMD-C	91-05-060
250-68-070	REP-P	91-20-141	251-01-320	REP-C	92-01-028	251-19-160	AMD	91-10-002
250-75	REP-C	91-23-005	251-01-320	REP-W	92-01-081	251-22-112	AMD-P	91-10-060
250-75-010	REP-P	91-20-141	251-01-320	REP-P	92-02-025	251-22-112	AMD	91-13-012
250-75-020	REP-P	91-20-141	251-01-350	AMD-P	92-02-060	251-22-170	AMD-E	91-13-013
250-75-030	REP-P	91-20-141	251-01-385	REP-P	92-02-060	251-22-170	AMD-P	91-13-095
250-75-040	REP-P	91-20-141	251-01-390	AMD-P	92-02-060	251-22-170	AMD	91-16-054
250-75-050	REP-P	91-20-141	251-01-395	AMD-P	91-21-129	251-22-215	NEW-P	91-10-059
250-75-060	REP-P	91-20-141	251-01-395	AMD-C	92-01-028	251-22-215	NEW	91-13-011
250-75-070	REP-P	91-20-141	251-01-395	AMD-W	92-01-081	251-22-215	REP-P	92-02-060
250-75-080	REP-P	91-20-141	251-01-395	AMD-P	92-02-024	251-22-250	AMD-P	91-10-060
250-76	NEW-C	91-03-087	251-01-395	AMD-P	92-02-065	251-22-250	AMD	91-13-012
250-76	NEW-C	91-24-029	251-01-410	AMD-P	92-02-060	251-24-030	AMD-C	91-05-054
250-76-010	NEW-W	91-11-073	251-01-255	AMD-P	92-02-064	251-24-030	AMD-C	91-05-059
250-76-010	NEW-P	91-22-097	251-04-160	NEW-P	91-10-059	251-24-030	AMD	91-10-001
250-76-020	NEW-W	91-11-073	251-04-160	NEW	91-13-011	260-20-080	REP-P	91-08-073
250-76-020	NEW-P	91-22-097	251-08-090	AMD-P	91-13-096	260-20-080	REP	91-17-074
250-76-030	NEW-W	91-11-073	251-08-090	AMD-E	91-15-032	260-32-190	AMD-P	91-08-073
250-76-030	NEW-P	91-22-097	251-08-090	AMD	91-16-054	260-32-190	AMD	91-15-036
250-76-040	NEW-W	91-11-073	251-08-112	AMD-E	91-05-052	260-36-030	AMD-P	91-19-056
250-76-040	NEW-P	91-22-097	251-08-112	AMD-P	91-06-077	260-36-030	AMD-C	91-21-103
250-76-050	NEW-W	91-11-073	251-08-112	AMD	91-10-003	260-36-030	AMD	91-24-085
250-76-050	NEW-P	91-22-097	251-08-112	AMD-P	91-10-061	260-36-190	NEW	91-03-033
250-76-060	NEW-W	91-11-073	251-08-112	AMD	91-13-011	260-36-200	NEW	91-03-033
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250-77-015	NEW	91-12-005	251-09-025	AMD-P	91-20-140	260-75-010	NEW	91-15-036
250-77-020	NEW-P	91-09-061	251-09-025	AMD-C	92-01-028	263-12-005	AMD-P	91-09-028
250-77-020	NEW	91-12-005	251-09-025	AMD-W	92-01-081	263-12-005	AMD	91-13-038
250-77-025	NEW-P	91-09-061	251-09-025	AMD-P	92-02-025	263-12-007	AMD-P	91-09-062
250-77-025	NEW	91-12-005	251-09-030	AMD-P	91-20-140	263-12-007	AMD	91-13-038
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250-77-040	NEW	91-12-005	251-10-080	AMD	92-01-031	263-12-01501	NEW	91-13-038
250-77-045	NEW-P	91-09-061	251-12-072	AMD-P	92-02-062	263-12-016	AMD-P	91-09-062
250-77-045	NEW	91-12-005	251-12-085	AMD-C	91-05-055	263-12-016	AMD	91-13-038
250-77-050	NEW-P	91-09-061	251-12-085	AMD-C	91-05-060	263-12-017	AMD-P	91-09-062
250-77-050	NEW	91-12-005	251-12-085	AMD	91-10-002	263-12-017	AMD	91-13-038
250-78-010	NEW-E	91-15-073	251-12-085	AMD-P	91-10-060	263-12-020	AMD-P	91-09-062
250-78-010	NEW-P	91-16-088	251-17-010	AMD-P	92-02-063	263-12-020	AMD	91-13-038
250-78-010	NEW	91-20-020	251-17-040	AMD-P	92-02-063	263-12-045	AMD-P	91-09-062
250-78-020	NEW-E	91-15-073	251-17-060	AMD-P	92-02-063	263-12-045	AMD	91-13-038
250-78-020	NEW-P	91-16-088	251-17-070	AMD-P	92-02-063	263-12-050	AMD-P	91-09-062
250-78-020	NEW	91-20-020	251-17-090	AMD-P	92-02-063	263-12-050	AMD	91-13-038
250-78-030	NEW-E	91-15-073	251-17-110	AMD-P	92-02-063	263-12-051	NEW-P	91-09-062
250-78-030	NEW-P	91-16-088	251-17-120	AMD-P	92-02-063	263-12-051	NEW	91-13-038
250-78-030	NEW	91-20-020	251-17-160	AMD-P	92-02-063	263-12-053	AMD-P	91-09-062
250-78-040	NEW-E	91-15-073	251-17-165	NEW-P	92-02-063	263-12-053	AMD	91-13-038
250-78-040	NEW-P	91-16-088	251-17-170	AMD-P	92-02-063	263-12-056	AMD-P	91-09-062
250-78-040	NEW	91-20-020	251-17-190	AMD-P	92-02-063	263-12-056	AMD	91-13-038
250-78-050	NEW-E	91-15-073	251-17-200	AMD-P	92-02-063	263-12-057	NEW-P	91-09-062

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
263-12-057	NEW	91-13-038	275-26-022	AMD	91-17-005	275-36	REP-C	91-15-013
263-12-058	NEW-P	91-09-062	275-26-025	AMD-P	91-10-035	275-36-010	REP-P	91-10-035
263-12-058	NEW	91-13-038	275-26-025	AMD	91-17-005	275-36-010	REP	91-17-005
263-12-060	AMD-P	91-09-062	275-26-030	REP-P	91-10-035	275-36-020	REP-P	91-10-035
263-12-060	AMD	91-13-038	275-26-030	REP	91-17-005	275-36-020	REP	91-17-005
263-12-065	AMD-P	91-09-062	275-26-032	REP-P	91-10-035	275-36-030	REP-P	91-10-035
263-12-065	AMD	91-13-038	275-26-032	REP	91-17-005	275-36-030	REP	91-17-005
263-12-070	AMD-P	91-09-062	275-26-050	AMD-P	91-10-035	275-36-040	REP-P	91-10-035
263-12-070	AMD	91-13-038	275-26-050	AMD	91-17-005	275-36-040	REP	91-17-005
263-12-075	AMD-P	91-09-062	275-26-055	AMD-P	91-10-035	275-36-050	REP-P	91-10-035
263-12-075	AMD	91-13-038	275-26-055	AMD	91-17-005	275-36-050	REP	91-17-005
263-12-080	AMD-P	91-09-062	275-26-060	AMD-P	91-10-035	275-36-061	REP-P	91-10-035
263-12-080	AMD	91-13-038	275-26-060	AMD	91-17-005	275-36-061	REP	91-17-005
263-12-090	AMD-P	91-09-062	275-26-065	AMD-P	91-10-035	275-36-065	REP-P	91-10-035
263-12-090	AMD	91-13-038	275-26-065	AMD	91-17-005	275-36-065	REP	91-17-005
263-12-091	NEW-P	91-09-062	275-26-070	AMD-P	91-10-035	275-36-071	REP-P	91-10-035
263-12-091	NEW	91-13-038	275-26-070	AMD	91-17-005	275-36-071	REP	91-17-005
263-12-093	AMD-P	91-09-062	275-26-071	NEW-P	91-10-035	275-36-081	REP-P	91-10-035
263-12-093	AMD	91-13-038	275-26-071	NEW	91-17-005	275-36-081	REP	91-17-005
263-12-095	AMD-P	91-09-062	275-26-072	NEW-P	91-10-035	275-36-091	REP-P	91-10-035
263-12-095	AMD	91-13-038	275-26-072	NEW	91-17-005	275-36-091	REP	91-17-005
263-12-115	AMD-P	91-09-062	275-26-073	NEW-P	91-10-035	275-36-101	REP-P	91-10-035
263-12-115	AMD	91-13-038	275-26-073	REP	91-17-005	275-36-101	REP	91-17-005
263-12-125	AMD-P	91-09-062	275-26-075	AMD-P	91-10-035	275-36-110	REP-P	91-10-035
263-12-125	AMD	91-13-038	275-26-075	AMD	91-17-005	275-36-110	REP	91-17-005
263-12-145	AMD-P	91-09-062	275-26-080	REP-P	91-10-035	275-36-120	REP-P	91-10-035
263-12-145	AMD	91-13-038	275-26-080	REP	91-17-005	275-36-120	REP	91-17-005
263-12-150	AMD-P	91-09-062	275-26-085	REP-P	91-10-035	275-36-130	REP-P	91-10-035
263-12-150	AMD	91-13-038	275-26-085	REP	91-17-005	275-36-130	REP	91-17-005
263-12-160	AMD-P	91-09-062	275-26-087	NEW-P	91-10-035	275-36-140	REP-P	91-10-035
263-12-160	AMD	91-13-038	275-26-087	NEW	91-17-005	275-36-140	REP	91-17-005
263-12-165	AMD-P	91-09-062	275-26-090	REP-P	91-10-035	275-36-150	REP-P	91-10-035
263-12-165	AMD	91-13-038	275-26-090	REP	91-17-005	275-36-150	REP	91-17-005
263-12-170	AMD-P	91-09-062	275-26-095	AMD-P	91-10-035	275-36-153	REP-P	91-10-035
263-12-170	AMD	91-13-038	275-26-095	AMD	91-17-005	275-36-153	REP	91-17-005
263-12-171	NEW-P	91-09-062	275-26-100	NEW-P	91-10-035	275-36-160	REP-P	91-10-035
263-12-171	NEW	91-13-038	275-26-100	NEW	91-17-005	275-36-160	REP	91-17-005
263-12-195	NEW-P	91-09-062	275-26-107	NEW-P	91-10-035	275-36-170	REP-P	91-10-035
263-12-195	NEW	91-13-038	275-26-107	NEW	91-17-005	275-36-170	REP	91-17-005
275-16-030	AMD-P	91-04-034	275-26-110	NEW-P	91-10-035	275-36-180	REP-P	91-10-035
275-16-030	AMD-E	91-04-037	275-26-110	NEW	91-17-005	275-36-180	REP	91-17-005
275-16-030	AMD	91-08-014	275-26-115	NEW-P	91-10-035	275-36-190	REP-P	91-10-035
275-16-030	AMD-P	91-14-065	275-26-115	NEW	91-17-005	275-36-190	REP	91-17-005
275-16-030	AMD-E	91-14-069	275-26-500	REP-P	91-10-035	275-36-200	REP-P	91-10-035
275-16-030	AMD	91-17-064	275-26-500	REP	91-17-005	275-36-200	REP	91-17-005
275-16-030	AMD-P	91-18-048	275-26-520	REP-P	91-10-035	275-36-211	REP-P	91-10-035
275-16-030	AMD-E	91-18-051	275-26-520	REP	91-17-005	275-36-211	REP	91-17-005
275-16-030	AMD	91-21-122	275-26-530	REP-P	91-10-035	275-36-260	REP-P	91-10-035
275-25	AMD-C	91-15-013	275-26-530	REP	91-17-005	275-36-260	REP	91-17-005
275-25-010	AMD-P	91-10-035	275-26-540	REP-P	91-10-035	275-36-270	REP-P	91-10-035
275-25-010	AMD	91-17-005	275-26-540	REP	91-17-005	275-36-270	REP	91-17-005
275-25-015	NEW-P	91-10-035	275-26-550	REP-P	91-10-035	275-36-275	REP-P	91-10-035
275-25-015	NEW	91-17-005	275-26-550	REP	91-17-005	275-36-275	REP	91-17-005
275-25-030	AMD-P	91-10-035	275-26-560	REP-P	91-10-035	275-36-280	REP-P	91-10-035
275-25-030	AMD	91-17-005	275-26-560	REP	91-17-005	275-36-280	REP	91-17-005
275-25-520	AMD-P	91-10-035	275-26-570	REP-P	91-10-035	275-36-285	REP-P	91-10-035
275-25-520	AMD	91-17-005	275-26-570	REP	91-17-005	275-36-285	REP	91-17-005
275-25-530	AMD-P	91-10-035	275-27	AMD-C	91-15-013	275-36-290	REP-P	91-10-035
275-25-530	AMD	91-17-005	275-27-020	AMD-P	91-10-035	275-36-290	REP	91-17-005
275-25-530	AMD	91-17-025	275-27-020	AMD	91-17-005	275-36-295	REP-P	91-10-035
275-26	AMD-C	91-15-013	275-27-023	NEW-P	91-10-035	275-36-295	REP	91-17-005
275-26	AMD	91-17-005	275-27-023	NEW	91-17-005	275-36-300	REP-P	91-10-035
275-26-005	AMD-P	91-10-035	275-27-026	AMD-P	91-24-094	275-36-300	REP	91-17-005
275-26-005	AMD	91-17-005	275-27-060	AMD-P	91-10-035	275-36-305	REP-P	91-10-035
275-26-010	AMD-P	91-10-035	275-27-060	AMD	91-17-005	275-36-305	REP	91-17-005
275-26-010	AMD	91-17-005	275-27-230	AMD-P	91-10-035	275-36-310	REP-P	91-10-035
275-26-012	REP-P	91-10-035	275-27-230	AMD	91-17-005	275-36-310	REP	91-17-005
275-26-012	REP	91-17-005	275-27-300	REP-P	91-10-035	275-38	AMD-C	91-15-013
275-26-015	REP-P	91-10-035	275-27-300	REP	91-17-005	275-38	AMD	91-17-005
275-26-015	REP	91-17-005	275-27-310	REP-P	91-10-035	275-38-001	AMD-P	91-10-035
275-26-019	NEW-P	91-10-035	275-27-310	REP	91-17-005	275-38-001	AMD	91-17-005
275-26-019	NEW	91-17-005	275-27-320	REP-P	91-10-035	275-38-003	NEW-P	91-10-035
275-26-020	AMD-P	91-10-035	275-27-320	REP	91-17-005	275-38-003	NEW	91-17-005
275-26-020	AMD	91-17-005	275-27-500	AMD-P	91-10-035	275-38-005	AMD-P	91-10-035
275-26-021	NEW-P	91-10-035	275-27-500	AMD	91-17-005	275-38-005	AMD	91-17-005
275-26-021	NEW	91-17-005	275-27-820	AMD-P	91-10-035	275-38-007	REP-P	91-10-035
275-26-022	AMD-P	91-10-035	275-27-820	AMD	91-17-005	275-38-007	REP	91-17-005

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275-38-027	NEW-P	91-10-035	284-02-020	AMD-P	91-14-064	284-66-340	AMD-P	92-01-045
275-38-027	NEW-W	91-24-079	284-02-020	AMD	91-17-013	284-66-350	AMD-P	92-01-045
275-38-040	REP-P	91-10-035	284-02-030	AMD-P	91-14-064	284-66-400	AMD-P	92-01-045
275-38-040	REP	91-17-005	284-02-030	AMD	91-17-013	284-91	AMD-C	91-16-012
275-38-045	AMD-P	91-10-035	284-02-070	AMD-P	91-14-064	284-91-025	AMD-P	91-13-076
275-38-045	AMD	91-17-005	284-02-070	AMD	91-17-013	284-91-025	AMD	91-16-052
275-38-050	AMD-P	91-10-035	284-12-090	NEW-P	91-19-051	284-91-050	NEW-P	91-13-076
275-38-050	AMD	91-17-005	284-12-090	NEW	91-23-032	284-91-050	NEW	91-16-052
275-38-055	AMD-P	91-10-035	284-12-095	NEW	91-23-032	284-95-010	NEW-P	91-19-092
275-38-055	AMD	91-17-005	284-12-111	NEW-P	91-19-051	284-95-010	NEW-C	91-22-062
275-38-060	AMD-P	91-10-035	284-14-010	REP-P	91-04-057	284-95-010	NEW	91-23-064
275-38-060	AMD	91-17-005	284-14-010	REP-W	91-17-050	284-95-020	NEW-P	91-19-092
275-38-065	AMD-P	91-10-035	284-15-080	NEW-P	91-19-051	284-95-020	NEW-C	91-22-062
275-38-065	AMD	91-17-005	284-15-080	NEW	91-23-032	284-95-020	NEW	91-23-064
275-38-075	AMD-P	91-10-035	284-17-515	AMD-P	91-09-048	284-95-030	NEW-P	91-19-092
275-38-075	AMD	91-17-005	284-17-515	AMD	91-12-032	284-95-030	NEW-C	91-22-062
275-38-090	NEW-P	91-10-035	284-17-551	AMD-P	91-09-049	284-95-030	NEW	91-23-064
275-38-090	NEW	91-17-005	284-17-551	AMD	91-12-033	284-95-040	NEW-P	91-19-092
275-41	NEW-C	91-15-013	284-17-552	AMD-P	91-09-049	284-95-040	NEW-C	91-22-062
275-41-005	NEW-P	91-10-035	284-17-552	AMD	91-12-033	284-95-040	NEW	91-23-064
275-41-005	NEW	91-17-005	284-17-553	AMD-P	91-09-049	284-95-050	NEW-P	91-19-092
275-41-010	NEW-P	91-10-035	284-17-553	AMD	91-12-033	284-95-050	NEW-C	91-22-062
275-41-010	NEW	91-17-005	284-17-554	AMD-P	91-09-049	284-95-050	NEW	91-23-064
275-41-015	NEW-P	91-10-035	284-17-554	AMD	91-12-033	284-95-060	NEW-P	91-19-092
275-41-015	NEW	91-17-005	284-17-555	AMD-P	91-09-049	284-95-060	NEW-C	91-22-062
275-41-020	NEW-P	91-10-035	284-17-555	AMD	91-12-033	284-95-060	NEW	91-23-064
275-41-020	NEW	91-17-005	284-23-570	NEW-P	91-19-050	284-95-070	NEW-P	91-19-092
275-41-025	NEW-P	91-10-035	284-23-570	NEW	91-22-012	284-95-070	NEW-C	91-22-062
275-41-025	NEW	91-17-005	284-30-600	AMD	91-03-073	284-95-070	NEW	91-23-064
275-54-160	AMD-P	91-13-103	284-30-610	NEW	91-03-073	284-95-080	NEW-P	91-19-092
275-54-160	AMD	91-16-060	284-44-400	REP-P	91-04-057	284-95-080	NEW-C	91-22-062
275-54-190	AMD-P	91-13-103	284-44-400	REP	91-07-053	284-95-080	NEW	91-23-064
275-54-190	AMD	91-16-060	284-46-010	REP-P	91-04-057	286-27-010	NEW-P	91-13-025
275-54-200	AMD-P	91-13-103	284-46-010	REP	91-07-053	286-27-010	NEW	91-17-010
275-54-200	AMD	91-16-060	284-51-050	AMD-P	91-15-110	286-27-020	NEW-P	91-13-025
275-54-290	AMD-P	91-16-013	284-51-050	AMD	91-18-026	286-27-020	NEW	91-17-010
275-54-290	AMD-E	91-16-025	284-66-010	AMD-P	92-01-045	286-27-030	NEW-P	91-13-025
275-54-290	AMD-C	91-20-048	284-66-020	AMD-P	92-01-045	286-27-030	NEW	91-17-010
275-54-290	AMD	91-21-025	284-66-030	AMD-P	92-01-045	286-27-040	NEW-P	91-13-025
275-55-115	AMD-P	91-16-057	284-66-040	AMD-P	92-01-045	286-27-040	NEW	91-17-010
275-55-115	AMD-E	91-16-067	284-66-050	AMD-P	92-01-045	286-27-050	NEW-P	91-13-025
275-55-115	AMD-C	91-20-047	284-66-060	AMD-P	92-01-045	286-27-050	NEW	91-17-010
275-55-115	AMD-C	91-21-024	284-66-063	NEW-P	92-01-045	286-27-060	NEW-P	91-13-025
275-55-115	AMD	91-22-044	284-66-066	NEW-P	92-01-045	286-27-060	NEW	91-17-010
275-55-241	AMD-P	91-16-013	284-66-070	REP-P	92-01-045	286-27-070	NEW-P	91-13-025
275-55-241	AMD-E	91-16-025	284-66-073	NEW-P	92-01-045	286-27-070	NEW	91-17-010
275-55-241	AMD-C	91-20-048	284-66-077	NEW-P	92-01-045	286-27-080	NEW-P	91-13-025
275-55-241	AMD	91-21-025	284-66-080	AMD-P	92-01-045	286-27-080	NEW	91-17-010
275-55-261	AMD-P	91-13-102	284-66-090	REP-P	92-01-045	292-10-010	NEW	91-04-060
275-55-261	AMD	91-16-061	284-66-092	NEW-P	92-01-045	292-10-020	NEW	91-04-060
275-55-281	AMD-P	91-13-102	284-66-100	REP-P	92-01-045	292-10-030	NEW	91-04-060
275-55-281	AMD	91-16-061	284-66-110	AMD-P	92-01-045	292-10-040	NEW	91-04-060
275-55-291	AMD-P	91-13-102	284-66-120	AMD-P	92-01-045	292-10-050	NEW	91-04-060
275-55-291	AMD	91-16-061	284-66-130	AMD-P	92-01-045	292-10-060	NEW	91-04-060
275-59-041	AMD-P	91-20-089	284-66-140	REP-P	92-01-045	292-10-070	NEW	91-04-060
275-59-041	AMD	91-24-045	284-66-142	NEW-P	92-01-045	296-14-015	NEW-P	91-22-092
275-59-071	AMD-P	91-16-057	284-66-150	REP-P	92-01-045	296-17-310	AMD-P	91-07-061
275-59-071	AMD-E	91-16-067	284-66-160	AMD-P	92-01-045	296-17-310	AMD	91-12-014
275-59-071	AMD-C	91-20-047	284-66-170	AMD-P	92-01-045	296-17-320	AMD-P	91-07-061
275-59-071	AMD-C	91-21-024	284-66-180	REP-P	92-01-045	296-17-320	AMD	91-12-014
275-59-071	AMD	91-22-044	284-66-190	REP-P	92-01-045	296-17-320	AMD-P	91-18-076
275-156-005	NEW-P	91-17-086	284-66-200	AMD-P	92-01-045	296-17-320	AMD	91-24-057
275-156-005	NEW	91-21-027	284-66-203	NEW-P	92-01-045	296-17-349	REP-P	91-18-076
275-156-010	NEW-P	91-17-086	284-66-210	AMD-P	92-01-045	296-17-349	REP	91-24-057
275-156-010	NEW	91-21-027	284-66-220	AMD-P	92-01-045	296-17-351	REP-P	91-15-108
275-156-015	NEW-P	91-17-086	284-66-230	REP-P	92-01-045	296-17-351	REP-E	91-15-109
275-156-015	NEW	91-21-027	284-66-232	NEW-P	92-01-045	296-17-351	REP	91-20-078
275-156-020	NEW-P	91-17-086	284-66-240	AMD-P	92-01-045	296-17-35101	REP-P	91-15-108
275-156-020	NEW	91-21-027	284-66-243	NEW-P	92-01-045	296-17-35101	REP-E	91-15-109
275-156-025	NEW-P	91-17-086	284-66-250	AMD-P	92-01-045	296-17-35101	REP	91-20-078
275-156-025	NEW	91-21-027	284-66-260	AMD-P	92-01-045	296-17-420	AMD-P	91-07-061
275-156-030	NEW-P	91-17-086	284-66-270	AMD-P	92-01-045	296-17-420	AMD	91-12-014
275-156-030	NEW	91-21-027	284-66-300	AMD-P	92-01-045	296-17-440	AMD-P	91-07-061
275-156-035	NEW-P	91-17-086	284-66-310	AMD-P	92-01-045	296-17-440	AMD	91-12-014
275-156-035	NEW	91-21-027	284-66-320	AMD-P	92-01-045	296-17-512	AMD-P	91-07-061
275-156-040	NEW-P	91-17-086	284-66-323	NEW-P	92-01-045	296-17-512	AMD	91-12-014
275-156-040	NEW	91-21-027	284-66-330	AMD-P	92-01-045	296-17-544	AMD-P	91-07-061

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296-17-567	AMD-P	91-07-061	296-21-027	AMD	91-07-008	296-22-245	AMD	91-07-008
296-17-567	AMD	91-12-014	296-21-040	AMD-P	91-12-060	296-22-250	AMD	91-07-008
296-17-57001	AMD-P	91-07-061	296-21-040	AMD	91-17-038	296-22-255	AMD	91-07-008
296-17-57001	AMD	91-12-014	296-21-047	AMD	91-07-008	296-22-260	AMD	91-07-008
296-17-579	AMD-P	91-07-061	296-21-050	AMD	91-07-008	296-22-265	AMD	91-07-008
296-17-579	AMD	91-12-014	296-21-0501	AMD	91-07-008	296-22-270	AMD	91-07-008
296-17-592	REP-P	91-07-061	296-21-066	AMD	91-07-008	296-22-275	AMD	91-07-008
296-17-592	REP	91-12-014	296-21-075	AMD	91-07-008	296-22-280	AMD	91-07-008
296-17-59202	AMD-P	91-07-061	296-21-086	AMD	91-07-008	296-22-285	AMD	91-07-008
296-17-59202	AMD	91-12-014	296-21-095	AMD-P	91-12-060	296-22-290	AMD	91-07-008
296-17-59203	NEW-P	91-07-061	296-21-095	AMD	91-17-038	296-22-295	AMD	91-07-008
296-17-59203	NEW	91-12-014	296-22-010	AMD-P	91-12-060	296-22-300	AMD	91-07-008
296-17-59204	NEW-P	91-07-061	296-22-010	AMD-W	91-14-098	296-22-305	AMD	91-07-008
296-17-59204	NEW	91-12-014	296-22-010	AMD	91-17-038	296-22-307	AMD	91-07-008
296-17-603	REP-P	91-07-061	296-22-020	AMD	91-07-008	296-22-310	AMD	91-07-008
296-17-603	REP	91-12-014	296-22-021	AMD	91-07-008	296-22-315	AMD	91-07-008
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296-17-669	AMD	91-12-014	296-22-052	AMD	91-07-008	296-22-425	AMD	91-07-008
296-17-709	AMD-P	91-07-061	296-22-053	AMD-W	91-02-114	296-22-427	AMD	91-07-008
296-17-709	AMD	91-12-014	296-22-053	AMD	91-07-008	296-22-430	AMD	91-07-008
296-17-71301	NEW-P	91-07-061	296-22-061	AMD	91-07-008	296-22-435	AMD	91-07-008
296-17-71301	NEW	91-12-014	296-22-063	AMD	91-07-008	296-22-440	AMD	91-07-008
296-17-722	AMD-P	91-07-061	296-22-067	AMD	91-07-008	296-22-445	AMD	91-07-008
296-17-722	AMD	91-12-014	296-22-071	AMD	91-07-008	296-22-450	AMD	91-07-008
296-17-753	AMD-P	91-07-061	296-22-073	AMD	91-07-008	296-22-455	AMD	91-07-008
296-17-753	AMD	91-12-014	296-22-079	AMD	91-07-008	296-22-465	AMD	91-07-008
296-17-855	AMD-P	91-20-158	296-22-082	AMD-W	91-02-114	296-22-470	AMD	91-07-008
296-17-855	AMD	91-24-053	296-22-082	AMD	91-07-008	296-22-475	AMD	91-07-008
296-17-86501	REP-P	91-20-158	296-22-087	AMD	91-07-008	296-23-01006	AMD-P	91-12-060
296-17-86501	REP	91-24-053	296-22-091	AMD	91-07-008	296-23-01006	AMD-W	91-14-098
296-17-875	AMD-P	91-20-158	296-22-095	AMD	91-07-008	296-23-01006	AMD	91-17-038
296-17-875	AMD	91-24-053	296-22-097	AMD	91-07-008	296-23-015	AMD	91-07-008
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296-20-091	AMD-P	91-24-090	296-22-195	AMD	91-07-008	296-23-20102	AMD	91-17-038
296-20-1103	AMD-P	91-03-114	296-22-200	AMD	91-07-008	296-23-204	AMD	91-07-008
296-20-1103	AMD	91-12-010	296-22-205	AMD-W	91-02-114	296-23-208	AMD	91-07-008
296-20-200	AMD	91-07-008	296-22-205	AMD	91-07-008	296-23-212	AMD	91-07-008
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296-21-011	AMD-W	91-14-098	296-22-215	AMD	91-07-008	296-23-221	AMD	91-07-008
296-21-011	AMD	91-17-038	296-22-220	AMD	91-07-008	296-23-224	AMD	91-07-008
296-21-013	AMD-W	91-02-114	296-22-225	AMD	91-07-008	296-23-228	AMD	91-07-008
296-21-013	AMD	91-07-008	296-22-230	AMD	91-07-008	296-23-231	AMD	91-07-008

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296-23-725	AMD-P	91-12-060	296-24-20700	AMD-P	91-17-068	296-24-68503	AMD	91-24-017
296-23-725	AMD	91-17-038	296-24-20700	AMD-C	91-20-069	296-24-68505	AMD-P	91-17-068
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296-23A-205	AMD-W	91-14-098	296-24-23007	AMD	91-24-017	296-24-69001	AMD-C	91-20-069
296-23A-205	AMD	91-17-038	296-24-23023	AMD	91-03-044	296-24-69001	AMD	91-24-017
296-23A-240	AMD	91-07-008	296-24-23027	AMD	91-03-044	296-24-75009	AMD	91-03-044
296-23A-242	AMD	91-07-008	296-24-233	AMD-C	91-03-043	296-24-75011	AMD	91-03-044
296-23A-244	AMD	91-07-008	296-24-233	AMD-W	91-09-004	296-24-76555	AMD	91-03-044
296-23A-246	AMD	91-07-008	296-24-23303	NEW-C	91-03-043	296-24-79507	AMD-P	91-17-068
296-23A-248	AMD	91-07-008	296-24-23303	NEW-W	91-09-004	296-24-79507	AMD-C	91-20-069
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296-23A-252	AMD	91-07-008	296-24-23513	AMD-C	91-20-069	296-24-87011	AMD-P	91-17-068
296-23A-254	AMD	91-07-008	296-24-23513	AMD	91-24-017	296-24-87011	AMD-C	91-20-069
296-23A-256	AMD	91-07-008	296-24-23533	NEW	91-03-044	296-24-87011	AMD	91-24-017
296-23A-258	AMD	91-07-008	296-24-24019	AMD-P	91-17-068	296-24-87035	NEW	91-03-044
296-23A-260	AMD	91-07-008	296-24-24019	AMD-C	91-20-069	296-24-88503	AMD-P	91-17-068
296-23A-262	AMD	91-07-008	296-24-24019	AMD	91-24-017	296-24-88503	AMD-C	91-20-069
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296-23A-266	AMD	91-07-008	296-24-24519	AMD-C	91-20-069	296-24-90003	AMD-P	91-17-068
296-23A-268	AMD	91-07-008	296-24-24519	AMD	91-24-017	296-24-90003	AMD-C	91-20-069
296-23A-325	AMD	91-07-008	296-24-31503	AMD-P	91-17-068	296-24-90003	AMD	91-24-017
296-23A-330	AMD	91-07-008	296-24-31503	AMD-C	91-20-069	296-24-90005	AMD-P	91-17-068
296-23A-335	AMD	91-07-008	296-24-31503	AMD	91-24-017	296-24-90005	AMD-C	91-20-069
296-23A-340	AMD-W	91-02-114	296-24-31505	AMD-P	91-17-068	296-24-90005	AMD	91-24-017
296-23A-340	AMD	91-07-008	296-24-31505	AMD-C	91-20-069	296-24-95601	AMD-P	91-17-068
296-23A-345	AMD	91-07-008	296-24-31505	AMD	91-24-017	296-24-95601	AMD-C	91-20-069
296-23A-350	AMD	91-07-008	296-24-32003	AMD-P	91-17-068	296-24-95601	AMD	91-24-017
296-23A-355	AMD	91-07-008	296-24-32003	AMD-C	91-20-069	296-24-95603	AMD-P	91-17-068
296-23A-360	AMD	91-07-008	296-24-32003	AMD	91-24-017	296-24-95603	AMD-C	91-20-069
296-23A-425	AMD-P	91-12-060	296-24-33009	AMD-P	91-17-068	296-24-95603	AMD	91-24-017
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296-24-010	AMD	91-24-017	296-24-33011	AMD-C	91-20-069	296-24-95611	AMD	91-03-044
296-24-020	AMD	91-03-044	296-24-33011	AMD	91-24-017	296-24-95617	AMD-P	91-17-068
296-24-020	AMD-P	91-17-068	296-24-33013	AMD-P	91-17-068	296-24-95617	AMD-C	91-20-069
296-24-020	AMD-C	91-20-069	296-24-33013	AMD-C	91-20-069	296-24-95617	AMD	91-24-017
296-24-020	AMD	91-24-017	296-24-33013	AMD	91-24-017	296-24-960	AMD-P	91-17-068
296-24-065	AMD	91-03-044	296-24-33015	AMD-P	91-17-068	296-24-960	AMD-C	91-20-069
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296-24-11001	AMD-P	91-04-077	296-24-33015	AMD	91-24-017	296-24-965	NEW-P	91-17-068
296-24-11001	AMD	91-11-070	296-24-33017	AMD-P	91-17-068	296-24-965	NEW-C	91-20-069
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296-24-11005	AMD	91-11-070	296-24-37005	AMD-C	91-20-069	296-24-970	NEW	91-24-017
296-24-11007	AMD-P	91-04-077	296-24-37005	AMD	91-24-017	296-24-975	NEW-P	91-17-068
296-24-11007	AMD	91-11-070	296-24-37019	AMD-P	91-17-068	296-24-975	NEW-C	91-20-069
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296-24-11011	AMD-P	91-04-077	296-24-37023	AMD-P	91-17-068	296-24-980	NEW-C	91-20-069
296-24-11011	AMD	91-11-070	296-24-37023	AMD-C	91-20-069	296-24-980	NEW	91-24-017
296-24-11013	AMD-P	91-04-077	296-24-37023	AMD	91-24-017	296-24-985	NEW-P	91-17-068
296-24-11013	AMD	91-11-070	296-24-40509	AMD-P	91-17-068	296-24-985	NEW-C	91-20-069
296-24-11015	AMD-P	91-04-077	296-24-40509	AMD-C	91-20-069	296-24-985	NEW	91-24-017
296-24-11015	AMD	91-11-070	296-24-40509	AMD	91-24-017	296-27-020	AMD-P	91-17-068
296-24-11017	AMD-P	91-04-077	296-24-450	AMD	91-03-044	296-27-020	AMD-C	91-20-069
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296-24-119	AMD	91-11-070	296-24-47509	AMD	91-24-017	296-27-16001	AMD-C	91-20-069
296-24-12002	AMD-P	91-04-077	296-24-51009	AMD-P	91-17-068	296-27-16001	AMD	91-24-017
296-24-12002	AMD	91-11-070	296-24-51009	AMD-C	91-20-069	296-27-16007	AMD-P	91-17-068
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296-24-15003	AMD	91-03-044	296-24-65501	AMD-C	91-20-069	296-30-190	NEW-W	91-04-027
296-24-165	AMD-P	91-17-068	296-24-65501	AMD	91-24-017	296-45-65026	AMD-P	91-17-068
296-24-165	AMD-C	91-20-069	296-24-67509	AMD-P	91-17-068	296-45-65026	AMD-C	91-20-069
296-24-165	AMD	91-24-017	296-24-67509	AMD-C	91-20-069	296-45-65026	AMD	91-24-017
296-24-16531	AMD	91-03-044	296-24-67509	AMD	91-24-017	296-52-417	AMD	91-03-044
296-24-19003	AMD-P	91-17-068	296-24-68203	AMD	91-03-044	296-52-465	AMD	91-03-044
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296-56-60001	AMD-C	91-20-069	296-62-3040	AMD	91-24-017	296-81-275	AMD-P	91-10-091
296-56-60001	AMD	91-24-017	296-62-3050	AMD-P	91-04-077	296-81-275	AMD-W	91-22-019
296-56-60073	AMD-P	91-04-077	296-62-3050	AMD	91-11-070	296-81-280	NEW-P	91-10-091
296-56-60073	AMD	91-11-070	296-62-3090	AMD-P	91-04-077	296-81-280	NEW-W	91-22-019
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296-56-60237	AMD-C	91-20-069	296-62-3140	AMD	91-24-017	296-81-370	AMD-W	91-22-019
296-56-60237	AMD	91-24-017	296-62-3160	AMD-P	91-17-068	296-95-101	NEW-P	91-10-091
296-62-07105	AMD-P	91-17-068	296-62-3160	AMD-C	91-20-069	296-95-101	NEW-W	91-22-019
296-62-07105	AMD-C	91-20-069	296-62-3160	AMD	91-24-017	296-95-110	NEW-P	91-10-091
296-62-07105	AMD	91-24-017	296-63-011	AMD-P	91-17-068	296-95-110	NEW-W	91-22-019
296-62-07113	AMD-P	91-17-068	296-63-011	AMD-C	91-20-069	296-95-111	NEW-P	91-10-091
296-62-07113	AMD-C	91-20-069	296-63-011	AMD	91-24-017	296-95-111	NEW-W	91-22-019
296-62-07113	AMD	91-24-017	296-78-515	AMD-P	91-17-068	296-95-113	NEW-P	91-10-091
296-62-07314	AMD	91-03-044	296-78-515	AMD-C	91-20-069	296-95-113	NEW-W	91-22-019
296-62-07329	AMD	91-03-044	296-78-515	AMD	91-24-017	296-95-115	NEW-P	91-10-091
296-62-07344	AMD-P	91-17-068	296-78-730	AMD-P	91-17-068	296-95-115	NEW-W	91-22-019
296-62-07344	AMD-C	91-20-069	296-78-730	AMD-C	91-20-069	296-95-116	NEW-P	91-10-091
296-62-07344	AMD	91-24-017	296-78-730	AMD	91-24-017	296-95-116	NEW-W	91-22-019
296-62-07355	AMD-P	91-17-068	296-79-090	AMD-P	91-17-068	296-95-120	NEW-P	91-10-091
296-62-07355	AMD-C	91-20-069	296-79-090	AMD-C	91-20-069	296-95-120	NEW-W	91-22-019
296-62-07355	AMD	91-24-017	296-79-090	AMD	91-24-017	296-95-121	NEW-P	91-10-091
296-62-07385	AMD-P	91-17-068	296-79-250	AMD-P	91-17-068	296-95-121	NEW-W	91-22-019
296-62-07385	AMD-C	91-20-069	296-79-250	AMD-C	91-20-069	296-95-122	NEW-P	91-10-091
296-62-07385	AMD	91-24-017	296-79-250	AMD	91-24-017	296-95-122	NEW-W	91-22-019
296-62-07515	AMD-P	91-04-077	296-79-300	AMD-P	91-17-068	296-95-123	NEW-P	91-10-091
296-62-07515	AMD	91-11-070	296-79-300	AMD-C	91-20-069	296-95-123	NEW-W	91-22-019
296-62-07521	AMD-P	91-17-068	296-79-300	AMD	91-24-017	296-95-124	NEW-P	91-10-091
296-62-07521	AMD-C	91-20-069	296-81-008	AMD-P	91-10-091	296-95-124	NEW-W	91-22-019
296-62-07521	AMD	91-24-017	296-81-008	AMD-W	91-22-019	296-95-125	NEW-P	91-10-091
296-62-07540	AMD-P	91-04-077	296-81-010	REP-P	91-10-091	296-95-125	NEW-W	91-22-019
296-62-07540	AMD	91-11-070	296-81-010	REP-W	91-22-019	296-95-126	NEW-P	91-10-091
296-62-07544	AMD-P	91-04-077	296-81-020	REP-P	91-10-091	296-95-126	NEW-W	91-22-019
296-62-07544	AMD	91-11-070	296-81-020	REP-W	91-22-019	296-95-130	NEW-P	91-10-091
296-62-07715	AMD	91-03-044	296-81-030	REP-P	91-10-091	296-95-130	NEW-W	91-22-019
296-62-07719	AMD	91-03-044	296-81-030	REP-W	91-22-019	296-95-131	NEW-P	91-10-091
296-62-07721	AMD	91-03-044	296-81-040	REP-P	91-10-091	296-95-131	NEW-W	91-22-019
296-62-07725	AMD	91-03-044	296-81-040	REP-W	91-22-019	296-95-132	NEW-P	91-10-091
296-62-07731	AMD	91-03-044	296-81-050	REP-P	91-10-091	296-95-132	NEW-W	91-22-019
296-62-07733	AMD	91-03-044	296-81-050	REP-W	91-22-019	296-95-133	NEW-P	91-10-091
296-62-07755	NEW	91-03-044	296-81-060	REP-P	91-10-091	296-95-133	NEW-W	91-22-019
296-62-09007	AMD-P	91-04-077	296-81-060	REP-W	91-22-019	296-95-140	NEW-P	91-10-091
296-62-09007	AMD	91-11-070	296-81-070	REP-P	91-10-091	296-95-140	NEW-W	91-22-019
296-62-100	AMD-P	91-17-068	296-81-070	REP-W	91-22-019	296-95-150	NEW-P	91-10-091
296-62-100	AMD-C	91-20-069	296-81-080	REP-P	91-10-091	296-95-150	NEW-W	91-22-019
296-62-100	AMD	91-24-017	296-81-080	REP-W	91-22-019	296-95-151	NEW-P	91-10-091
296-62-11011	AMD-P	91-04-077	296-81-090	REP-P	91-10-091	296-95-151	NEW-W	91-22-019
296-62-11011	AMD	91-11-070	296-81-090	REP-W	91-22-019	296-95-152	NEW-P	91-10-091
296-62-11015	AMD-P	91-17-068	296-81-100	REP-P	91-10-091	296-95-152	NEW-W	91-22-019
296-62-11015	AMD-C	91-20-069	296-81-100	REP-W	91-22-019	296-95-153	NEW-P	91-10-091
296-62-11015	AMD	91-24-017	296-81-110	REP-P	91-10-091	296-95-153	NEW-W	91-22-019
296-62-11021	AMD-P	91-17-068	296-81-110	REP-W	91-22-019	296-95-154	NEW-P	91-10-091
296-62-11021	AMD-C	91-20-069	296-81-120	REP-P	91-10-091	296-95-154	NEW-W	91-22-019
296-62-11021	AMD	91-24-017	296-81-120	REP-W	91-22-019	296-95-155	NEW-P	91-10-091
296-62-14501	AMD-P	91-17-068	296-81-130	REP-P	91-10-091	296-95-155	NEW-W	91-22-019
296-62-14501	AMD-C	91-20-069	296-81-130	REP-W	91-22-019	296-95-156	NEW-P	91-10-091
296-62-14501	AMD	91-24-017	296-81-140	REP-P	91-10-091	296-95-156	NEW-W	91-22-019
296-62-14503	AMD-P	91-04-077	296-81-140	REP-W	91-22-019	296-95-157	NEW-P	91-10-091
296-62-14503	AMD	91-11-070	296-81-150	REP-P	91-10-091	296-95-157	NEW-W	91-22-019
296-62-14511	AMD-P	91-17-068	296-81-150	REP-W	91-22-019	296-95-158	NEW-P	91-10-091
296-62-14511	AMD-C	91-20-069	296-81-160	REP-P	91-10-091	296-95-158	NEW-W	91-22-019
296-62-14511	AMD	91-24-017	296-81-160	REP-W	91-22-019	296-95-160	NEW-P	91-10-091
296-62-14515	AMD-P	91-17-068	296-81-170	REP-P	91-10-091	296-95-160	NEW-W	91-22-019
296-62-14515	AMD-C	91-20-069	296-81-170	REP-W	91-22-019	296-95-161	NEW-P	91-10-091
296-62-14515	AMD	91-24-017	296-81-180	REP-P	91-10-091	296-95-161	NEW-W	91-22-019
296-62-14519	AMD-P	91-17-068	296-81-180	REP-W	91-22-019	296-95-162	NEW-P	91-10-091
296-62-14519	AMD-C	91-20-069	296-81-190	REP-P	91-10-091	296-95-162	NEW-W	91-22-019
296-62-14519	AMD	91-24-017	296-81-190	REP-W	91-22-019	296-95-163	NEW-P	91-10-091
296-62-14525	AMD-P	91-17-068	296-81-220	REP-P	91-10-091	296-95-163	NEW-W	91-22-019
296-62-14525	AMD-C	91-20-069	296-81-220	REP-W	91-22-019	296-95-165	NEW-P	91-10-091
296-62-14525	AMD	91-24-017	296-81-240	AMD-P	91-10-091	296-95-165	NEW-W	91-22-019
296-62-300	AMD-P	91-17-068	296-81-240	AMD-W	91-22-019	296-95-166	NEW-P	91-10-091
296-62-300	AMD-C	91-20-069	296-81-260	REP-P	91-10-091	296-95-166	NEW-W	91-22-019
296-62-300	AMD	91-24-017	296-81-260	REP-W	91-22-019	296-95-200	NEW-P	91-10-091

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296-115	AMD-C	91-20-069	296-127-990	NEW-W	91-10-092	296-155-500	AMD-C	91-20-069
296-115	AMD	91-24-017	296-127-990	NEW-P	91-14-104	296-155-500	AMD	91-24-017
296-115-005	AMD	91-03-044	296-127-990	NEW-C	91-20-068	296-155-505	AMD	91-03-044
296-115-005	AMD-P	91-17-068	296-127-990	NEW	92-01-104	296-155-505	AMD-P	91-17-068
296-115-005	AMD-C	91-20-069	296-155-100	AMD-P	91-17-068	296-155-505	AMD-C	91-20-069
296-115-005	AMD	91-24-017	296-155-100	AMD-C	91-20-069	296-155-505	AMD	91-24-017
296-115-010	AMD	91-03-044	296-155-100	AMD	91-24-017	296-155-50501	REP	91-03-044
296-115-015	AMD	91-03-044	296-155-20301	AMD-P	91-17-068	296-155-50503	AMD	91-03-044
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296-115-015	AMD	91-24-017	296-155-205	AMD-P	91-04-077	296-155-50505	AMD	91-24-017
296-115-025	AMD	91-03-044	296-155-205	AMD	91-11-070	296-155-510	AMD-P	91-17-068
296-115-035	AMD	91-03-044	296-155-225	REP	91-03-044	296-155-510	AMD-C	91-20-069
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296-116-185	AMD-P	91-03-075	296-155-24505	NEW	91-03-044	296-155-530	AMD	91-03-044
296-116-185	AMD-E	91-08-004	296-155-24510	NEW	91-03-044	296-155-59904	AMD-P	91-17-068
296-116-185	AMD	91-08-008	296-155-24510	NEW	91-03-044	296-155-59904	AMD-C	91-20-069
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296-116-300	AMD	91-11-074	296-155-24510	AMD-C	91-20-069	296-155-620	AMD	91-03-044
296-116-315	NEW	91-06-033	296-155-24510	AMD	91-24-017	296-155-625	AMD	91-03-044
296-127	AMD-C	91-03-113	296-155-24515	NEW	91-03-044	296-155-650	AMD	91-03-044
296-127-010	AMD-W	91-10-092	296-155-24515	AMD-P	91-17-068	296-155-655	AMD	91-03-044
296-127-010	AMD-P	91-14-104	296-155-24515	AMD-C	91-20-069	296-155-65505	REP	91-03-044
296-127-010	AMD-C	91-20-068	296-155-24515	AMD	91-24-017	296-155-657	NEW	91-03-044
296-127-010	AMD	92-01-104	296-155-24520	NEW	91-03-044	296-155-660	REP	91-03-044
296-127-011	AMD-W	91-10-092	296-155-24520	AMD-P	91-17-068	296-155-66005	REP	91-03-044
296-127-011	AMD-P	91-14-104	296-155-24520	AMD-C	91-20-069	296-155-66103	NEW	91-03-044
296-127-011	AMD-C	91-20-068	296-155-24520	AMD	91-24-017	296-155-66105	NEW	91-03-044
296-127-011	AMD	92-01-104	296-155-24521	NEW	91-03-044	296-155-66109	NEW	91-03-044
296-127-013	AMD-W	91-10-092	296-155-24525	NEW	91-03-044	296-155-664	NEW	91-03-044
296-127-013	AMD-P	91-14-104	296-155-363	AMD-P	91-04-077	296-155-665	REP	91-03-044
296-127-013	AMD-C	91-20-068	296-155-363	AMD	91-11-070	296-155-66501	REP	91-03-044
296-127-013	AMD	92-01-104	296-155-36313	AMD-P	91-04-077	296-155-66502	REP	91-03-044
296-127-014	AMD-W	91-10-092	296-155-375	AMD	91-11-070	296-155-66503	REP	91-03-044
296-127-014	AMD-P	91-14-104	296-155-375	AMD-P	91-04-077	296-155-66504	REP	91-03-044
296-127-014	AMD-C	91-20-068	296-155-375	AMD	91-11-070	296-155-66505	REP	91-03-044
296-127-014	AMD-C	91-20-068	296-155-475	AMD-P	91-17-068	296-155-675	AMD-P	91-04-077
296-127-01410	NEW	92-01-104	296-155-475	AMD-C	91-20-069	296-155-675	AMD	91-11-070
296-127-015	AMD-W	91-10-092	296-155-475	AMD	91-24-017	296-155-682	AMD	91-03-044
296-127-015	AMD-P	91-14-104	296-155-47501	NEW-P	91-17-068	296-155-688	AMD	91-03-044
296-127-015	AMD-C	91-20-068	296-155-47501	NEW-C	91-20-069	296-155-689	AMD	91-03-044
296-127-015	AMD	92-01-104	296-155-476	NEW	91-24-017	296-155-694	AMD-P	91-04-077
296-127-016	REP-W	91-10-092	296-155-476	NEW-P	91-17-068	296-155-694	AMD	91-11-070
296-127-016	REP-P	91-14-104	296-155-476	NEW-C	91-20-069	296-155-700	AMD	91-03-044
296-127-016	REP-C	91-20-068	296-155-477	NEW	91-24-017	296-155-705	AMD	91-03-044
296-127-016	REP	92-01-104	296-155-477	NEW-P	91-17-068	296-155-720	AMD	91-03-044
296-127-017	AMD-W	91-10-092	296-155-477	NEW-C	91-20-069	296-155-730	AMD-P	91-04-077
296-127-017	AMD-P	91-14-104	296-155-480	NEW	91-24-017	296-155-730	AMD	91-11-070
296-127-017	AMD-C	91-20-068	296-155-480	AMD	91-03-044	296-155-730	AMD	91-03-044
296-127-017	AMD	92-01-104	296-155-480	AMD-P	91-17-068	296-155-950	AMD	91-03-044
296-127-018	NEW-W	91-10-092	296-155-480	AMD-C	91-20-069	296-305-025	AMD-P	91-17-068
296-127-018	NEW-P	91-14-104	296-155-480	AMD	91-24-017	296-305-025	AMD-C	91-20-069
296-127-018	NEW-C	91-20-068	296-155-48060	AMD-C	91-20-069	296-305-025	AMD	91-24-017
296-127-018	NEW	92-01-104	296-155-48060	NEW-P	91-17-068	296-305-025	AMD	91-24-017
296-127-019	AMD-W	91-10-092	296-155-48060	NEW-C	91-20-069	296-305-06009	AMD-P	91-04-077
296-127-019	AMD-P	91-14-104	296-155-48080	NEW	91-24-017	296-305-06009	AMD	91-11-070
296-127-019	AMD-C	91-20-068	296-155-48080	NEW-P	91-17-068	296-305-063	AMD-P	91-17-068
296-127-019	AMD	92-01-104	296-155-48080	NEW-C	91-20-069	296-305-063	AMD-C	91-20-069
296-127-020	AMD-W	91-10-092	296-155-48090	NEW	91-24-017	296-305-063	AMD	91-24-017
296-127-020	AMD-P	91-14-104	296-155-48090	AMD-P	91-17-068	296-305-110	AMD	91-03-044
296-127-020	AMD-C	91-20-068	296-155-481	AMD-C	91-20-069	296-306-025	AMD-P	91-17-068
296-127-020	AMD	92-01-104	296-155-481	AMD	91-24-017	296-306-025	AMD	91-24-017
296-127-022	AMD-P	91-14-104	296-155-481	NEW-P	91-17-068	296-306-040	AMD-P	91-17-068
296-127-022	AMD-C	91-20-068	296-155-483	NEW-C	91-20-069	296-306-040	AMD-C	91-20-069
296-127-022	AMD	92-01-104	296-155-483	NEW	91-24-017	296-306-040	AMD	91-24-017
296-127-025	AMD-W	91-10-092	296-155-483	NEW-P	91-17-068	296-306-040	AMD	91-24-017
296-127-025	AMD-P	91-14-104	296-155-485	NEW-C	91-20-069	296-306-165	AMD-P	91-17-068
296-127-025	AMD-C	91-20-068	296-155-485	NEW	91-24-017	296-306-165	AMD-C	91-20-069
296-127-025	AMD	92-01-104	296-155-485	AMD	91-03-044	296-306-165	AMD	91-24-017
296-127-050	NEW-P	91-14-104	296-155-485	AMD-P	91-17-068	296-306-260	AMD-P	91-04-077
296-127-050	NEW-C	91-20-068	296-155-485	AMD-C	91-20-069	296-306-260	AMD	91-11-070
296-127-050	NEW	92-01-104	296-155-48529	AMD	91-24-017	296-306-265	AMD-P	91-04-077
296-127-320	AMD-P	91-14-104	296-155-48531	AMD	91-03-044	296-306-265	AMD	91-11-070
296-127-320	AMD-C	91-20-068	296-155-48533	AMD	91-03-044	296-306-27095	AMD-P	91-04-077
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296-306-320	AMD	91-11-070	308-17-310	NEW	91-22-111	308-20-080	AMD-P	91-05-080
296-306-400	AMD-P	91-17-068	308-17-320	NEW-P	91-19-085	308-20-080	AMD	91-11-042
296-306-400	AMD-C	91-20-069	308-17-320	NEW	91-22-111	308-20-080	AMD-P	91-22-094
296-306-400	AMD	91-24-017	308-18-010	NEW-P	91-19-084	308-20-080	AMD-E	91-22-095
296-350-300	REP-P	91-17-068	308-18-010	NEW	91-22-112	308-20-090	AMD-P	91-05-080
296-350-300	REP-C	91-20-069	308-18-020	NEW-P	91-19-084	308-20-090	AMD	91-11-042
296-350-300	REP	91-24-017	308-18-020	NEW	91-22-112	308-20-090	AMD-P	91-22-094
296-350-400	AMD-P	91-17-068	308-18-030	NEW-P	91-19-084	308-20-090	AMD-E	91-22-095
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296-350-400	AMD	91-24-017	308-18-100	NEW-P	91-19-084	308-20-095	NEW	91-11-042
308-10-067	NEW-P	91-07-028	308-18-100	NEW	91-22-112	308-20-100	AMD-P	91-22-094
308-10-067	NEW	91-13-057	308-18-105	NEW-P	91-19-084	308-20-100	AMD-E	91-22-095
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308-12-115	AMD-W	91-19-081	308-18-120	NEW-P	91-19-084	308-20-105	AMD-E	91-22-095
308-12-326	AMD-P	91-09-020	308-18-120	NEW	91-22-112	308-20-107	AMD-P	91-22-094
308-12-326	AMD	91-13-055	308-18-130	NEW-P	91-19-084	308-20-107	AMD-E	91-22-095
308-13-150	AMD-P	91-20-139	308-18-130	NEW	91-22-112	308-20-109	AMD-P	91-22-094
308-13-150	AMD	91-23-021	308-18-140	NEW-P	91-19-084	308-20-109	AMD-E	91-22-095
308-14-085	AMD-P	91-15-065	308-18-140	NEW	91-22-112	308-20-110	AMD-P	91-05-080
308-14-085	AMD	91-20-002	308-18-145	NEW-P	91-19-084	308-20-110	AMD	91-11-042
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308-14-120	NEW-P	91-15-065	308-18-160	NEW	91-22-112	308-20-130	AMD-P	91-22-094
308-14-120	NEW	91-20-002	308-18-165	NEW-P	91-19-084	308-20-130	AMD-E	91-22-095
308-14-120	NEW	91-20-044	308-18-165	NEW	91-22-112	308-20-140	AMD-P	91-05-080
308-14-130	AMD-P	91-15-065	308-18-170	NEW-P	91-19-084	308-20-140	AMD	91-11-042
308-14-130	AMD	91-20-002	308-18-170	NEW	91-22-112	308-20-140	AMD-P	91-22-094
308-14-130	AMD	91-20-044	308-18-200	NEW-P	91-19-084	308-20-140	AMD-E	91-22-095
308-14-135	NEW-W	91-03-065	308-18-200	NEW	91-22-112	308-20-150	AMD-P	91-22-094
308-14-135	NEW-P	91-15-065	308-18-205	NEW-P	91-19-084	308-20-150	AMD-E	91-22-095
308-14-135	NEW	91-20-002	308-18-205	NEW	91-22-112	308-20-155	AMD-P	91-22-094
308-14-135	NEW	91-20-044	308-18-210	NEW-P	91-19-084	308-20-155	AMD-E	91-22-095
308-17-010	NEW-P	91-19-085	308-18-210	NEW	91-22-112	308-20-171	AMD-P	91-22-094
308-17-010	NEW	91-22-111	308-18-220	NEW-P	91-19-084	308-20-171	AMD-E	91-22-095
308-17-020	NEW-P	91-19-085	308-18-220	NEW	91-22-112	308-20-172	NEW-P	91-22-094
308-17-020	NEW	91-22-111	308-18-230	NEW-P	91-19-084	308-20-172	NEW-E	91-22-095
308-17-030	NEW-P	91-19-085	308-18-230	NEW	91-22-112	308-20-175	NEW-P	91-05-080
308-17-030	NEW	91-22-111	308-18-240	NEW-P	91-19-084	308-20-175	NEW	91-11-042
308-17-100	NEW-P	91-19-085	308-18-240	NEW	91-22-112	308-20-175	AMD-P	91-22-094
308-17-100	NEW	91-22-111	308-18-300	NEW-P	91-19-084	308-20-175	AMD-E	91-22-095
308-17-105	NEW-P	91-19-085	308-18-300	NEW	91-22-112	308-20-180	AMD-P	91-22-094
308-17-105	NEW	91-22-111	308-18-310	NEW-P	91-19-084	308-20-180	AMD-E	91-22-095
308-17-110	NEW-P	91-19-085	308-18-310	NEW	91-22-112	308-20-205	AMD-P	91-22-094
308-17-110	NEW	91-22-111	308-18-320	NEW-P	91-19-084	308-20-205	AMD-E	91-22-095
308-17-120	NEW-P	91-19-085	308-18-320	NEW	91-22-112	308-20-208	NEW-P	91-22-094
308-17-120	NEW	91-22-111	308-20	AMD-P	91-22-094	308-20-208	NEW-E	91-22-095
308-17-130	NEW-P	91-19-085	308-20	AMD-E	91-22-095	308-20-210	AMD-P	91-22-094
308-17-130	NEW	91-22-111	308-20-010	AMD-P	91-05-080	308-20-210	AMD-E	91-22-095
308-17-140	NEW-P	91-19-085	308-20-010	AMD	91-11-042	308-31-001	DECOD	91-03-095
308-17-140	NEW	91-22-111	308-20-010	AMD-P	91-22-094	308-31-010	DECOD	91-03-095
308-17-150	NEW-P	91-19-085	308-20-010	AMD-E	91-22-095	308-31-010	AMD-P	91-05-089
308-17-150	NEW	91-22-111	308-20-020	AMD-P	91-05-080	308-31-020	DECOD	91-03-095
308-17-160	NEW-P	91-19-085	308-20-020	AMD	91-11-042	308-31-020	AMD-P	91-05-089
308-17-160	NEW	91-22-111	308-20-020	AMD-P	91-22-094	308-31-025	DECOD	91-03-095
308-17-165	NEW-P	91-19-085	308-20-020	AMD-E	91-22-095	308-31-025	AMD-P	91-05-089
308-17-165	NEW	91-22-111	308-20-030	AMD-P	91-05-080	308-31-030	DECOD	91-03-095
308-17-170	NEW-P	91-19-085	308-20-030	AMD	91-11-042	308-31-030	AMD-P	91-05-089
308-17-170	NEW	91-22-111	308-20-030	AMD-P	91-22-094	308-31-040	DECOD	91-03-095
308-17-200	NEW-P	91-19-085	308-20-030	AMD-E	91-22-095	308-31-040	AMD-P	91-05-089
308-17-200	NEW-W	91-22-110	308-20-040	AMD-P	91-05-080	308-31-050	DECOD	91-03-095
308-17-205	NEW-P	91-19-085	308-20-040	AMD	91-11-042	308-31-050	AMD-P	91-05-089
308-17-205	NEW	91-22-111	308-20-040	AMD-P	91-22-094	308-31-055	DECOD	91-05-029
308-17-210	NEW-P	91-19-085	308-20-040	AMD-E	91-22-095	308-31-057	DECOD	91-03-095
308-17-210	NEW	91-22-111	308-20-050	AMD-P	91-05-080	308-31-057	AMD-P	91-05-089
308-17-220	NEW-P	91-19-085	308-20-050	AMD	91-11-042	308-31-060	DECOD	91-03-095
308-17-220	NEW	91-22-111	308-20-050	AMD-P	91-22-094	308-31-060	AMD-P	91-05-089
308-17-230	NEW-P	91-19-085	308-20-050	AMD-E	91-22-095	308-31-100	DECOD	91-03-095
308-17-230	NEW	91-22-111	308-20-060	AMD-P	91-22-094	308-31-100	AMD-P	91-05-089
308-17-240	NEW-P	91-19-085	308-20-060	AMD-E	91-22-095	308-31-110	DECOD	91-03-095
308-17-240	NEW	91-22-111	308-20-070	AMD-P	91-05-080	308-31-110	AMD-P	91-05-089
308-17-300	NEW-P	91-19-085	308-20-070	AMD	91-11-042	308-31-120	DECOD	91-03-095
308-17-300	NEW	91-22-111	308-20-070	AMD-P	91-22-094	308-31-120	AMD-P	91-05-089

Table of WAC Sections Affected as of 12/31/91

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
308-31-210	DECOD	91-03-095	308-50-220	DECOD-P	91-07-058	308-52-190	DECOD	91-06-030
308-31-210	AMD-P	91-05-089	308-50-220	DECOD	91-11-031	308-52-201	DECOD	91-06-030
308-31-220	DECOD	91-03-095	308-50-240	DECOD-P	91-07-058	308-52-205	DECOD	91-06-030
308-31-220	AMD-P	91-05-089	308-50-240	DECOD	91-11-031	308-52-211	DECOD	91-06-030
308-31-230	DECOD	91-03-095	308-50-250	DECOD-P	91-07-058	308-52-215	DECOD	91-06-030
308-31-230	AMD-P	91-05-089	308-50-250	DECOD	91-11-031	308-52-221	DECOD	91-06-030
308-31-240	DECOD	91-03-095	308-50-260	DECOD-P	91-07-058	308-52-255	DECOD	91-06-030
308-31-240	AMD-P	91-05-089	308-50-260	DECOD	91-11-031	308-52-260	DECOD	91-06-030
308-31-250	DECOD	91-03-095	308-50-270	DECOD-P	91-07-058	308-52-260	AMD	91-06-038
308-31-250	AMD-P	91-05-089	308-50-270	DECOD	91-11-031	308-52-265	DECOD	91-06-030
308-31-260	DECOD	91-03-095	308-50-280	DECOD-P	91-07-058	308-52-270	DECOD	91-06-030
308-31-260	AMD-P	91-05-089	308-50-280	DECOD	91-11-031	308-52-320	DECOD	91-06-030
308-31-270	DECOD	91-03-095	308-50-290	DECOD-P	91-07-058	308-52-400	DECOD	91-06-030
308-31-270	AMD-P	91-05-089	308-50-290	DECOD	91-11-031	308-52-405	DECOD	91-06-030
308-31-280	DECOD	91-03-095	308-50-295	AMD-P	91-07-057	308-52-406	DECOD	91-06-030
308-31-280	AMD-P	91-05-089	308-50-295	DECOD-P	91-07-058	308-52-410	DECOD	91-06-030
308-31-500	DECOD	91-03-095	308-50-295	AMD-W	91-07-059	308-52-415	DECOD	91-06-030
308-31-500	AMD-P	91-05-089	308-50-295	DECOD	91-11-031	308-52-420	DECOD	91-06-030
308-31-510	DECOD	91-03-095	308-50-295	AMD	91-11-032	308-52-425	DECOD	91-06-030
308-31-510	AMD-P	91-05-089	308-50-310	AMD-P	91-07-057	308-52-500	DECOD	91-06-030
308-31-520	DECOD	91-03-095	308-50-310	DECOD-P	91-07-058	308-52-502	DECOD	91-06-030
308-31-520	AMD-P	91-05-089	308-50-310	AMD-W	91-07-059	308-52-504	DECOD	91-06-030
308-31-530	DECOD	91-03-095	308-50-310	DECOD	91-11-031	308-52-510	DECOD	91-06-030
308-31-530	AMD-P	91-05-089	308-50-310	AMD	91-11-032	308-52-515	DECOD	91-06-030
308-31-540	DECOD	91-03-095	308-50-320	DECOD-P	91-07-058	308-52-530	DECOD	91-06-030
308-31-540	AMD-P	91-05-089	308-50-320	DECOD	91-11-031	308-52-540	DECOD	91-06-030
308-31-550	DECOD	91-03-095	308-50-330	DECOD-P	91-07-058	308-52-570	DECOD	91-06-030
308-31-550	AMD-P	91-05-089	308-50-330	DECOD	91-11-031	308-52-580	DECOD	91-06-030
308-31-560	DECOD	91-03-095	308-50-350	DECOD-P	91-07-058	308-52-590	REP	91-06-027
308-31-560	AMD-P	91-05-089	308-50-350	DECOD	91-11-031	308-52-600	DECOD	91-06-030
308-31-570	DECOD	91-03-095	308-50-380	DECOD-P	91-07-058	308-52-610	DECOD	91-06-030
308-31-570	AMD-P	91-05-089	308-50-380	DECOD	91-11-031	308-52-620	DECOD	91-06-030
308-42-075	AMD	91-05-004	308-50-390	DECOD-P	91-07-058	308-52-630	DECOD	91-06-030
308-48-520	REP-W	91-09-043	308-50-390	DECOD	91-11-031	308-52-640	DECOD	91-06-030
308-48-580	REP-W	91-09-043	308-50-400	DECOD-P	91-07-058	308-52-650	DECOD	91-06-030
308-48-590	AMD-W	91-09-043	308-50-400	DECOD	91-11-031	308-52-660	DECOD	91-06-030
308-48-600	REP-W	91-09-043	308-50-410	DECOD-P	91-07-058	308-52-680	DECOD	91-06-030
308-48-600	AMD-P	91-15-048	308-50-410	DECOD	91-11-031	308-52-690	DECOD	91-06-030
308-48-600	AMD	91-20-071	308-50-420	DECOD-P	91-07-058	308-53	DECOD-C	91-03-116
308-48-601	NEW-W	91-09-043	308-50-420	DECOD	91-11-031	308-53-010	DECOD	91-06-025
308-48-610	NEW-W	91-09-043	308-50-430	DECOD-P	91-07-058	308-53-020	DECOD	91-06-028
308-48-800	AMD-P	91-08-032	308-50-430	DECOD	91-11-031	308-53-030	DECOD	91-06-025
308-48-800	AMD	91-11-023	308-50-440	AMD-P	91-08-078	308-53-070	DECOD	91-06-025
308-50-010	DECOD-P	91-07-058	308-50-440	DECOD	91-11-030	308-53-075	DECOD	91-06-025
308-50-010	DECOD	91-11-031	308-50-500	DECOD-P	91-07-058	308-53-084	DECOD	91-06-025
308-50-020	DECOD-P	91-07-058	308-50-500	DECOD	91-11-031	308-53-085	DECOD	91-06-025
308-50-020	DECOD	91-11-031	308-51-230	DECOD-W	91-09-044	308-53-100	DECOD	91-06-025
308-50-035	DECOD-P	91-07-058	308-51-240	DECOD-W	91-09-044	308-53-110	DECOD	91-06-025
308-50-035	DECOD	91-11-031	308-51-250	DECOD-W	91-09-044	308-53-120	DECOD	91-06-025
308-50-040	DECOD-P	91-07-058	308-51-260	DECOD-W	91-09-044	308-53-123	DECOD	91-06-025
308-50-040	DECOD	91-11-031	308-51-270	DECOD-W	91-09-044	308-53-125	DECOD	91-06-025
308-50-090	DECOD-P	91-07-058	308-51-280	DECOD-W	91-09-044	308-53-135	DECOD	91-06-025
308-50-090	DECOD	91-11-031	308-51-290	DECOD-W	91-09-044	308-53-140	DECOD	91-06-025
308-50-100	DECOD-P	91-07-058	308-51-300	DECOD-W	91-09-044	308-53-145	DECOD	91-06-025
308-50-100	DECOD	91-11-031	308-51-310	DECOD-W	91-09-044	308-53-146	DECOD	91-06-025
308-50-110	DECOD-P	91-07-058	308-51-320	DECOD-W	91-09-044	308-53-150	DECOD	91-06-025
308-50-110	DECOD	91-11-031	308-52-010	DECOD	91-06-030	308-53-151	DECOD	91-06-025
308-50-120	DECOD-P	91-07-058	308-52-030	DECOD	91-06-030	308-53-155	DECOD	91-06-025
308-50-120	DECOD	91-11-031	308-52-040	DECOD	91-06-030	308-53-165	DECOD	91-06-025
308-50-130	DECOD-P	91-07-058	308-52-100	DECOD	91-06-030	308-53-170	DECOD	91-06-025
308-50-130	DECOD	91-11-031	308-52-120	DECOD	91-06-030	308-53-175	DECOD	91-06-025
308-50-140	DECOD-P	91-07-058	308-52-132	DECOD	91-06-030	308-53-180	DECOD	91-06-025
308-50-140	DECOD	91-11-031	308-52-135	AMD-E	91-04-033	308-53-200	DECOD	91-06-025
308-50-150	DECOD-P	91-07-058	308-52-135	AMD-P	91-04-055	308-53-205	DECOD	91-06-025
308-50-150	DECOD	91-11-031	308-52-135	DECOD	91-06-030	308-53-210	DECOD	91-06-025
308-50-160	DECOD-P	91-07-058	308-52-136	DECOD	91-06-030	308-53-215	DECOD	91-06-025
308-50-160	DECOD	91-11-031	308-52-138	DECOD	91-06-030	308-53-220	DECOD	91-06-025
308-50-170	DECOD-P	91-07-058	308-52-139	DECOD	91-06-030	308-53-230	DECOD	91-06-025
308-50-170	DECOD	91-11-031	308-52-140	DECOD	91-06-030	308-53-235	DECOD	91-06-025
308-50-180	DECOD-P	91-07-058	308-52-141	DECOD	91-06-030	308-53-240	DECOD	91-06-025
308-50-180	DECOD	91-11-031	308-52-146	DECOD	91-06-030	308-53-245	DECOD	91-06-025
308-50-190	DECOD-P	91-07-058	308-52-147	DECOD	91-06-030	308-53-250	DECOD	91-06-025
308-50-190	DECOD	91-11-031	308-52-148	DECOD	91-06-030	308-53-260	DECOD	91-06-025
308-50-200	DECOD-P	91-07-058	308-52-149	DECOD	91-06-030	308-53-265	DECOD	91-06-025
308-50-200	DECOD	91-11-031	308-52-150	DECOD	91-06-030	308-53-270	DECOD	91-06-025
308-50-210	DECOD-P	91-07-058	308-52-160	DECOD	91-06-030	308-53-275	DECOD	91-06-025
308-50-210	DECOD	91-11-031	308-52-165	DECOD	91-06-030	308-53-280	DECOD	91-06-025

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
308-53-320	DECOD	91-06-025	308-66-155	AMD	91-20-057	308-96A-205	AMD-P	91-22-088
308-53-330	DECOD	91-06-025	308-66-156	NEW	91-03-092	308-96A-206	NEW-P	91-22-088
308-53-340	DECOD	91-06-025	308-66-160	AMD-P	91-14-097	308-96A-207	NEW-P	91-22-088
308-53-350	DECOD	91-06-025	308-66-160	AMD	91-20-057	308-96A-208	NEW-P	91-22-088
308-53-400	DECOD	91-06-025	308-66-165	NEW-P	91-14-097	308-96A-210	AMD-P	91-22-088
308-54-010	DECOD	91-06-060	308-66-165	NEW	91-20-057	308-96A-220	AMD-P	91-22-088
308-54-020	DECOD	91-06-060	308-66-170	AMD-P	91-14-097	308-96A-260	AMD-P	91-22-088
308-54-030	DECOD	91-06-060	308-66-170	AMD	91-20-057	308-96A-275	AMD-P	91-22-088
308-54-040	DECOD	91-06-060	308-66-190	AMD-P	91-14-097	308-96A-300	AMD-P	91-22-088
308-54-050	DECOD	91-06-060	308-66-190	AMD	91-20-057	308-96A-306	AMD-P	91-23-062
308-54-060	DECOD	91-06-060	308-66-212	AMD-P	91-14-097	308-96A-310	AMD-P	91-23-062
308-54-070	DECOD	91-06-060	308-66-212	AMD	91-20-057	308-96A-315	AMD-P	91-23-062
308-54-080	DECOD	91-06-060	308-66-213	REP-P	91-14-097	308-96A-320	AMD-P	91-23-062
308-54-090	DECOD	91-06-060	308-66-213	REP	91-20-057	308-96A-325	AMD-P	91-23-062
308-54-095	DECOD	91-06-060	308-66-214	AMD-P	91-14-097	308-96A-330	AMD-P	91-23-062
308-54-100	DECOD	91-06-060	308-66-214	AMD	91-20-057	308-96A-335	AMD-P	91-23-062
308-54-110	DECOD	91-06-060	308-66-215	AMD-P	91-14-097	308-96A-340	NEW-P	91-23-062
308-54-120	DECOD	91-06-060	308-66-215	AMD	91-20-057	308-96A-345	AMD	91-04-024
308-54-125	DECOD	91-06-060	308-66-240	NEW-P	91-14-097	308-96A-350	AMD	91-04-024
308-54-130	DECOD	91-06-060	308-66-240	NEW	91-20-057	308-96A-380	AMD	91-04-024
308-54-150	DECOD	91-06-060	308-72-710	NEW-P	91-21-135	308-96A-505	NEW	91-03-091
308-54-155	DECOD	91-06-060	308-72-710	NEW	92-01-016	308-96A-510	NEW	91-03-091
308-54-160	DECOD	91-06-060	308-77-034	AMD-P	91-21-133	308-96A-520	NEW	91-03-091
308-54-162	DECOD	91-06-060	308-77-034	AMD	92-01-014	308-96A-530	NEW	91-03-091
308-54-170	DECOD	91-06-060	308-77-040	AMD-P	91-21-133	308-96A-540	NEW	91-03-091
308-54-180	DECOD	91-06-060	308-77-040	AMD	92-01-014	308-96A-550	NEW	91-03-091
308-54-200	DECOD	91-06-060	308-77-080	REP	91-03-018	308-96A-560	NEW	91-03-091
308-54-205	DECOD	91-06-060	308-77-100	AMD	91-03-018	308-120-100	DECOD	91-07-049
308-54-220	DECOD	91-06-060	308-77-215	NEW-P	91-21-133	308-120-100	AMD	91-07-067
308-54-225	DECOD	91-06-060	308-77-215	NEW	92-01-014	308-120-161	DECOD	91-07-049
308-54-230	DECOD	91-06-060	308-77-250	AMD	91-03-017	308-120-162	DECOD	91-07-049
308-54-240	DECOD	91-06-060	308-78-090	NEW-P	91-21-134	308-120-163	DECOD	91-07-049
308-54-250	DECOD	91-06-060	308-78-090	NEW	92-01-015	308-120-164	DECOD	91-07-049
308-54-315	AMD-P	91-05-025	308-90-150	AMD-P	91-21-090	308-120-165	DECOD	91-07-049
308-54-315	DECOD	91-06-058	308-91-030	AMD-E	91-02-109	308-120-166	DECOD	91-07-049
308-54-320	DECOD	91-06-060	308-91-030	AMD-P	91-02-110	308-120-168	AMD	91-07-032
308-56A-090	NEW	91-03-088	308-91-030	AMD	91-06-093	308-120-168	DECOD	91-07-049
308-56A-120	REP-P	91-11-084	308-91-090	AMD-E	91-02-109	308-120-170	DECOD	91-07-049
308-56A-120	REP	91-15-006	308-91-090	AMD-P	91-02-110	308-120-180	DECOD	91-07-049
308-56A-140	AMD-P	91-23-063	308-91-090	AMD	91-06-093	308-120-185	DECOD	91-07-049
308-56A-150	AMD	91-04-024	308-91-095	NEW-E	91-02-109	308-120-186	DECOD	91-07-049
308-56A-460	AMD	91-04-025	308-91-095	NEW-P	91-02-110	308-120-270	DECOD	91-07-049
308-56A-470	NEW-P	91-23-063	308-91-095	NEW	91-06-093	308-120-275	DECOD	91-07-048
308-57-005	NEW	91-04-026	308-91-150	AMD-E	91-02-109	308-120-300	DECOD	91-07-049
308-57-010	NEW	91-04-026	308-91-150	AMD-P	91-02-110	308-120-305	DECOD	91-07-049
308-57-020	NEW	91-04-026	308-91-150	AMD	91-06-093	308-120-315	DECOD	91-07-049
308-57-030	NEW	91-04-026	308-93-050	AMD-P	91-23-061	308-120-325	DECOD	91-07-049
308-57-110	NEW	91-04-026	308-93-070	AMD-P	91-23-061	308-120-335	DECOD	91-07-049
308-57-120	NEW	91-04-026	308-93-290	AMD-P	91-23-061	308-120-338	DECOD	91-07-049
308-57-130	NEW	91-04-026	308-93-295	AMD-P	91-21-090	308-120-345	DECOD	91-07-049
308-57-140	NEW	91-04-026	308-93-670	NEW	91-03-089	308-120-360	DECOD	91-07-049
308-57-210	NEW	91-04-026	308-94-035	AMD-P	91-03-142	308-120-365	REP	91-07-049
308-57-220	NEW	91-04-026	308-94-035	AMD	91-09-001	308-120-400	DECOD	91-07-049
308-57-230	NEW	91-04-026	308-96A-005	AMD-P	91-11-084	308-120-410	DECOD	91-07-049
308-57-240	NEW	91-04-026	308-96A-005	AMD	91-15-006	308-120-420	DECOD	91-07-049
308-57-310	NEW	91-04-026	308-96A-005	AMD-P	91-22-088	308-120-430	DECOD	91-07-049
308-57-320	NEW	91-04-026	308-96A-040	AMD-P	91-22-088	308-120-440	DECOD	91-07-049
308-57-410	NEW	91-04-026	308-96A-046	AMD	91-04-025	308-120-450	DECOD	91-07-049
308-57-420	NEW	91-04-026	308-96A-046	AMD-P	91-22-088	308-120-505	DECOD	91-07-049
308-57-430	NEW	91-04-026	308-96A-056	AMD	91-04-025	308-120-506	DECOD	91-07-049
308-57-440	NEW	91-04-026	308-96A-057	NEW-P	91-11-084	308-120-525	DECOD	91-07-049
308-58-010	AMD	91-04-025	308-96A-057	NEW	91-15-006	308-120-530	DECOD	91-07-049
308-58-020	AMD	91-04-025	308-96A-065	AMD-P	91-11-084	308-120-535	DECOD	91-07-049
308-61-175	AMD-P	91-13-035	308-96A-065	AMD	91-15-006	308-120-540	DECOD	91-07-049
308-61-175	AMD	91-20-121	308-96A-070	AMD	91-04-025	308-120-545	DECOD	91-07-049
308-61-185	AMD-P	91-13-035	308-96A-071	NEW-P	91-11-084	308-120-550	DECOD	91-07-049
308-61-185	AMD	91-20-121	308-96A-071	NEW	91-15-006	308-120-555	DECOD	91-07-049
308-66	AMD-P	91-14-097	308-96A-073	NEW	91-04-025	308-120-560	DECOD	91-07-049
308-66	AMD	91-20-057	308-96A-074	NEW	91-04-025	308-120-565	DECOD	91-07-049
308-66-120	AMD-P	91-14-097	308-96A-075	AMD	91-04-025	308-120-565	AMD	91-07-067
308-66-120	AMD	91-20-057	308-96A-100	AMD-P	91-23-062	308-120-570	DECOD	91-07-049
308-66-135	AMD-P	91-14-097	308-96A-136	AMD-P	91-22-088	308-120-575	DECOD	91-07-049
308-66-135	AMD	91-20-057	308-96A-161	NEW-P	91-11-084	308-120-610	AMD	91-07-032
308-66-140	AMD-P	91-14-097	308-96A-161	NEW	91-15-006	308-120-620	DECOD	91-07-049
308-66-140	AMD	91-20-057	308-96A-162	NEW-P	91-11-084	308-120-700	DECOD	91-07-049
308-66-152	AMD	91-03-019	308-96A-162	NEW	91-15-006	308-120-710	DECOD	91-07-049
308-66-155	AMD-P	91-14-097	308-96A-201	NEW-P	91-22-088	308-120-720	DECOD	91-07-049

Table of WAC Sections Affected as of 12/31/91

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
308-120-730	DECOD	91-07-049	308-122-700	DECOD	91-04-020	308-171-010	DECOD	91-05-027
308-120-740	DECOD	91-07-049	308-122-710	DECOD	91-04-020	308-171-010	AMD-P	91-05-088
308-120-750	DECOD	91-07-049	308-122-720	DECOD	91-04-020	308-171-020	DECOD	91-05-027
308-120-760	DECOD	91-07-049	308-124A-025	AMD-P	91-20-136	308-171-020	AMD-P	91-05-088
308-120-770	DECOD	91-07-049	308-124A-025	AMD	91-23-006	308-171-040	DECOD	91-05-027
308-120-780	DECOD	91-07-049	308-124A-110	AMD-P	91-20-136	308-171-041	DECOD	91-05-027
308-120-800	DECOD	91-07-049	308-124A-110	AMD	91-23-006	308-171-041	AMD-P	91-05-088
308-120-810	DECOD	91-07-049	308-124A-120	AMD-P	91-20-136	308-171-045	DECOD	91-05-027
308-121-110	DECOD	91-07-049	308-124A-120	AMD	91-23-006	308-171-100	DECOD	91-05-027
308-121-120	DECOD	91-07-049	308-124A-422	NEW-P	91-20-136	308-171-101	DECOD	91-05-027
308-121-130	DECOD	91-07-049	308-124A-422	NEW	91-23-006	308-171-102	DECOD	91-05-027
308-121-140	DECOD	91-07-049	308-124A-425	AMD-P	91-20-136	308-171-103	DECOD	91-05-027
308-121-145	DECOD	91-07-049	308-124A-425	AMD	91-23-006	308-171-103	AMD-P	91-05-088
308-121-150	DECOD	91-07-049	308-124A-430	AMD-P	91-03-047	308-171-104	DECOD	91-05-027
308-121-155	DECOD	91-07-049	308-124A-430	AMD	91-07-029	308-171-200	DECOD	91-05-027
308-121-160	DECOD	91-07-049	308-124A-570	NEW-P	91-20-136	308-171-201	DECOD	91-05-027
308-121-165	DECOD	91-07-049	308-124A-570	NEW	91-23-006	308-171-202	DECOD	91-05-027
308-121-170	DECOD	91-07-049	308-124A-600	NEW-P	91-20-136	308-171-300	DECOD	91-05-027
308-121-175	DECOD	91-07-049	308-124A-600	NEW	91-23-006	308-171-301	DECOD	91-05-027
308-121-180	DECOD	91-07-049	308-124E-012	AMD-P	91-09-013	308-171-302	DECOD	91-05-027
308-122-001	DECOD	91-04-020	308-124E-012	AMD	91-12-012	308-171-310	DECOD	91-05-030
308-122-005	DECOD	91-04-020	308-124E-012	AMD-P	91-20-136	308-171-320	DECOD	91-05-027
308-122-006	DECOD	91-04-020	308-124E-012	AMD	91-23-006	308-171-330	DECOD	91-05-027
308-122-060	DECOD	91-04-020	308-124E-013	AMD-P	91-20-136	308-173-210	DECOD	91-07-049
308-122-200	DECOD	91-04-020	308-124E-013	AMD	91-23-006	308-173-220	DECOD	91-07-049
308-122-200	AMD	91-04-021	308-124E-014	AMD-P	91-20-136	308-173-230	DECOD	91-07-049
308-122-211	DECOD	91-04-020	308-124E-014	AMD	91-23-006	308-173-240	DECOD	91-07-049
308-122-215	DECOD	91-04-020	308-124H-010	AMD-P	91-03-047	308-173-245	DECOD	91-07-049
308-122-220	DECOD	91-04-020	308-124H-010	AMD	91-07-029	308-173-250	DECOD	91-07-049
308-122-225	DECOD	91-04-020	308-124H-010	REP-P	91-20-136	308-173-255	DECOD	91-07-049
308-122-230	DECOD	91-04-020	308-124H-010	REP	91-23-006	308-173-260	DECOD	91-07-049
308-122-235	DECOD	91-04-020	308-124H-025	AMD-P	91-03-047	308-173-265	DECOD	91-07-049
308-122-275	DECOD	91-05-028	308-124H-025	AMD	91-07-029	308-173-270	DECOD	91-07-049
308-122-280	DECOD	91-04-020	308-124H-025	AMD-P	91-20-136	308-173-275	DECOD	91-07-049
308-122-350	DECOD	91-04-020	308-124H-025	AMD	91-23-006	308-173-280	DECOD	91-07-049
308-122-360	DECOD	91-04-020	308-124H-270	AMD-P	91-20-136	314-12-035	AMD-P	91-16-081
308-122-360	AMD	91-04-021	308-124H-270	AMD	91-23-006	314-12-035	AMD-W	91-19-096
308-122-370	DECOD	91-04-020	308-124H-520	AMD-P	91-09-065	314-12-035	AMD-P	91-19-097
308-122-380	REP	91-04-021	308-124H-520	AMD	91-12-013	314-12-035	AMD	91-22-114
308-122-380	DECOD-W	91-12-035	308-124H-540	AMD-P	91-03-047	314-12-140	AMD-P	91-22-099
308-122-390	REP	91-04-021	308-124H-540	AMD	91-07-029	314-12-140	AMD	92-02-014
308-122-390	DECOD-W	91-12-035	308-124H-800	NEW-P	91-09-013	314-12-141	NEW-P	91-16-082
308-122-400	REP	91-04-021	308-124H-800	NEW	91-12-012	314-12-141	NEW	91-19-071
308-122-400	DECOD-W	91-12-035	308-125-010	NEW	91-04-074	314-16-125	AMD-P	91-05-085
308-122-410	REP	91-04-021	308-125-020	NEW	91-04-074	314-16-125	AMD-C	91-09-005
308-122-410	DECOD-W	91-12-035	308-125-030	NEW	91-04-074	314-16-125	AMD-W	91-10-045
308-122-420	REP	91-04-021	308-125-035	NEW-P	91-20-137	314-16-125	AMD-P	91-16-083
308-122-420	DECOD-W	91-12-035	308-125-035	NEW	91-23-007	314-16-125	AMD	91-19-098
308-122-430	DECOD	91-04-020	308-125-040	NEW	91-04-074	314-16-125	AMD	92-01-105
308-122-440	DECOD	91-04-020	308-125-040	AMD-P	91-20-137	314-16-250	AMD-P	91-16-081
308-122-450	DECOD	91-04-020	308-125-040	AMD	91-23-007	314-16-250	AMD	91-19-070
308-122-500	REP	91-04-021	308-125-045	NEW-P	91-20-137	314-18-060	AMD-P	91-22-075
308-122-500	DECOD-W	91-12-035	308-125-045	NEW	91-23-007	314-18-060	AMD	92-01-080
308-122-505	DECOD	91-04-020	308-125-050	NEW	91-04-074	314-20-020	AMD-P	91-05-086
308-122-510	DECOD	91-04-020	308-125-060	NEW	91-04-074	314-20-020	AMD	91-08-022
308-122-515	DECOD	91-04-020	308-125-070	NEW	91-04-074	314-20-020	AMD-P	91-24-087
308-122-515	AMD	91-04-021	308-125-080	NEW	91-04-074	314-24-040	AMD-P	91-24-086
308-122-520	DECOD	91-04-020	308-125-090	NEW	91-04-074	314-24-230	NEW-P	91-19-014
308-122-520	AMD	91-04-021	308-125-100	NEW	91-04-074	314-24-230	NEW	91-21-132
308-122-525	DECOD	91-04-020	308-125-110	NEW	91-04-074	314-24-240	NEW-P	91-19-014
308-122-530	DECOD	91-04-020	308-125-120	NEW	91-04-074	314-24-240	NEW	91-21-132
308-122-535	DECOD	91-04-020	308-125-130	NEW	91-04-074	314-24-250	NEW-P	91-19-014
308-122-540	DECOD	91-04-020	308-125-140	NEW	91-04-074	314-24-250	NEW	91-21-132
308-122-545	DECOD	91-04-020	308-125-150	NEW	91-04-074	314-26-010	AMD-P	91-16-081
308-122-600	DECOD	91-04-020	308-125-160	NEW	91-04-074	314-26-010	AMD	91-19-070
308-122-610	DECOD	91-04-020	308-125-170	NEW	91-04-074	314-38-040	NEW-P	91-22-074
308-122-620	DECOD	91-04-020	308-125-180	NEW	91-04-074	314-38-040	NEW	92-01-079
308-122-630	DECOD	91-04-020	308-125-190	NEW	91-04-074	314-52-015	AMD-C	91-03-007
308-122-640	DECOD	91-04-020	308-125-200	NEW	91-04-074	314-52-015	AMD-W	91-04-085
308-122-650	DECOD	91-04-020	308-125-210	NEW	91-04-074	314-64-030	REP-P	91-16-081
308-122-660	DECOD	91-04-020	308-128B-080	AMD-P	91-08-049	314-64-030	REP	91-19-070
308-122-660	AMD	91-04-021	308-128B-080	AMD	91-11-066	314-64-050	AMD-P	91-16-081
308-122-670	DECOD	91-04-020	308-138-055	REP-P	91-03-117	314-64-050	AMD	91-19-070
308-122-670	AMD	91-04-021	308-171-001	DECOD	91-05-027	315-04-190	AMD-P	91-16-084
308-122-680	DECOD	91-04-020	308-171-001	AMD-P	91-05-088	315-04-190	AMD	91-20-062
308-122-690	DECOD	91-04-020	308-171-002	DECOD	91-05-027	315-04-205	NEW-P	91-07-070
308-122-695	DECOD	91-04-020	308-171-003	DECOD	91-05-027	315-04-205	NEW	91-11-033

Table of WAC Sections Affected as of 12/31/91

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
315-06-095	NEW-P	91-16-084	315-11-621	NEW	91-06-074	315-11-710	NEW-W	91-22-036
315-06-095	NEW	91-20-062	315-11-622	NEW-P	91-03-112	315-11-710	NEW-P	91-24-100
315-06-120	AMD	91-03-036	315-11-622	NEW	91-06-074	315-11-711	NEW-P	91-19-108
315-06-125	AMD-P	91-16-084	315-11-630	NEW-P	91-03-112	315-11-711	NEW-W	91-22-036
315-06-125	AMD	91-20-062	315-11-630	NEW	91-06-074	315-11-711	NEW-P	91-24-100
315-10-080	NEW-P	91-16-084	315-11-630	AMD-P	91-12-069	315-11-712	NEW-P	91-19-108
315-10-080	NEW	91-20-062	315-11-630	AMD	91-15-037	315-11-712	NEW-W	91-22-036
315-11-200	REP	91-03-034	315-11-631	NEW-P	91-03-112	315-11-712	NEW-P	91-24-100
315-11-201	REP	91-03-034	315-11-631	NEW	91-06-074	315-11-720	NEW-P	91-19-108
315-11-202	REP	91-03-034	315-11-632	NEW-P	91-03-112	315-11-720	NEW	91-22-113
315-11-210	REP	91-03-034	315-11-632	NEW	91-06-074	315-11-721	NEW-P	91-19-108
315-11-211	REP	91-03-034	315-11-632	AMD-P	91-12-069	315-11-721	NEW	91-22-113
315-11-212	REP	91-03-034	315-11-632	AMD	91-15-037	315-11-722	NEW-P	91-19-108
315-11-220	REP	91-03-034	315-11-640	NEW-P	91-07-070	315-11-722	NEW	91-22-113
315-11-221	REP	91-03-034	315-11-640	NEW	91-11-033	315-11-730	NEW-P	91-24-100
315-11-222	REP	91-03-034	315-11-641	NEW-P	91-07-070	315-11-731	NEW-P	91-24-100
315-11-230	REP	91-03-034	315-11-641	NEW	91-11-033	315-11-732	NEW-P	91-24-100
315-11-231	REP	91-03-034	315-11-642	NEW-P	91-07-070	315-11-740	NEW-P	91-24-100
315-11-232	REP	91-03-034	315-11-642	NEW	91-11-033	315-11-741	NEW-P	91-24-100
315-11-240	REP	91-03-034	315-11-650	NEW-P	91-07-070	315-11-742	NEW-P	91-24-100
315-11-241	REP	91-03-034	315-11-650	NEW	91-11-033	315-12-140	REP	91-03-035
315-11-242	REP	91-03-034	315-11-651	NEW-P	91-07-070	315-12-145	NEW	91-03-036
315-11-250	REP	91-03-034	315-11-651	NEW	91-11-033	315-33-060	AMD-P	91-16-084
315-11-251	REP	91-03-034	315-11-652	NEW-P	91-07-070	315-33-060	AMD	91-20-062
315-11-252	REP	91-03-034	315-11-652	NEW	91-11-033	315-33A-010	NEW-P	91-16-084
315-11-260	REP	91-03-034	315-11-660	NEW-P	91-07-070	315-33A-010	NEW	91-20-062
315-11-261	REP	91-03-034	315-11-660	NEW	91-11-033	315-33A-020	NEW-P	91-16-084
315-11-262	REP	91-03-034	315-11-660	AMD-P	91-16-084	315-33A-020	NEW	91-20-062
315-11-270	REP	91-03-034	315-11-660	AMD	91-20-062	315-33A-030	NEW-P	91-16-084
315-11-271	REP	91-03-034	315-11-661	NEW-P	91-07-070	315-33A-030	NEW	91-20-062
315-11-272	REP	91-03-034	315-11-661	NEW	91-11-033	315-33A-040	NEW-P	91-16-084
315-11-280	REP	91-03-034	315-11-661	AMD-P	91-16-084	315-33A-040	NEW	91-20-062
315-11-281	REP	91-03-034	315-11-661	AMD	91-20-062	315-33A-050	NEW-P	91-16-084
315-11-282	REP	91-03-034	315-11-662	NEW-P	91-07-070	315-33A-050	NEW	91-20-062
315-11-290	REP	91-03-034	315-11-662	NEW	91-11-033	315-33A-060	NEW-P	91-16-084
315-11-291	REP	91-03-034	315-11-662	AMD-P	91-16-084	315-33A-060	NEW	91-20-062
315-11-292	REP	91-03-034	315-11-662	AMD	91-20-062	315-33A-070	NEW-P	91-16-084
315-11-300	REP	91-03-034	315-11-670	NEW-P	91-12-069	315-33A-070	NEW	91-20-062
315-11-301	REP	91-03-034	315-11-670	NEW	91-15-037	315-40-010	NEW-P	91-24-100
315-11-302	REP	91-03-034	315-11-671	NEW-P	91-12-069	315-40-020	NEW-P	91-24-100
315-11-310	REP	91-03-034	315-11-671	NEW	91-15-037	315-40-030	NEW-P	91-24-100
315-11-311	REP	91-03-034	315-11-672	NEW-P	91-12-069	315-40-040	NEW-P	91-24-100
315-11-312	REP	91-03-034	315-11-672	NEW	91-15-037	315-40-050	NEW-P	91-24-100
315-11-320	REP	91-03-034	315-11-680	NEW-P	91-12-069	315-40-060	NEW-P	91-24-100
315-11-321	REP	91-03-034	315-11-680	NEW	91-15-037	315-40-070	NEW-P	91-24-100
315-11-322	REP	91-03-034	315-11-680	AMD-P	91-19-108	315-40-080	NEW-P	91-24-100
315-11-330	REP	91-03-034	315-11-680	AMD	91-22-113	315-41-50100	NEW-P	91-24-100
315-11-331	REP	91-03-034	315-11-681	NEW-P	91-12-069	315-41-50110	NEW-P	91-24-100
315-11-332	REP	91-03-034	315-11-681	NEW	91-15-037	315-41-50120	NEW-P	91-24-100
315-11-340	REP	91-03-034	315-11-682	NEW-P	91-12-069	315-41-50200	NEW-P	91-24-100
315-11-341	REP	91-03-034	315-11-682	NEW	91-15-037	315-41-50210	NEW-P	91-24-100
315-11-342	REP	91-03-034	315-11-690	NEW-P	91-16-084	315-41-50220	NEW-P	91-24-100
315-11-350	REP	91-03-034	315-11-690	NEW	91-20-062	315-41-50300	NEW-P	91-24-100
315-11-351	REP	91-03-034	315-11-691	NEW-P	91-16-084	315-41-50310	NEW-P	91-24-100
315-11-352	REP	91-03-034	315-11-691	NEW	91-20-062	315-41-50320	NEW-P	91-24-100
315-11-360	REP	91-03-034	315-11-691	AMD-P	91-24-100	317-10-010	NEW-P	91-14-111
315-11-361	REP	91-03-034	315-11-692	NEW-P	91-16-084	317-10-010	NEW	91-22-086
315-11-362	REP	91-03-034	315-11-692	NEW	91-20-062	317-10-020	NEW-P	91-14-111
315-11-370	REP	91-03-034	315-11-700	NEW-P	91-16-084	317-10-020	NEW	91-22-086
315-11-371	REP	91-03-034	315-11-700	NEW	91-20-062	317-10-030	NEW-P	91-14-111
315-11-372	REP	91-03-034	315-11-700	REP-P	91-20-155	317-10-030	NEW	91-22-086
315-11-380	REP	91-03-034	315-11-700	REP	91-23-027	317-10-035	NEW-P	91-14-111
315-11-381	REP	91-03-034	315-11-701	NEW-P	91-16-084	317-10-035	NEW	91-22-086
315-11-382	REP	91-03-034	315-11-701	NEW	91-20-062	317-10-040	NEW-P	91-14-111
315-11-390	REP	91-03-034	315-11-701	REP-P	91-20-155	317-10-040	NEW	91-22-086
315-11-391	REP	91-03-034	315-11-701	REP	91-23-027	317-10-045	NEW-P	91-14-111
315-11-392	REP	91-03-034	315-11-702	NEW-P	91-16-084	317-10-045	NEW	91-22-086
315-11-590	AMD	91-03-036	315-11-702	NEW	91-20-062	317-10-050	NEW-P	91-14-111
315-11-591	AMD	91-03-036	315-11-702	REP-P	91-20-155	317-10-050	NEW	91-22-086
315-11-610	NEW	91-03-036	315-11-702	REP	91-23-027	317-10-060	NEW-P	91-14-111
315-11-611	NEW	91-03-036	315-11-703	NEW-P	91-20-156	317-10-060	NEW	91-22-086
315-11-611	AMD-P	91-03-112	315-11-703	NEW	91-23-028	317-10-065	NEW-P	91-14-111
315-11-611	AMD	91-06-074	315-11-704	NEW-P	91-20-156	317-10-065	NEW	91-22-086
315-11-612	NEW	91-03-036	315-11-704	NEW	91-23-028	317-10-070	NEW-P	91-14-111
315-11-620	NEW-P	91-03-112	315-11-705	NEW-P	91-20-156	317-10-070	NEW	91-22-086
315-11-620	NEW	91-06-074	315-11-705	NEW	91-23-028	317-10-075	NEW-P	91-14-111
315-11-621	NEW-P	91-03-112	315-11-710	NEW-P	91-19-108	317-10-075	NEW	91-22-086

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317-10-080	NEW-P	91-14-111	332-08-200	REP	91-13-059	332-08-525	NEW-P	91-08-066
317-10-080	NEW	91-22-086	332-08-210	REP-P	91-08-066	332-08-525	NEW	91-13-059
317-10-085	NEW-P	91-14-111	332-08-210	REP	91-13-059	332-08-530	REP-P	91-08-066
317-10-085	NEW	91-22-086	332-08-220	REP-P	91-08-066	332-08-530	REP	91-13-059
317-10-090	NEW	91-22-086	332-08-220	REP	91-13-059	332-08-535	NEW-P	91-08-066
317-10-092	NEW	91-22-086	332-08-230	REP-P	91-08-066	332-08-535	NEW	91-13-059
317-10-094	NEW	91-22-086	332-08-230	REP	91-13-059	332-08-540	REP-P	91-08-066
317-10-096	NEW	91-22-086	332-08-240	REP-P	91-08-066	332-08-540	REP	91-13-059
317-10-098	NEW-P	91-14-111	332-08-240	REP	91-13-059	332-08-545	NEW-P	91-08-066
317-10-098	NEW	91-22-086	332-08-250	REP-P	91-08-066	332-08-545	NEW	91-13-059
318-04-020	AMD-P	91-16-086	332-08-250	REP	91-13-059	332-08-550	REP-P	91-08-066
318-04-020	AMD	91-19-073	332-08-260	REP-P	91-08-066	332-08-550	REP	91-13-059
318-04-030	AMD-P	91-16-086	332-08-260	REP	91-13-059	332-08-560	REP-P	91-08-066
318-04-030	AMD	91-19-073	332-08-270	REP-P	91-08-066	332-08-560	REP	91-13-059
318-05-010	NEW-P	91-16-086	332-08-270	REP	91-13-059	332-08-570	REP-P	91-08-066
318-05-010	NEW-W	91-21-020	332-08-280	REP-P	91-08-066	332-08-570	REP	91-13-059
318-05-020	NEW-P	91-16-086	332-08-280	REP	91-13-059	332-08-580	REP-P	91-08-066
318-05-020	NEW-W	91-21-020	332-08-290	REP-P	91-08-066	332-08-580	REP	91-13-059
318-05-030	NEW-P	91-16-086	332-08-290	REP	91-13-059	332-08-590	REP-P	91-08-066
318-05-030	NEW-W	91-21-020	332-08-300	REP-P	91-08-066	332-08-590	REP	91-13-059
318-05-040	NEW-P	91-16-086	332-08-300	REP	91-13-059	332-10-020	AMD-P	91-09-060
318-05-040	NEW-W	91-21-020	332-08-305	NEW-P	91-08-066	332-10-020	AMD	91-14-014
318-05-050	NEW-P	91-16-086	332-08-305	NEW	91-13-059	332-10-030	AMD-P	91-09-060
326-30-03904	NEW-E	91-12-051	332-08-310	REP-P	91-08-066	332-10-030	AMD	91-14-014
326-30-03904	NEW-P	91-14-105	332-08-310	REP	91-13-059	332-10-035	REP-P	91-09-060
326-30-03904	NEW	91-18-041	332-08-315	NEW-P	91-08-066	332-10-035	REP	91-14-014
332-08-005	NEW-P	91-08-066	332-08-315	NEW	91-13-059	332-10-040	AMD-P	91-09-060
332-08-005	NEW	91-13-059	332-08-315	AMD-P	91-21-138A	332-10-040	AMD	91-14-014
332-08-010	REP-P	91-08-066	332-08-315	AMD	92-01-027	332-10-045	REP-P	91-09-060
332-08-010	REP	91-13-059	332-08-320	REP-P	91-08-066	332-10-045	REP	91-14-014
332-08-015	NEW-P	91-08-066	332-08-320	REP	91-13-059	332-10-050	AMD-P	91-09-060
332-08-015	NEW	91-13-059	332-08-330	REP-P	91-08-066	332-10-050	AMD	91-14-014
332-08-020	REP-P	91-08-066	332-08-330	REP	91-13-059	332-10-060	AMD-P	91-09-060
332-08-020	REP	91-13-059	332-08-340	REP-P	91-08-066	332-10-060	AMD	91-14-014
332-08-025	NEW-P	91-08-066	332-08-340	REP	91-13-059	332-10-070	AMD-P	91-09-060
332-08-025	NEW	91-13-059	332-08-350	REP-P	91-08-066	332-10-070	AMD	91-14-014
332-08-040	REP-P	91-08-066	332-08-350	REP	91-13-059	332-10-080	AMD-P	91-09-060
332-08-040	REP	91-13-059	332-08-360	REP-P	91-08-066	332-10-080	AMD	91-14-014
332-08-050	REP-P	91-08-066	332-08-360	REP	91-13-059	332-10-100	AMD-P	91-09-060
332-08-050	REP	91-13-059	332-08-370	REP-P	91-08-066	332-10-100	AMD	91-14-014
332-08-060	REP-P	91-08-066	332-08-370	REP	91-13-059	332-10-120	AMD-P	91-09-060
332-08-060	REP	91-13-059	332-08-380	REP-P	91-08-066	332-10-120	AMD	91-14-014
332-08-070	REP-P	91-08-066	332-08-380	REP	91-13-059	332-10-130	AMD-P	91-09-060
332-08-070	REP	91-13-059	332-08-390	REP-P	91-08-066	332-10-130	AMD	91-14-014
332-08-080	REP-P	91-08-066	332-08-390	REP	91-13-059	332-10-135	REP-P	91-09-060
332-08-080	REP	91-13-059	332-08-400	REP-P	91-08-066	332-10-135	REP	91-14-014
332-08-090	REP-P	91-08-066	332-08-400	REP	91-13-059	332-10-140	AMD-P	91-09-060
332-08-090	REP	91-13-059	332-08-405	NEW-P	91-08-066	332-10-140	AMD	91-14-014
332-08-100	REP-P	91-08-066	332-08-405	NEW	91-13-059	332-10-145	NEW-P	91-09-060
332-08-100	REP	91-13-059	332-08-410	REP-P	91-08-066	332-10-145	NEW	91-14-014
332-08-105	NEW-P	91-08-066	332-08-410	REP	91-13-059	332-18-010	AMD-P	91-21-140
332-08-105	NEW	91-13-059	332-08-420	REP-P	91-08-066	332-18-130	NEW-P	91-21-140
332-08-110	REP-P	91-08-066	332-08-420	REP	91-13-059	332-22-020	AMD-P	91-23-053
332-08-110	REP	91-13-059	332-08-430	REP-P	91-08-066	332-22-020	AMD-E	91-23-054
332-08-115	NEW-P	91-08-066	332-08-430	REP	91-13-059	332-22-050	AMD-P	91-23-055
332-08-115	NEW	91-13-059	332-08-440	REP-P	91-08-066	332-22-070	REP-P	91-23-055
332-08-120	REP-P	91-08-066	332-08-440	REP	91-13-059	332-22-100	AMD-P	91-23-055
332-08-120	REP	91-13-059	332-08-450	REP-P	91-08-066	332-22-105	AMD-P	91-23-055
332-08-125	NEW-P	91-08-066	332-08-450	REP	91-13-059	332-22-160	NEW-P	91-23-053
332-08-125	NEW	91-13-059	332-08-460	REP-P	91-08-066	332-22-160	NEW-E	91-23-054
332-08-125	AMD-P	91-21-138A	332-08-460	REP	91-13-059	332-22-170	NEW-P	91-23-053
332-08-125	AMD	92-01-027	332-08-470	REP-P	91-08-066	332-22-170	NEW-E	91-23-054
332-08-130	REP-P	91-08-066	332-08-470	REP	91-13-059	332-22-180	NEW-P	91-23-053
332-08-130	REP	91-13-059	332-08-480	REP-P	91-08-066	332-22-180	NEW-E	91-23-054
332-08-140	REP-P	91-08-066	332-08-480	REP	91-13-059	332-22-190	NEW-P	91-23-053
332-08-140	REP	91-13-059	332-08-500	REP-P	91-08-066	332-22-190	NEW-E	91-23-054
332-08-150	REP-P	91-08-066	332-08-500	REP	91-13-059	332-22-200	NEW-P	91-23-053
332-08-150	REP	91-13-059	332-08-505	NEW-P	91-08-066	332-22-200	NEW-E	91-23-054
332-08-160	REP-P	91-08-066	332-08-505	NEW	91-13-059	332-22-210	NEW-P	91-23-053
332-08-160	REP	91-13-059	332-08-510	REP-P	91-08-066	332-22-210	NEW-E	91-23-054
332-08-170	REP-P	91-08-066	332-08-510	REP	91-13-059	332-22-220	NEW-P	91-23-053
332-08-170	REP	91-13-059	332-08-515	NEW-P	91-08-066	332-22-220	NEW-E	91-23-054
332-08-180	REP-P	91-08-066	332-08-515	NEW	91-13-059	332-22-230	NEW-P	91-23-053
332-08-180	REP	91-13-059	332-08-515	AMD-P	91-21-138A	332-22-230	NEW-E	91-23-054
332-08-190	REP-P	91-08-066	332-08-515	AMD	92-01-027	332-22-240	NEW-P	91-23-053
332-08-190	REP	91-13-059	332-08-520	REP-P	91-08-066	332-22-240	NEW-E	91-23-054
332-08-200	REP-P	91-08-066	332-08-520	REP	91-13-059	332-24-005	AMD-P	91-15-107

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332-24-005	AMD	91-20-060	352-12-030	AMD-P	91-03-142	356-09-050	AMD-P	91-16-047
332-24-201	AMD-P	91-15-107	352-12-030	AMD	91-09-001	356-09-050	AMD	91-20-034
332-24-201	AMD	91-20-060	352-32-010	AMD-P	91-03-142	356-10-050	AMD	91-03-070
332-24-211	AMD-P	91-15-107	352-32-010	AMD	91-09-001	356-15-020	AMD-P	91-04-046
332-24-211	AMD	91-20-060	352-32-011	AMD-P	92-01-106	356-15-020	AMD-C	91-07-054
332-24-225	REP-E	91-14-083	352-32-035	AMD-P	91-03-142	356-15-020	AMD-W	91-09-037
332-24-225	REP-P	91-15-107	352-32-035	AMD	91-09-001	356-15-061	AMD-E	91-15-079
332-24-225	REP	91-20-060	352-32-045	AMD-P	91-03-142	356-15-061	AMD-P	91-16-089
332-24-231	AMD-P	91-15-107	352-32-045	AMD	91-09-001	356-15-061	AMD	91-20-028
332-24-231	AMD	91-20-060	352-32-200	AMD-P	91-03-140	356-15-063	AMD-E	91-15-079
332-24-234	AMD-P	91-15-107	352-32-200	AMD	91-07-014	356-15-063	AMD-P	91-16-089
332-24-234	AMD	91-20-060	352-32-210	AMD-P	91-03-140	356-15-063	AMD	91-20-028
332-24-238	AMD-P	91-15-107	352-32-210	AMD	91-07-014	356-15-080	AMD	91-03-069
332-24-238	AMD	91-20-060	352-32-250	AMD-P	91-03-142	356-15-080	AMD-E	91-15-027
332-24-301	AMD-P	91-15-107	352-32-250	AMD	91-09-001	356-15-080	AMD-P	91-15-075
332-24-301	AMD	91-20-060	352-32-25001	AMD-P	91-19-095	356-15-080	AMD	91-20-027
332-24-405	AMD-P	91-15-107	352-32-25001	AMD	91-22-063	356-15-130	AMD	91-05-083
332-24-405	AMD	91-20-060	352-32-25002	AMD-P	91-19-095	356-15-130	AMD-P	91-10-063
332-24-409	NEW-P	91-15-107	352-32-25002	AMD-W	91-20-161	356-15-130	AMD	91-13-034
332-24-409	NEW	91-20-060	352-32-25002	AMD-P	92-01-038	356-15-130	AMD	91-15-021
332-24-600	AMD-P	91-15-107	352-32-252	AMD-P	91-03-142	356-18-060	AMD-P	91-24-082
332-24-600	AMD	91-20-060	352-32-252	AMD	91-09-001	356-18-110	AMD-P	91-16-050
332-26-010	NEW-E	91-15-001	352-32-270	AMD-P	91-03-142	356-18-110	AMD	91-20-035
332-26-015	NEW-E	91-20-059	352-32-270	AMD	91-09-001	356-18-112	AMD-C	91-05-082
332-26-015	REP-E	91-21-008	352-44-010	AMD-P	91-16-096	356-18-112	AMD	91-07-055
332-26-020	NEW-E	91-15-001	352-44-010	AMD	91-19-068	356-18-116	AMD-P	91-16-042
332-26-030	NEW-E	91-21-066	352-44-060	AMD-P	91-16-096	356-18-116	AMD-C	91-20-022
332-26-031	NEW-E	91-21-105	352-44-060	AMD	91-19-068	356-18-116	AMD-C	91-21-077
332-26-031	REP-E	91-22-001	352-44-070	AMD-P	91-16-096	356-18-116	AMD-C	91-23-104
332-26-040	NEW-E	91-15-001	352-44-070	AMD	91-19-068	356-18-230	NEW-P	91-10-066
332-26-050	NEW-E	91-15-001	352-44-080	AMD-P	91-16-096	356-18-230	NEW-E	91-11-043
332-26-060	NEW-E	91-15-001	352-44-080	AMD	91-19-068	356-18-230	NEW-E	91-13-043
332-26-080	NEW-E	91-09-029	352-44-090	AMD-P	91-16-096	356-18-230	NEW	91-14-044
332-26-081	NEW-E	91-10-067	352-44-090	AMD	91-19-068	356-22-090	AMD-P	91-16-049
332-26-082	NEW-E	91-14-083	352-75	AMD-P	91-11-058	356-22-090	AMD	91-20-036
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332-26-083	NEW-E	91-14-083	352-75-010	AMD-P	91-11-058	356-22-120	AMD	91-15-078
332-26-084	NEW-E	91-21-008	352-75-010	AMD	91-15-103	356-22-130	AMD	91-03-071
332-26-084	REP-E	91-21-127	352-75-020	AMD-P	91-11-058	356-22-230	AMD-C	91-03-068
332-26-085	NEW-E	91-21-056	352-75-020	AMD	91-15-103	356-22-230	AMD-W	91-05-081
332-26-085	REP-E	91-22-007	352-75-030	AMD-P	91-11-058	356-26-040	AMD-P	91-10-064
332-26-086	NEW-E	91-21-127	352-75-030	AMD	91-15-103	356-26-040	AMD	91-13-041
332-26-086	REP-E	91-22-016	352-75-040	AMD-P	91-11-058	356-26-120	AMD-P	91-21-089
332-26-087	NEW-E	91-22-001	352-75-040	AMD	91-15-103	356-26-120	AMD	92-02-009
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332-30-106	AMD	91-22-079	352-75-060	AMD	91-15-103	356-30-120	AMD-C	91-21-078
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332-30-122	AMD-W	91-18-072	352-75-070	AMD	91-15-103	356-30-120	AMD	92-02-010
332-30-122	AMD-P	91-19-099	352-75-080	AMD-P	91-11-058	356-30-260	AMD-C	91-05-082
332-30-122	AMD	91-22-079	352-75-080	AMD	91-15-103	356-30-260	AMD	91-07-055
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332-48-010	REP	91-20-060	352-75-090	AMD	91-15-103	356-30-260	AMD	91-20-029
332-48-020	REP-P	91-15-107	356-05-173	NEW-P	91-16-045	356-30-290	AMD-P	91-15-076
332-48-020	REP	91-20-060	356-05-173	NEW	91-20-030	356-30-290	AMD	91-20-029
332-52-065	AMD-P	91-13-090	356-05-214	NEW-P	91-24-059	356-30-300	AMD-P	91-16-048
332-52-065	AMD-C	91-17-031	356-05-260	AMD-P	91-16-046	356-30-300	AMD	91-20-037
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332-100-030	AMD-W	91-18-072	356-05-260	AMD-C	91-21-079	356-30-305	AMD	91-07-055
332-100-030	AMD-P	91-19-099	356-05-260	AMD	91-23-107	356-30-305	AMD-P	91-15-076
332-100-030	AMD	91-22-079	356-05-327	AMD-P	91-16-044	356-30-305	AMD	91-20-029
332-100-050	AMD-P	91-18-059	356-05-327	AMD	91-20-031	356-30-320	AMD-P	91-10-065
332-100-050	AMD-W	91-18-072	356-05-493	NEW-P	91-16-043	356-30-320	AMD	91-13-042
332-100-050	AMD-P	91-19-099	356-05-493	NEW	91-20-032	356-30-320	AMD	91-21-080
332-100-050	AMD	91-22-079	356-06-040	AMD-C	91-03-068	356-30-330	AMD-P	91-20-026
332-130-010	AMD-P	91-23-065	356-06-040	AMD-W	91-05-081	356-30-330	AMD-E	91-21-082
332-130-020	AMD-P	91-15-060	356-06-055	AMD-P	91-15-077	356-30-330	AMD	91-23-106
332-130-020	AMD	91-19-013	356-06-055	AMD-C	91-20-023	356-47-040	AMD-P	91-24-058
332-130-020	AMD-P	91-23-065	356-06-055	AMD	91-21-081	360-08	DECOD-W	91-06-037
332-130-025	NEW-P	91-23-065	356-06-110	NEW-P	91-10-062	360-08-005	DECOD-P	91-14-033
332-130-060	AMD-P	91-15-060	356-06-110	NEW-C	91-13-040	360-08-005	DECOD	91-18-057
332-130-060	AMD	91-19-013	356-06-110	NEW-C	91-15-074	360-08-010	DECOD-P	91-14-033
352-12-010	AMD-P	91-03-142	356-06-110	NEW-C	91-20-025	360-08-010	DECOD	91-18-057
352-12-010	AMD-W	91-16-078	356-06-110	NEW-W	91-23-041	360-08-040	DECOD-P	91-14-033
352-12-020	AMD-P	91-03-142	356-09-020	AMD-P	91-16-051	360-08-040	DECOD	91-18-057
352-12-020	AMD	91-09-001	356-09-020	AMD	91-20-033	360-08-050	DECOD-P	91-14-033

Table of WAC Sections Affected as of 12/31/91

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
360-08-050	DECOD 91-18-057	360-10-080	DECOD 91-18-057	360-15	DECOD-W 91-06-037
360-08-060	DECOD-P 91-14-033	360-11	DECOD-W 91-06-037	360-15-010	DECOD-P 91-14-033
360-08-060	DECOD 91-18-057	360-11-005	NEW-P 91-19-026	360-15-010	DECOD 91-18-057
360-08-230	DECOD-P 91-14-033	360-11-010	DECOD-P 91-14-033	360-15-020	DECOD-P 91-14-033
360-08-230	DECOD 91-18-057	360-11-010	DECOD 91-18-057	360-15-020	DECOD 91-18-057
360-08-240	DECOD-P 91-14-033	360-11-010	AMD-P 91-19-026	360-15-030	DECOD-P 91-14-033
360-08-240	DECOD 91-18-057	360-11-020	DECOD-P 91-14-033	360-15-030	DECOD 91-18-057
360-08-250	DECOD-P 91-14-033	360-11-020	DECOD 91-18-057	360-15-040	DECOD-P 91-14-033
360-08-250	DECOD 91-18-057	360-11-020	AMD-P 91-19-026	360-15-040	DECOD 91-18-057
360-08-260	DECOD-P 91-14-033	360-11-023	DECOD-P 91-14-033	360-15-050	DECOD-P 91-14-033
360-08-260	DECOD 91-18-057	360-11-023	DECOD 91-18-057	360-15-050	DECOD 91-18-057
360-08-270	DECOD-P 91-14-033	360-11-023	AMD-P 91-19-026	360-15-060	DECOD-P 91-14-033
360-08-270	DECOD 91-18-057	360-11-027	DECOD-P 91-14-033	360-15-060	DECOD 91-18-057
360-08-280	DECOD-P 91-14-033	360-11-027	DECOD 91-18-057	360-15-070	DECOD-P 91-14-033
360-08-280	DECOD 91-18-057	360-11-027	AMD-P 91-19-026	360-15-070	DECOD 91-18-057
360-08-290	DECOD-P 91-14-033	360-11-030	DECOD-P 91-14-033	360-16	DECOD-W 91-06-037
360-08-290	DECOD 91-18-057	360-11-030	DECOD 91-18-057	360-16-005	DECOD-P 91-14-033
360-08-260	DECOD 91-18-057	360-11-030	AMD-P 91-19-026	360-16-005	DECOD 91-18-057
360-08-300	DECOD-P 91-14-033	360-11-033	DECOD-P 91-14-033	360-16-011	DECOD-P 91-14-033
360-08-300	DECOD 91-18-057	360-11-033	DECOD 91-18-057	360-16-011	DECOD 91-18-057
360-08-310	DECOD-P 91-14-033	360-11-033	REP-P 91-19-026	360-16-020	DECOD-P 91-14-033
360-08-310	DECOD 91-18-057	360-11-037	DECOD-P 91-14-033	360-16-020	DECOD 91-18-057
360-08-320	DECOD-P 91-14-033	360-11-037	DECOD 91-18-057	360-16-025	DECOD-P 91-14-033
360-08-320	DECOD 91-18-057	360-11-037	REP-P 91-19-026	360-16-025	DECOD 91-18-057
360-08-330	DECOD-P 91-14-033	360-11-040	DECOD-P 91-14-033	360-16-040	DECOD-P 91-14-033
360-08-330	DECOD 91-18-057	360-11-040	DECOD 91-18-057	360-16-040	DECOD 91-18-057
360-08-340	DECOD-P 91-14-033	360-11-040	AMD-P 91-19-026	360-16-050	DECOD-P 91-14-033
360-08-340	DECOD 91-18-057	360-11-045	DECOD-P 91-14-033	360-16-050	DECOD 91-18-057
360-08-350	DECOD-P 91-14-033	360-11-045	DECOD 91-18-057	360-16-070	DECOD-P 91-14-033
360-08-350	DECOD 91-18-057	360-11-045	REP-P 91-19-026	360-16-070	DECOD 91-18-057
360-08-360	DECOD-P 91-14-033	360-11-060	DECOD-P 91-14-033	360-16-094	DECOD-P 91-14-033
360-08-360	DECOD 91-18-057	360-11-060	DECOD 91-18-057	360-16-094	DECOD 91-18-057
360-08-370	DECOD-P 91-14-033	360-11-060	REP-P 91-19-026	360-16-096	DECOD-P 91-14-033
360-08-370	DECOD 91-18-057	360-11-065	NEW-P 91-19-026	360-16-096	DECOD 91-18-057
360-08-380	DECOD-P 91-14-033	360-11-070	DECOD-P 91-14-033	360-16-098	DECOD-P 91-14-033
360-08-380	DECOD 91-18-057	360-11-070	DECOD 91-18-057	360-16-098	DECOD 91-18-057
360-08-390	DECOD-P 91-14-033	360-11-070	AMD-P 91-19-026	360-16-120	DECOD-P 91-14-033
360-08-390	DECOD 91-18-057	360-12	DECOD-W 91-06-037	360-16-120	DECOD 91-18-057
360-08-400	DECOD-P 91-14-033	360-12-015	DECOD-P 91-14-033	360-16-150	DECOD-P 91-14-033
360-08-400	DECOD 91-18-057	360-12-015	DECOD 91-18-057	360-16-150	DECOD 91-18-057
360-08-420	DECOD-P 91-14-033	360-12-050	DECOD-P 91-14-033	360-16-180	DECOD-P 91-14-033
360-08-420	DECOD 91-18-057	360-12-050	DECOD 91-18-057	360-16-180	DECOD 91-18-057
360-08-520	DECOD-P 91-14-033	360-12-065	DECOD-P 91-14-033	360-16-200	DECOD-P 91-14-033
360-08-520	DECOD 91-18-057	360-12-065	DECOD 91-18-057	360-16-200	DECOD 91-18-057
360-08-530	DECOD-P 91-14-033	360-12-110	DECOD-P 91-14-033	360-16-210	DECOD-P 91-14-033
360-08-530	DECOD 91-18-057	360-12-110	DECOD 91-18-057	360-16-210	DECOD 91-18-057
360-08-540	DECOD-P 91-14-033	360-12-120	DECOD-P 91-14-033	360-16-220	DECOD-P 91-14-033
360-08-540	DECOD 91-18-057	360-12-120	DECOD 91-18-057	360-16-220	DECOD 91-18-057
360-08-550	DECOD-P 91-14-033	360-12-125	DECOD-P 91-14-033	360-16-230	DECOD-P 91-14-033
360-08-550	DECOD 91-18-057	360-12-125	DECOD 91-18-057	360-16-230	DECOD 91-18-057
360-08-560	DECOD-P 91-14-033	360-12-128	AMD-P 91-08-078	360-16-235	DECOD-P 91-14-033
360-08-560	DECOD 91-18-057	360-12-128	AMD 91-13-002	360-16-235	DECOD 91-18-057
360-08-570	DECOD-P 91-14-033	360-12-128	DECOD-P 91-15-003	360-16-245	DECOD-P 91-14-033
360-08-570	DECOD 91-18-057	360-12-128	DECOD 91-19-028	360-16-245	DECOD 91-18-057
360-08-580	DECOD-P 91-14-033	360-12-130	DECOD-P 91-14-033	360-16-255	DECOD-P 91-14-033
360-08-580	DECOD 91-18-057	360-12-130	DECOD 91-18-057	360-16-255	DECOD 91-18-057
360-08-590	DECOD-P 91-14-033	360-12-140	DECOD-P 91-14-033	360-16-265	DECOD-P 91-14-033
360-08-590	DECOD 91-18-057	360-12-140	DECOD 91-18-057	360-16-265	DECOD 91-18-057
360-10	DECOD-W 91-06-037	360-12-150	DECOD-P 91-14-033	360-16-270	DECOD-P 91-14-033
360-10-010	DECOD-P 91-14-033	360-12-150	DECOD 91-18-057	360-16-270	DECOD 91-18-057
360-10-010	DECOD 91-18-057	360-12-160	DECOD-P 91-14-033	360-16-290	DECOD-P 91-14-033
360-10-020	DECOD-P 91-14-033	360-12-160	DECOD 91-18-057	360-16-290	DECOD 91-18-057
360-10-020	DECOD 91-18-057	360-13	DECOD-W 91-06-037	360-16-300	DECOD-P 91-14-033
360-10-030	AMD-P 91-05-091	360-13-010	DECOD-P 91-14-033	360-16-300	DECOD 91-18-057
360-10-030	AMD 91-11-041	360-13-010	DECOD 91-18-057	360-16A	DECOD-W 91-06-037
360-10-030	DECOD-P 91-14-033	360-13-020	DECOD-P 91-14-033	360-16A-010	DECOD-P 91-14-033
360-10-030	DECOD 91-18-057	360-13-020	DECOD 91-18-057	360-16A-010	DECOD 91-18-057
360-10-040	DECOD-P 91-14-033	360-13-030	DECOD-P 91-14-033	360-16A-020	DECOD-P 91-14-033
360-10-040	DECOD 91-18-057	360-13-030	DECOD 91-18-057	360-16A-020	DECOD 91-18-057
360-10-050	AMD-P 91-05-091	360-13-045	DECOD-P 91-14-033	360-16A-030	DECOD-P 91-14-033
360-10-050	AMD 91-11-041	360-13-045	DECOD 91-18-057	360-16A-030	DECOD 91-18-057
360-10-050	DECOD-P 91-14-033	360-13-055	DECOD-P 91-14-033	360-16A-040	DECOD-P 91-14-033
360-10-050	DECOD 91-18-057	360-13-055	DECOD 91-18-057	360-16A-040	DECOD 91-18-057
360-10-060	AMD-P 91-05-091	360-13-066	DECOD-P 91-14-033	360-16A-060	DECOD-P 91-14-033
360-10-060	AMD 91-11-041	360-13-066	DECOD 91-18-057	360-16A-060	DECOD 91-18-057
360-10-060	DECOD-P 91-14-033	360-13-100	DECOD-P 91-14-033	360-16A-070	DECOD-P 91-14-033
360-10-060	DECOD 91-18-057	360-13-100	DECOD 91-18-057	360-16A-070	DECOD 91-18-057
360-10-080	DECOD-P 91-14-033				

Table of WAC Sections Affected as of 12/31/91

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
360-16A-080	DECOD-P 91-14-033	360-21-030	DECOD-P 91-14-033	360-36-210	DECOD-P 91-14-033
360-16A-080	DECOD 91-18-057	360-21-030	DECOD 91-18-057	360-36-210	DECOD 91-18-057
360-16A-090	DECOD-P 91-14-033	360-21-040	DECOD-P 91-14-033	360-36-250	DECOD-P 91-14-033
360-16A-090	DECOD 91-18-057	360-21-040	DECOD 91-18-057	360-36-250	DECOD 91-18-057
360-16A-100	DECOD-P 91-14-033	360-21-050	DECOD-P 91-14-033	360-36-260	DECOD-P 91-14-033
360-16A-100	DECOD 91-18-057	360-21-050	DECOD 91-18-057	360-36-260	DECOD 91-18-057
360-17	DECOD-W 91-06-037	360-21-060	DECOD-P 91-14-033	360-36-270	DECOD-P 91-14-033
360-17-010	AMD-W 91-05-049	360-21-060	DECOD 91-18-057	360-36-270	DECOD 91-18-057
360-17-010	DECOD-P 91-14-033	360-21-070	DECOD-P 91-14-033	360-36-400	DECOD-P 91-14-033
360-17-010	DECOD 91-18-057	360-21-070	DECOD 91-18-057	360-36-400	DECOD 91-18-057
360-17-020	DECOD-P 91-14-033	360-21-080	DECOD-P 91-14-033	360-36-410	DECOD-P 91-14-033
360-17-020	DECOD 91-18-057	360-21-080	DECOD 91-18-057	360-36-410	DECOD 91-18-057
360-17-030	DECOD-P 91-14-033	360-21-090	DECOD-P 91-14-033	360-36-410	AMD-P 91-19-027
360-17-030	DECOD 91-18-057	360-21-090	DECOD 91-18-057	360-36-411	DECOD-P 91-14-033
360-17-040	AMD-W 91-05-049	360-23	DECOD-W 91-06-037	360-36-411	DECOD 91-18-057
360-17-040	DECOD-P 91-14-033	360-23-010	DECOD-P 91-14-033	360-36-412	DECOD-P 91-14-033
360-17-040	DECOD 91-18-057	360-23-010	DECOD 91-18-057	360-36-412	DECOD 91-18-057
360-17-050	DECOD-P 91-14-033	360-23-020	DECOD-P 91-14-033	360-36-413	DECOD-P 91-14-033
360-17-050	DECOD 91-18-057	360-23-020	DECOD 91-18-057	360-36-413	DECOD 91-18-057
360-17-055	DECOD-P 91-14-033	360-23-030	DECOD-P 91-14-033	360-36-420	DECOD-P 91-14-033
360-17-055	DECOD 91-18-057	360-23-030	DECOD 91-18-057	360-36-420	DECOD 91-18-057
360-17-060	DECOD-P 91-14-033	360-23-050	DECOD-P 91-14-033	360-36-420	AMD-P 91-19-027
360-17-060	DECOD 91-18-057	360-23-050	DECOD 91-18-057	360-36-425	DECOD-P 91-14-033
360-17-070	AMD-W 91-05-049	360-28-010	DECOD-P 91-14-033	360-36-425	DECOD 91-18-057
360-17-070	DECOD-P 91-14-033	360-28-010	DECOD 91-18-057	360-36-430	DECOD-P 91-14-033
360-17-070	DECOD 91-18-057	360-32	DECOD-W 91-06-037	360-36-430	DECOD 91-18-057
360-17-075	NEW-W 91-05-049	360-32-050	DECOD-P 91-14-033	360-36-430	AMD-P 91-19-027
360-17-080	DECOD-P 91-14-033	360-32-050	DECOD 91-18-057	360-36-440	DECOD-P 91-14-033
360-17-080	DECOD 91-18-057	360-32-055	DECOD-P 91-14-033	360-36-440	DECOD 91-18-057
360-17-090	DECOD-P 91-14-033	360-32-060	DECOD 91-18-057	360-36-440	AMD-P 91-19-027
360-17-090	DECOD 91-18-057	360-32-060	DECOD-P 91-14-033	360-36-450	DECOD-P 91-14-033
360-17-095	NEW-W 91-05-049	360-32-060	DECOD 91-18-057	360-36-450	DECOD 91-18-057
360-17-100	AMD-W 91-05-049	360-33	DECOD-W 91-06-037	360-36-451	DECOD-P 91-14-033
360-17-100	DECOD-P 91-14-033	360-33-050	DECOD-P 91-14-033	360-36-451	DECOD 91-18-057
360-17-100	DECOD 91-18-057	360-33-050	DECOD 91-18-057	360-36-500	DECOD-P 91-14-033
360-18	DECOD-W 91-06-037	360-35-010	NEW 91-04-056	360-36-500	DECOD 91-18-057
360-18-010	DECOD-P 91-15-003	360-35-010	DECOD-P 91-14-033	360-38	DECOD-W 91-06-037
360-18-010	DECOD 91-19-028	360-35-010	DECOD 91-18-057	360-38-010	DECOD-P 91-14-033
360-18-020	AMD-P 91-08-078	360-35-020	NEW 91-04-056	360-38-010	DECOD 91-18-057
360-18-020	AMD 91-13-002	360-35-020	DECOD-P 91-14-033	360-38-020	DECOD-P 91-14-033
360-18-020	DECOD-P 91-15-003	360-35-020	DECOD 91-18-057	360-38-020	DECOD 91-18-057
360-18-020	DECOD 91-19-028	360-35-030	NEW 91-04-056	360-38-030	DECOD-P 91-14-033
360-18-025	DECOD-P 91-15-003	360-35-030	DECOD-P 91-14-033	360-38-030	DECOD 91-18-057
360-18-025	DECOD 91-19-028	360-35-030	DECOD 91-18-057	360-40	DECOD-W 91-06-037
360-19	DECOD-W 91-06-037	360-35-040	NEW 91-04-056	360-40-010	DECOD-P 91-14-033
360-19-010	DECOD-P 91-14-033	360-35-040	DECOD-P 91-14-033	360-40-010	DECOD 91-18-057
360-19-010	DECOD 91-18-057	360-35-040	DECOD 91-18-057	360-40-040	DECOD-P 91-14-033
360-19-020	DECOD-P 91-14-033	360-35-050	NEW 91-04-056	360-40-040	DECOD 91-18-057
360-19-020	DECOD 91-18-057	360-35-050	DECOD-P 91-14-033	360-40-070	DECOD-P 91-14-033
360-19-030	DECOD-P 91-14-033	360-35-050	DECOD 91-18-057	360-40-070	DECOD 91-18-057
360-19-030	DECOD 91-18-057	360-35-060	NEW 91-04-056	360-44	DECOD-W 91-06-037
360-19-040	DECOD-P 91-14-033	360-35-060	DECOD-P 91-14-033	360-44-010	DECOD-P 91-14-033
360-19-040	DECOD 91-18-057	360-35-060	DECOD 91-18-057	360-44-010	DECOD 91-18-057
360-19-050	DECOD-P 91-14-033	360-35-070	NEW 91-04-056	360-44-020	DECOD-P 91-14-033
360-19-050	DECOD 91-18-057	360-35-070	DECOD-P 91-14-033	360-44-020	DECOD 91-18-057
360-19-060	DECOD-P 91-14-033	360-35-070	DECOD 91-18-057	360-44-030	DECOD-P 91-14-033
360-19-060	DECOD 91-18-057	360-35-080	NEW 91-04-056	360-44-030	DECOD 91-18-057
360-19-070	DECOD-P 91-14-033	360-35-080	DECOD-P 91-14-033	360-44-040	DECOD-P 91-14-033
360-19-070	DECOD 91-18-057	360-35-080	DECOD 91-18-057	360-44-040	DECOD 91-18-057
360-19-080	DECOD-P 91-14-033	360-35-090	NEW 91-04-056	360-44-050	DECOD-P 91-14-033
360-19-080	DECOD 91-18-057	360-35-090	DECOD-P 91-14-033	360-44-050	DECOD 91-18-057
360-19-090	DECOD-P 91-14-033	360-35-090	DECOD 91-18-057	360-44-060	DECOD-P 91-14-033
360-19-090	DECOD 91-18-057	360-35-100	NEW 91-04-056	360-44-060	DECOD 91-18-057
360-19-100	DECOD-P 91-14-033	360-35-100	DECOD-P 91-14-033	360-44-070	DECOD-P 91-14-033
360-19-100	DECOD 91-18-057	360-35-100	DECOD 91-18-057	360-44-070	DECOD 91-18-057
360-20	DECOD-W 91-06-037	360-35-110	NEW 91-04-056	360-44-080	DECOD-P 91-14-033
360-20-100	DECOD-P 91-14-033	360-35-110	DECOD-P 91-14-033	360-44-080	DECOD 91-18-057
360-20-100	DECOD 91-18-057	360-35-110	DECOD 91-18-057	360-44-090	DECOD-P 91-14-033
360-20-210	DECOD-P 91-14-033	360-36	DECOD-W 91-06-037	360-44-090	DECOD 91-18-057
360-20-210	DECOD 91-18-057	360-36-010	DECOD-P 91-14-033	360-44-100	DECOD-P 91-14-033
360-20-220	NEW-P 91-07-056	360-36-020	DECOD 91-18-057	360-44-100	DECOD 91-18-057
360-20-220	NEW-W 91-20-134	360-36-010	AMD-P 91-19-027	360-44-110	DECOD-P 91-14-033
360-21	DECOD-W 91-06-037	360-36-020	DECOD-P 91-14-033	360-44-110	DECOD 91-18-057
360-21-010	DECOD-P 91-14-033	360-36-020	DECOD 91-18-057	360-44-120	DECOD-P 91-14-033
360-21-010	DECOD 91-18-057	360-36-115	DECOD-P 91-14-033	360-44-120	DECOD 91-18-057
360-21-020	DECOD-P 91-14-033	360-36-115	DECOD 91-18-057	360-44-130	DECOD-P 91-14-033
360-21-020	DECOD 91-18-057	360-36-115	AMD-P 91-19-027	360-44-130	DECOD 91-18-057

Table of WAC Sections Affected as of 12/31/91

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
360-44-140	DECOD-P 91-14-033	360-49-040	DECOD 91-18-057	371-08-001	NEW 91-03-028
360-44-140	DECOD 91-18-057	360-49-050	NEW-P 91-05-090	371-08-002	NEW 91-03-028
360-44-150	DECOD-P 91-14-033	360-49-050	NEW 91-13-004	371-08-005	AMD 91-03-028
360-44-150	DECOD 91-18-057	360-49-050	DECOD-P 91-14-033	371-08-010	AMD 91-03-028
360-44-990	DECOD-P 91-14-033	360-49-050	DECOD 91-18-057	371-08-015	REP 91-03-028
360-44-990	DECOD 91-18-057	360-52	DECOD-W 91-06-037	371-08-020	AMD 91-03-028
360-45-010	DECOD-P 91-14-033	360-52-010	DECOD-P 91-14-033	371-08-030	AMD 91-03-028
360-45-010	DECOD 91-18-057	360-52-010	DECOD 91-18-057	371-08-031	REP 91-03-028
360-46	DECOD-W 91-06-037	360-52-020	DECOD-P 91-14-033	371-08-032	AMD 91-03-028
360-46-010	DECOD-P 91-14-033	360-52-020	DECOD 91-18-057	371-08-033	NEW 91-03-028
360-46-010	DECOD 91-18-057	360-52-030	DECOD-P 91-14-033	371-08-035	AMD 91-03-028
360-46-020	DECOD-P 91-14-033	360-52-030	DECOD 91-18-057	371-08-040	AMD 91-03-028
360-46-020	DECOD 91-18-057	360-52-040	DECOD-P 91-14-033	371-08-045	REP 91-03-028
360-46-030	DECOD-P 91-14-033	360-52-040	DECOD 91-18-057	371-08-065	AMD 91-03-028
360-46-030	DECOD 91-18-057	360-52-050	DECOD-P 91-14-033	371-08-071	AMD 91-03-028
360-46-040	DECOD-P 91-14-033	360-52-050	DECOD 91-18-057	371-08-075	AMD 91-03-028
360-46-040	DECOD 91-18-057	360-52-060	DECOD-P 91-14-033	371-08-080	AMD 91-03-028
360-46-050	DECOD-P 91-14-033	360-52-060	DECOD 91-18-057	371-08-085	AMD 91-03-028
360-46-050	DECOD 91-18-057	360-52-070	DECOD-P 91-14-033	371-08-095	REP 91-03-028
360-46-060	DECOD-P 91-14-033	360-52-070	DECOD 91-18-057	371-08-100	AMD 91-03-028
360-46-060	DECOD 91-18-057	360-52-080	DECOD-P 91-14-033	371-08-102	REP 91-03-028
360-46-070	DECOD-P 91-14-033	360-52-080	DECOD 91-18-057	371-08-104	AMD 91-03-028
360-46-070	DECOD 91-18-057	360-52-090	DECOD-P 91-14-033	371-08-105	REP 91-03-028
360-46-081	DECOD-P 91-14-033	360-52-090	DECOD 91-18-057	371-08-106	NEW 91-03-028
360-46-081	DECOD 91-18-057	360-52-100	DECOD-P 91-14-033	371-08-110	REP 91-03-028
360-46-082	DECOD-P 91-14-033	360-52-100	DECOD 91-18-057	371-08-115	REP 91-03-028
360-46-082	DECOD 91-18-057	360-52-110	DECOD-P 91-14-033	371-08-120	REP 91-03-028
360-46-090	DECOD-P 91-14-033	360-52-110	DECOD 91-18-057	371-08-125	AMD 91-03-028
360-46-090	DECOD 91-18-057	360-52-120	NEW-P 91-05-092	371-08-130	AMD 91-03-028
360-46-100	DECOD-P 91-14-033	360-52-120	NEW 91-11-040	371-08-131	REP 91-03-028
360-46-100	DECOD 91-18-057	360-52-120	DECOD-P 91-14-033	371-08-132	REP 91-03-028
360-46-110	DECOD-P 91-14-033	360-52-120	DECOD 91-18-057	371-08-135	REP 91-03-028
360-46-110	DECOD 91-18-057	360-54	DECOD-W 91-06-037	371-08-140	AMD 91-03-028
360-46-120	DECOD-P 91-14-033	360-54-010	DECOD-P 91-14-033	371-08-144	AMD 91-03-028
360-46-120	DECOD 91-18-057	360-54-010	DECOD 91-18-057	371-08-146	NEW 91-03-028
360-46-130	DECOD-P 91-14-033	360-54-020	DECOD-P 91-14-033	371-08-147	NEW 91-03-028
360-46-130	DECOD 91-18-057	360-54-020	DECOD 91-18-057	371-08-148	NEW 91-03-028
360-46-140	DECOD-P 91-14-033	360-54-030	DECOD-P 91-14-033	371-08-155	AMD 91-03-028
360-46-140	DECOD 91-18-057	360-54-030	DECOD 91-18-057	371-08-156	AMD 91-03-028
360-46-150	DECOD-P 91-14-033	360-54-040	DECOD-P 91-14-033	371-08-160	REP 91-03-028
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360-46-160	DECOD 91-18-057	360-54-050	DECOD 91-18-057	371-08-165	AMD 91-03-028
360-47	DECOD-W 91-06-037	360-60	DECOD-W 91-06-037	371-08-175	REP 91-03-028
360-47-010	DECOD-P 91-14-033	360-60-010	DECOD-P 91-14-033	371-08-180	AMD 91-03-028
360-47-010	DECOD 91-18-057	360-60-010	DECOD 91-18-057	371-08-183	AMD 91-03-028
360-47-020	DECOD-P 91-14-033	360-60-020	DECOD-P 91-14-033	371-08-184	NEW 91-03-028
360-47-020	DECOD 91-18-057	360-60-020	DECOD 91-18-057	371-08-186	AMD 91-03-028
360-47-030	DECOD-P 91-14-033	360-60-030	DECOD-P 91-14-033	371-08-187	AMD 91-03-028
360-47-030	DECOD 91-18-057	360-60-030	DECOD 91-18-057	371-08-188	AMD 91-03-028
360-47-040	DECOD-P 91-14-033	360-60-040	DECOD-P 91-14-033	371-08-189	AMD 91-03-028
360-47-040	DECOD 91-18-057	360-60-040	DECOD 91-18-057	371-08-190	REP 91-03-028
360-47-050	DECOD-P 91-14-033	365-90-010	AMD 91-04-017	371-08-195	AMD 91-03-028
360-47-050	DECOD 91-18-057	365-90-020	AMD 91-04-017	371-08-196	AMD 91-03-028
360-48	DECOD-W 91-06-037	365-90-030	REP 91-04-017	371-08-200	AMD 91-03-028
360-48-010	DECOD-P 91-14-033	365-90-040	AMD 91-04-017	371-08-201	REP 91-03-028
360-48-010	DECOD 91-18-057	365-90-050	REP 91-04-017	371-08-205	REP 91-03-028
360-48-020	DECOD-P 91-14-033	365-90-070	AMD 91-04-017	371-08-210	REP 91-03-028
360-48-020	DECOD 91-18-057	365-90-080	AMD 91-04-017	371-08-215	AMD 91-03-028
360-48-030	DECOD-P 91-14-033	365-90-090	AMD 91-04-017	371-08-220	AMD 91-03-028
360-48-030	DECOD 91-18-057	365-180-030	AMD-P 91-21-139	371-08-230	AMD 91-03-028
360-48-040	DECOD-P 91-14-033	365-180-060	AMD-P 91-21-139	371-08-240	AMD 91-03-028
360-48-040	DECOD 91-18-057	365-180-090	AMD-P 91-21-139	371-08-245	REP 91-03-028
360-48-050	DECOD-P 91-14-033	365-190-010	NEW 91-07-041	371-12	REP-C 91-03-027
360-48-050	DECOD 91-18-057	365-190-020	NEW 91-07-041	371-12-010	REP 91-03-028
360-48-060	DECOD-P 91-14-033	365-190-030	NEW 91-07-041	371-12-020	REP 91-03-028
360-48-060	DECOD 91-18-057	365-190-040	NEW 91-07-041	371-12-030	REP 91-03-028
360-48-070	DECOD-P 91-14-033	365-190-050	NEW 91-07-041	371-12-040	REP 91-03-028
360-48-070	DECOD 91-18-057	365-190-060	NEW 91-07-041	371-12-050	REP 91-03-028
360-48-080	DECOD-P 91-14-033	365-190-070	NEW 91-07-041	371-12-060	REP 91-03-028
360-48-080	DECOD 91-18-057	365-190-080	NEW 91-07-041	371-12-070	REP 91-03-028
360-49	DECOD-W 91-06-037	365-200-010	NEW-P 91-24-081	371-12-080	REP 91-03-028
360-49-010	DECOD-P 91-14-033	365-200-020	NEW-P 91-24-081	371-12-090	REP 91-03-028
360-49-010	DECOD 91-18-057	365-200-030	NEW-P 91-24-081	371-12-100	REP 91-03-028
360-49-020	DECOD-P 91-14-033	365-200-040	NEW-P 91-24-081	371-12-110	REP 91-03-028
360-49-020	DECOD 91-18-057	365-200-050	NEW-P 91-24-081	371-12-120	REP 91-03-028
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388-11-140	AMD-P	92-02-049	388-15-880	AMD-C	91-20-049	388-37-115	AMD-W	91-16-036
388-11-140	AMD-E	92-02-050	388-15-880	AMD	91-21-026	388-37-115	AMD-P	91-16-037
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388-11-195	REP-E	92-02-050	388-24-050	AMD-P	91-04-043	388-37-115	AMD-W	91-16-073
388-11-200	AMD-P	91-18-049	388-24-050	AMD-C	91-08-010	388-37-115	AMD-P	91-16-074
388-11-200	AMD-E	91-18-053	388-24-050	AMD-W	91-08-063	388-37-115	AMD-E	91-16-075
388-11-200	AMD-W	91-19-001	388-24-050	AMD-P	91-09-068	388-37-115	AMD	91-20-051
388-11-200	REP-P	92-02-049	388-24-050	AMD-E	91-09-069	388-37-135	AMD-P	91-23-100
388-11-200	REP-E	92-02-050	388-24-050	AMD	91-12-044	388-42-150	AMD	91-06-005
388-11-205	AMD-P	91-18-049	388-24-070	AMD-P	91-13-101	388-44-145	AMD-C	91-03-039
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388-11-205	AMD-W	91-19-001	388-24-074	AMD-P	91-13-099	388-44-145	AMD-C	91-06-055
388-11-205	AMD-P	92-02-049	388-24-074	AMD	91-16-058	388-44-145	AMD	91-09-070
388-11-205	AMD-E	92-02-050	388-24-074	AMD-P	92-02-072	388-49-020	AMD-P	91-05-074
388-11-210	AMD-P	91-18-049	388-24-074	AMD-E	92-02-074	388-49-020	AMD	91-10-096
388-11-210	AMD-E	91-18-053	388-24-090	AMD-P	91-23-099	388-49-020	AMD-P	91-13-104
388-11-210	AMD-W	91-19-001	388-24-090	AMD-W	91-24-018	388-49-020	AMD	91-16-065
388-11-210	AMD-P	92-02-049	388-28-435	AMD-P	91-10-074	388-49-030	AMD-P	91-11-109
388-11-210	AMD-E	92-02-050	388-28-435	AMD-E	91-10-078	388-49-030	AMD	91-14-081
388-11-220	AMD-P	91-06-040	388-28-435	AMD	91-13-082	388-49-040	AMD-P	91-11-110
388-11-220	AMD-E	91-06-048	388-28-482	AMD-P	91-10-075	388-49-040	AMD	91-14-082
388-11-220	AMD	91-10-027	388-28-482	AMD-E	91-10-076	388-49-080	AMD-P	91-09-031
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388-14-030	AMD	91-17-063	388-28-570	AMD-P	91-20-094	388-49-120	AMD-P	91-11-110
388-14-275	AMD-P	91-06-097	388-28-570	AMD-E	91-20-113	388-49-120	AMD	91-14-082
388-14-275	AMD	91-10-026	388-28-570	AMD-W	92-01-136	388-49-190	AMD-P	91-05-073
388-14-385	AMD-P	91-04-002	388-28-575	AMD	91-06-007	388-49-190	AMD	91-10-098
388-14-385	AMD-E	91-04-003	388-28-575	AMD-P	91-10-072	388-49-270	AMD-P	91-13-098
388-14-385	AMD	91-09-018	388-28-575	AMD-E	91-10-077	388-49-270	AMD	91-16-063
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388-14-415	AMD-E	91-04-003	388-29-100	AMD-P	91-14-122	388-49-310	AMD	91-11-019
388-14-415	AMD	91-09-018	388-29-100	AMD-E	91-14-124	388-49-330	AMD-P	91-05-075
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388-14-435	NEW-E	91-04-003	388-29-125	AMD-P	91-06-041	388-49-410	AMD-P	91-05-071
388-14-435	NEW	91-09-018	388-29-125	AMD-E	91-06-045	388-49-410	AMD	91-10-097
388-14-440	NEW-P	91-04-002	388-29-125	AMD	91-10-028	388-49-410	AMD-P	91-20-097
388-14-440	NEW-E	91-04-003	388-29-150	AMD-P	91-20-093	388-49-410	AMD-E	91-20-110
388-14-440	NEW	91-09-018	388-29-150	AMD	91-23-085	388-49-410	AMD	91-23-087
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388-14-445	NEW-E	91-04-003	388-29-180	AMD	91-23-086	388-49-420	AMD	91-10-097
388-14-445	NEW	91-09-018	388-33-135	AMD-P	91-16-014	388-49-420	AMD-P	91-17-087
388-14-450	NEW-P	91-04-002	388-33-135	AMD-E	91-16-021	388-49-420	AMD-C	91-20-024
388-14-450	NEW-E	91-04-003	388-33-135	AMD	91-20-052	388-49-420	AMD	91-22-046
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388-15-209	AMD-S	91-04-039	388-33-480	REP-E	91-22-049	388-49-470	AMD-P	91-24-038
388-15-209	AMD	91-08-011	388-33-480	REP-P	91-22-042	388-49-470	AMD-E	91-24-041
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388-15-212	AMD	91-08-011	388-37-029	NEW-E	91-16-019	388-49-480	AMD-W	91-10-034
388-15-215	AMD-S	91-04-039	388-37-029	NEW-W	91-18-015	388-49-480	AMD-P	91-12-023
388-15-215	AMD	91-08-011	388-37-029	NEW-P	91-18-016	388-49-480	AMD-E	91-12-027
388-15-216	AMD-S	91-04-039	388-37-029	NEW-E	91-18-017	388-49-480	AMD	91-15-088
388-15-216	AMD	91-08-011	388-37-029	NEW	91-21-124	388-49-500	AMD-P	91-14-120
388-15-820	AMD-P	91-16-056	388-37-030	AMD-E	91-15-002	388-49-500	AMD-W	91-17-059
388-15-820	AMD-E	91-16-066	388-37-030	AMD-P	91-15-063	388-49-500	AMD-P	91-20-090
388-15-820	AMD-C	91-20-049	388-37-030	AMD-P	91-16-016	388-49-500	AMD-E	91-20-114
388-15-820	AMD	91-21-026	388-37-030	AMD-E	91-16-020	388-49-500	AMD	91-23-090
388-15-840	AMD-P	91-16-056	388-37-030	AMD-W	91-16-036	388-49-505	AMD-P	91-04-035
388-15-840	AMD-E	91-16-066	388-37-030	AMD-P	91-16-037	388-49-505	AMD-E	91-04-036
388-15-840	AMD-C	91-20-049	388-37-030	AMD-E	91-16-039	388-49-505	AMD	91-08-013
388-15-840	AMD	91-21-026	388-37-030	AMD-W	91-16-073	388-49-510	AMD-P	91-20-090
388-15-850	AMD-P	91-16-056	388-37-030	AMD-P	91-16-074	388-49-510	AMD-E	91-20-114
388-15-850	AMD-E	91-16-066	388-37-030	AMD-E	91-16-075	388-49-510	AMD	91-23-090
388-15-850	AMD-C	91-20-049	388-37-030	AMD	91-20-051	388-49-520	AMD-P	91-09-067
388-15-850	AMD	91-21-026	388-37-038	AMD-E	91-15-002	388-49-520	AMD	91-12-025
388-15-860	AMD-P	91-16-056	388-37-038	AMD-P	91-15-063	388-49-520	AMD-P	91-21-121
388-15-860	AMD-E	91-16-066	388-37-038	AMD-W	91-16-036	388-49-520	AMD-E	91-24-042
388-15-860	AMD-C	91-20-049	388-37-038	AMD-P	91-16-037	388-49-530	AMD-P	91-09-067
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388-15-870	AMD-P	91-16-056	388-37-038	AMD-W	91-16-073	388-49-535	AMD-P	91-09-067
388-15-870	AMD-E	91-16-066	388-37-038	AMD-P	91-16-074	388-49-535	AMD	91-12-025
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388-77-230	REP	91-08-050	388-83-032	AMD-E	91-06-047	388-87-072	AMD-E	91-06-049
388-77-240	AMD-P	91-15-062	388-83-032	AMD	91-10-100	388-87-072	RESCIND	91-06-056
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388-77-256	REP-P	91-24-092	388-83-033	AMD-E	91-08-037	388-87-072	AMD-P	91-18-050
388-77-256	REP-E	91-24-093	388-83-033	AMD-E	91-10-036	388-87-072	AMD-E	91-18-052
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388-77-500	AMD	91-05-010	388-83-041	NEW	91-09-017	388-91-005	NEW-E	91-19-003
388-77-500	AMD	91-05-058	388-83-130	AMD-P	91-06-043	388-91-005	NEW	91-23-084
388-77-500	AMD	91-08-050	388-83-130	AMD-E	91-06-047	388-91-010	AMD-P	91-19-002
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388-77-515	AMD	91-08-050	388-84-105	AMD	91-05-011	388-91-013	AMD-E	91-19-003
388-77-520	AMD	91-04-041	388-84-105	AMD-P	91-20-099	388-91-013	AMD	91-23-084
388-77-520	AMD	91-05-010	388-84-105	AMD-E	91-20-109	388-91-015	NEW-P	91-19-002
388-77-520	AMD	91-05-058	388-84-105	AMD	91-23-083	388-91-015	NEW-E	91-19-003
388-77-520	AMD	91-08-050	388-85-115	AMD-E	91-11-016	388-91-015	NEW	91-23-084
388-77-530	REP	91-04-041	388-85-115	AMD-P	91-11-017	388-91-016	AMD-P	91-19-002
388-77-530	REP	91-05-010	388-85-115	AMD	91-16-024	388-91-016	AMD-E	91-19-003
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388-77-531	NEW	91-15-086	388-86-00901	AMD	91-08-012	388-91-030	AMD-P	91-19-002
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388-77-555	AMD	91-08-050	388-86-021	AMD-E	91-24-040	388-91-035	AMD-E	91-19-003
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388-77-600	AMD	91-08-050	388-86-071	AMD	91-23-079	388-91-040	AMD	91-23-084
388-77-610	AMD	91-04-041	388-86-073	AMD-P	91-24-036	388-91-050	AMD-P	91-19-002
388-77-610	AMD	91-05-010	388-86-073	AMD-E	91-24-040	388-91-050	AMD-E	91-19-003
388-77-610	AMD	91-05-058	388-86-073	RESCIND	92-01-137	388-91-050	AMD	91-23-084
388-77-610	AMD	91-08-050	388-86-085	AMD-P	91-20-101	388-92-045	AMD-P	91-05-008
388-77-610	AMD-P	91-10-073	388-86-085	AMD-E	91-20-106	388-92-045	AMD-E	91-05-009
388-77-610	AMD-E	91-10-079	388-86-085	AMD	91-23-082	388-92-045	AMD	91-09-017
388-77-610	AMD	91-13-081	388-86-090	AMD-P	91-24-036	388-92-045	AMD-P	92-02-073
388-77-615	AMD	91-04-041	388-86-090	AMD-E	91-24-040	388-92-045	AMD-E	92-02-075
388-77-615	AMD	91-05-010	388-86-090	RESCIND	92-01-137	388-95-320	AMD-P	91-05-034
388-77-615	AMD	91-05-058	388-86-09601	AMD-P	91-24-036	388-95-320	AMD-E	91-05-035
388-77-615	AMD	91-08-050	388-86-09601	AMD-E	91-24-040	388-95-320	AMD	91-09-019
388-80-005	AMD-P	91-19-059	388-86-098	AMD-P	91-24-036	388-95-337	AMD	91-07-011
388-80-005	AMD-E	91-19-060	388-86-098	AMD-E	91-24-040	388-95-337	AMD-P	91-22-041
388-81-017	NEW-P	91-24-037	388-86-098	RESCIND	92-01-137	388-95-337	AMD-E	91-22-050
388-81-017	NEW-E	91-24-043	388-86-100	AMD-P	91-24-036	388-95-360	AMD	91-07-011
388-81-030	AMD	91-07-011	388-86-100	AMD-E	91-24-040	388-95-360	AMD-P	91-14-068
388-81-038	NEW-P	91-22-040	388-86-100	RESCIND	92-01-137	388-95-360	AMD-E	91-14-071
388-81-038	NEW-E	91-22-048	388-86-120	AMD-P	91-24-036	388-95-360	AMD	91-17-061
388-81-070	REP-P	91-14-066	388-86-120	AMD-E	91-24-040	388-95-380	AMD-P	91-05-008
388-81-070	REP-E	91-14-070	388-86-120	RESCIND	92-01-137	388-95-380	AMD-E	91-05-009
388-81-070	REP-C	91-17-058	388-87-007	AMD-P	91-16-038	388-95-380	AMD	91-09-017
388-81-070	REP-W	91-20-088	388-87-007	AMD-E	91-16-040	388-95-395	AMD-P	91-12-022
388-81-070	AMD-P	91-20-098	388-87-007	AMD	91-20-053	388-95-395	AMD-E	91-12-029
388-81-070	AMD-E	91-20-105	388-87-010	AMD	91-07-011	388-95-395	AMD	91-15-085
388-81-070	AMD	91-23-080	388-87-010	AMD-P	91-14-067	388-96-010	AMD-P	91-17-088
388-82-010	AMD	91-06-003	388-87-010	AMD-E	91-14-072	388-96-010	AMD-E	91-17-089
388-82-010	AMD-E	91-11-016	388-87-010	AMD	91-17-062	388-96-010	AMD	91-22-025
388-82-010	AMD-P	91-11-017	388-87-015	AMD-P	91-16-017	388-96-023	AMD-P	91-17-088
388-82-010	AMD	91-15-014	388-87-015	AMD-E	91-16-022	388-96-023	AMD-E	91-17-089
388-82-115	AMD-P	91-21-050	388-87-015	AMD	91-20-054	388-96-023	AMD	91-22-025
388-82-115	AMD-E	91-21-051	388-87-025	AMD-P	91-20-102	388-96-221	AMD-P	91-09-066
388-82-140	AMD	91-07-011	388-87-025	AMD-E	91-20-108	388-96-507	AMD-P	91-17-088
388-82-160	AMD-P	91-08-035	388-87-025	AMD	91-23-081	388-96-507	AMD-E	91-17-089
388-82-160	AMD-E	91-08-036	388-87-070	AMD-P	91-06-044	388-96-507	AMD	91-22-025
388-82-160	AMD	91-11-086	388-87-070	AMD-E	91-06-049	388-96-559	AMD-P	91-17-088
388-83-013	AMD-P	91-06-042	388-87-070	RESCIND	91-06-056	388-96-559	AMD-E	91-17-089
388-83-013	AMD-E	91-06-046	388-87-070	AMD	91-10-025	388-96-559	AMD	91-22-025
388-83-013	AMD	91-10-101	388-87-070	AMD-P	91-18-050	388-96-569	AMD-P	91-17-088
388-83-013	AMD-P	91-22-039	388-87-070	AMD-E	91-18-052	388-96-569	AMD-E	91-17-089
388-83-013	AMD-E	91-22-052	388-87-070	AMD	91-21-123	388-96-569	AMD	91-22-025

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388-96-585	AMD-E	91-17-089	388-155-020	AMD-E	91-12-028	388-320-135	REP-P	91-20-091
388-96-585	AMD	91-22-025	388-155-020	AMD	91-15-084	388-320-140	AMD-P	91-20-091
388-96-722	AMD-P	91-09-066	388-155-040	NEW	91-04-048	388-320-140	AMD	91-24-047
388-96-722	AMD	91-12-026	388-155-050	NEW	91-04-048	388-320-180	REP-P	91-20-091
388-96-722	AMD-P	91-17-088	388-155-060	NEW	91-04-048	388-320-180	REP	91-24-047
388-96-722	AMD-E	91-17-089	388-155-070	NEW	91-04-048	388-320-184	REP-P	91-20-091
388-96-722	AMD	91-22-025	388-155-080	NEW	91-04-048	388-320-184	REP	91-24-047
388-96-754	AMD-P	91-17-088	388-155-090	NEW	91-04-048	388-320-185	REP-P	91-20-091
388-96-754	AMD-E	91-17-089	388-155-100	NEW	91-04-048	388-320-185	REP	91-24-047
388-96-754	AMD	91-22-025	388-155-110	NEW	91-04-048	388-320-220	AMD-P	91-20-091
388-96-760	AMD-P	91-09-066	388-155-120	NEW	91-04-048	388-320-220	AMD	91-24-047
388-96-760	AMD	91-12-026	388-155-130	NEW	91-04-048	388-320-230	REP-P	91-20-091
388-96-901	AMD-P	91-09-066	388-155-140	NEW	91-04-048	388-320-230	REP	91-24-047
388-96-901	AMD	91-12-026	388-155-150	NEW	91-04-048	388-320-450	NEW-P	91-20-091
388-96-904	AMD-P	91-09-066	388-155-160	NEW	91-04-048	388-320-450	NEW	91-24-047
388-96-904	AMD	91-12-026	388-155-165	NEW	91-04-048	388-320-460	NEW-P	91-20-091
388-99-020	AMD	91-07-011	388-155-170	NEW	91-04-048	388-320-460	NEW	91-24-047
388-99-040	AMD-P	91-05-008	388-155-180	NEW	91-04-048	388-320-470	NEW-P	91-20-091
388-99-040	AMD-E	91-05-009	388-155-190	NEW	91-04-048	388-320-470	NEW	91-24-047
388-99-040	AMD	91-09-017	388-155-200	NEW	91-04-048	390-05-210	AMD-W	91-11-104
388-99-060	AMD-P	91-24-036	388-155-210	NEW	91-04-048	390-05-210	AMD-P	91-11-105
388-99-060	AMD-E	91-24-040	388-155-220	NEW	91-04-048	390-05-210	AMD	91-14-041
388-99-060	RESCIND	92-01-137	388-155-230	NEW	91-04-048	390-05-215	NEW-P	91-24-010
388-100-005	AMD-P	91-14-067	388-155-240	NEW	91-04-048	390-05-300	AMD-P	92-01-131
388-100-005	AMD-E	91-14-072	388-155-250	NEW	91-04-048	390-05-305	AMD-P	92-01-131
388-100-005	AMD	91-17-062	388-155-260	NEW	91-04-048	390-12-040	AMD-P	91-20-154
388-100-010	AMD-P	91-14-067	388-155-270	NEW	91-04-048	390-12-040	AMD-P	91-22-082
388-100-010	AMD-E	91-14-072	388-155-280	NEW	91-04-048	390-12-040	AMD	91-24-011
388-100-010	AMD	91-17-062	388-155-285	NEW-W	91-11-026	390-14-045	AMD-P	91-13-089
388-100-015	AMD-P	91-14-067	388-155-290	NEW	91-04-048	390-14-045	AMD	91-16-072
388-100-015	AMD-E	91-14-072	388-155-295	NEW	91-04-048	390-16-011	AMD-P	91-19-038
388-100-015	AMD	91-17-062	388-155-310	NEW	91-04-048	390-16-011	AMD	91-22-033
388-100-020	AMD-P	91-14-067	388-155-320	NEW	91-04-048	390-16-041	AMD-P	91-19-038
388-100-020	AMD-E	91-14-072	388-155-330	NEW	91-04-048	390-16-041	AMD	91-22-033
388-100-020	AMD	91-17-062	388-155-340	NEW	91-04-048	390-16-041	AMD-P	92-01-131
388-100-025	AMD-P	91-14-067	388-155-350	NEW	91-04-048	390-16-125	AMD-P	91-22-082
388-100-025	AMD-E	91-14-072	388-155-360	NEW	91-04-048	390-16-240	NEW-P	91-10-056
388-100-025	AMD	91-17-062	388-155-370	NEW	91-04-048	390-16-240	NEW	91-14-041
388-100-030	AMD-P	91-14-067	388-155-380	NEW	91-04-048	390-16-308	AMD-W	91-11-104
388-100-030	AMD-E	91-14-072	388-155-390	NEW	91-04-048	390-16-308	AMD-P	91-11-105
388-100-030	AMD	91-17-062	388-155-400	NEW	91-04-048	390-16-308	AMD	91-14-041
388-100-035	AMD-P	91-14-067	388-155-410	NEW	91-04-048	390-16-310	AMD-P	91-22-081
388-100-035	AMD-E	91-14-072	388-155-420	NEW	91-04-048	390-16-312	NEW-W	91-11-104
388-100-035	AMD	91-17-062	388-155-430	NEW	91-04-048	390-16-312	NEW-P	91-11-105
388-100-035	AMD-P	91-24-036	388-155-440	NEW	91-04-048	390-16-312	NEW	91-14-041
388-100-035	AMD-E	91-24-040	388-155-450	NEW	91-04-048	390-20-020	AMD-E	91-20-153
388-100-035	RESCIND	92-01-137	388-155-460	NEW	91-04-048	390-20-020	AMD-P	91-20-154
388-150-005	AMD-P	91-03-127	388-155-470	NEW	91-04-048	390-20-020	AMD	91-24-011
388-150-005	AMD-E	91-03-128	388-155-480	NEW	91-04-048	390-20-0101	AMD-C	91-06-034
388-150-005	AMD	91-07-013	388-155-490	NEW	91-04-048	390-20-0101	AMD	91-09-021
388-150-020	AMD-P	91-12-024	388-155-500	NEW	91-04-048	390-20-052	AMD-P	91-13-089
388-150-020	AMD-E	91-12-028	388-320-010	AMD-P	91-20-091	390-20-052	AMD	91-16-072
388-150-020	AMD	91-15-084	388-320-010	AMD	91-24-047	390-24-010	AMD-E	91-20-153
388-150-020	AMD	91-21-070	388-320-020	REP-P	91-20-091	390-24-010	AMD-P	91-20-154
388-150-100	AMD-P	91-03-127	388-320-020	REP	91-24-047	390-24-010	AMD	91-24-011
388-150-100	AMD-E	91-03-128	388-320-030	AMD-P	91-20-091	390-24-020	AMD-E	91-20-153
388-150-100	AMD	91-07-013	388-320-030	AMD	91-24-047	390-24-020	AMD-P	91-20-154
388-150-180	AMD-P	91-03-127	388-320-035	REP-P	91-20-091	390-24-020	AMD	91-24-011
388-150-180	AMD-E	91-03-128	388-320-035	REP	91-24-047	390-24-031	NEW-P	91-07-027
388-150-180	AMD	91-07-013	388-320-040	REP-P	91-20-091	390-24-031	NEW	91-10-057
388-150-210	AMD-P	91-03-127	388-320-040	REP	91-24-047	390-24-202	NEW-P	91-24-010
388-150-210	AMD-E	91-03-128	388-320-045	REP-P	91-20-091	390-28-020	AMD-P	91-19-039
388-150-210	AMD	91-07-013	388-320-045	REP	91-24-047	390-28-020	AMD	91-22-083
388-150-280	AMD-P	91-03-127	388-320-050	REP-P	91-20-091	390-28-025	AMD-P	91-19-039
388-150-280	AMD-E	91-03-128	388-320-050	REP	91-24-047	390-28-025	AMD	91-22-083
388-150-280	AMD	91-07-013	388-320-080	REP-P	91-20-091	390-28-025	AMD-P	92-01-131
388-150-390	AMD-P	91-03-127	388-320-080	REP	91-24-047	390-28-040	AMD-P	91-19-039
388-150-390	AMD-E	91-03-128	388-320-090	REP-P	91-20-091	390-28-040	AMD	91-22-083
388-150-390	AMD	91-07-013	388-320-090	REP	91-24-047	390-28-050	REP-P	91-16-071
388-150-450	AMD-P	91-03-127	388-320-092	REP-P	91-20-091	390-28-050	REP	91-21-030
388-150-450	AMD-E	91-03-128	388-320-092	REP	91-24-047	390-28-060	AMD-P	91-19-039
388-150-450	AMD	91-07-013	388-320-100	AMD-P	91-20-091	390-28-060	AMD	91-22-083
388-155	NEW-C	91-03-038	388-320-100	AMD	91-24-047	390-28-080	AMD-P	91-19-039
388-155-005	NEW	91-04-048	388-320-110	REP-P	91-20-091	390-28-080	AMD	91-22-083
388-155-010	NEW	91-04-048	388-320-130	AMD-P	91-20-091	390-37-060	AMD-P	91-13-089
388-155-020	NEW	91-04-048	388-320-130	AMD	91-24-047	390-37-060	AMD	91-16-072

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390-37-085	NEW-W	91-15-051		392-115-110	NEW	91-07-007		392-122-125	REP	91-03-118
390-37-090	AMD-P	91-13-089		392-115-115	NEW-P	91-03-001		392-122-145	AMD	91-03-118
390-37-090	AMD	91-16-072		392-115-115	NEW	91-07-007		392-122-165	NEW	91-03-118
390-37-100	AMD-P	91-13-089		392-115-120	NEW-P	91-03-001		392-122-200	AMD	91-03-118
390-37-100	AMD	91-16-072		392-115-120	NEW	91-07-007		392-122-201	NEW-P	91-21-007
390-37-105	NEW-P	91-13-089		392-115-125	NEW-P	91-03-001		392-122-202	NEW-P	91-21-007
390-37-105	NEW	91-16-072		392-115-125	NEW	91-07-007		392-122-205	AMD-P	91-21-007
390-37-120	NEW-P	91-13-089		392-115-130	NEW-P	91-03-001		392-122-206	NEW	91-03-118
390-37-120	NEW	91-16-072		392-115-130	NEW	91-07-007		392-122-206	AMD-P	91-21-007
390-37-130	NEW-P	91-13-089		392-115-135	NEW-P	91-03-001		392-122-207	NEW-P	91-21-007
390-37-130	NEW	91-16-072		392-115-135	NEW	91-07-007		392-122-210	AMD	91-03-118
390-37-132	NEW-P	91-13-089		392-115-140	NEW-P	91-03-001		392-122-210	AMD-P	91-21-007
390-37-132	NEW	91-16-072		392-115-140	NEW	91-07-007		392-122-211	NEW-P	91-21-007
390-37-134	NEW-P	91-13-089		392-115-145	NEW-P	91-03-001		392-122-212	NEW-P	91-21-007
390-37-134	NEW	91-16-072		392-115-145	NEW	91-07-007		392-122-213	NEW-P	91-21-007
390-37-136	NEW-P	91-13-089		392-115-150	NEW-P	91-03-001		392-122-214	NEW-P	91-21-007
390-37-136	NEW	91-16-072		392-115-150	NEW	91-07-007		392-122-215	REP	91-03-118
390-37-140	NEW-P	91-13-089		392-115-155	NEW-P	91-03-001		392-122-220	NEW-P	91-21-007
390-37-140	NEW	91-16-072		392-115-155	NEW	91-07-007		392-122-221	NEW-P	91-21-007
390-37-142	NEW-P	91-13-089		392-117-005	NEW-P	91-09-025		392-122-225	NEW-P	91-21-007
390-37-142	NEW	91-16-072		392-117-005	NEW	91-13-054		392-122-230	AMD	91-03-118
390-37-144	NEW-P	91-13-089		392-117-010	NEW-P	91-09-025		392-122-230	AMD-P	91-21-007
390-37-144	NEW	91-16-072		392-117-010	NEW	91-13-054		392-122-235	AMD	91-03-118
390-37-150	AMD-P	91-13-089		392-117-015	NEW-P	91-09-025		392-122-240	REP	91-03-118
390-37-150	AMD	91-16-072		392-117-015	NEW	91-13-054		392-122-245	REP	91-03-118
390-37-210	REP-P	91-13-089		392-117-020	NEW-P	91-09-025		392-122-250	REP	91-03-118
390-37-210	REP	91-16-072		392-117-020	NEW	91-13-054		392-122-255	AMD-P	91-21-007
392-100	NEW-P	91-24-071		392-117-025	NEW-P	91-09-025		392-122-260	AMD-P	91-21-007
392-100-100	NEW-P	91-24-071		392-117-025	NEW	91-13-054		392-122-265	REP-W	91-13-071
392-100-101	NEW-P	91-24-071		392-117-030	NEW-P	91-09-025		392-122-265	AMD-P	91-24-071
392-100-102	NEW-P	91-24-071		392-117-030	NEW	91-13-054		392-122-270	AMD	91-03-118
392-101-010	AMD-P	91-13-053		392-117-035	NEW-P	91-09-025		392-122-270	AMD-P	91-21-007
392-101-010	AMD	91-18-007		392-117-035	NEW	91-13-054		392-122-275	AMD-P	91-21-007
392-101-015	NEW	91-02-095		392-117-040	NEW-P	91-09-025		392-122-300	NEW-P	91-24-071
392-115-005	NEW-P	91-03-001		392-117-040	NEW	91-13-054		392-122-301	NEW-P	91-24-071
392-115-005	NEW	91-07-007		392-117-045	NEW-P	91-09-025		392-122-302	NEW-P	91-24-071
392-115-010	NEW-P	91-03-001		392-117-045	NEW	91-13-054		392-122-303	NEW-P	91-24-071
392-115-010	NEW	91-07-007		392-117-050	NEW-P	91-09-025		392-122-304	NEW-P	91-24-071
392-115-015	NEW-P	91-03-001		392-117-050	NEW	91-13-054		392-122-320	NEW-P	91-24-071
392-115-015	NEW	91-07-007		392-121-108	AMD	91-02-096		392-122-321	NEW-P	91-24-071
392-115-020	NEW-P	91-03-001		392-121-133	AMD	91-02-096		392-122-322	NEW-P	91-24-071
392-115-020	NEW	91-07-007		392-121-136	AMD	91-02-096		392-122-600	AMD	91-03-118
392-115-025	NEW-P	91-03-001		392-121-182	AMD	91-02-096		392-122-605	AMD	91-03-118
392-115-025	NEW	91-07-007		392-121-184	NEW-P	91-04-088		392-122-610	AMD	91-03-118
392-115-030	NEW-P	91-03-001		392-121-184	NEW	91-08-038		392-122-700	AMD	91-03-118
392-115-030	NEW	91-07-007		392-121-265	AMD	91-02-097		392-122-800	AMD	91-03-118
392-115-035	NEW-P	91-03-001		392-121-268	AMD	91-02-097		392-122-805	AMD	91-03-118
392-115-035	NEW	91-07-007		392-121-269	NEW	91-02-097		392-122-910	NEW	91-03-118
392-115-040	NEW-P	91-03-001		392-121-270	AMD	91-02-097		392-123-054	AMD-P	91-22-071
392-115-040	NEW	91-07-007		392-121-272	AMD	91-02-097		392-123-071	AMD-P	91-22-071
392-115-045	NEW-P	91-03-001		392-121-280	AMD	91-02-097		392-123-072	AMD-P	91-22-071
392-115-045	NEW	91-07-007		392-121-295	AMD	91-02-097		392-123-074	AMD-P	91-22-071
392-115-050	NEW-P	91-03-001		392-121-297	REP	91-02-097		392-123-078	AMD-P	91-22-071
392-115-050	NEW	91-07-007		392-121-299	AMD	91-02-097		392-123-079	AMD-P	91-22-071
392-115-055	NEW-P	91-03-001		392-121-500	NEW	91-07-006		392-123-115	AMD-P	91-22-071
392-115-055	NEW	91-07-007		392-121-500	AMD-P	91-10-105		392-123-120	AMD-P	91-22-071
392-115-060	NEW-P	91-03-001		392-121-500	AMD	91-14-038		392-123-180	AMD-P	91-19-076
392-115-060	NEW	91-07-007		392-121-505	NEW	91-07-006		392-123-180	AMD	91-23-043
392-115-065	NEW-P	91-03-001		392-121-505	AMD-P	91-10-105		392-125-014	NEW-P	91-03-050
392-115-065	NEW	91-07-007		392-121-505	AMD	91-14-038		392-125-014	NEW	91-07-063
392-115-070	NEW-P	91-03-001		392-121-510	NEW	91-07-006		392-125-015	AMD-P	91-03-050
392-115-070	NEW	91-07-007		392-121-510	AMD-P	91-10-105		392-125-015	AMD	91-07-063
392-115-075	NEW-P	91-03-001		392-121-510	AMD	91-14-038		392-125-020	AMD-P	91-03-050
392-115-075	NEW	91-07-007		392-121-515	NEW	91-07-006		392-125-020	AMD	91-07-063
392-115-080	NEW-P	91-03-001		392-121-520	NEW	91-07-006		392-125-025	AMD-P	91-03-050
392-115-080	NEW	91-07-007		392-121-525	NEW	91-07-006		392-125-025	AMD	91-07-063
392-115-085	NEW-P	91-03-001		392-121-530	NEW	91-07-006		392-125-026	NEW-P	91-03-050
392-115-085	NEW	91-07-007		392-121-535	NEW	91-07-006		392-125-026	NEW	91-07-063
392-115-090	NEW-P	91-03-001		392-121-540	NEW	91-07-006		392-125-027	NEW-P	91-03-050
392-115-090	NEW	91-07-007		392-121-545	NEW	91-07-006		392-125-027	NEW	91-07-063
392-115-095	NEW-P	91-03-001		392-122-010	AMD	91-03-118		392-125-030	AMD-P	91-03-050
392-115-095	NEW	91-07-007		392-122-100	AMD	91-03-118		392-125-030	AMD	91-07-063
392-115-100	NEW-P	91-03-001		392-122-106	AMD	91-03-118		392-125-085	AMD-P	91-03-050
392-115-100	NEW	91-07-007		392-122-107	AMD	91-03-118		392-125-085	AMD	91-07-063
392-115-105	NEW-P	91-03-001		392-122-110	AMD	91-03-118		392-127-004	AMD-P	91-12-006
392-115-105	NEW	91-07-007		392-122-115	REP	91-03-118		392-127-004	AMD	91-16-011

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
392-140-485	NEW-P	91-21-097	392-151-125	AMD	91-15-016	392-196-085	AMD-P	92-01-082
392-140-486	NEW-P	91-21-097	392-151-130	AMD-P	91-10-085	392-196-090	REP-E	91-18-020
392-140-490	NEW-P	91-21-097	392-151-130	AMD	91-15-016	392-196-090	REP-P	92-01-082
392-140-491	NEW-P	91-21-097	392-151-135	AMD-P	91-10-085	392-196-100	AMD-E	91-18-020
392-140-492	NEW-P	91-21-097	392-151-135	AMD	91-15-016	392-196-100	AMD-P	92-01-082
392-140-493	NEW-P	91-21-097	392-151-140	AMD-P	91-10-085	392-198-005	NEW-P	91-14-035
392-140-494	NEW-P	91-21-097	392-151-140	AMD	91-15-016	392-198-005	NEW	91-18-006
392-140-495	NEW-P	91-21-097	392-151-145	REP-P	91-10-085	392-198-010	NEW-P	91-14-035
392-140-496	NEW-P	91-21-097	392-151-145	REP	91-15-016	392-198-010	NEW	91-18-006
392-140-497	NEW-P	91-21-097	392-151-150	REP-P	91-10-085	392-198-015	NEW-P	91-14-035
392-142-005	AMD-P	91-12-006	392-151-150	REP	91-15-016	392-198-015	NEW	91-18-006
392-142-005	AMD	91-16-011	392-153-005	AMD-P	91-24-071	392-198-020	NEW-P	91-14-035
392-142-095	AMD-P	91-12-006	392-153-014	NEW-P	91-24-071	392-198-020	NEW	91-18-006
392-142-095	AMD	91-16-011	392-153-015	AMD-P	91-24-071	392-198-025	NEW-P	91-14-035
392-142-155	AMD-P	91-19-077	392-153-032	AMD-P	91-24-071	392-198-025	NEW	91-18-006
392-142-155	AMD	91-23-071	392-160	AMD-C	91-11-028	392-198-030	NEW-P	91-14-035
392-142-165	AMD-P	91-19-077	392-160-015	AMD-P	91-07-062	392-198-030	NEW	91-18-006
392-142-165	AMD	91-23-071	392-160-015	AMD	91-17-008	392-202-003	AMD	91-03-119
392-142-215	REP-P	91-19-077	392-160-020	AMD-P	91-07-062	392-202-080	AMD-P	91-14-036
392-142-215	REP	91-23-071	392-160-020	AMD	91-17-008	392-202-080	AMD-W	91-17-036
392-142-220	REP-P	91-19-077	392-160-040	AMD-P	91-07-062	392-202-110	AMD-P	91-14-036
392-142-220	REP	91-23-071	392-160-040	AMD	91-17-008	392-202-115	AMD-P	91-14-036
392-142-235	AMD-P	91-12-006	392-162-095	AMD-P	91-13-052	392-202-120	AMD-P	91-14-036
392-142-235	AMD	91-16-011	392-162-095	AMD	91-18-005	399-30-030	AMD-P	91-14-093
392-142-250	AMD-P	91-12-006	392-163-340	AMD-P	91-14-037	399-30-040	AMD-P	91-14-093
392-142-250	AMD	91-16-011	392-163-340	AMD	91-18-040	399-30-042	AMD-P	91-14-093
392-142-260	AMD-P	91-19-075	392-163-345	AMD-P	91-14-037	399-30-045	AMD-P	91-14-093
392-142-260	AMD-P	91-19-077	392-163-345	AMD	91-18-040	399-30-050	AMD-P	91-14-093
392-142-260	AMD	91-23-042	392-163-355	AMD-P	91-14-037	399-30-060	AMD-P	91-14-093
392-142-260	AMD	91-23-071	392-163-355	AMD	91-18-040	399-30-065	AMD-P	91-14-093
392-143-030	AMD-P	91-19-078	392-163-435	AMD-P	91-14-037	399-40-020	AMD-P	91-14-092
392-143-030	AMD	91-23-069	392-163-435	AMD	91-18-040	400-06-070	AMD-P	91-15-089
392-143-031	NEW-P	91-19-078	392-171-321	NEW-P	91-14-002	400-06-070	AMD	91-20-076
392-143-031	NEW	91-23-069	392-171-321	NEW	91-18-004	400-06-170	AMD-P	91-15-089
392-143-032	NEW-P	91-19-078	392-171-461	AMD-P	91-14-002	400-06-170	AMD	91-20-076
392-143-032	NEW	91-23-069	392-171-461	AMD	91-18-004	400-12	PREP	91-05-066
392-143-080	NEW-P	91-19-078	392-191-001	AMD-P	91-12-006	400-12-110	AMD-P	91-15-090
392-143-080	NEW	91-23-069	392-191-001	AMD	91-16-011	400-12-110	AMD	91-22-096
392-145-015	AMD-P	91-03-074	392-191-007	AMD-P	91-12-006	400-12-120	AMD-P	91-15-090
392-145-015	AMD	91-06-032	392-191-007	AMD	91-16-011	400-12-120	AMD	91-22-096
392-145-015	AMD-W	91-16-032	392-191-030	AMD-P	91-12-006	400-12-200	AMD-P	91-15-090
392-145-020	AMD-P	91-19-079	392-191-030	AMD	91-16-011	400-12-200	AMD	91-22-096
392-145-020	AMD	91-23-070	392-191-035	AMD-P	91-12-006	400-12-210	AMD-P	91-15-090
392-145-030	AMD-P	91-03-074	392-191-035	AMD	91-16-011	400-12-210	AMD	91-22-096
392-145-030	AMD	91-06-032	392-191-040	AMD-P	91-12-006	400-12-220	AMD-P	91-15-090
392-145-030	AMD-W	91-16-032	392-191-040	AMD	91-16-011	400-12-220	AMD	91-22-096
392-151-003	NEW-P	91-10-085	392-191-060	REP-P	91-10-104	400-12-300	REP-P	91-15-090
392-151-003	NEW	91-15-016	392-191-060	REP	91-16-026	400-12-300	REP	91-22-096
392-151-005	AMD-P	91-10-085	392-191-065	REP-P	91-10-104	400-12-305	NEW-P	91-15-090
392-151-005	AMD	91-15-016	392-191-065	REP	91-16-026	400-12-305	NEW	91-22-096
392-151-010	AMD-P	91-10-085	392-191-070	REP-P	91-10-104	400-12-310	REP-P	91-15-090
392-151-010	AMD	91-15-016	392-191-070	REP	91-16-026	400-12-310	REP	91-22-096
392-151-015	AMD-P	91-10-085	392-191-075	REP-P	91-10-104	400-12-320	AMD-P	91-15-090
392-151-015	AMD	91-15-016	392-191-075	AMD-P	91-12-006	400-12-320	AMD	91-22-096
392-151-017	NEW-P	91-10-085	392-191-075	AMD	91-16-011	400-12-400	AMD-P	91-15-090
392-151-017	NEW	91-15-016	392-191-075	REP	91-16-026	400-12-400	AMD	91-22-096
392-151-020	AMD-P	91-10-085	392-191-080	REP-P	91-10-104	400-12-410	AMD-P	91-15-090
392-151-020	AMD	91-15-016	392-191-080	REP	91-16-026	400-12-410	AMD	91-22-096
392-151-035	AMD-P	91-10-085	392-191-085	REP-P	91-10-104	400-12-415	NEW-P	91-15-090
392-151-035	AMD	91-15-016	392-191-085	AMD-P	91-12-006	400-12-415	NEW	91-22-096
392-151-040	AMD-P	91-10-085	392-191-085	AMD	91-16-011	400-12-420	AMD-P	91-15-090
392-151-040	AMD	91-15-016	392-191-085	REP	91-16-026	400-12-420	AMD	91-22-096
392-151-045	AMD-P	91-10-085	392-191-090	REP-P	91-10-104	400-12-500	AMD-P	91-15-090
392-151-045	AMD	91-15-016	392-191-090	REP	91-16-026	400-12-500	AMD	91-22-096
392-151-050	AMD-P	91-10-085	392-191-095	REP-P	91-10-104	400-12-510	REP-P	91-15-090
392-151-050	AMD	91-15-016	392-191-095	REP	91-16-026	400-12-510	REP	91-22-096
392-151-055	AMD-P	91-10-085	392-192-005	AMD-P	91-12-006	400-12-515	NEW-P	91-15-090
392-151-055	AMD	91-15-016	392-192-005	AMD	91-16-011	400-12-515	NEW	91-22-096
392-151-060	AMD-P	91-10-085	392-192-040	AMD-P	91-12-006	400-12-520	REP-P	91-15-090
392-151-060	AMD	91-15-016	392-192-040	AMD	91-16-011	400-12-520	REP	91-22-096
392-151-095	AMD-P	91-10-085	392-196-005	AMD-E	91-18-020	400-12-525	NEW-P	91-15-090
392-151-095	AMD	91-15-016	392-196-005	AMD-P	92-01-082	400-12-525	NEW	91-22-096
392-151-105	AMD-P	91-10-085	392-196-045	AMD-E	91-18-020	400-12-530	REP-P	91-15-090
392-151-105	AMD	91-15-016	392-196-045	AMD-P	92-01-082	400-12-530	REP	91-22-096
392-151-120	AMD-P	91-10-085	392-196-080	AMD-E	91-18-020	400-12-535	NEW-P	91-15-090
392-151-120	AMD	91-15-016	392-196-080	AMD-P	92-01-082	400-12-535	NEW	91-22-096
392-151-125	AMD-P	91-10-085	392-196-085	AMD-E	91-18-020	400-12-540	REP-P	91-15-090

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
400-12-540	REP	91-22-096	414-12-010	REP	91-24-061	415-114-020	NEW	91-11-061
400-12-545	NEW-P	91-15-090	414-12-020	REP-P	91-21-046	415-114-020	RE-AD	91-13-049
400-12-545	NEW	91-22-096	414-12-020	REP	91-24-061	415-114-020	REP-P	91-16-091
400-12-550	REP-P	91-15-090	414-12-030	REP-P	91-21-046	415-114-020	REP	91-19-062
400-12-550	REP	91-22-096	414-12-030	REP	91-24-061	415-114-030	NEW-P	91-06-089
400-12-555	NEW-P	91-15-090	414-20-010	REP-P	91-21-046	415-114-030	NEW-C	91-10-108
400-12-555	NEW	91-22-096	414-20-010	REP	91-24-061	415-114-030	NEW	91-11-061
400-12-560	REP-P	91-15-090	414-20-020	REP-P	91-21-046	415-114-030	RE-AD	91-13-049
400-12-560	REP	91-22-096	414-20-020	REP	91-24-061	415-114-030	REP-P	91-16-091
400-12-565	NEW-P	91-15-090	414-20-030	REP-P	91-21-046	415-114-030	REP	91-19-062
400-12-565	NEW	91-22-096	414-20-030	REP	91-24-061	415-114-040	NEW-P	91-06-089
400-12-570	REP-P	91-15-090	414-20-040	REP-P	91-21-046	415-114-040	NEW-C	91-10-108
400-12-570	REP	91-22-096	414-20-040	REP	91-24-061	415-114-040	NEW	91-11-061
400-12-600	REP-P	91-15-090	414-20-050	REP-P	91-21-046	415-114-040	AMD	91-13-049
400-12-600	REP	91-22-096	414-20-050	REP	91-24-061	415-114-040	REP-P	91-16-091
400-12-605	NEW-P	91-15-090	414-20-060	REP-P	91-21-046	415-114-040	REP	91-19-062
400-12-605	NEW	91-22-096	414-20-060	REP	91-24-061	415-114-050	NEW-P	91-06-089
400-12-610	REP-P	91-15-090	414-24-010	REP-P	91-21-046	415-114-050	NEW-C	91-10-108
400-12-610	REP	91-22-096	414-24-010	REP	91-24-061	415-114-050	NEW	91-11-061
400-12-615	NEW-P	91-15-090	414-24-020	REP-P	91-21-046	415-114-050	RE-AD	91-13-049
400-12-615	NEW	91-22-096	414-24-020	REP	91-24-061	415-114-050	REP-P	91-16-091
400-12-620	REP-P	91-15-090	414-24-030	REP-P	91-21-046	415-114-050	REP	91-19-062
400-12-620	REP	91-22-096	414-24-030	REP	91-24-061	415-114-055	NEW-P	91-10-108
400-12-625	NEW-P	91-15-090	414-24-040	REP-P	91-21-046	415-114-055	NEW	91-13-049
400-12-625	NEW	91-22-096	414-24-040	REP	91-24-061	415-114-055	REP-P	91-16-091
400-12-630	REP-P	91-15-090	414-24-050	REP-P	91-21-046	415-114-055	REP	91-19-062
400-12-630	REP	91-22-096	414-24-050	REP	91-24-061	415-114-060	NEW-P	91-06-089
400-12-635	NEW-P	91-15-090	414-24-060	REP-P	91-21-046	415-114-060	NEW-C	91-10-108
400-12-635	NEW	91-22-096	414-24-060	REP	91-24-061	415-114-060	RE-AD	91-11-061
400-12-640	REP-P	91-15-090	414-24-070	REP-P	91-21-046	415-114-060	RE-AD	91-13-049
400-12-640	REP	91-22-096	414-24-070	REP	91-24-061	415-114-060	REP-P	91-16-091
400-12-650	REP-P	91-15-090	414-24-080	REP-P	91-21-046	415-114-060	REP	91-19-062
400-12-650	REP	91-22-096	414-24-080	REP	91-24-061	415-114-060	NEW-C	91-10-108
400-12-660	REP-P	91-15-090	414-24-090	REP-P	91-21-046	415-114-070	NEW	91-13-049
400-12-660	REP	91-22-096	414-24-090	REP	91-24-061	415-114-070	REP-P	91-16-091
400-12-700	AMD-P	91-15-090	415-04-020	AMD-P	91-16-092	415-114-070	REP	91-19-062
400-12-700	AMD	91-22-096	415-04-020	AMD	91-19-064	415-114-100	NEW-P	91-16-091
402-70-010	AMD-W	91-08-059	415-06-090	AMD-P	91-16-093	415-114-100	NEW	91-19-062
402-70-020	AMD-W	91-08-059	415-06-090	AMD	91-19-061	415-114-200	NEW-P	91-16-091
402-70-030	AMD-W	91-08-059	415-100-041	NEW	91-03-013	415-114-200	NEW	91-19-062
402-70-040	NEW-W	91-08-059	415-100-045	NEW	91-03-013	415-114-300	NEW-P	91-16-091
402-70-045	NEW-W	91-08-059	415-100-051	NEW	91-03-013	415-114-300	NEW	91-19-062
402-70-050	AMD-W	91-08-059	415-100-055	NEW	91-03-013	415-114-400	NEW-P	91-16-091
402-70-055	NEW-W	91-08-059	415-104-108	AMD-P	91-16-094	415-114-400	NEW	91-19-062
402-70-060	NEW-W	91-08-059	415-104-108	AMD	91-19-063	415-114-500	NEW-P	91-16-091
402-70-062	NEW-W	91-08-059	415-104-201	NEW	91-03-014	415-114-500	NEW	91-19-062
402-70-064	NEW-W	91-08-059	415-104-205	NEW	91-03-014	415-114-550	NEW-P	91-16-091
402-70-066	NEW-W	91-08-059	415-104-211	NEW	91-03-014	415-114-550	NEW	91-19-062
402-70-068	NEW-W	91-08-059	415-104-215	NEW	91-03-014	415-114-600	NEW-P	91-16-091
402-70-070	AMD-W	91-08-059	415-108-320	NEW	91-03-015	415-114-600	NEW	91-19-062
402-70-077	NEW-W	91-08-059	415-108-322	NEW	91-03-015	415-114-700	NEW-P	91-16-091
402-70-080	AMD-W	91-08-059	415-108-324	NEW	91-03-015	415-114-700	NEW	91-19-062
402-70-085	NEW-W	91-08-059	415-108-326	NEW	91-03-015	415-115-010	NEW-P	91-10-109
402-70-090	AMD-W	91-08-059	415-108-520	NEW-P	91-18-069	415-115-010	NEW	91-13-030
414-04-010	REP-P	91-21-046	415-108-520	NEW	91-21-083	415-115-020	NEW-P	91-10-109
414-04-010	REP	91-24-061	415-112-040	AMD-P	91-16-095	415-115-020	NEW	91-13-030
414-08-010	REP-P	91-21-046	415-112-040	AMD	91-19-065	415-115-030	NEW-P	91-10-109
414-08-010	REP	91-24-061	415-112-330	AMD-P	91-18-070	415-115-030	NEW	91-13-030
414-08-020	REP-P	91-21-046	415-112-330	AMD	91-21-084	415-115-040	NEW-P	91-10-109
414-08-020	REP	91-24-061	415-112-515	NEW-P	91-18-070	415-115-040	NEW	91-13-030
414-08-030	REP-P	91-21-046	415-112-515	NEW	91-21-084	415-115-050	NEW-P	91-10-109
414-08-030	REP	91-24-061	415-112-535	NEW-P	91-18-070	415-115-050	NEW	91-13-030
414-08-040	REP-P	91-21-046	415-112-535	NEW	91-21-084	415-115-060	NEW-P	91-10-109
414-08-040	REP	91-24-061	415-112-540	AMD-P	91-18-070	415-115-060	NEW	91-13-030
414-08-050	REP-P	91-21-046	415-112-540	AMD	91-21-084	415-115-070	NEW-P	91-10-109
414-08-050	REP	91-24-061	415-112-720	NEW	91-03-016	415-115-070	NEW	91-13-030
414-08-060	REP-P	91-21-046	415-112-722	NEW	91-03-016	415-115-080	NEW-P	91-10-109
414-08-060	REP	91-24-061	415-112-725	NEW	91-03-016	415-115-080	NEW	91-13-030
414-08-070	REP-P	91-21-046	415-112-727	NEW	91-03-016	415-115-090	NEW-P	91-10-109
414-08-070	REP	91-24-061	415-114-010	NEW-P	91-06-089	415-115-090	NEW	91-13-030
414-08-080	REP-P	91-21-046	415-114-010	NEW-C	91-10-108	415-115-100	NEW-P	91-10-109
414-08-080	REP	91-24-061	415-114-010	NEW	91-11-061	415-115-100	NEW	91-13-030
414-08-090	REP-P	91-21-046	415-114-010	RE-AD	91-13-049	415-115-110	NEW-P	91-10-109
414-08-090	REP	91-24-061	415-114-010	REP-P	91-16-091	415-115-110	NEW	91-13-030
414-08-100	REP-P	91-21-046	415-114-010	REP	91-19-062	415-115-120	NEW-P	91-10-109
414-08-100	REP	91-24-061	415-114-020	NEW-P	91-06-089	415-115-120	NEW	91-13-030
414-12-010	REP-P	91-21-046	415-114-020	NEW-C	91-10-108	415-116-010	NEW-P	91-10-107

Table of WAC Sections Affected as of 12/31/91

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
415-116-010	NEW	91-13-029	417-02-140	NEW-E	91-13-020	434-15-090	REP	91-21-045
415-116-020	NEW-P	91-10-107	417-02-140	NEW-P	91-15-028	434-15-100	REP-P	91-17-054
415-116-020	NEW	91-13-029	417-02-140	NEW-W	91-20-004	434-15-100	REP	91-21-045
415-116-030	NEW-P	91-10-107	417-02-140	NEW-E	91-20-005	434-15-110	REP-P	91-17-054
415-116-030	NEW	91-13-029	417-02-145	NEW-E	91-13-020	434-15-110	REP	91-21-045
415-116-040	NEW-P	91-10-107	417-02-145	NEW-P	91-15-028	434-15-120	REP-P	91-17-054
415-116-040	NEW	91-13-029	417-02-145	NEW-W	91-20-004	434-15-120	REP	91-21-045
415-116-050	NEW-P	91-10-107	417-02-145	NEW-E	91-20-005	434-15-130	REP-P	91-17-054
415-116-050	NEW	91-13-029	417-02-150	NEW-E	91-13-020	434-15-130	REP	91-21-045
417-01-100	NEW-E	91-09-052	417-02-150	NEW-P	91-15-028	434-15-140	REP-P	91-17-054
417-01-100	NEW-P	91-15-028	417-02-150	NEW-W	91-20-004	434-15-140	REP	91-21-045
417-01-100	NEW	91-20-006	417-02-150	NEW-E	91-20-005	434-15-150	REP-P	91-17-054
417-01-105	NEW-E	91-09-052	417-02-155	NEW-E	91-13-020	434-15-150	REP	91-21-045
417-01-105	NEW-P	91-15-028	417-02-155	NEW-P	91-15-028	434-15-990	REP-P	91-17-054
417-01-105	NEW	91-20-006	417-02-155	NEW-W	91-20-004	434-15-990	REP	91-21-045
417-01-110	NEW-E	91-09-052	417-02-155	NEW-E	91-13-020	434-15-99001	REP-P	91-17-054
417-01-110	NEW-P	91-15-028	417-06-100	NEW-E	91-13-021	434-15-99001	REP	91-21-045
417-01-110	NEW	91-20-006	417-06-100	NEW-P	91-15-028	434-26-005	NEW-P	91-13-022
417-01-115	NEW-E	91-09-052	417-06-100	NEW	91-20-006	434-26-005	NEW	91-18-013
417-01-115	NEW-P	91-15-028	417-06-110	NEW-E	91-13-021	434-26-010	NEW-P	91-13-022
417-01-115	NEW	91-20-006	417-06-110	NEW-P	91-15-028	434-26-010	NEW	91-18-013
417-01-120	NEW-E	91-09-052	417-06-110	NEW	91-20-006	434-26-015	NEW-P	91-13-022
417-01-120	NEW-P	91-15-028	417-06-120	NEW-E	91-13-021	434-26-015	NEW	91-18-013
417-01-120	NEW	91-20-006	417-06-120	NEW-P	91-15-028	434-26-020	NEW-P	91-13-022
417-01-125	NEW-E	91-09-052	417-06-120	NEW	91-20-006	434-26-020	NEW	91-18-013
417-01-125	NEW-P	91-15-028	417-06-130	NEW-E	91-13-021	434-26-025	NEW-P	91-13-022
417-01-125	NEW	91-20-006	417-06-130	NEW-P	91-15-028	434-26-025	NEW	91-18-013
417-01-130	NEW-E	91-09-052	417-06-130	NEW	91-20-006	434-26-030	NEW-P	91-13-022
417-01-130	NEW-P	91-15-028	417-06-140	NEW-E	91-13-021	434-26-030	NEW	91-18-013
417-01-130	NEW	91-20-006	417-06-140	NEW-P	91-15-028	434-26-035	NEW-P	91-13-022
417-01-135	NEW-E	91-09-052	417-06-140	NEW	91-20-006	434-26-035	NEW	91-18-013
417-01-135	NEW-P	91-15-028	417-06-150	NEW-E	91-13-021	434-26-040	NEW-P	91-13-022
417-01-135	NEW	91-20-006	417-06-150	NEW-P	91-15-028	434-26-040	NEW	91-18-013
417-01-140	NEW-E	91-09-052	417-06-150	NEW	91-20-006	434-26-045	NEW-P	91-13-022
417-01-140	NEW-P	91-15-028	417-06-160	NEW-E	91-13-021	434-26-045	NEW	91-18-013
417-01-140	NEW	91-20-006	417-06-160	NEW-P	91-15-028	434-26-050	NEW-P	91-13-022
417-01-145	NEW-E	91-09-052	417-06-160	NEW	91-20-006	434-26-050	NEW	91-18-013
417-01-145	NEW-P	91-15-028	417-06-170	NEW-E	91-13-021	434-26-055	NEW-P	91-13-022
417-01-145	NEW	91-20-006	417-06-170	NEW-P	91-15-028	434-26-055	NEW	91-18-013
417-01-150	NEW-E	91-09-052	417-06-170	NEW	91-20-006	434-26-060	NEW-P	91-13-022
417-01-150	NEW-P	91-15-028	419-14-030	AMD-P	91-03-107	434-26-060	NEW	91-18-013
417-01-150	NEW	91-20-006	419-14-030	AMD	91-06-063	434-26-065	NEW-P	91-13-022
417-01-155	NEW-E	91-09-052	419-14-040	AMD-P	91-03-107	434-26-065	NEW	91-18-013
417-01-155	NEW-P	91-15-028	419-14-040	AMD	91-06-063	434-26-900	NEW-P	91-13-022
417-01-155	NEW	91-20-006	419-14-090	AMD-P	91-03-107	434-26-900	NEW	91-18-013
417-02-100	NEW-E	91-13-020	419-14-090	AMD	91-06-063	434-28-012	AMD-P	91-23-097
417-02-100	NEW-P	91-15-028	419-14-100	AMD-P	91-03-107	434-28-020	AMD-P	91-23-097
417-02-100	NEW-W	91-20-004	419-14-100	AMD	91-06-063	434-28-050	NEW-P	91-23-097
417-02-100	NEW-E	91-20-005	419-14-110	AMD-P	91-03-107	434-28-060	NEW-P	91-23-097
417-02-105	NEW-E	91-13-020	419-14-110	AMD	91-06-063	434-30-010	NEW-P	91-23-097
417-02-105	NEW-P	91-15-028	419-18-030	AMD-P	91-03-106	434-30-020	NEW-P	91-23-097
417-02-105	NEW-W	91-20-004	419-18-030	AMD	91-06-062	434-30-030	NEW-P	91-23-097
417-02-105	NEW-E	91-20-005	419-18-040	AMD-P	91-03-106	434-30-040	NEW-P	91-23-097
417-02-110	NEW-E	91-13-020	419-18-040	AMD	91-06-062	434-30-050	NEW-P	91-23-097
417-02-110	NEW-P	91-15-028	419-18-050	AMD-P	91-03-106	434-30-060	NEW-P	91-23-097
417-02-110	NEW-W	91-20-004	419-18-050	AMD	91-06-062	434-30-070	NEW-P	91-23-097
417-02-110	NEW-E	91-20-005	419-18-060	AMD-P	91-03-106	434-30-080	NEW-P	91-23-097
417-02-115	NEW-E	91-13-020	419-18-060	AMD	91-06-062	434-30-090	NEW-P	91-23-097
417-02-115	NEW-P	91-15-028	419-18-070	AMD-P	91-03-106	434-30-100	NEW-P	91-23-097
417-02-115	NEW-W	91-20-004	419-18-070	AMD	91-06-062	434-30-110	NEW-P	91-23-097
417-02-115	NEW-E	91-20-005	434-15-010	REP-P	91-17-054	434-30-120	NEW-P	91-23-097
417-02-120	NEW-E	91-13-020	434-15-010	REP	91-21-045	434-30-130	NEW-P	91-23-097
417-02-120	NEW-P	91-15-028	434-15-020	REP-P	91-17-054	434-30-140	NEW-P	91-23-097
417-02-120	NEW-W	91-20-004	434-15-020	REP	91-21-045	434-30-150	NEW-P	91-23-097
417-02-120	NEW-E	91-20-005	434-15-030	REP-P	91-17-054	434-30-160	NEW-P	91-23-097
417-02-125	NEW-E	91-13-020	434-15-030	REP	91-21-045	434-30-170	NEW-P	91-23-097
417-02-125	NEW-P	91-15-028	434-15-040	REP-P	91-17-054	434-30-180	NEW-P	91-23-097
417-02-125	NEW-W	91-20-004	434-15-040	REP	91-21-045	434-30-190	NEW-P	91-23-097
417-02-125	NEW-E	91-20-005	434-15-050	REP-P	91-17-054	434-30-200	NEW-P	91-23-097
417-02-130	NEW-E	91-13-020	434-15-050	REP	91-21-045	434-30-210	NEW-P	91-23-097
417-02-130	NEW-P	91-15-028	434-15-060	REP-P	91-17-054	434-30-220	NEW-P	91-23-097
417-02-130	NEW-W	91-20-004	434-15-060	REP	91-21-045	434-34-010	NEW-P	91-23-097
417-02-130	NEW-E	91-20-005	434-15-070	REP-P	91-17-054	434-34-015	NEW-P	91-23-097
417-02-135	NEW-E	91-13-020	434-15-070	REP	91-21-045	434-34-020	NEW-P	91-23-097
417-02-135	NEW-P	91-15-028	434-15-080	REP-P	91-17-054	434-34-025	NEW-P	91-23-097
417-02-135	NEW-W	91-20-004	434-15-080	REP	91-21-045	434-34-030	NEW-P	91-23-097
417-02-135	NEW-E	91-20-005	434-15-090	REP-P	91-17-054	434-34-035	NEW-P	91-23-097

Table of WAC Sections Affected as of 12/31/91

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
434-34-040	NEW-P	91-23-097	434-42-950	NEW-W	91-07-003	434-75-020	NEW-P	91-13-016
434-34-045	NEW-P	91-23-097	434-42-955	NEW-P	91-03-125	434-75-020	NEW	91-18-012
434-34-050	NEW-P	91-23-097	434-42-955	NEW-E	91-03-126	434-75-030	NEW-P	91-13-016
434-34-055	NEW-P	91-23-097	434-42-955	REP-E	91-07-002	434-75-030	NEW	91-18-012
434-34-060	NEW-P	91-23-097	434-42-955	NEW-W	91-07-003	434-75-040	NEW-P	91-13-016
434-34-065	NEW-P	91-23-097	434-42-960	NEW-P	91-03-125	434-75-040	NEW	91-18-012
434-34-070	NEW-P	91-23-097	434-42-960	NEW-E	91-03-126	434-75-050	NEW-P	91-13-016
434-34-075	NEW-P	91-23-097	434-42-960	REP-E	91-07-002	434-75-050	NEW	91-18-012
434-34-080	NEW-P	91-23-097	434-42-960	NEW-W	91-07-003	434-75-060	NEW-P	91-13-016
434-34-085	NEW-P	91-23-097	434-42-965	NEW-P	91-03-125	434-75-060	NEW	91-18-012
434-34-090	NEW-P	91-23-097	434-42-965	NEW-E	91-03-126	434-75-070	NEW-P	91-13-016
434-34-095	NEW-P	91-23-097	434-42-965	REP-E	91-07-002	434-75-070	NEW	91-18-012
434-34-100	NEW-P	91-23-097	434-42-965	NEW-W	91-07-003	434-75-080	NEW-P	91-13-016
434-34-105	NEW-P	91-23-097	434-42-970	NEW-P	91-03-125	434-75-080	NEW	91-18-012
434-34-110	NEW-P	91-23-097	434-42-970	NEW-E	91-03-126	434-75-090	NEW-P	91-13-016
434-34-115	NEW-P	91-23-097	434-42-970	REP-E	91-07-002	434-75-090	NEW	91-18-012
434-40-010	AMD-E	91-14-080	434-42-970	NEW-W	91-07-003	434-75-100	NEW-P	91-13-016
434-40-010	AMD-P	91-17-046	434-42-975	NEW-P	91-03-125	434-75-100	NEW	91-18-012
434-40-010	AMD	91-20-074	434-42-975	NEW-E	91-03-126	434-75-110	NEW-P	91-13-016
434-40-050	AMD-E	91-14-080	434-42-975	REP-E	91-07-002	434-75-110	NEW	91-18-012
434-40-050	AMD-P	91-17-046	434-42-975	NEW-W	91-07-003	434-75-120	NEW-P	91-13-016
434-40-050	AMD	91-20-074	434-42-980	NEW-P	91-03-125	434-75-120	NEW	91-18-012
434-40-060	AMD-E	91-14-080	434-42-980	NEW-E	91-03-126	434-75-130	NEW-P	91-13-016
434-40-060	AMD-P	91-17-046	434-42-980	REP-E	91-07-002	434-75-130	NEW	91-18-012
434-40-060	AMD	91-20-074	434-42-980	NEW-W	91-07-003	434-75-140	NEW-P	91-13-016
434-40-070	AMD-E	91-14-080	434-42-985	NEW-P	91-03-125	434-75-140	NEW	91-18-012
434-40-070	AMD-P	91-17-046	434-42-985	NEW-E	91-03-126	434-75-150	NEW-P	91-13-016
434-40-070	AMD	91-20-074	434-42-985	REP-E	91-07-002	434-75-150	NEW	91-18-012
434-40-080	AMD-E	91-14-080	434-42-985	NEW-W	91-07-003	434-75-160	NEW-P	91-13-016
434-40-080	AMD-P	91-17-046	434-53-010	NEW-P	91-23-097	434-75-160	NEW	91-18-012
434-40-080	AMD	91-20-074	434-53-020	NEW-P	91-23-097	434-75-170	NEW-P	91-13-016
434-40-180	AMD-E	91-14-080	434-53-030	NEW-P	91-23-097	434-75-170	NEW	91-18-012
434-40-180	AMD-P	91-17-046	434-53-040	NEW-P	91-23-097	434-75-180	NEW-P	91-13-016
434-40-180	AMD	91-20-074	434-53-050	NEW-P	91-23-097	434-75-180	NEW	91-18-012
434-42-900	NEW-P	91-03-125	434-53-060	NEW-P	91-23-097	434-75-190	NEW-P	91-13-016
434-42-900	NEW-E	91-03-126	434-53-070	NEW-P	91-23-097	434-75-190	NEW	91-18-012
434-42-900	REP-E	91-07-002	434-53-080	NEW-P	91-23-097	434-75-200	NEW-P	91-13-016
434-42-900	NEW-W	91-07-003	434-53-090	NEW-P	91-23-097	434-75-200	NEW	91-18-012
434-42-905	NEW-P	91-03-125	434-53-100	NEW-P	91-23-097	434-75-210	NEW-P	91-13-016
434-42-905	NEW-E	91-03-126	434-53-110	NEW-P	91-23-097	434-75-210	NEW	91-18-012
434-42-905	REP-E	91-07-002	434-53-120	NEW-P	91-23-097	434-75-220	NEW-P	91-13-016
434-42-905	NEW-W	91-07-003	434-53-130	NEW-P	91-23-097	434-75-220	NEW	91-18-012
434-42-910	NEW-P	91-03-125	434-53-140	NEW-P	91-23-097	434-75-230	NEW-P	91-13-016
434-42-910	NEW-E	91-03-126	434-53-150	NEW-P	91-23-097	434-75-230	NEW	91-18-012
434-42-910	REP-E	91-07-002	434-53-160	NEW-P	91-23-097	434-75-240	NEW-P	91-13-016
434-42-910	NEW-W	91-07-003	434-53-170	NEW-P	91-23-097	434-75-240	NEW	91-18-012
434-42-915	NEW-P	91-03-125	434-53-180	NEW-P	91-23-097	434-75-250	NEW-P	91-13-016
434-42-915	NEW-E	91-03-126	434-53-190	NEW-P	91-23-097	434-75-250	NEW	91-18-012
434-42-915	REP-E	91-07-002	434-53-200	NEW-P	91-23-097	434-75-260	NEW-P	91-13-016
434-42-915	NEW-W	91-07-003	434-53-210	NEW-P	91-23-097	434-75-260	NEW	91-18-012
434-42-920	NEW-P	91-03-125	434-53-220	NEW-P	91-23-097	434-75-270	NEW-P	91-13-016
434-42-920	NEW-E	91-03-126	434-53-230	NEW-P	91-23-097	434-75-270	NEW	91-18-012
434-42-920	REP-E	91-07-002	434-53-240	NEW-P	91-23-097	434-75-280	NEW-P	91-13-016
434-42-920	NEW-W	91-07-003	434-53-250	NEW-P	91-23-097	434-75-280	NEW	91-18-012
434-42-925	NEW-P	91-03-125	434-53-260	NEW-P	91-23-097	434-75-290	NEW-P	91-13-016
434-42-925	NEW-E	91-03-126	434-53-270	NEW-P	91-23-097	434-75-290	NEW	91-18-012
434-42-925	REP-E	91-07-002	434-53-280	NEW-P	91-23-097	434-75-300	NEW-P	91-13-016
434-42-925	NEW-W	91-07-003	434-53-290	NEW-P	91-23-097	434-75-300	NEW	91-18-012
434-42-930	NEW-P	91-03-125	434-53-300	NEW-P	91-23-097	434-75-310	NEW-P	91-13-016
434-42-930	NEW-E	91-03-126	434-53-310	NEW-P	91-23-097	434-75-310	NEW	91-18-012
434-42-930	REP-E	91-07-002	434-53-320	NEW-P	91-23-097	434-75-320	NEW-P	91-13-016
434-42-930	NEW-W	91-07-003	434-53-330	NEW-P	91-23-097	434-75-320	NEW	91-18-012
434-42-935	NEW-P	91-03-125	434-53-340	NEW-P	91-23-097	434-75-330	NEW-P	91-13-016
434-42-935	NEW-E	91-03-126	434-61-010	NEW-P	91-23-097	434-75-330	NEW	91-18-012
434-42-935	REP-E	91-07-002	434-61-020	NEW-P	91-23-097	434-75-340	NEW-P	91-13-016
434-42-935	NEW-W	91-07-003	434-61-030	NEW-P	91-23-097	434-75-340	NEW	91-18-012
434-42-940	NEW-P	91-03-125	434-61-040	NEW-P	91-23-097	434-75-350	NEW-P	91-13-016
434-42-940	NEW-E	91-03-126	434-61-050	NEW-P	91-23-097	434-75-350	NEW	91-18-012
434-42-940	REP-E	91-07-002	434-61-060	NEW-P	91-23-097	434-640-010	NEW-P	92-02-068
434-42-940	NEW-W	91-07-003	434-62-150	NEW-P	91-23-097	434-640-020	NEW-P	92-02-068
434-42-945	NEW-P	91-03-125	434-62-160	NEW-P	91-23-097	434-640-030	NEW-P	92-02-068
434-42-945	NEW-E	91-03-126	434-62-170	NEW-P	91-23-097	434-690-010	NEW-P	91-20-147
434-42-945	REP-E	91-07-002	434-62-180	NEW-P	91-23-097	434-690-010	NEW	91-23-024
434-42-945	NEW-W	91-07-003	434-62-190	NEW-P	91-23-097	434-690-020	NEW-P	91-20-147
434-42-950	NEW-P	91-03-125	434-62-200	NEW-P	91-23-097	434-690-020	NEW	91-23-024
434-42-950	NEW-E	91-03-126	434-75-010	NEW-P	91-13-016	434-690-030	NEW-P	91-20-147
434-42-950	REP-E	91-07-002	434-75-010	NEW	91-18-012	434-690-030	NEW	91-23-024

Table of WAC Sections Affected as of 12/31/91

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
434-690-040	NEW-P	91-20-147	434-840-350	NEW	91-20-074	446-65-010	NEW-E	91-06-050
434-690-040	NEW	91-23-024	434-840-360	NEW-P	91-17-046	446-65-010	NEW	91-06-066
434-690-050	NEW-P	91-20-147	434-840-360	NEW	91-20-074	446-65-010	AMD-P	91-16-098
434-690-050	NEW	91-23-024	434-840-370	NEW-P	91-17-046	446-65-010	AMD-W	91-19-107
434-690-060	NEW-P	91-20-147	434-840-370	NEW	91-20-074	446-75-010	NEW-P	91-07-045
434-690-060	NEW	91-23-024	434-840-900	NEW-E	91-14-079	446-75-010	NEW-E	91-07-046
434-690-070	NEW-P	91-20-147	434-840-901	NEW-E	91-14-079	446-75-010	NEW	91-11-046
434-690-070	NEW	91-23-024	434-840-902	NEW-E	91-14-079	446-75-020	NEW-P	91-07-045
434-690-080	NEW-P	91-20-147	434-840-903	NEW-E	91-14-079	446-75-020	NEW-E	91-07-046
434-690-080	NEW	91-23-024	434-840-904	NEW-E	91-14-079	446-75-020	NEW	91-11-046
434-690-090	NEW-P	91-20-147	434-840-905	NEW-E	91-14-079	446-75-030	NEW-P	91-07-045
434-690-090	NEW	91-23-024	434-840-906	NEW-E	91-14-079	446-75-030	NEW-E	91-07-046
434-690-100	NEW-P	91-20-147	434-840-907	NEW-E	91-14-079	446-75-030	NEW	91-11-046
434-690-100	NEW	91-23-024	434-840-908	NEW-E	91-14-079	446-75-040	NEW-P	91-07-045
434-690-110	NEW-P	91-20-147	434-840-909	NEW-E	91-14-079	446-75-040	NEW-E	91-07-046
434-690-110	NEW	91-23-024	434-840-910	NEW-E	91-14-079	446-75-040	NEW	91-11-046
434-690-120	NEW-P	91-20-147	434-840-920	NEW-E	91-14-079	446-75-050	NEW-P	91-07-045
434-690-120	NEW	91-23-024	434-840-921	NEW-E	91-14-079	446-75-050	NEW-E	91-07-046
434-690-130	NEW-P	91-20-147	434-840-922	NEW-E	91-14-079	446-75-050	NEW	91-11-046
434-690-130	NEW	91-23-024	434-840-923	NEW-E	91-14-079	446-75-060	NEW-P	91-07-045
434-690-140	NEW-P	91-20-147	434-840-930	NEW-E	91-14-079	446-75-060	NEW-E	91-07-046
434-690-140	NEW	91-23-024	434-840-931	NEW-E	91-14-079	446-75-060	NEW	91-11-046
434-690-990	NEW-P	91-20-147	434-840-932	NEW-E	91-14-079	446-75-070	NEW-P	91-07-045
434-690-990	NEW	91-23-024	434-840-933	NEW-E	91-14-079	446-75-070	NEW-E	91-07-046
434-690-99001	NEW-P	91-20-147	434-840-934	NEW-E	91-14-079	446-75-070	NEW	91-11-046
434-690-99001	NEW	91-23-024	434-840-940	NEW-E	91-14-079	446-75-080	NEW-P	91-07-045
434-840-001	NEW-P	91-17-046	434-840-941	NEW-E	91-14-079	446-75-080	NEW-E	91-07-046
434-840-001	NEW	91-20-074	434-840-942	NEW-E	91-14-079	446-75-080	NEW	91-11-046
434-840-005	NEW-P	91-17-046	434-840-943	NEW-E	91-14-079	448-12-010	REP-S	91-03-123
434-840-005	NEW	91-20-074	434-840-944	NEW-E	91-14-079	448-12-010	REP	91-06-022
434-840-010	NEW-P	91-17-046	434-840-945	NEW-E	91-14-079	448-12-015	REP-S	91-03-123
434-840-010	NEW	91-20-074	434-840-946	NEW-E	91-14-079	448-12-015	REP	91-06-022
434-840-020	NEW-P	91-17-046	434-840-947	NEW-E	91-14-079	448-12-016	REP-S	91-03-123
434-840-020	NEW	91-20-074	440-44-050	REP-W	91-08-059	448-12-016	REP	91-06-022
434-840-030	NEW-P	91-17-046	440-44-057	REP-W	91-08-059	448-12-020	REP-S	91-03-123
434-840-030	NEW	91-20-074	440-44-058	REP-W	91-08-059	448-12-020	REP	91-06-022
434-840-040	NEW-P	91-17-046	440-44-059	REP-W	91-08-059	448-12-030	REP-S	91-03-123
434-840-040	NEW	91-20-074	440-44-060	REP-W	91-08-059	448-12-030	REP	91-06-022
434-840-050	NEW-P	91-17-046	440-44-062	REP-W	91-08-059	448-12-040	REP-S	91-03-123
434-840-050	NEW	91-20-074	440-44-085	REP-P	91-15-061	448-12-040	REP	91-06-022
434-840-060	NEW-P	91-17-046	440-44-085	REP-E	91-15-064	448-12-050	REP-S	91-03-123
434-840-060	NEW	91-20-074	440-44-085	REP	91-19-025	448-12-050	REP	91-06-022
434-840-070	NEW-P	91-17-046	440-44-090	AMD-P	91-20-096	448-12-055	REP-S	91-03-123
434-840-070	NEW	91-20-074	440-44-090	AMD-E	91-20-111	448-12-055	REP	91-06-022
434-840-080	NEW-P	91-17-046	440-44-090	AMD	91-23-089	448-12-060	REP-S	91-03-123
434-840-080	NEW	91-20-074	446-16-080	AMD-P	91-16-099	448-12-060	REP	91-06-022
434-840-090	NEW-P	91-17-046	446-16-080	AMD	91-22-055	448-12-070	REP-S	91-03-123
434-840-090	NEW	91-20-074	446-20-020	AMD-P	91-19-012	448-12-070	REP	91-06-022
434-840-100	NEW-P	91-17-046	446-20-020	AMD-C	91-23-033	448-12-075	REP-S	91-03-123
434-840-100	NEW	91-20-074	446-20-020	AMD	91-24-099	448-12-075	REP	91-06-022
434-840-110	NEW-P	91-17-046	446-20-280	AMD-P	91-19-012	448-12-080	REP-S	91-03-123
434-840-110	NEW	91-20-074	446-20-280	AMD-C	91-23-033	448-12-080	REP	91-06-022
434-840-120	NEW-P	91-17-046	446-20-280	AMD	91-24-099	448-12-090	REP-S	91-03-123
434-840-120	NEW	91-20-074	446-20-285	AMD-P	91-19-012	448-12-090	REP	91-06-022
434-840-130	NEW-P	91-17-046	446-20-285	AMD-C	91-23-033	448-12-100	REP-S	91-03-123
434-840-130	NEW	91-20-074	446-20-285	AMD	91-24-099	448-12-100	REP	91-06-022
434-840-200	NEW-P	91-17-046	446-20-290	AMD-P	91-19-012	448-12-210	REP-S	91-03-123
434-840-200	NEW	91-20-074	446-20-290	AMD-C	91-23-033	448-12-210	REP	91-06-022
434-840-210	NEW-P	91-17-046	446-20-290	AMD	91-24-099	448-12-220	REP-S	91-03-123
434-840-210	NEW	91-20-074	446-20-310	AMD-P	91-19-012	448-12-220	REP	91-06-022
434-840-220	NEW-P	91-17-046	446-20-310	AMD-C	91-23-033	448-12-230	REP-S	91-03-123
434-840-220	NEW	91-20-074	446-20-310	AMD	91-24-099	448-12-230	REP	91-06-022
434-840-230	NEW-P	91-17-046	446-20-500	AMD-P	91-15-045	448-12-240	REP-S	91-03-123
434-840-230	NEW	91-20-074	446-20-500	AMD	91-20-045	448-12-240	REP	91-06-022
434-840-240	NEW-P	91-17-046	446-20-510	AMD-P	91-15-045	448-12-250	REP-S	91-03-123
434-840-240	NEW	91-20-074	446-20-510	AMD	91-20-045	448-12-250	REP	91-06-022
434-840-300	NEW-P	91-17-046	446-20-515	AMD-P	91-15-045	448-12-260	REP-S	91-03-123
434-840-300	NEW	91-20-074	446-20-515	AMD	91-20-045	448-12-260	REP	91-06-022
434-840-310	NEW-P	91-17-046	446-20-530	AMD-P	91-19-012	448-12-270	REP-S	91-03-123
434-840-310	NEW	91-20-074	446-20-530	AMD-C	91-23-033	448-12-270	REP	91-06-022
434-840-320	NEW-P	91-17-046	446-20-530	AMD	91-24-099	448-12-280	REP-S	91-03-123
434-840-320	NEW	91-20-074	446-65	AMD-P	91-16-098	448-12-280	REP	91-06-022
434-840-330	NEW-P	91-17-046	446-65	AMD-W	91-19-107	448-12-290	REP-S	91-03-123
434-840-330	NEW	91-20-074	446-65-005	NEW-E	91-06-050	448-12-290	REP	91-06-022
434-840-340	NEW-P	91-17-046	446-65-005	NEW	91-06-066	448-12-300	REP-S	91-03-123
434-840-340	NEW	91-20-074	446-65-005	AMD-P	91-16-098	448-12-300	REP	91-06-022
434-840-350	NEW-P	91-17-046	446-65-005	AMD-W	91-19-107	448-12-320	REP-S	91-03-123

Table of WAC Sections Affected as of 12/31/91

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
448-12-320	REP	91-06-022	448-15-060	NEW-P	91-03-124	458-20-126	AMD	91-15-022
448-12-330	REP-S	91-03-123	448-15-060	NEW-W	91-16-077	458-20-127	PREP	91-08-044
448-12-330	REP	91-06-022	448-15-070	NEW-P	91-03-124	458-20-132	AMD-P	92-01-044
448-12-340	REP-S	91-03-123	448-15-070	NEW-W	91-16-077	458-20-151	PREP	91-04-061
448-12-340	REP	91-06-022	448-15-080	NEW-P	91-03-124	458-20-151	AMD-P	91-11-003
448-13-010	NEW-S	91-03-123	448-15-080	NEW-W	91-16-077	458-20-151	AMD	91-15-023
448-13-010	NEW	91-06-022	456-09-210	AMD-P	91-04-084	458-20-163	AMD	91-05-040
448-13-020	NEW-S	91-03-123	456-09-210	AMD	91-07-038	458-20-164	AMD-E	91-14-049
448-13-020	NEW	91-06-022	456-09-325	AMD-P	91-04-084	458-20-164	PREP	91-17-028
448-13-020	AMD-E	91-18-033	456-09-325	AMD	91-07-038	458-20-164	AMD-E	92-02-002
448-13-020	AMD-P	91-18-034	456-09-365	AMD-P	91-04-084	458-20-166	PREP	91-08-045
448-13-020	AMD	91-21-040	456-09-365	AMD	91-07-038	458-20-166	AMD-P	92-01-041
448-13-030	NEW-S	91-03-123	456-10-360	AMD-P	91-04-083	458-20-169	PREP	91-12-062
448-13-030	NEW	91-06-022	456-10-360	AMD	91-07-039	458-20-169	AMD-P	91-17-084
448-13-040	NEW-S	91-03-123	456-10-547	NEW-P	91-04-083	458-20-169	AMD-E	91-17-085
448-13-040	NEW	91-06-022	456-10-547	NEW	91-07-039	458-20-169	AMD	91-21-001
448-13-040	AMD-E	91-18-033	458-12-251	PREP	91-18-025	458-20-18601	NEW-E	91-14-027
448-13-040	AMD-P	91-18-034	458-12-251	NEW-P	91-22-013	458-20-18601	PREP	91-17-030
448-13-040	AMD	91-21-040	458-12-251	NEW-E	91-22-014	458-20-18601	NEW-E	92-02-003
448-13-050	NEW-S	91-03-123	458-12-251	NEW	92-01-132	458-20-18801	PREP	91-12-002
448-13-050	NEW	91-06-022	458-14-010	REP	91-07-040	458-20-18801	AMD-P	92-01-042
448-13-060	NEW-S	91-03-123	458-14-020	REP	91-07-040	458-20-193	NEW-P	91-20-122
448-13-060	NEW	91-06-022	458-14-030	REP	91-07-040	458-20-193	NEW	91-24-020
448-13-070	NEW-S	91-03-123	458-14-040	REP	91-07-040	458-20-193A	PREP	91-13-073
448-13-070	NEW	91-06-022	458-14-045	REP	91-07-040	458-20-193A	REP-P	91-20-122
448-13-080	NEW-S	91-03-123	458-14-050	REP	91-07-040	458-20-193A	REP	91-24-020
448-13-080	NEW	91-06-022	458-14-052	REP	91-07-040	458-20-193B	PREP	91-13-073
448-13-080	AMD-E	91-18-033	458-14-055	REP	91-07-040	458-20-193B	REP-P	91-20-122
448-13-080	AMD-P	91-18-034	458-14-060	REP	91-07-040	458-20-193B	REP	91-24-020
448-13-080	AMD	91-21-040	458-14-062	REP	91-07-040	458-20-199	PREP	91-08-043
448-13-090	NEW-S	91-03-123	458-14-065	REP	91-07-040	458-20-199	AMD-P	91-23-036
448-13-090	NEW	91-06-022	458-14-070	REP	91-07-040	458-20-227	AMD	91-05-039
448-13-100	NEW-S	91-03-123	458-14-075	REP	91-07-040	458-20-228	PREP	91-16-008
448-13-100	NEW	91-06-022	458-14-080	REP	91-07-040	458-20-228	AMD-P	91-23-035
448-13-110	NEW-S	91-03-123	458-14-085	REP	91-07-040	458-20-22802	PREP	91-17-026
448-13-110	NEW	91-06-022	458-14-086	REP	91-07-040	458-20-22802	AMD-P	91-21-017
448-13-120	NEW-S	91-03-123	458-14-090	REP	91-07-040	458-20-22802	AMD	91-24-070
448-13-120	NEW	91-06-022	458-14-091	REP	91-07-040	458-20-229	PREP	91-16-009
448-13-130	NEW-S	91-03-123	458-14-092	REP	91-07-040	458-20-237	AMD	91-05-038
448-13-130	NEW	91-06-022	458-14-094	REP	91-07-040	458-20-255	AMD-E	91-12-003
448-13-140	NEW-S	91-03-123	458-14-098	REP	91-07-040	458-20-255	PREP	91-12-063
448-13-140	NEW	91-06-022	458-14-100	REP	91-07-040	458-20-255	AMD-P	91-16-010
448-13-150	NEW-S	91-03-123	458-14-110	REP	91-07-040	458-20-255	AMD	91-20-058
448-13-150	NEW	91-06-022	458-14-115	REP	91-07-040	458-20-260	NEW-E	91-20-123
448-13-160	NEW-S	91-03-123	458-14-120	REP	91-07-040	458-20-615	PREP	91-17-027
448-13-160	NEW	91-06-022	458-14-121	REP	91-07-040	458-30-262	AMD	91-04-001
448-13-170	NEW-S	91-03-123	458-14-122	REP	91-07-040	458-30-262	AMD-P	91-24-091
448-13-170	NEW	91-06-022	458-14-125	REP	91-07-040	458-40-540	AMD-P	91-21-076
448-13-170	AMD-E	91-18-033	458-14-126	REP	91-07-040	458-40-540	AMD	91-24-026
448-13-170	AMD-P	91-18-034	458-14-130	REP	91-07-040	458-40-615	NEW-E	91-16-053
448-13-170	AMD	91-21-040	458-14-135	REP	91-07-040	458-40-615	NEW-E	91-24-019
448-13-180	NEW-S	91-03-123	458-14-140	REP	91-07-040	458-40-650	AMD-P	91-22-105
448-13-180	NEW	91-06-022	458-14-145	REP	91-07-040	458-40-650	AMD	92-02-067
448-13-190	NEW-S	91-03-123	458-14-150	REP	91-07-040	458-40-660	AMD-P	91-06-052
448-13-190	NEW	91-06-022	458-14-152	REP	91-07-040	458-40-660	AMD-E	91-06-053
448-13-200	NEW-S	91-03-123	458-14-155	REP	91-07-040	458-40-660	AMD	91-09-030
448-13-200	NEW	91-06-022	458-16-013	AMD-E	91-13-074	458-40-660	AMD-P	91-10-090
448-13-210	NEW-S	91-03-123	458-16-013	AMD-E	91-21-059	458-40-660	AMD	91-14-077
448-13-210	NEW	91-06-022	458-16-020	AMD-E	91-13-074	458-40-660	AMD-P	91-22-105
448-13-220	NEW-S	91-03-123	458-16-020	AMD-E	91-21-059	458-40-660	AMD	92-02-067
448-13-220	NEW	91-06-022	458-18-010	AMD-E	91-13-075	458-40-670	AMD-P	91-10-090
448-14-010	REP-P	91-03-124	458-18-010	AMD-E	91-21-060	458-40-670	AMD	91-14-077
448-14-010	REP-W	91-16-077	458-18-020	AMD-E	91-13-075	458-40-670	AMD-P	91-22-105
448-14-020	REP-P	91-03-124	458-18-020	AMD-E	91-21-060	458-40-670	AMD	92-02-067
448-14-020	REP-W	91-16-077	458-18-220	AMD-P	91-10-070	458-50-085	PREP	91-18-025
448-14-030	REP-P	91-03-124	458-18-220	AMD	91-15-024	458-50-085	NEW-P	91-22-013
448-14-030	REP-W	91-16-077	458-20-105	AMD-E	91-14-050	458-50-085	NEW-E	91-22-014
448-15-010	NEW-P	91-03-124	458-20-105	PREP	91-17-029	458-50-085	NEW	92-01-132
448-15-010	NEW-W	91-16-077	458-20-105	AMD-E	92-02-001	460-11A-010	NEW-P	91-14-089
448-15-020	NEW-P	91-03-124	458-20-109	PREP	91-03-057	460-11A-010	NEW	91-18-014
448-15-020	NEW-W	91-16-077	458-20-109	AMD-P	91-11-005	460-11A-020	NEW-P	91-14-089
448-15-030	NEW-P	91-03-124	458-20-109	AMD	91-23-038	460-11A-020	NEW	91-18-014
448-15-030	NEW-W	91-16-077	458-20-110	PREP	91-03-058	460-11A-030	NEW-P	91-14-089
448-15-040	NEW-P	91-03-124	458-20-110	AMD-P	91-11-004	460-11A-030	NEW	91-18-014
448-15-040	NEW-W	91-16-077	458-20-110	AMD	91-23-037	460-11A-040	NEW-P	91-14-089
448-15-050	NEW-P	91-03-124	458-20-126	PREP	91-04-062	460-11A-040	NEW	91-18-014
448-15-050	NEW-W	91-16-077	458-20-126	AMD-P	91-11-002	460-16A-102	AMD	91-04-008

Table of WAC Sections Affected as of 12/31/91

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
460-16A-200	NEW	91-04-008	460-34A-045	REP	91-04-012	463-42-680	NEW	91-09-040
460-16A-205	NEW	91-04-008	460-34A-050	REP	91-04-012	463-43-060	AMD	91-03-090
460-17A-030	AMD	91-04-009	460-34A-055	REP	91-04-012	463-47-060	AMD	91-03-090
460-17A-070	AMD	91-04-009	460-34A-060	REP	91-04-012	463-50-030	AMD	91-03-090
460-31A-410	REP	91-04-012	460-34A-065	REP	91-04-012	463-54-070	AMD	91-03-090
460-31A-415	REP	91-04-012	460-34A-070	REP	91-04-012	463-58-030	AMD	91-03-090
460-31A-420	REP	91-04-012	460-34A-075	REP	91-04-012	467-01-010	AMD-P	91-19-066
460-31A-425	REP	91-04-012	460-34A-080	REP	91-04-012	467-01-010	AMD	91-23-101
460-31A-430	REP	91-04-012	460-34A-085	REP	91-04-012	467-01-020	NEW-P	91-19-066
460-31A-435	REP	91-04-012	460-34A-090	REP	91-04-012	467-01-020	NEW	91-23-101
460-31A-440	REP	91-04-012	460-34A-095	REP	91-04-012	467-01-030	NEW-P	91-19-066
460-31A-445	REP	91-04-012	460-34A-100	REP	91-04-012	467-01-030	NEW	91-23-101
460-31A-450	REP	91-04-012	460-34A-105	REP	91-04-012	467-01-040	NEW-P	91-19-066
460-31A-455	REP	91-04-012	460-34A-110	REP	91-04-012	467-01-040	NEW	91-23-101
460-31A-460	REP	91-04-012	460-34A-112	REP	91-04-012	467-01-050	NEW-P	91-19-066
460-31A-465	REP	91-04-012	460-34A-115	REP	91-04-012	467-01-050	NEW	91-23-101
460-31A-470	REP	91-04-012	460-34A-120	REP	91-04-012	467-01-060	NEW-P	91-19-066
460-31A-475	REP	91-04-012	460-34A-125	REP	91-04-012	467-01-060	NEW	91-23-101
460-31A-480	REP	91-04-012	460-34A-130	REP	91-04-012	467-02-010	AMD-P	91-19-066
460-31A-485	REP	91-04-012	460-34A-135	REP	91-04-012	467-02-010	AMD	91-23-101
460-31A-490	REP	91-04-012	460-34A-200	REP	91-04-012	467-02-030	AMD-P	91-19-066
460-31A-495	REP	91-04-012	460-36A-100	REP	91-04-012	467-02-030	AMD	91-23-101
460-31A-500	REP	91-04-012	460-36A-105	REP	91-04-012	467-02-040	REP-P	91-19-066
460-31A-505	REP	91-04-012	460-36A-110	REP	91-04-012	467-02-040	REP	91-23-101
460-31A-510	REP	91-04-012	460-36A-115	REP	91-04-012	467-02-050	AMD-P	91-19-066
460-31A-515	REP	91-04-012	460-36A-120	REP	91-04-012	467-02-050	AMD	91-23-101
460-31A-520	REP	91-04-012	460-36A-125	REP	91-04-012	467-02-060	REP-P	91-19-066
460-31A-525	REP	91-04-012	460-36A-130	REP	91-04-012	467-02-060	REP	91-23-101
460-31A-530	REP	91-04-012	460-36A-135	REP	91-04-012	467-02-070	AMD-P	91-19-066
460-31A-535	REP	91-04-012	460-36A-140	REP	91-04-012	467-02-070	AMD	91-23-101
460-31A-540	REP	91-04-012	460-36A-145	REP	91-04-012	467-02-080	AMD-P	91-19-066
460-31A-545	REP	91-04-012	460-36A-150	REP	91-04-012	467-02-080	AMD	91-23-101
460-31A-550	REP	91-04-012	460-36A-155	REP	91-04-012	467-02-100	REP-P	91-19-066
460-31A-555	REP	91-04-012	460-36A-160	REP	91-04-012	467-02-100	REP	91-23-101
460-31A-560	REP	91-04-012	460-36A-165	REP	91-04-012	467-02-120	AMD-P	91-19-066
460-31A-565	REP	91-04-012	460-36A-170	REP	91-04-012	467-02-120	AMD	91-23-101
460-31A-570	REP	91-04-012	460-36A-175	REP	91-04-012	467-02-130	AMD-P	91-19-066
460-31A-575	REP	91-04-012	460-36A-180	REP	91-04-012	467-02-130	AMD	91-23-101
460-31A-580	REP	91-04-012	460-36A-185	REP	91-04-012	468-16-010	NEW	91-04-014
460-31A-585	REP	91-04-012	460-36A-190	REP	91-04-012	468-16-020	NEW	91-04-014
460-31A-590	REP	91-04-012	460-36A-195	REP	91-04-012	468-16-030	NEW	91-04-014
460-31A-595	REP	91-04-012	460-42A-081	AMD	91-04-010	468-16-040	NEW	91-04-014
460-31A-600	REP	91-04-012	460-46A-020	AMD	91-04-011	468-16-050	NEW	91-04-014
460-31A-605	REP	91-04-012	460-46A-040	AMD	91-04-011	468-16-060	NEW	91-04-014
460-31A-610	REP	91-04-012	460-46A-050	AMD	91-04-011	468-16-070	NEW	91-04-014
460-31A-615	REP	91-04-012	460-46A-055	NEW	91-04-011	468-16-080	NEW	91-04-014
460-31A-620	REP	91-04-012	460-46A-061	NEW	91-04-011	468-16-090	NEW	91-04-014
460-31A-625	REP	91-04-012	460-46A-065	NEW	91-04-011	468-16-100	NEW	91-04-014
460-31A-630	REP	91-04-012	460-46A-071	NEW	91-04-011	468-16-110	NEW	91-04-014
460-31A-635	REP	91-04-012	460-46A-072	NEW	91-04-011	468-16-120	NEW	91-04-014
460-31A-640	REP	91-04-012	460-46A-095	AMD	91-04-011	468-16-130	NEW	91-04-014
460-31A-645	REP	91-04-012	460-46A-110	AMD	91-04-011	468-16-140	NEW	91-04-014
460-31A-650	REP	91-04-012	460-80-108	NEW-P	91-21-131	468-16-150	NEW	91-04-014
460-31A-655	REP	91-04-012	460-80-108	NEW	92-02-054	468-16-160	NEW	91-04-014
460-31A-660	REP	91-04-012	460-80-125	AMD-P	91-21-131	468-16-170	NEW	91-04-014
460-31A-665	REP	91-04-012	460-80-125	AMD	92-02-054	468-16-180	NEW	91-04-014
460-31A-670	REP	91-04-012	460-80-315	AMD-P	91-21-131	468-16-190	NEW	91-04-014
460-31A-675	REP	91-04-012	460-80-315	AMD	92-02-054	468-16-200	NEW	91-04-014
460-31A-680	REP	91-04-012	460-82	AMD-P	91-21-131	468-16-210	NEW	91-04-014
460-31A-685	REP	91-04-012	460-82	AMD	92-02-054	468-38-035	REP-P	91-06-078
460-31A-690	REP	91-04-012	460-82-200	AMD-P	91-21-131	468-38-035	REP	91-10-023
460-31A-695	REP	91-04-012	460-82-200	AMD	92-02-054	468-38-050	AMD-P	91-06-078
460-31A-700	REP	91-04-012	463-06-010	AMD	91-03-090	468-38-050	AMD	91-10-023
460-31A-705	REP	91-04-012	463-10-010	AMD	91-03-090	468-38-190	AMD-P	91-06-079
460-31A-710	REP	91-04-012	463-14-030	AMD	91-03-090	468-38-190	AMD	91-10-022
460-31A-715	REP	91-04-012	463-14-080	AMD	91-03-090	468-38-260	AMD-P	91-06-078
460-31A-720	REP	91-04-012	463-18-020	AMD	91-03-090	468-38-260	AMD	91-10-023
460-31A-725	REP	91-04-012	463-26-120	AMD	91-03-090	468-38-260	AMD	91-10-054
460-31A-730	REP	91-04-012	463-26-130	AMD	91-03-090	468-38-370	REP-P	91-06-078
460-34A-010	REP	91-04-012	463-28-060	AMD	91-03-090	468-38-370	REP	91-10-023
460-34A-015	REP	91-04-012	463-28-080	AMD	91-03-090	468-38-400	REP-P	91-06-078
460-34A-020	REP	91-04-012	463-38-041	AMD	91-03-090	468-38-400	REP	91-10-023
460-34A-025	REP	91-04-012	463-38-042	AMD	91-03-090	468-38-410	REP-P	91-06-078
460-34A-030	REP	91-04-012	463-38-063	AMD	91-03-090	468-38-410	REP	91-10-023
460-34A-035	REP	91-04-012	463-39-130	REP	91-03-090	468-54-020	AMD-P	91-12-031
460-34A-037	REP	91-04-012	463-39-150	AMD	91-03-090	468-54-020	AMD	91-18-023
460-34A-040	REP	91-04-012	463-42-680	NEW-P	91-03-132	468-54-040	AMD-P	91-12-031

Table of WAC Sections Affected as of 12/31/91

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
468-54-040	AMD	91-18-023	478-116-390	AMD	91-11-029	479-02-020	NEW-P	91-10-037
468-54-050	AMD-P	91-12-031	478-116-390	AMD	91-12-047	479-02-020	NEW	91-13-056
468-54-050	AMD	91-18-023	478-116-450	AMD-P	91-06-092	479-02-030	NEW-P	91-10-037
468-54-065	AMD-P	91-12-031	478-116-450	AMD	91-11-029	479-02-030	NEW	91-13-056
468-54-065	AMD	91-18-023	478-116-450	AMD	91-12-047	479-02-050	NEW-P	91-10-037
468-54-070	AMD-P	91-12-031	478-116-455	NEW-P	91-06-092	479-02-050	NEW	91-13-056
468-54-070	AMD	91-18-023	478-116-455	NEW-W	91-19-080	479-02-060	NEW-P	91-10-037
468-70-030	AMD-P	91-13-024	478-116-463	NEW-P	91-06-092	479-02-060	NEW	91-13-056
468-70-030	AMD	91-17-012	478-116-463	NEW-W	91-19-080	479-02-070	NEW-P	91-10-037
468-70-050	AMD-P	91-13-024	478-116-470	AMD-P	91-06-092	479-02-070	NEW	91-13-056
468-70-050	AMD	91-17-012	478-116-470	AMD-W	91-19-080	479-02-080	NEW-P	91-10-037
468-70-060	AMD-P	91-13-024	478-116-520	AMD-P	91-06-092	479-02-080	NEW	91-13-056
468-70-060	AMD	91-17-012	478-116-520	AMD	91-11-029	479-02-090	NEW-P	91-10-037
468-70-070	AMD-P	91-13-024	478-116-520	AMD	91-12-047	479-02-090	NEW	91-13-056
468-70-070	AMD	91-17-012	478-116-540	AMD-P	91-06-092	479-02-100	NEW-P	91-10-037
468-300-010	AMD-P	91-14-031	478-116-540	AMD-W	91-19-080	479-02-100	NEW	91-13-056
468-300-010	AMD-E	91-14-032	478-116-584	AMD-P	91-06-092	479-02-110	NEW-P	91-10-037
468-300-010	AMD	91-18-022	478-116-584	AMD	91-11-029	479-02-110	NEW	91-13-056
468-300-020	AMD-P	91-14-031	478-116-584	AMD	91-12-047	479-02-120	NEW-P	91-10-037
468-300-020	AMD-E	91-14-032	478-116-586	AMD-P	91-06-092	479-02-120	NEW	91-13-056
468-300-020	AMD	91-18-022	478-116-586	AMD	91-11-029	479-02-130	NEW-P	91-10-037
468-300-040	AMD-P	91-14-031	478-116-586	AMD	91-12-047	479-02-130	NEW	91-13-056
468-300-040	AMD-E	91-14-032	478-116-588	AMD-P	91-06-092	479-02-140	NEW-P	91-10-037
468-300-040	AMD	91-18-022	478-116-588	AMD	91-11-029	479-02-140	NEW	91-13-056
468-300-070	AMD-P	91-14-031	478-116-588	AMD	91-12-047	479-210-010	NEW-P	91-20-055
468-300-070	AMD-E	91-14-032	478-116-600	REP-P	91-06-092	479-210-010	NEW-E	91-20-056
468-300-070	AMD	91-18-022	478-116-600	REP	91-11-029	479-210-010	NEW	91-23-091
478-04-030	NEW-P	91-22-093	478-116-600	REP	91-12-047	479-210-100	NEW-P	91-20-055
478-04-030	NEW	92-02-038	478-116-601	AMD-P	91-06-092	479-210-100	NEW-E	91-20-056
478-116-020	AMD-P	91-06-092	478-116-601	AMD	91-11-029	479-210-100	NEW	91-23-091
478-116-020	AMD	91-11-029	478-116-601	AMD	91-12-047	479-210-150	NEW-P	91-20-055
478-116-020	AMD	91-12-047	478-124	AMD-C	91-09-012	479-210-150	NEW-E	91-20-056
478-116-055	AMD-P	91-06-092	478-124-020	AMD-P	91-05-069	479-210-150	NEW	91-23-091
478-116-055	AMD	91-11-029	478-124-020	AMD	91-10-030	479-210-200	NEW-P	91-20-055
478-116-055	AMD	91-12-047	478-124-030	AMD-P	91-05-069	479-210-200	NEW-E	91-20-056
478-116-080	AMD-P	91-06-092	478-124-030	AMD	91-10-030	479-210-200	NEW	91-23-091
478-116-080	AMD	91-11-029	478-136-030	AMD-P	91-10-086	479-210-250	NEW-P	91-20-055
478-116-080	AMD	91-12-047	478-136-030	AMD-W	91-11-025	479-210-250	NEW-E	91-20-056
478-116-085	REP-P	91-06-092	478-136-030	AMD	91-14-024	479-210-250	NEW	91-23-091
478-116-085	REP	91-11-029	478-160-170	AMD-P	91-11-057	479-210-300	NEW-P	91-20-055
478-116-085	REP	91-12-047	478-160-170	AMD	91-16-001	479-210-300	NEW-E	91-20-056
478-116-088	NEW-P	91-06-092	478-160-175	AMD-P	91-11-057	479-210-300	NEW	91-23-091
478-116-088	NEW	91-11-029	478-160-175	AMD	91-16-001	479-210-350	NEW-P	91-20-055
478-116-090	AMD-P	91-06-092	478-160-180	REP-P	91-11-057	479-210-350	NEW-E	91-20-056
478-116-090	AMD	91-11-029	478-160-180	REP	91-16-001	479-210-350	NEW	91-23-091
478-116-090	AMD	91-12-047	478-160-185	REP-P	91-11-057	479-210-400	NEW-P	91-20-055
478-116-110	AMD-P	91-06-092	478-160-185	REP	91-16-001	479-210-400	NEW-E	91-20-056
478-116-110	AMD	91-11-029	478-160-190	AMD-P	91-11-057	479-210-400	NEW	91-23-091
478-116-110	AMD	91-12-047	478-160-190	AMD	91-16-001	479-216-010	NEW-P	91-20-055
478-116-130	AMD-P	91-06-092	478-160-195	REP-P	91-11-057	479-216-010	NEW-E	91-20-056
478-116-130	AMD	91-11-029	478-160-195	REP	91-16-001	479-216-010	NEW	91-23-091
478-116-130	AMD	91-12-047	478-250-010	NEW-P	91-04-058	479-216-050	NEW-P	91-20-055
478-116-160	AMD-P	91-06-092	478-250-010	NEW	91-10-031	479-216-050	NEW-E	91-20-056
478-116-160	AMD	91-11-029	478-250-020	NEW-P	91-04-058	479-216-050	NEW	91-23-091
478-116-160	AMD	91-12-047	478-250-020	NEW-W	91-17-051	479-216-100	NEW-P	91-20-055
478-116-210	AMD-P	91-06-092	478-250-050	NEW-P	91-04-058	479-216-100	NEW-E	91-20-056
478-116-210	AMD	91-11-029	478-250-050	NEW	91-10-031	479-216-100	NEW	91-23-091
478-116-210	AMD	91-12-047	478-250-060	NEW-P	91-04-058	479-216-150	NEW-P	91-20-055
478-116-230	AMD-P	91-06-092	478-250-060	NEW	91-10-031	479-216-150	NEW-E	91-20-056
478-116-230	AMD	91-11-029	478-250-070	NEW-P	91-04-058	479-216-150	NEW	91-23-091
478-116-230	AMD	91-12-047	478-250-070	NEW-P	91-04-058	479-216-200	NEW-P	91-20-055
478-116-240	AMD-P	91-06-092	478-276-010	AMD-P	91-04-058	479-216-200	NEW-E	91-20-056
478-116-240	AMD	91-11-029	478-276-010	AMD	91-10-031	479-216-200	NEW	91-23-091
478-116-240	AMD	91-12-047	478-276-040	AMD-P	91-04-058	479-216-250	NEW-P	91-20-055
478-116-250	AMD-P	91-06-092	478-276-040	AMD	91-10-031	479-216-250	NEW-E	91-20-056
478-116-250	AMD	91-11-029	478-276-060	AMD-P	91-04-058	479-216-250	NEW	91-23-091
478-116-250	AMD	91-12-047	478-276-060	AMD	91-10-031	479-216-300	NEW-P	91-20-055
478-116-260	AMD-P	91-06-092	478-276-080	AMD-P	91-04-058	479-216-300	NEW-E	91-20-056
478-116-260	AMD	91-11-029	478-276-080	AMD	91-10-031	479-216-300	NEW	91-23-091
478-116-260	AMD	91-12-047	478-276-100	AMD-P	91-04-058	479-216-350	NEW-P	91-20-055
478-116-300	AMD-P	91-06-092	478-276-100	AMD	91-10-031	479-216-350	NEW-E	91-20-056
478-116-300	AMD	91-11-029	478-276-110	AMD-P	91-04-058	479-216-350	NEW	91-23-091
478-116-300	AMD	91-12-047	478-276-110	AMD	91-10-031	479-310-010	NEW-P	91-20-055
478-116-360	AMD-P	91-06-092	478-276-130	REP-P	91-04-058	479-310-010	NEW-E	91-20-056
478-116-360	AMD	91-11-029	478-276-130	REP	91-10-031	479-310-010	NEW	91-23-091
478-116-360	AMD	91-12-047	479-02-010	NEW-P	91-10-037	479-310-050	NEW-P	91-20-055
478-116-390	AMD-P	91-06-092	479-02-010	NEW	91-13-056	479-310-050	NEW-E	91-20-056

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
479-310-050	NEW	91-23-091	480-09-015	AMD-P	91-02-105	480-40-065	AMD-P	91-21-110
479-310-100	NEW-P	91-20-055	480-09-015	AMD	91-06-010	480-40-065	AMD	92-02-082
479-310-100	NEW-E	91-20-056	480-09-100	AMD-P	91-02-105	480-40-070	AMD-P	91-21-110
479-310-100	NEW	91-23-091	480-09-100	AMD	91-06-010	480-40-070	AMD	92-02-082
479-310-150	NEW-P	91-20-055	480-09-100	AMD-P	91-21-142	480-40-075	AMD-P	91-21-110
479-310-150	NEW-E	91-20-056	480-09-115	NEW-P	91-17-092	480-40-075	AMD	92-02-082
479-310-150	NEW	91-23-091	480-09-115	NEW	91-22-034	480-40-100	AMD-P	91-21-110
479-310-200	NEW-P	91-20-055	480-09-120	AMD-P	91-02-105	480-40-100	AMD	92-02-082
479-310-200	NEW-E	91-20-056	480-09-120	AMD	91-06-010	480-50-035	NEW-P	91-17-092
479-310-200	NEW	91-23-091	480-09-120	AMD-P	91-17-092	480-50-035	NEW	91-22-034
479-312-010	NEW-P	91-20-055	480-09-120	AMD	91-22-034	480-70-050	AMD	91-03-053
479-312-010	NEW-E	91-20-056	480-09-125	NEW-P	91-03-100	480-70-055	NEW-P	91-21-092
479-312-010	NEW	91-23-091	480-09-125	NEW	91-07-026	480-70-055	NEW	92-02-081
479-312-050	NEW-P	91-20-055	480-09-210	AMD-P	91-21-142	480-70-060	AMD	91-03-053
479-312-050	NEW-E	91-20-056	480-09-230	AMD-P	91-17-092	480-70-070	AMD	91-03-053
479-312-050	NEW	91-23-091	480-09-230	AMD	91-22-034	480-70-100	AMD	91-03-053
479-312-100	NEW-P	91-20-055	480-09-425	AMD-P	91-17-092	480-70-130	AMD	91-03-053
479-312-100	NEW-E	91-20-056	480-09-425	AMD	91-22-034	480-70-130	AMD-P	91-09-015
479-312-100	NEW	91-23-091	480-09-440	AMD-P	91-02-105	480-70-130	AMD	91-17-093
479-312-150	NEW-P	91-20-055	480-09-440	AMD	91-06-010	480-70-150	AMD	91-03-053
479-312-150	NEW-E	91-20-056	480-09-480	AMD-P	91-17-092	480-70-155	NEW-P	91-17-092
479-312-150	NEW	91-23-091	480-09-480	AMD	91-22-034	480-70-155	NEW	91-22-034
479-312-200	NEW-P	91-20-055	480-09-500	AMD-P	91-02-105	480-70-230	AMD	91-03-053
479-312-200	NEW-E	91-20-056	480-09-500	AMD	91-06-010	480-70-240	AMD-P	91-21-093
479-312-200	NEW	91-23-091	480-09-510	AMD-P	91-02-105	480-70-240	AMD	92-01-052
479-312-250	NEW-P	91-20-055	480-09-510	AMD	91-06-010	480-70-245	AMD-P	91-11-048
479-312-250	NEW-E	91-20-056	480-09-520	NEW-P	91-03-097	480-70-245	AMD-W	91-21-095
479-312-250	NEW	91-23-091	480-09-520	NEW	91-07-024	480-70-260	AMD	91-03-053
479-312-300	NEW-P	91-20-055	480-09-610	AMD-P	91-02-105	480-70-280	AMD	91-03-053
479-312-300	NEW-E	91-20-056	480-09-610	AMD	91-06-010	480-70-325	AMD-P	91-21-092
479-312-300	NEW	91-23-091	480-09-736	AMD-P	91-02-105	480-70-325	AMD	92-02-081
479-316-010	NEW-P	91-20-055	480-09-736	AMD	91-06-010	480-70-330	AMD	91-03-053
479-316-010	NEW-E	91-20-056	480-09-736	AMD-P	91-22-107	480-70-330	AMD-P	91-21-092
479-316-010	NEW	91-23-091	480-09-736	AMD	92-01-135	480-70-330	AMD	92-02-081
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KEY TO TABLE

Symbols:
 AMD = Amendment of existing section
 A/R = Amending and recodifying a section
 DECOD = Decodification of an existing section
 NEW = New section not previously codified
 OBJEC = Notice of objection by Joint Administrative Rules Review Committee
 PREP = Preproposal comments
 RE-AD = Readoption of existing section
 RECOD = Recodification of previously codified section
 REP = Repeal of existing section
 RESCIND = Rescind previous emergency rule
 REVIEW = Review of previously adopted rule

This table covers the current calendar year through this issue of the Register and should be used to locate rules amended, adopted, or repealed subsequent to the publication date of the latest WAC or Supplement.

WAC # shows the section number under which an agency rule is or will be codified in the Washington Administrative Code.

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
 -S = Supplemental notice
 -W = Withdrawal of proposed action
 No suffix means permanent action

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