

# Washington State Register

**NOVEMBER 18, 1992**

**OLYMPIA, WASHINGTON**

**ISSUE 92-22**



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## CITATION

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

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## CERTIFICATE

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

DENNIS W. COOPER  
Code Reviser

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### STATE MAXIMUM INTEREST RATE

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

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

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# WASHINGTON STATE REGISTER

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## STYLE AND FORMAT OF THE WASHINGTON STATE REGISTER

### 1. ARRANGEMENT OF THE REGISTER

The Register is arranged in the following six sections:

- (a) **PROPOSED**-includes the full text of preproposal comments, original proposals, continuances, supplemental notices, and withdrawals.
- (b) **PERMANENT**-includes the full text of permanently adopted rules.
- (c) **EMERGENCY**-includes the full text of emergency rules and rescissions.
- (d) **MISCELLANEOUS**-includes notice of public meetings of state agencies, rules coordinator notifications, summaries of attorney general opinions, executive orders and emergency declarations of the governor, rules of the state Supreme Court, and other miscellaneous documents filed with the code reviser's office under RCW 34.08.020 and 42.30.075.
- (e) **TABLE**-includes a cumulative table of the WAC sections that are affected in the current year.
- (f) **INDEX**-includes a combined subject matter and agency index.

Documents are arranged within each section 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 with a section's material.

### 2. 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 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**.

### 3. MISCELLANEOUS MATERIAL NOT FILED UNDER THE ADMINISTRATIVE PROCEDURE ACT

Material contained in the Register other than rule-making actions taken under the APA (chapter 34.05 RCW) 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.

### 4. EFFECTIVE DATE IF RULES

- (a) Permanently adopted agency rules normally take effect thirty-one 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.

### 5. 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].

**1992-1993**  
**DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION**

Issue No.	Closing Dates <sup>1</sup>			Distribution Date	First Agency Hearing Date <sup>3</sup>
	Non-OTS & 30 p. or more	Non-OTS & 11 to 29 p.	OTS <sup>2</sup> or 10 p. max. Non-OTS		
<i>For Inclusion in—</i>	<i>File no later than—</i>			<i>Count 20 days from—</i>	<i>For hearing on or after</i>
92-16	Jul 8	Jul 22	Aug 5	Aug 19	Sep 8
92-17	Jul 22	Aug 5	Aug 19	Sep 2	Sep 22
92-18	Aug 5	Aug 19	Sep 2	Sep 16	Oct 6
92-19	Aug 26	Sep 9	Sep 23	Oct 7	Oct 27
92-20	Sep 9	Sep 23	Oct 7	Oct 21	Nov 10
92-21	Sep 23	Oct 7	Oct 21	Nov 4	Nov 24
92-22	Oct 7	Oct 21	Nov 4	Nov 18	Dec 8
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
93-01	Nov 25	Dec 9	Dec 23, 1992	Jan 6, 1993	Jan 26
93-02	Dec 9	Dec 23, 1992	Jan 6, 1993	Jan 20	Feb 9
93-03	Dec 23, 1992	Jan 6, 1993	Jan 20	Feb 3	Feb 23
93-04	Jan 6	Jan 20	Feb 3	Feb 17	Mar 9
93-05	Jan 20	Feb 3	Feb 17	Mar 3	Mar 23
93-06	Feb 3	Feb 17	Mar 3	Mar 17	Apr 6
93-07	Feb 24	Mar 10	Mar 24	Apr 7	Apr 27
93-08	Mar 10	Mar 24	Apr 7	Apr 21	May 11
93-09	Mar 24	Apr 7	Apr 21	May 5	May 25
93-10	Apr 7	Apr 21	May 5	May 19	Jun 8
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93-22	Oct 6	Oct 20	Nov 3	Nov 17	Dec 7
93-23	Oct 20	Nov 3	Nov 17	Dec 1	Dec 21
93-24	Nov 3	Nov 17	Dec 1	Dec 15	Jan 4, 1994

1. All 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.
2. A 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.
3. At 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 92-22-003**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Public Assistance)

[Filed October 21, 1992, 2:26 p.m.]

Original Notice.

Title of Rule: WAC 388-95-335 Availability of income.

Purpose: Language revised due to change in treatment of veteran's aid and attendance allowance.

Statutory Authority for Adoption: RCW 74.08.090.

Statute Being Implemented: RCW 74.08.090.

Summary: Current instructions require this income to be treated as a third-party liability. The amendment allows VA aid and attendance as income in the post-eligibility treatment of income.

Reasons Supporting Proposal: There is a change in treatment of veteran's aid and attendance allowance.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Joanie Scotson, Medical Assistance Administration, 753-7462.

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, 14th and Franklin, Olympia, Washington, on December 8, 1992, at 10:00 a.m.

Submit Written Comments to: Troyce Warner, Chief, Office of Issuances, Mailstop 5805, Department of Social and Health Services, Olympia, 98504, FAX 664-0118 or SCAN 366-0118, by December 8, 1992.

Date of Intended Adoption: December 9, 1992.

October 21, 1992

Rosemary Carr

Acting Director

Administrative Services

AMENDATORY SECTION (Amending Order 3108, filed 12/5/90, effective 1/5/91)

**WAC 388-95-335 Availability of income.** (1) Income is defined under WAC 388-92-005 for a supplemental security income (SSI)-related ~~((applicant or recipient))~~ client and under WAC 388-22-030 for an aid to families with dependent children (AFDC)-related ~~((applicant or recipient))~~ client.

(2) The methodology and standards for determining and evaluating income are defined under WAC 388-95-320 and 388-95-340.

(3) ~~((After September 30, 1989,))~~ The department shall consider the following income, less veteran's aid and attendance allowance, available to an institutionalized person when determining income eligibility unless the criteria in subsection (4) of this section is met:

(a) Income the institutionalized spouse receives in the institutionalized spouse's name;

(b) Income paid on behalf of the institutionalized spouse, but received in the name of the institutionalized spouse's representative;

(c) One-half of the income the community and institutionalized spouses receive in both names; and

(d) Income in a trust as provided by the trust.

(4) ~~((After September 30, 1989,))~~ The department shall consider ~~((the following))~~ income, less veteran's aid and attendance allowance, as available to an institutionalized person when:

(a) Both spouses are institutionalized; or

(b) ~~((The income in subsection (3) of this section, plus recurring medical costs is above the private rate of the facility; and~~

~~((The use of the income, in this subdivision, less veteran's aid and attendance allowance shall cause the institutionalized person's income, plus recurring medical costs, to be under the private rate of the facility. The department shall))~~ An institutionalized person has a community spouse and income in excess of three hundred percent of the SSI Federal Benefit Rate. For the determination of eligibility only:

(i) Use community property law in determining ownership of income for purposes of Medicaid eligibility;

(ii) Presume all income received after marriage by ~~((either))~~ husband or wife ~~((or both))~~ to be community income;

(iii) Divide the total of the community income, ~~((received by the husband and the wife,))~~ by two ~~((with))~~ assigning one-half of the total ~~((assigned))~~ to each person ~~((as their income));~~ and

(iv) Consider if the community income received in the name of the ~~((nonapplicant))~~ nonapplying spouse exceeds the community income received in the name of the ~~((applicant))~~ applying spouse, the applicant's interest in that excess shall be unavailable to the applicant.

(5) The department shall consider income the community spouse receives in the community spouse's name as not available to the institutionalized spouse.

(6) An agreement between spouses transferring or assigning rights to future income from one spouse to the other is invalid in determining eligibility for medical assistance or the limited casualty program for the medically needy.

(7) The department ~~((recognizes))~~ shall consider income produced by transferred or assigned resources as ~~((the))~~ separate income ~~((of the transferee)).~~

(8) ~~((If))~~ When an institutionalized spouse establishes the unavailability of income by a preponderance of evidence through a fair hearing, subsection (3) of this section shall not apply.

(9) See WAC ~~((388-92-035))~~ 388-92-034 for treatment of advance dated checks, electronically transferred funds and garnished income.

**WSR 92-22-004**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Public Assistance)

[Filed October 21, 1992, 2:35 p.m.]

Original Notice.

Title of Rule: WAC 388-87-010 Conditions of payment—General.

Purpose: Clarifies when the department shall reimburse a provider when Medicare is involved; adds that nursing facility client functions assessments are required as presently specified under chapter 388-88 WAC; clarifies that Medicaid is payor of last resort; adds clarification that early and periodic screening, diagnosis and treatment (EPSDT) program is also known as healthy kids; deletes emergency condition as a reason that the department will reimburse instead of contracted prepaid health care provider; technical changes for easier reading; updates the term "deductible" to "emergency medical expense requirement"; and adds general assistance-unemployable and ADATSA as programs that hospitals do not bill eligible clients. This policy is related to the hospital disproportionate share payment.

Statutory Authority for Adoption: RCW 74.08.090.

Statute Being Implemented: RCW 74.08.090.

Summary: The department shall require a provider to accept Medicare assignment when the claim involves a Medicare/Medicaid client. A nursing facility functional assessment is required for nursing facility clients. Technical changes for easier reading.

Reasons Supporting Proposal: See Purpose above.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Bobbe Andersen, Medical Assistance Administration, 753-0529.

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, 14th and Franklin, Olympia, Washington, on December 8, 1992, at 10:00 a.m.

Submit Written Comments to: Troyce Warner, Chief, Office of Issuances, Mailstop 5805, Department of Social and Health Services, Olympia, 98504, FAX 664-0118 or SCAN 366-0118, by December 8, 1992.

Date of Intended Adoption: December 9, 1992.

October 21, 1992

Rosemary Carr  
Acting Director  
Administrative Services

AMENDATORY SECTION (Amending Order 3233, filed 8/20/91, effective 9/20/91)

**WAC 388-87-010 Conditions of payment—General.**

(1) The department shall be the payor of last resort.

(2) The department shall be responsible for payment of a medical service rendered to a ((recipient)) client only when the:

- (a) Service(~~s-are~~) is within the scope of care of the medical assistance program under chapter 388-86 WAC;
- (b) Service(~~s-are~~) is properly authorized;
- (c) Service(~~s-are~~) is billed properly;
- (d) Service(~~s-are~~) is timely billed as described under WAC 388-87-015;
- (e) ((Recipient)) Client is certified as eligible; and
- (f) Third-party payment procedures are followed.

((2)) (3) The department shall require a provider to accept Medicare assignment for claims involving clients eligible for both Medicare and Medicaid before any Medicaid reimbursement.

(4) The fees and rates the department establishes shall constitute the maximum allowable payment for approved medical care and services the providers provide to ((recipient)) clients.

((3) A "recipient" shall mean a person the department finds eligible for any medical program.) (5) The provider ((is)) shall be responsible for ascertaining whether a client has medical coverage for the dates of service.

((4)) (6) A provider shall not bill, demand, or otherwise collect reimbursement from a ((recipient)) client, or from other persons on behalf of the ((recipient)) client, for any service included in the medical program's scope of benefits(~~, and~~). The ((recipient is)) client shall not be liable for payment for such services if the provider:

- (a) Does not properly bill the department for services the department is responsible ((for payment)) to pay; or
- (b) Fails to satisfy department conditions of payment, including but not limited to:

- (i) Prior approval when required;
- (ii) Timely billing and billing according to department instructions;
- (iii) Pursuit of third-party liability and/or Medicare; ((or))
- (iv) Adequate documentation of medical necessity(~~(-5))~~; or

(v) Obtaining a nursing facility functional assessment of the client as required under WAC 388-88-095.

(7) A hospital shall not bill, demand, or otherwise collect reimbursement from a medically indigent ((recipient)) general assistance-unemployable, or ADATSA client, or from other persons on behalf of such ((recipient)) client, for inpatient or outpatient hospital services received during a period of eligibility.

((6)) (8) The department shall not pay for services not included in the medical program's scope of benefits.

((7)) (9) A provider may bill a ((recipient)) client for services only when the:

- (a) ((Recipient)) Client signs a specific written agreement with the provider before receiving the services stating the:
  - (i) Specific service provided;
  - (ii) Service is ((not)) neither covered by the medical assistance program nor reimbursed as part of another service;
  - (iii) ((Recipient)) Client chooses to receive the specific service;
  - (iv) Agreement is to pay for the services; and

(v) Agreement is void and unenforceable and the ~~((recipient))~~ client is under no obligation to pay the provider if the:

(A) Service is covered by the client's medical program; or

(B) Provider fails to satisfy department conditions of payment as described under WAC 388-87-010 ~~((4(b)))~~ (6).

(b) ~~((Recipient))~~ Client received reimbursement directly from a third party for services the department has no payment responsibility for; or

(c) Bill counts toward a spenddown liability or ~~((deductible))~~ emergency medical expense requirement as described under WAC 388-99-030 and chapter 388-100 WAC.

~~((8))~~ (10) If a third party pays a provider the department rate, or more, for a covered service, the provider may not bill the department or the ~~((recipient))~~ client for that service.

~~((9))~~ (11) The department shall pay for medical services and seek reimbursement from any liable third party ~~((:))~~ when the claim is for:

(a) Prenatal care;

(b) Labor, delivery, and post-partum care (except inpatient hospital costs) for a pregnant woman; or

(c) Preventive pediatric service as covered under the early and periodic screening, diagnosis and treatment (EPSDT/Healthy Kids) program.

~~((10))~~ (12) The department shall pay for medical services and seek reimbursement from any liable third party when the provider submits to the department documentation of billing the third party and the provider has not received payment after thirty days from the date of service and:

(a) The claim is for a covered service provided to a person on whose behalf the office of support enforcement is enforcing an absent parent to pay support ~~((:))~~; and

(b) For the purposes of this section, "is enforcing" means the absent parent:

(i) Is not complying with an existing court order; or

(ii) Received payment directly from the third party and did not pay for the medical services.

~~((11))~~ (13) If the third party pays the provider, then the provider shall refund to the department the amount of the:

(a) Third-party payment when the payment is less than the department's maximum allowable rate; or

(b) Department's payment if the third-party payment is equal to or greater than the department's maximum allowable rate.

~~((12))~~ (14) The department shall not be responsible for payment of medical care or services if the third-party benefits are available to pay the ~~((recipient's))~~ client's medical expenses at the time the provider bills the department, except as described in subsection ~~((8))~~ (11) and (12) of this section.

~~((13))~~ (15) The ~~((recipient))~~ client shall not be responsible for payment except to the extent:

(a) As described in subsection ~~((6))~~ (9) of this section; or ~~((to the extent))~~

(b) The ~~((recipient))~~ client has directly received third-party reimbursement for such services.

~~((14))~~ (16) A provider shall not refuse to furnish covered services to a ~~((recipient))~~ client because of a third party's potential liability for the services.

~~((15))~~ (17) Payment for any service a provider furnishes to a ~~((recipient))~~ client may not be made to or through a factor who advances money to that provider for accounts receivable.

~~((16))~~ (18) The department shall not be responsible for payment for medical care and goods or/and services ~~((or all three))~~ provided to a ~~((recipient))~~ client:

(a) Enrolled in a department-contracted, prepaid medical plan; and

(b) Failing to use the provider under contract unless ~~((: (i) Emergency conditions exist; or~~

~~((ii)))~~ the department has approved payment to another provider for provision of a service not covered by the prepaid plan.

~~((17))~~ (19) Payment for care under the medical assistance programs is retroactive for three months before the month of application provided the ~~((applicant))~~ client was eligible when the care was received. The ~~((applicant))~~ client need not be eligible at the time of actual application. The ~~((central authorization unit's (CAU)))~~ medical ~~((consultant))~~ assistance administration (MAA) shall approve medical services that require approval for the retroactive period.

~~((18))~~ (20) Payment for care under the limited casualty program-medically indigent may be retroactive for seven days before the date of application if ~~((applicant))~~ the client is otherwise eligible. Medical services that require approval shall be approved by the ~~((CAU medical consultant))~~ MAA for the retroactive period.

~~((19))~~ (21) The department may ~~((pay a claim))~~ reimburse a provider ~~((submits for payment))~~ for services rendered to a person subsequently determined ineligible at the time of service under the following conditions ~~((only when))~~:

(a) The ineligible person was certified at the time of service as ~~((both))~~ financially ~~((or))~~ and medically eligible;

(b) Payment was not made from sources outside the department; and

(c) A request for such payment is submitted to and approved by the ~~((division of))~~ medical assistance administration.

~~((20))~~ (22) The department shall pay for billed medically necessary services on the basis of usual and customary charges or the rates the department establishes, whichever is lower.

~~((21))~~ (23) The department shall not authorize payment for well-child care except as provided under the EPSDT/Healthy Kids program. See WAC 388-86-027.

~~((22))~~ (24) In counties/areas where nonambulance transportation is provided as a medical service, payment for medically necessary transportation services, provided by nonprofit organizations, shall be based on the operating costs incurred in providing the service but shall not exceed the rates established by the department. See WAC 388-87-035 for nonambulance transportation payment other than provided by a nonprofit organization.

**WSR 92-22-005**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Public Assistance)

[Filed October 21, 1992, 2:36 p.m.]

Original Notice.

Title of Rule: WAC 388-83-029 Medical extensions.

Purpose: Clarify and remove redundant language concerning AFDC/FIP medical extensions.

Statutory Authority for Adoption: RCW 74.08.090.

Statute Being Implemented: RCW 74.08.090.

Summary: Remove redundant language. Language clarification.

Reasons Supporting Proposal: Language clarification.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Joanie Scotson, Medical Assistance Administration, 753-7462.

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, 14th and Franklin, Olympia, Washington, on December 8, 1992, at 10:00 a.m.

Submit Written Comments to: Troyce Warner, Chief, Office of Issuances, Mailstop 5805, Department of Social and Health Services, Olympia, 98504, FAX 664-0118 or SCAN 366-0118, by December 8, 1992.

Date of Intended Adoption: December 9, 1992.

October 21, 1992

Rosemary Carr

Acting Director

Administrative Services

AMENDATORY SECTION (Amending Order 3018, filed 5/31/90, effective 7/1/90)

**WAC 388-83-029 Medical extensions.** (1) See WAC 388-83-031 for extensions for a pregnant woman.

(2) A family unit ineligible for AFDC or FIP cash assistance as a result, wholly or partly, of the collection or increased collection of child or spousal support shall be eligible for medical assistance for four months beginning with the month of ineligibility provided the family unit:

(a) Is eligible for and received AFDC or FIP cash assistance in three or more of the six months immediately preceding the month of ineligibility; and

(b) ~~((Became ineligible for AFDC or FIP on or after August 16, 1984))~~ Continues to meet all AFDC/FIP criteria except income.

(3) ~~((Beginning with the month of ineligibility, an AFDC family unit becoming ineligible solely because of increased income from or increased hours of employment shall remain eligible for medical assistance (MA):~~

(a) ~~For four calendar months, if ineligible before April 1, 1990;~~

~~(b) When the family receives AFDC or FIP in three or more of the six months immediately preceding the month of ineligibility; and~~

~~(c) If a family member continues employment.~~

~~(4) Beginning with April 1, 1990,))~~ An AFDC family unit which becomes ineligible for cash assistance because of:

(a) Income from, or hours of, employment of the caretaker relative; or

(b) The loss of the thirty dollars plus one-third disregard((:)); or

(c) The thirty dollar exemption((:)). Such AFDC family unit who becomes ineligible for cash assistance as described under subsections (3)(a), (b), or (c) of this section shall remain eligible for medical assistance for six calendar months when the family unit:

~~((a) The family))~~ (i) Receives AFDC or FIP in three or more of the six months immediately preceding the month of ineligibility; and

~~((b) The family unit))~~ (ii) Includes a child.

~~((5) The AFDC family unit, under subsection (4) of this section, shall be:~~

~~(a) Eligible for six additional calendar months of medical assistance provided the family unit:~~

~~(i) Continues to meet the criteria under subsection (4)(b) of this section;~~

~~(ii) Receives medical assistance for the entire six-month extension under subsection (4) of this section; and~~

~~(iii) Reports any family earnings and child care costs related to the employment of the caretaker relative, for the immediately preceding three-month period by the twenty-first day of the fourth month of the initial extension, unless good cause is established. (b) Terminated from the six additional calendar months of medical assistance when the:~~

~~(i) Family's average gross income, less the costs of child care related to the employment of the caretaker relative, exceeds one hundred eighty five percent of the Federal Poverty Level when averaged over the immediately preceding three-month period;~~

~~(ii) Family fails to report any family earnings and cost of child care related to the employment of the caretaker relative for the immediately preceding three-month period by the twenty-first day of the first and fourth months of the additional extension period, unless good cause is established; or~~

~~(iii) Caretaker relative has no earnings in one or more of the previous three months, unless such lack of earnings is due to a good cause.~~

~~(6) Beginning with the month of ineligibility, an AFDC family unit becoming ineligible for AFDC cash assistance solely because of the loss of the thirty dollars plus one-third disregard, or the thirty-dollar income exemption, shall remain categorically eligible for MA for nine calendar months, if ineligible before April 1, 1990.~~

~~(7))~~ (4) A family unit suspended from FIP cash assistance because of increased earned income shall be eligible for extended medical assistance. This period of the family unit's eligibility shall not exceed twelve months as determined under WAC 388-77-737.

~~((8) Beginning with the month of ineligibility, a FIP family unit becoming ineligible solely because of hours of employment shall remain eligible for MA:~~



~~(a) For four calendar months, if ineligible before April 1, 1990;~~

~~(b) When the family receives FIP or AFDC in three or more of the six months immediately preceding the month of ineligibility; and~~

~~(c) If a family member continues employment.~~

~~(9)) (5) Beginning with the month of ineligibility, a FIP family unit becoming ineligible solely because of hours of the caretaker relative's employment shall remain eligible for ((MA)) medical assistance for six calendar months, if ineligible after March 31, 1990, provided the family unit:~~

~~(a) ((The family)) Receives FIP or AFDC in three or more of the six months immediately preceding the month of ineligibility; and~~

~~(b) ((The family unit)) Includes a child.~~

~~((10)) (6) The AFDC/FIP family unit, under ((subse-  
tion-9)) subsections (3) or (5) of this section, shall be:~~

~~(a) Eligible for six additional calendar months of extended medical assistance provided the family unit:~~

~~(i) Continues meeting the criteria under ((subse-  
tion-9)) subsections (3)(b) or (5)(b) of this section;~~

~~(ii) Receives medical assistance for the entire six-month extension under ((section-9)) subsections (3) or (5) of this section; and~~

~~(iii) Reports any family earnings and child care costs related to the employment of the caretaker relative for the ((immediately)) preceding three-month period. Unless good cause is established, the client shall report by the twenty-first day of the fourth month of the initial extension((unless good cause is established)).~~

~~(b) Terminated from the six additional calendar months of extended medical assistance when the:~~

~~(i) Family's average gross income, less the cost of the child care related to the employment of the caretaker relative, exceeds one hundred eighty-five percent of the Federal Poverty Level when averaged over the immediately preceding three-month period; or~~

~~(ii) Family fails to report any family earnings and child care costs related to the employment of the caretaker relative for the immediately preceding three-month period by the twenty-first day of the first and fourth months of the additional extension period, unless good cause is established; or~~

~~(iii) Caretaker relative has no earnings in one or more of the previous three months, unless lack of earnings is due to good cause.~~

~~((11)) (7) An AFDC or FIP family member is not eligible for the extensions in subsections ((4), (5), (9), or (10)) (3), (4), (5), or (6) of this section when the department finds the person ineligible for AFDC or FIP in any of the last six months before the extension because of fraud.~~

~~((12) A person, found ineligible for AFDC or FIP in any of the last six months before the extension because of fraud, who becomes ineligible for a FIP grant due to hours of employment is eligible for a four month medical extension under rules in effect before April 1, 1990)) (8) The department shall determine a FIP client eligible for a four-month medical extension when the client is found ineligible for:~~

~~(a) FIP cash assistance because of hours of employment; and~~

(b) AFDC or FIP in the prior six months because of a fraud conviction.

### WSR 92-22-030

#### PROPOSED RULES

### SHORELINE COMMUNITY COLLEGE

[Filed October 26, 1992, 4:37 p.m.]

#### Original Notice.

Title of Rule: Title 132G WAC, specifically chapter 132G-116 WAC, Parking and traffic rules and regulations.

Purpose: Implement rules and regulations controlling agency facilities, parking and traffic.

Statutory Authority for Adoption: Chapter 34.05 RCW et seq., RCW 28B.50.100 and [28B.50].140.

Summary: Changes are being made to bring the agency's Washington Administrative Code into compliance with the Administrative Procedure Act, chapter 34.05 RCW; correct grammatical and other errors; and streamline and clarify the agency's administrative code.

Reasons Supporting Proposal: Finding by agency of a need to improve the efficiency of agency operations and to bring its administrative code into compliance with applicable law.

Name of Agency Personnel Responsible for Drafting: Ina Holley, Shoreline Community College, Seattle, Washington, (206) 546-4503; Implementation: Wayne Buren, Shoreline Community College, Seattle, Washington, (206) 546-4633; and Enforcement: Chuck Fields, Shoreline Community College, Seattle, Washington, (206) 546-4642.

Name of Proponent: Shoreline Community College, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Agency is an institution of higher education. RCW 28B.10.016(4). The following rules govern the operation of the agency, its facilities, and students.

Proposal Changes the Following Existing Rules: Minor changes are made of the rules governing the operation of the agency, its facilities, and students. Main purpose of changes is to clarify and streamline the rules of the agency and the rights of its students. Changes have also been made to bring the code into harmony with actual agency practices.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Board Room Shoreline Community College, 16101 Greenwood Avenue North, Seattle, WA 98133, on December 9, 1992, at 3:00 p.m.

Submit Written Comments to: Dr. Charles R. Fields, Vice-President for Student Services, by December 9, 1992.

Date of Intended Adoption: December 18, 1992.

October 23, 1992

Charles R. Fields

Vice-President

for Student Services

REPEALER

The following sections of the Washington Administrative Code are repealed:

- 132G-116-010 Introduction. [REPEAL]
- 132G-116-040 Permits required for vehicles on campus. [REPEAL]
- 132G-116-050 Tourists and visitors—Exemption from permit requirements. [REPEAL]
- 132G-116-060 Restrictions on use of vehicles of students with permits. [REPEAL]
- 132G-116-100 Parking—Permits required. [REPEAL]
- 132G-116-110 Parking within designated spaces. [REPEAL]
- 132G-116-120 Disabled and inoperative vehicles—Impounding. [REPEAL]
- 132G-116-130 Exceptions from traffic and parking restrictions. [REPEAL]
- 132G-116-140 Special traffic and parking regulations and restrictions authorized. [REPEAL]
- 132G-116-150 Authorization for issuance of permits. [REPEAL]
- 132G-116-160 Numbering of parking areas. [REPEAL]
- 132G-116-170 Allocation of parking space. [REPEAL]
- 132G-116-180 Visitors and guests. [REPEAL]
- 132G-116-190 Permit revocations. [REPEAL]
- 132G-116-200 Duplicate permits for faculty and staff personnel. [REPEAL]
- 132G-116-210 Faculty and staff permit periods. [REPEAL]
- 132G-116-220 Fees for permits. [REPEAL]
- 132G-116-230 Annual parking fee payment. [REPEAL]
- 132G-116-240 Display of permits. [REPEAL]
- 132G-116-250 Responsibility of person to whom permit issued. [REPEAL]
- 132G-116-260 Refund of fees. [REPEAL]
- 132G-116-280 Grievance proceedings—Bond for appearance—Date of hearing. [REPEAL]
- 132G-116-290 Fines and penalties. [REPEAL]
- 132G-116-300 Mitigation and suspension of penalties. [REPEAL]
- 132G-116-310 Enforcement of determination of the vice-president for student services. [REPEAL]
- 132G-116-320 Regulatory signs, markings, barricades, etc. [REPEAL]
- 132G-116-330 Impounding of vehicles. [REPEAL]
- 132G-116-350 Liability of college. [REPEAL]

AMENDATORY SECTION (Amending Order 1-35:72, filed 11/29/72, effective 1/1/73)

**WAC 132G-116-020 Purpose.** (~~Objectives of traffic rules and regulations~~—The objectives of these traffic regulations are:)) The parking and traffic rules and regulations contained herein provide a fair and uniform method of regulating college vehicular, non-vehicular, and pedestrian traffic and are based on the following objectives:

- (1) To protect and control pedestrian, vehicular, and non-vehicular traffic. (~~and vehicular traffic~~)
- (2) To assure access at all times for emergency equipment.
- (3) To minimize traffic disturbance during class hours.
- (4) To facilitate the work of the college in meeting its mission and goals by assuring access (~~to its~~) for college vehicles and by assigning the limited parking spaces (~~space~~) for the most efficient use. Permission to park or operate a vehicle on college property is governed by these regulations. The purchase of a permit for parking does not ensure the regular availability of a parking space.

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.

NEW SECTION

**WAC 132G-116-025 Authority.** Pursuant to the authority granted by RCW 28B.50.140(10), the Board of Trustees of Shoreline Community College is granted authority to establish rules and regulations for pedestrians, vehicular, and non-vehicular traffic on property owned, operated, and/or maintained by the college

- (1) The enforcement of these parking and traffic rules and regulations shall be the responsibility of the college Safety/Security Department.
- (2) College Safety/Security Officers are authorized to issue parking and traffic citations, impound or immobilize vehicles, and regulate traffic and parking as prescribed in these rules and regulations.
- (3) Any person interfering with a college Safety/Security Officer in the discharge of the provisions of these parking and traffic rules and regulations shall be in violation of Chapter 9A.76 RCW; Obstructing Governmental Operation and may be subject to arrest by a peace officer under RCW 9A.76.020.
- (4) Failure to abide by these rules and regulations by students may be considered to be a violation of the Code of Student Conduct.

AMENDATORY SECTION (Amending Order 1-35:72, filed 11/29/72, effective 1/1/73)

**WAC 132G-116-030** (~~Applicable traffic~~) Traffic rules and regulations. (~~regulations—Areas affected.~~) The traffic rules and regulations which are applicable to Shoreline Community College are the motor vehicle and other traffic laws of the state of Washington. (~~upon state lands devoted mainly to the educational activities of the college are as follows:~~)

~~(1) The motor vehicle and other traffic laws of the state of Washington shall be applicable upon all lands located within the state of Washington.~~

~~(2) The traffic code of King County, Washington shall be applicable upon all lands located within King County, Washington.~~

~~(3) These regulations shall be applicable to all state lands which are or may hereafter be devoted mainly to educational, research, recreational, or parking activities of the college.~~

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.

#### NEW SECTION

**WAC 132G-116-035 Definitions.** As used in this document, the following words shall mean:

(1) College: Shoreline Community College, District No. 7, or any additional community college hereafter established with Community College District No. 7, state of Washington, and collectively, those responsible for its control and operations.

(2) College community: Trustees, students, employees, and guests on college owned or controlled facilities.

(3) College property: Campus property, parking lots, or land owned, leased or controlled by Shoreline Community College.

(4) Impoundment: Removal of a vehicle to a storage facility or immobilization by use of a wheel-lock device.

(5) Pedestrian: Any person afoot, as defined in Chapter 46.04 RCW, and to include individuals using handicapped transportation devices.

(6) Student: Individual registered for any class at the college, both full and part-time.

(7) Visitor: Any person(s) who comes on to the campus as guest(s) or to visit the campus for meetings and/or other purposes.

(8) Vehicular traffic or vehicles: Those devices defined as "Vehicles" in Chapter 46.04 RCW.

(9) Non-vehicular modes of transportation: Non-vehicular modes of transportation shall mean non-pedestrian devices other than vehicles and shall include, but not be limited to, handicapped transportation devices, bicycles, skateboards, snowmobiles, roller skates and roller blades, snow sleds, and scooters.

#### NEW SECTION

**WAC 132G-116-045 Liability of Shoreline Community College.** The college assumes no liability for vehicles parking or traveling on college property, nor shall it be held liable for loss of goods or property from vehicles parked on college property.

(1) Shoreline Community College, the college Safety/Security Department, college Safety/Security Officers, members and employees shall not be held liable for any damages or losses occurring to or from vehicles or equipment when rendering motorist assistance, impounding vehicles, or performing any duties as described in these parking and traffic rules and regulations. This section also applies to non-vehicular modes of transportation.

(2) The college provides only limited maintenance to college parking lots. Persons using the college parking lots do so at their own risk. The college will not be responsible for any liability or damage claims.

#### NEW SECTION

**WAC 132G-116-055 Authorized use of campus roads/parking facilities.** Only those vehicles as defined and regulated in Chapter 46.04 RCW or as defined herein, may be operated in parking lots or in traffic areas and only by licensed drivers as defined in Chapter 46.20 RCW. No vehicle or non-vehicular mode of transportation, with the exception of non-motorized bicycles, handicapped transportation devices, emergency equipment, and certain maintenance vehicles, may be operated on intra-campus property, pathways, or sidewalks without the specific permission of the college Safety/Security Department.

AMENDATORY SECTION (Amending Order 1-35:72, filed 11/29/72, effective 1/1/73)

**WAC 132G-116-080 Regulatory signs and directions.** Drivers of vehicles shall obey regulatory signs and signs/traffic control devices at all times and shall ~~((related to the collection of parking fees posted by the college. Drivers of vehicles shall also))~~ comply with directions given ~~((them))~~ by college Safety/Security officers ~~((of the college security department))~~ in the control and regulation of traffic and parking.

AMENDATORY SECTION (Amending Order 1-35:72, filed 11/29/72, effective 1/1/73)

**WAC 132G-116-090 Pedestrians—Right of way.** (1) The operator of a vehicle shall yield the right of way, slowing down or stopping, if need be, to so yield to any pedestrian crossing any street, roadway, fire lane, or pathway with or without a marked crosswalk. ~~((or roadway within a crosswalk when the pedestrian is upon the half of the roadway upon which the vehicle is traveling, or when the pedestrian is approaching so closely from the opposite half of the roadway as to be in danger; but no pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle which is so close that it is impossible for the driver to yield.))~~

(2) Whenever any vehicle is stopped at a marked crosswalk, unmarked crosswalk, intersection or any other place in order to permit a pedestrian to cross the roadway, the operator of any other vehicle approaching from the rear shall not overtake and pass the yielding vehicle.

~~(2) A pedestrian crossing a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall yield the right of way to all vehicles upon the street or roadway.~~

~~(3) Pedestrians on a street or roadway where a sidewalk is provided shall proceed upon such sidewalk. Pedestrians upon a street or roadway where no sidewalk is provided shall proceed on the extreme left-hand side of the roadway and upon meeting an oncoming vehicle shall step to their left and clear of the street or roadway.~~

**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.

#### NEW SECTION

**WAC 132G-116-095 Traffic accidents.** Persons involved in traffic accidents on college property are to report the accident to the college Safety/Security Department. An officer may be dispatched and file a report on the accident. In addition, RCW 46.52.030 requires that accidents, where there is an injury and/or property damage in excess of the legal dollar amount, as set forth in the RCW, be reported to the local law enforcement agency.

#### NEW SECTION

**WAC 132G-116-105 Traffic offenses.** College Safety/Security Officers may issue citations for any traffic offenses which are codified by the traffic laws of the state of Washington, traffic code of King County or the policy of the college. Due to the severe risk to public safety, traffic offenses do not require previous warning prior to the issuance of a citation.

Fines for traffic offenses shall be those established from time to time by the Shoreline Community College Board of Trustees, or its designee.

#### NEW SECTION

**WAC 132G-116-115 Bicycles and non-vehicular transportation usage.** Bicycles may be ridden any place where vehicles are permitted. They may also be ridden on the campus sidewalks or pathways though pedestrians always have the right of way. Bicyclists shall not ride in a reckless manner nor engage in stunts or dangerous acts nor operate at speeds greater than fifteen miles per hour or such lower speed as is reasonable and prudent under the circumstances. Bicyclists may be cited and fined for violations of traffic offenses under these regulations. With the exception of handicapped transportation devices, no other non-vehicular modes of transportation will be allowed on college property.

#### NEW SECTION

**WAC 132G-116-125 Allocation of parking spaces.** The parking spaces available on college properties shall be assigned by the college Safety/Security Department in such a manner as will best meet the objectives of these regulations. The Safety/Security Department is authorized to mark various parking areas on college property with numbers or titles or by posting of signs, curb, pavement markings, or traffic control devices.

(1) Student/open parking - Student/open parking is limited to those designated parking areas not otherwise marked as faculty/staff, handicapped, special use, or visitor. Student vehicles are required to display a college parking permit in accordance with instructions given when permit is obtained.

(2) Staff parking - Only college employee vehicles displaying a valid college staff parking permit may park in staff parking areas.

(3) Visitor parking - All visitors, including guests, sales persons, maintenance or service personnel and other persons

having business with the college, may park on college property in student/open parking, in designated special use visitor parking lots, or as directed by the college Safety/Security Department. A valid visitor permit, issued by the college is required.

(4) Handicapped parking - Handicapped parking areas shall only be occupied by vehicles displaying a valid college parking permit, and, a temporary handicap parking permit issued by the college Safety/Security Department or a valid permanent or temporary handicapped permit issued by the state of Washington in compliance with RCW 46.16.381 and RCW 46.16.390. Temporary handicap parking permits shall be available through the college Safety/Security Department. Valid handicapped parking permits issued by other states will be honored.

(5) Motorcycle parking - Motorcycle parking areas are reserved exclusively for motorcycles and motor-driven cycles. Motorcycles shall not occupy regular automobile parking spaces.

(6) Service vehicle parking - Service vehicle parking areas are limited to use by authorized college service vehicles.

#### NEW SECTION

**WAC 132G-116-135 Designated and assigned parking.** Vehicles shall be parked on college property only in those areas set aside and designated as parking areas. In any area requiring a special parking permit i.e. Dental Hygiene or Cosmetology, no vehicle shall park without said permit.

#### NEW SECTION

**WAC 132G-116-145 Parking within designated areas.** No vehicle shall be parked so as to occupy any portion of more than one parking space or stall as designated within the parking area. The fact that other vehicles may have been so parked as to require a vehicle attempting to park to occupy a portion of more than one space or stall shall not constitute an excuse for a violation of this section.

#### NEW SECTION

**WAC 132G-116-155 Impounding vehicles.** Any vehicle parked on college property in violation of the parking rules and regulations may be impounded and stored at owners risk and expense. College Safety/Security Officers will complete a vehicle impound report including the reason for the impoundment. Neither the college nor college employees shall be liable for loss or damage of any kind resulting from such impounding and storage.

#### NEW SECTION

**WAC 132G-116-175 Registered owner responsibility.** Every person in whose name a vehicle is registered (licensed) shall be responsible for any parking violation of said vehicle and for all offenses other than moving violations under these regulations. It shall be no defense that said vehicle was illegally parked or used by another, unless it is clearly established that at such time said vehicle was being used without the consent of the registered owner.

NEW SECTION

**WAC 132G-116-185 Illegal parking.** No person shall stop, stand, or park a vehicle at any place where official signs, curb, or pavement markings prohibit parking, nor within fifteen feet of a fire hydrant or ten feet of any building, nor at any place for which the vehicle does not have a valid parking permit. Any vehicle not parked in a marked/designated parking stall shall be considered illegally parked.

(1) The driver of any vehicle who is instructed by a college Safety/Security Officer to either move his/her illegally parked vehicle or not to park in violation of this section, and refuses, may be issued a citation and their vehicle may be impounded or immobilized.

(2) College Safety/Security Officers may issue a citation resulting in a fine even if the vehicle has not received a previous warning, for any violation of these rules and regulations.

(3) fines for parking offenses shall be those established from time to time by the Shoreline Community College Board of Trustees, or its designee.

NEW SECTION

**WAC 132G-116-195 Hazardous illegal parking.** No person shall stop, or park a vehicle so as to obstruct traffic along or upon any street, firelane, or sidewalk nor at any location as described in RCW 46.61.570. Due to the severe risk to public safety created by any vehicle parking in violation of this section, college Safety/Security Officers are authorized to cite and/or impound/immobilize said vehicle. College Safety/Security Officers will complete a vehicle impound report including the reason for impoundment.

NEW SECTION

**WAC 132G-116-205 Bicycle parking.** Bicycles shall be parked in bicycle racks or other facilities provided for that purpose. At no time shall a bicycle be parked in a building, against a building, near a building exit, on a path or sidewalk, nor chained or otherwise secured to trees, lamp standards, or sign posts, nor parked in such a way as to obstruct access to any college property or to endanger any pedestrian right of way. Any bicycle found in violation of this section may be cited for illegal parking and impounded by the college Safety/Security Department without warning.

NEW SECTION

**WAC 132G-116-215 Damage to state property.** The cost of repair/replacement of college property damaged by negligent operations or as the result of indiscriminate acts must be paid in addition to assessed fines.

NEW SECTION

**WAC 132G-116-225 Permit parking on campus.** A valid parking permit is:

(1) A current vehicle permit, issued by the college and properly displayed in accordance with permit instructions.

(2) A temporary parking permit issued by the college Safety/Security Department and displayed in accordance with permit instructions.

Parking permits are transferable from vehicle to vehicle. Permits shall not be utilized by any person except the person registered to said permit. The college reserves the right to deny any application, or to revoke any permit at any time, if actions resulting from such application or permission constitute present or imminent danger of unlawful activity, or if a prospective user has previously violated the provisions of these parking policies or other written rules or regulations of the college. Outstanding parking fines must be paid before a parking permit may be issued or renewed.

NEW SECTION

**WAC 132G-116-235 Fees for parking permits.** The fees charged by the college for the issuance of permits shall be those established by the Board of Trustees of the college, or its designee. Parking permits are issued as a license to park on college property. Fees collected will be utilized for the following purposes: operation and maintenance, facility improvements or transfers to other related operations or capital fund projects. In addition, such revenues may be pledged to borrow short or long term debt according to applicable laws and regulations.

NEW SECTION

**WAC 132G-116-245 Temporary parking permits.** Any permit holder may obtain a temporary parking permit from the college Safety/Security Department for an unregistered vehicle when the registered vehicle is unavailable due to repairs or for another valid reason. These permits are good for a period of time determined by the Safety/Security Department, not to exceed two weeks.

NEW SECTION

**WAC 132G-116-255 Revocation of permits.** Parking permits are licenses and the property of the college and may be revoked by the Safety/Security Department for, but not limited to, any of the following reasons:

(1) When the purpose for which the permit was issued changes or no longer exists.

(2) When a permit is used on an unauthorized vehicle or by an unauthorized individual.

(3) Falsification on a parking permit application form.

(4) Continued violations of these parking regulations.

(5) Counterfeiting or alteration of parking permits.

(6) Failure to comply with a decision of the Safety/Security Supervisor.

(7) When a permit has been stolen, obtained by illegal means, or reported stolen by the original purchaser.

Appeals of parking permit revocations may be made to the Vice President of Student Affairs. Appeals must be filed within five (5) working days of the date of notice of revocation. The decision of the Vice President for Student Affairs is final.

NEW SECTION

**WAC 132G-116-265 Policy enforcement.** The Board of Trustees of the college, or its designee, shall set and approve fair and uniform fines for violations of these rules and shall provide adequate means for the enforcement and/or collection of such a fine policy. If a violation of the parking

and traffic rules and regulations is committed, the college Safety/Security Department is authorized to issue a citation.

Any violation of these rules and regulations may result in the violator's vehicle being issued a citation, impounded or immobilized and/or loss of parking privileges on college property.

AMENDATORY SECTION (Amending Order 1-35:72, filed 11/29/72, effective 1/1/73)

**WAC 132G-116-270** (~~(Procedure)~~) **Issuance of citations.** (~~(summons or traffic tickets)~~) Upon probable cause to believe that a violation of these regulations has occurred, an officer of the college Safety/Security (~~(security)~~) department may issue a citation (~~(summons or traffic ticket)~~) setting forth the date, the approximate time, the locality, and the nature of the violation. This citation may be "served" (~~(Such summons may be served)~~) by attaching or affixing a copy of the citation (~~(thereof)~~) to the vehicle (~~(allegedly)~~) involved in such violation, or by placing a copy thereof in some prominent place outside of the (~~(such)~~) vehicle.

#### NEW SECTION

**WAC 132G-116-275 Disposition of violations.** Persons cited for violations of the parking and traffic rules and regulations may respond by either filing a written appeal or by paying a fine. All fines are payable to Shoreline Community College. Fines may be paid by mail or in person at the college Cashiers Office. Fines are cumulative.

#### NEW SECTION

**WAC 132G-116-285 Appeals.** All appeals must be made within five (5) working days of date of citation. After five (5) working days from the date of citation, violator waives all right to appeal. Persons who receive citations for violations of the parking and traffic rules and regulations may appeal, in writing, to the college Safety/Security Supervisor. The Safety/Security Supervisor is authorized to; let stand, dismiss, suspend, or impose any lesser fine upon the citations(s) appealed.

(1) The Safety/Security Supervisor has final say on appeals within a certain dollar amount as may be determined by the Vice President for Student Services. If after appealing to the Safety/Security Supervisor, for fines greater than the set dollar amount, and the violator is not satisfied, he/she may make an appeal, in writing, to the Vice President for Student Affairs within ten (10) working days of the citation date.

(2) The decision of the Vice President for Student Services in any appeal is final.

#### NEW SECTION

**WAC 132G-116-295 Transportation/parking advisory committee.** The college president may appoint a Transportation/Parking Advisory Committee to advise on parking and transportation matters. The committee may consist of appointees from student government, faculty, classified staff, and administration with the Safety/Security Supervisor as ex-officio. Examples of the committee activity include, but are not limited to:

(1) Reviewing parking regulations and fees and recommending their adoption.

(2) Reviewing and recommending suggested changes to parking lot configuration and use to improve the quality and quantity of parking on campus.

(3) Reviewing and recommending policies to reduce single occupancy vehicles and increase bus ridership.

#### NEW SECTION

**WAC 132G-116-305 Unpaid fines.** If any fine remains unpaid, any of the following actions may be taken by the college Safety/Security Department:

(1) Impound or wheel lock vehicle.

(2) A hold may be placed on transcripts.

(3) A delay of registration for the following quarter.

(4) Revocation of parking privileges.

(5) All outstanding fines may be turned over to a collection agency.

These rules and procedures will be applicable to all persons utilizing college facilities.

#### NEW SECTION

**WAC 132G-116-315 Special circumstances.** During special occasions causing additional heavy traffic and during emergencies, the college Safety/Security Department is authorized to impose additional traffic and parking regulations and instructions in order to lessen the possibility of personal injury or property damage. Whenever possible, prior notice of these changes shall be made known and posted. This authorization is temporary and should last only as long as circumstances require.

AMENDATORY SECTION (Amending Order 1-35:72, filed 11/29/72, effective 1/1/73)

**WAC 132G-116-340 Delegation** (~~(Delegations)~~) **of authority.** The authority and powers conferred upon the board of trustees, (~~(the president, and vice president for business and personnel and/or the business manager of the college)~~) by these rules and regulations, may be delegated to the President at their discretion. (~~(shall be subject to delegation by him to his subordinates.)~~)

**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.

**Reviser's note:** The spelling 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 92-22-031

PROPOSED RULES

DEPARTMENT OF

NATURAL RESOURCES

[Order 608—Filed October 27, 1992, 10:28 a.m.]

Original Notice.

Title of Rule: Forest protection zones—Kitsap County, identifies lands outside the forest protection zone.

**Purpose:** Removes forest land from DNR protection, assigns responsibility for protection to fire districts. Removes protection assessment from lands transferred to fire district protection.

**Statutory Authority for Adoption:** RCW 76.04.165.

**Reasons Supporting Proposal:** Fire districts mutually agree to protect the forest lands in the areas identified. This will result in more efficient fire protection for the residents in these areas.

**Name of Agency Personnel Responsible for Drafting:** Bob Bannon, Olympia, Washington, 902-1300; **Implementation and Enforcement:** Mike Griggs, Enumclaw, Washington, 825-1631.

**Name of Proponent:** Department of Natural Resources, governmental.

Rule is not necessitated by federal law, federal or state court decision.

**Explanation of Rule, its Purpose, and Anticipated Effects:** The purpose of this rule is to identify the forest protection zone. This rule identifies lands outside the zone, mutually agreed with the fire protection districts. This rule will transfer protection responsibility for the lands outside the zone to the fire districts. The rule will remove any further assessments on these lands under RCW 76.04.610 or 76.04.630. The fire districts have contracted the protection responsibility for much of these lands. It has been shown that the fire district is best suited to assume the responsibility for providing protection to these lands.

Proposal does not change existing rules.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

**Hearing Location:** Kitsap County Fire District #1, 10955 Silverdale Way N.W., Silverdale, WA 98383, on December 8, 1992, at 7:30 p.m.

**Submit Written Comments to:** Bob Bannon, P.O. Box 47037, Olympia, WA 98504-7037, by January 8, 1993.

**Date of Intended Adoption:** January 8, 1993.

October 21, 1992

James A. Stearns

Supervisor

for Brian J. Boyle

Commissioner of Public Lands

## NEW SECTION

**WAC 332-24-710 Forest protection zone—Kitsap County.** (1) It is determined that some forest lands within Kitsap County are best protected by fire protection districts. Therefore, the forest lands, situated within the following fire districts, are removed from the Department's forest protection zone and become the protection responsibility of the district:

(a) Fire Protection District 1. All forest lands, except State and federal owned forest lands within the legal description as follows: Township 25 North, Range 1 East W.M. Sections 3, 4, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 20, 21, 22, 28, 29, 30; Township 25 North, Range 1 West W.M., Sections 1, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, and N 1/2 28, 29, 30; Township 25 North, Range 2 West W.M., Sections 25, 26, 27, 34, 35; Township 26 North, Range 1 West W.M., Sections 24, 25, 31, 36; Township 26 North, Range 1 East, Section 31.

(b) Fire Protection District 2. All forest lands except State and federal owned forest lands within the legal description as follows: Township 24 North, Range 2 East W.M., Section 1, 2, 3, 4, 5, 10, 11, 12, 13, 14; Township 25 North, Range 2 East W.M., Section 2, 3, 4, 5, 7, 8, 9, 10, 11, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 34, 35, 36; Township 26 North, Range 2 East W.M., Sections 26, 28, 33, 34, 35.

(c) Fire Protection District 4. All forest lands except State, tribal, and federal owned forest lands within the legal description as follows: Township 26 North, Range 2 East W.M., Sections 4, 5, 8, 9, 16, 17, 20, 21, 28, 29, 32.

(d) Fire Protection District 7. All forest lands except State and federal owned forest lands within the legal description as follows: Township 22 North, Range 1 East W.M. Sections 1, 2, 3, 4, 5, 8, 9, 10, 11, 12; Township 22 North, Range 2 East W.M. Sections 3, 4, 5, 6, 7, 8, 9, 10; Township 23 North, Range 1 East W.M., Sections 1, 2, 3, 4, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 35, 36; Township 23 North, Range 1 West W.M. Sections 2, 3, 10, 11, 12, 13, 14, 22; Township 23 North, Range 2 East W.M. Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 12, 14, 15, 17, 18, 19, 20, 21, 22, 23, 27, 28, 29, 30, 31, 32, 33, 34; Township 24 North, Range 1 East W.M. Sections 3, 15, 21, 22, 10, 22, 27, 28, 29, 31, 32, 33, 34, 35, 36; Township 24 North, Range 1 West W.M. Sections 29, 30, 31, 32, 33, 34, 35; Township 24 North, Range 2 East W.M. Sections 8, 9, 10, 15, 16, 17, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36.

(e) Fire Protection District 10. All forest lands except State and federal owned forest lands within the legal description as follows: Township 26 North, Range 2 East W.M. Sections 1, 2, 3, 4, 5, 9, 10, 11, 12, 13, 14, 15, 16, 27; Township 26 North, Range 3 East W.M. Sections 6, 7, 18; Township 27, North Range 2 East W.M. Sections 14, 15, 16, 17, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 35, 36.

(f) Fire Protection District 12. All forest lands except State and federal owned forest lands within the legal description as follows: Township 24 North, Range 1 East W.M., Section 4, 5, 6, 7, 8, 16, 17, 20, 21; Township 25 North, Range 1 East W.M., Sections 29, 30, 31, 32, 33; Township 25, North, Range 1 West W.M. Sections 25, 26, 27, 34, 35.

(g) Fire Protection District 14. All forest lands except State and federal owned forest lands within the legal description as follows: Township 27 North, Range 2 East W.M., Section 2, 3, 10, 11; Township 28 North, Range, 1 East W.M., Sections 1, 12, 13; Township 28 North, Range 2 East W.M., Sections 6, 7, 15, 16, 17, 18, 19, 20, 21, 22, 26, 27, E 1/2 E 1/2 Sec. 28, E 1/2 E 1/2 Sec. 33, 34, 35.

(h) Fire Protection District 15. All forest lands except State and federal owned forest lands within the legal description as follows: Township 24 North, Range 1 East W.M., Sections 1, 2, 3, 10, 11, 12; Township 24 North, Range 2 East W.M., Sections 6, 7, 18; Township 25 North, Range 1 East W.M., Sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 23, 24, 25, 26, 27, 28, 33, 34, 35, 36; Township 25 North, Range 2 East W.M., Sections 19, 30, 31.

(i) Fire Protection District 18. All forest lands except State and federal owned forest within the legal description as follows: Township 25 North, Range 2 East W.M., Section 6; Township 26 North, Range 1 East W.M., Sections 1, 2, 3,

4, 5, 9, 10, 11, 12, 13, 14, 15, 16, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 35, 36; Township 26 North, Range 2 East W.M., Sections 6, 7, 18, 19, 30, 31; Township 27, North Range 1 East W.M., Sections 1, 12, 14, 22, 23, 26, 27, 28, 33, 34, 35, 36, and W 1/2 Section 13; Township 27 North, Range 2 East W.M., Sections 5, 6, W 1/2, and S 1/2, NE 1/4 Sec. 31, SE 1/4 SE 1/4, SW 1/4 Sec. 36.

(2) Forest lands removed from the forest protection zone will not be assessed under RCW 76.04.610 or 76.04.630.

**WSR 92-22-032**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Public Assistance)  
[Filed October 27, 1992, 10:30 a.m.]

Continuance of WSR 92-18-064.

Title of Rule: Chapter 388-151 WAC, School-age child care center minimum licensing requirements.

Purpose: Promulgate rules for licensing child care centers which care only for school-age children part of the day (usually before and after school).

Name of Proponent: Department of Social and Health Services, governmental.

Submit Written Comments to: Troyce Warner, Chief, Office of Issuances, Mailstop 5805, Department of Social and Health Services, Olympia, 98504, FAX 664-0118 or SCAN 366-0118, by November 16, 1992.

Date of Intended Adoption: November 18, 1992.

October 27, 1992  
Dewey Brock  
for Rosemary Carr  
Acting Director  
Administrative Services

**WSR 92-22-033**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Public Assistance)  
[Filed October 27, 1992, 11:45 a.m.]

Original Notice.

Title of Rule: WAC 388-87-070 Payment—Hospital inpatient services.

Purpose: To implement a new rate change. Establishes a new hospital payment rate for hospital services to the medically indigent component of the limited casualty program and for clients of medical care services.

Statutory Authority for Adoption: RCW 74.08.090.

Statute Being Implemented: RCW 74.08.090.

Summary: Establishes a new hospital payment rate for hospital services to the medically indigent component of the limited casualty program and for clients of medical care services. Exempts Medicare certified distinct-part psychiatric units from DRG payment system.

Reasons Supporting Proposal: To establish a new rate change. Exempts certain psychiatric units from diagnosis-

Proposed

related group (DRG) payment system. Technical changes for easier reading.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Bobbe Andersen, Medical Assistance Administration, 753-0529.

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, 14th and Franklin, Olympia, Washington, on December 8, 1992, at 10:00 a.m.

Submit Written Comments to: Troyce Warner, Chief, Office of Issuances, Mailstop 5805, Department of Social and Health Services, Olympia, 98504, FAX 664-0118 or SCAN 366-0118, by December 8, 1992.

Date of Intended Adoption: December 9, 1992.

October 27, 1992  
Dewey Brock  
for Rosemary Carr  
Acting Director  
Administrative Services

AMENDATORY SECTION (Amending Order 3268, filed 10/23/91, effective 11/23/91)

**WAC 388-87-070 Payment—Hospital inpatient services.** (1) For eligible ((~~recipients~~)) clients, the department shall pay for inpatient hospital services when:

(a) The eligible ((~~recipient~~)) client is a patient in a general hospital when the hospital meets the current criteria defined in RCW 70.41.020, or as amended in the future;

(b) The services are medically necessary as defined under WAC 388-80-005;

(c) Effective with the 1990 annual cost reporting period, in-state and border hospital providers annually shall:

(i) Submit a copy of their annual Medicare HCFA 2552 cost report, except as described under item (1)(c)(ii) of this section:

(A) According to the applicable Medicare statutes, regulation, and instructions;

(B) Within one-hundred twenty days from the end of the hospital's fiscal year; or

(C) If the hospital provider's contract is terminated, within one-hundred twenty days of the effective termination date.

(ii) Request up to a thirty-day extension of the time for submitting the cost report in writing at least ten days ((~~prior to~~)) before the report due date. The extension request shall contain:

(A) The report's completion date; and  
(B) The circumstances prohibiting compliance with the report due date.

(iii) Maintain adequate records for:  
(A) Audit and review purposes; and  
(B) Assurance of cost report accuracy.



(2) If the hospital provider improperly completes a cost report or the cost report is received after the due date or approved extension dates, the department may hold all or part of the payment due until the department receives the properly completed or late report.

(3) The department shall determine payment for hospital inpatient services according to a diagnosis-related group (DRG) based formula payment system established by the department, except for:

(a) Hospitals participating in the selective contracting program as described under WAC 388-86-051; and

(b) Services excluded from DRG-based reimbursement as prescribed in subsection ~~((5))~~ (6) of this section.

(4) The department shall base formula price payments on the methodology prescribed in the department's state plan under Title XIX of the Social Security Act, Methods and Standards Used for Establishing Payment Rates for Hospital Inpatient Services (hereafter referred to as the Title XIX state plan).

~~((4))~~ (5) The all inclusive-conversion factor of selective contracting hospitals for inpatient hospital services is identified in Appendix B of such selective contracts. The rate shall be inclusive of all inpatient services the contractor provides directly or indirectly and constitutes the department's maximum financial obligation under the contract.

~~((5) Certain))~~ (6) The department shall exclude the following services (are excluded) from the DRG-based payment system(~~(These exclusions shall include)~~):

(a) Rehabilitation services provided in department-approved rehabilitation hospitals and general hospital distinct units, and services for physical medicine and rehabilitation (PM&R) patient;

(b) Pain treatment provided in department-approved pain treatment facilities;

(c) Free standing psychiatric hospitals;

(d) Medicare certified distinct-part psychiatric units within a hospital. For the purpose of this section, "Medicare certified distinct-part psychiatric units" mean certain hospital psychiatric sections that have received an exclusion from the Medicare Prospective Payment System (PPS) by the Federal Department of Health and Human Services;

(e) Alcoholism treatment and detoxification provided in a department-approved alcohol treatment center (ATC);

~~((e))~~ (f) Detoxification, medical stabilization, and drug treatment for the pregnant Medicaid (~~recipient~~) client at the division of alcoholism and substance abuse certified hospitals;

~~((f))~~ (g) Neonates, DRGs 385-389;

~~((g))~~ (h) Long-term hospital level care services;

~~((h))~~ (i) Services provided to patients occupying beds utilized by the Fred Hutchinson Cancer Research Center bone marrow transplant program;

~~((i))~~ (j) Health maintenance organization (HMO) hospitals providing inpatient services to HMO enrollees; ~~(and)~~

~~((j))~~ (k) Department-approved services to AIDS patients; and

(l) Peer Group A hospitals, as defined in Title XIX state plan.

~~((6))~~ (7) The department shall pay:

(a) For non-DRG-based services based on the payment methodology as prescribed in the department's Title XIX state plan(~~(For)~~);

(b) Out-of-state hospitals, (~~the department shall apply~~) applying the Washington state-wide weighted average method to allowable charges(-);

(c) Border area hospitals (~~shall be paid~~) in the same manner as in-state hospitals.

~~((7))~~ (8) Disproportionate share payment may contain one or more of the following components:

(a) Low-income component based on a hospital's Medicaid utilization rate, its low-income utilization rate, and its provision of obstetric services;

(b) Medicaid utilization component based on a hospital's inpatient and outpatient services to patients eligible for Medicaid;

(c) Medically indigent component based on a hospital's services to patients eligible for the Medically indigent program;

(d) State-funds component to hospitals not qualifying for federal Medicaid utilization component payments;

(e) State-funds component to hospitals not qualifying for federal medically indigent component payments; and

(f) Intergovernmental fund transfer component.

~~((8))~~ (9) For the purposes of this section and WAC 388-87-072, the (~~state plan method described~~) department shall (mean) calculate the hospital-specific ratio (calculate) as described in the Title XIX state plan.

~~((9))~~ (10) For dates of admission beginning (~~October 1, 1985~~) July 1, 1992, the department shall reduce the payment rates established in accordance with subsection((s (2), (5), and (6))) (3) of this section (are reduced) for services provided to persons eligible for the medically indigent component of the limited casualty program and (recipients) clients of medical care services. (Hospitals are grouped according to the percentage of total rate setting revenue comprising medical assistance, medicare, bad debt, charity, and other contractual adjustments and rates are reduced according to the following table.

Hospital Group	Percent Medicare, Medicaid, Bad Debt, Charity and other Contractual Adjustments of Total Rate Setting Revenue	Percentage Reduction in Payment Rate
1	60.00 or more*	20.0
2	50.00 - 59.99	40.0
3	less than 50.00	60.0

\*Plus psychiatric hospitals) The department shall compute the reduced payment ratable factor as follows:

(a) Hospital specific, fixed compensation care ratios are calculated;

(b) These ratios determine what portion of each hospital revenues are associated with Medicare, Medicaid, bad debt, and charity; and

(c) The formula for computing the ratable factor is: Ratable equals 1.000 minus [(Medicare revenue plus Medicaid revenue plus bad debt plus charity minus disproportionate share revenue) divided by (hospital revenue minus hospital based physician revenue)].

**Reviser's note:** The brackets and enclosed material in the text of 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.

**WSR 92-22-035**  
**PROPOSED RULES**  
**DEPARTMENT OF HEALTH**  
 (Board of Medical Examiners)  
 [Filed October 27, 1992, 2:14 p.m.]

Original Notice.

Title of Rule: WAC 246-917-990 Physicians and surgeons fees.

Purpose: Establish fee for retired active physician license as authorized by RCW 18.130.250.

Statutory Authority for Adoption: RCW 43.70.250.

Statute Being Implemented: RCW 18.130.250.

Summary: Establishes the fees for a retired active physician license as authorized by RCW 18.130.250.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Patti Rathbun, Board of Medical Examiners, Olympia, (206) 586-8934.

Name of Proponent: Board of Medical Examiners, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 246-917-300 will establish the criteria for granting a retired active physician license as authorized by RCW 18.130.250 and WAC 246-917-990 will establish the fee. We anticipate an increase of retired physicians to help at low income clinics.

Proposal Changes the Following Existing Rules: Adding a fee for retired active physician license.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: OB-2 (Office Building Two) Auditorium, 14th and Jefferson, Olympia, Washington 98504, on December 9, 1992, at 1:00 p.m.

Submit Written Comments to: Ann Foster, Rules Coordinator, 1300 S.E. Quince Street, P.O. Box 47902, Olympia, WA 98504-7902, by November 30, 1992.

Date of Intended Adoption: December 16, 1992.

October 26, 1992  
 Kristine M. Gebbie  
 Secretary

**AMENDATORY SECTION** (Amending Order 258, filed 3/27/92, effective 4/27/92)

**WAC 246-917-990 Physician and surgeon fees.** The following fees shall be charged by the professional licensing division of the department of health:

Title of Fee	Fee
Physician and surgeons:	
Application with examination or reexamination (both components)	\$600.00
Examination or reexamination (component I)	295.00

Examination or reexamination (component II)	320.00
Applicants (without full examination)	300.00
<u>Retired active physician license</u>	<u>125.00</u>
Renewal	107.50
Renewal effective April 1, 1991	100.00
Late renewal penalty	50.00
Disciplinary assessment	107.50
Disciplinary assessment effective April 1, 1991	100.00
Surcharge-impaired physician Certification	25.00
Duplicate license	50.00
Temporary permit	15.00
50.00	
Limited license:	
Limited license application	200.00
Renewal	107.50
Renewal effective April 1, 1991	100.00
Duplicate license	15.00
Disciplinary assessment	107.50
Disciplinary assessment effective April 1, 1991	100.00
Surcharge-impaired physician	25.00

**WSR 92-22-038**  
**WITHDRAWAL OF PROPOSED RULES**  
**DEPARTMENT OF PERSONNEL**  
 [Filed October 27, 1992, 3:14 p.m.]

The State Personnel Board is withdrawing the notice to amend WAC 356-10-030 Positions—Allocation—Reallocation.

The original notice was WSR 92-16-075 filed on August 4, 1992, and continued on WSR 92-20-023 filed on September 28, 1992.

Dee Henderson  
 Director

**WSR 92-22-039**  
**PROPOSED RULES**  
**PERSONNEL BOARD**  
 [Filed October 27, 1992, 3:17 p.m.]

Continuance of WSR 92-16-074 and 92-20-022.

Title of Rule: WAC 356-34-020 Reduction in salary—Demotion—Procedure; and 356-34-022 Demotion—Procedure.

Purpose: Establishes procedures on how to reduce in salary and demote an employee for cause as a disciplinary action.

Statutory Authority for Adoption: RCW 41.06.040.

Statute Being Implemented: RCW 41.06.150.

Name of Agency Personnel Responsible for Drafting: Sharon Whitehead, 521 Capitol Way South, Olympia, 586-1770; Implementation and Enforcement: Department of Personnel.

Hearing Location: Department of Personnel, 521 Capitol Way South, 2nd Floor, Board Room, Olympia, WA, on November 12, 1992, at 10:00 a.m.

Submit Written Comments to: Sharon Whitehead, Department of Personnel, P.O. Box 47500, Olympia, WA 98504-7500, by November 10, 1992.

Date of Intended Adoption: November 12, 1992.  
October 14, 1992  
Dee W. Henderson  
Secretary

**WSR 92-22-040**  
**PROPOSED RULES**  
**PERSONNEL BOARD**  
[Filed October 27, 1992, 3:18 p.m.]

Continuance of WSR 92-18-059.

Title of Rule: WAC 356-35-010 Disability—Reasonable accommodation—Separation—Appeals.

Purpose: This rule describes procedures and entitlements for an employee who needs to be reasonably accommodated or separated from employment due to a disability.

Statutory Authority for Adoption: RCW 41.06.040.

Statute Being Implemented: RCW 41.06.150.

Name of Agency Personnel Responsible for Drafting: Sharon Whitehead, 521 Capitol Way South, Olympia, 586-1770; Implementation and Enforcement: Department of Personnel.

Hearing Location: Department of Personnel, 521 Capitol Way South, 2nd Floor, Board Room, Olympia, WA, on November 12, 1992, at 10:00 a.m.

Submit Written Comments to: Sharon Whitehead, Department of Personnel, P.O. Box 47500, Olympia, WA 98504-7500, by November 10, 1992.

Date of Intended Adoption: November 12, 1992.  
October 14, 1992  
Dee W. Henderson  
Secretary

**WSR 92-22-041**  
**PROPOSED RULES**  
**PERSONNEL BOARD**  
[Filed October 27, 1992, 3:29 p.m.]

Continuance of WSR 92-18-058.

Title of Rule: WAC 356-05-160 Exchange time; 356-14-220 Salary—Wage and hour records; 356-15-030 Overtime provisions and compensation; 356-15-033 Exchange time—Exceptions work period employees; 356-15-050 Holiday compensation; 356-15-080 Standby compensation; and 356-15-100 Call back for work preceding or following a scheduled workshift.

Purpose: These rules encompass compensation issues relating to overtime, holiday, standby, and call back pay.

Statutory Authority for Adoption: RCW 41.06.040.

Statute Being Implemented: RCW 41.06.150.

Name of Agency Personnel Responsible for Drafting: Sharon Whitehead, 521 Capitol Way South, Olympia, 586-

1770; Implementation and Enforcement: Department of Personnel.

Name of Proponent: Department of Personnel, governmental.

Rule is not necessitated because of federal law, federal or state court decision.

Hearing Location: Department of Personnel, 521 Capitol Way South, 2nd Floor, Board Room, Olympia, WA, on November 12, 1992, at 10:00 a.m.

Submit Written Comments to: Sharon Whitehead, Department of Personnel, P.O. Box 47500, Olympia, WA 98504-7500, by November 10, 1992.

Date of Intended Adoption: November 12, 1992.  
October 14, 1992  
Dee W. Henderson  
Secretary

**WSR 92-22-050**  
**WITHDRAWAL OF PROPOSED RULES**  
**DEPARTMENT OF HEALTH**  
[Filed October 28, 1992, 2:54 p.m.]

WSR 92-19-099 which proposed additions to chapter 246-849 WAC on September 17, 1992, is being withdrawn. After substantial revisions have been made in the ophthalmologist rules, we will file the new rules.

Kristine Gebbie  
Secretary

**WSR 92-22-063**  
**PROPOSED RULES**  
**DEPARTMENT OF LICENSING**  
[Filed October 29, 1992, 3:29 p.m.]

Original Notice.

Title of Rule: Rental car registration and licensing.

Purpose: To implement the provision of ESHB 2964 relating to the taxation and licensing of rental cars.

Statutory Authority for Adoption: ESHB 2964, Section 7(9).

Statute Being Implemented: Chapters 46.16, 46.87, 82.08, and 82.44 RCW.

Summary: Establishes provisions for licensing of rental car businesses and registration of rental passenger cars.

Reasons Supporting Proposal: New rules which are required to implement the statute.

Name of Agency Personnel Responsible for Drafting: Linda G. Crerar, Black Lake Place, Olympia, 753-1749; Implementation and Enforcement: Merle Steffenson, 2nd Floor, Highways-Licenses Building, Olympia, 753-4565.

Name of Proponent: Department of Licensing, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Defines a rental car and a rental car business, establishes criteria and method by which rental car businesses are licensed, provides due process for denial or revocation of license, establishes procedures for registration of rental cars and display of rental car license plates.

Proposal does not change existing rules.

This rule will have minor or negligible economic impact. The rules actually will remove the economic burden for businesses of paying motor vehicle excise tax at the time they license and register their rental cars.

Hearing Location: Department of Licensing, Prorate/Fuel Tax Conference Room, 2nd Floor, 2000 Fourth Avenue West, Olympia, WA 98502, on December 8, 1992, at 10:00 a.m.

Submit Written Comments to: Merle Steffenson, Administrator, P.O. Box 9228, Olympia, WA 98507-9228, by December 4, 1992.

Date of Intended Adoption: December 8, 1992.

October 28, 1992  
Merle Steffenson  
Administrator  
Prorate/Fuel Tax

**Chapter 308-88 WAC  
RENTAL CAR TAXATION AND LICENSING**

NEW SECTION

**WAC 308-88-010 Definitions.** Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

- (1) "Department" means department of licensing.
- (2) "Rental car" means a passenger car, as defined in RCW 46.04.382, which states "passenger car" means every motor vehicles except motorcycles and motor-driven cycles, designed to carry passengers and used for the transportation of persons.

The rental car is used solely by a rental car business for daily or monthly rental to others, without a driver provided by the rental car business.

"Rental car" does not include:

- (a) Vehicles rented or loaned to customers by automotive repair businesses while the customer's vehicle is under repair;
- (b) Vehicles licensed and operated as taxicabs;
- (c) Vehicles that are leased.
- (3) "Retail car rental" means renting a rental car to a consumer.
- (4) "Rental car business" means any person, firm, corporation, or other business in this state engaged in the retail rental car business.

A rental car business must be the legal and/or registered owner of at least five Washington titled rental cars. These rental cars must be offered and available for rent at all times. A rental car business must generate, at a minimum, twenty-five thousand dollars in annual gross revenues from retail car rentals.

(5) "Certificate of title" means a certificate of ownership as defined in chapter RCW 46.12 RCW.

(6) "Registration credential" is a certificate and/or other authorizing credential or validation tab or sticker which allows the vehicles to operate in this state.

(7) "International registration plan" (IRP) means the multistate proportional agreement which prescribes procedures for the proportional registration and reciprocity of interstate commercial vehicles as described in chapter 46.87 RCW.

(8) "Place of business" means a location within the state of Washington or other jurisdiction. Such place of business shall be in a building easily accessible at all reasonable times. The books, records, and files of the business shall be kept and maintained at that place. The business shall display an exterior sign with the business name and nature of the business affixed to the land or building.

(9) "Franchise operation" means a rental car business operating pursuant to a franchise agreement or other similar licensing agreement with a franchisor or related business.

NEW SECTION

**WAC 308-88-020 Registration of rental car businesses.** A rental car business engaged in the business of renting rental cars must register with the department and renew its registration annually. The rental car business will be assigned a business registration number, which will exempt the payment of the motor vehicle excise tax on properly registered rental cars. The rental car business shall comply with all department of revenue rules regarding collection of the applicable taxes.

NEW SECTION

**WAC 308-88-030 Application for registration.** Every application for a rental car business registration shall contain the following information:

(1) The name and address of the principal place of business of the firm and the names and addresses of every additional place of business in Washington where the applicant conducts rental car business in this state. If requested by the department, the applicant shall provide evidence of leasehold or ownership.

(2) The name and address on the registration application and all required supporting documents must be the same. The sign at the business location must identify the business name or doing business as (dba), if any, and that name shall appear on all documents as the applicant's name. The business telephone listing must also reflect the business name or the doing business as name.

The department may require proof concerning the applicant's identity or the identity of any partner, or of the officers of a corporation making the application. This shall include proof that the corporation is licensed to do business in this state.

(3) The names and titles of the principal owners or officers of a corporation.

(4) Whether the applicant is licensed as a vehicle dealer in the state of Washington.

(5) Whether the applicant is involved in mechanical or auto body repairs of vehicles for customers and if the business rents vehicles to customers when their vehicle is being repaired. The department may require additional information from the business to determine whether this type of business operation may register as a rental car business.

(6) The total number of vehicles in the rental car fleet and the estimated gross revenue from the rental of the rental cars for a twelve-month period during which the rental car business will register rental cars in this state.

(7) The proof of state approved liability insurance (self-insured) or the name of the businesses liability insurance company, its address, phone, the policy number, and agent's

name. The department may require additional information to verify the businesses insurance.

(8) Whether the applicant elects to apply and/or renew registration and participation in the international registration plan (IRP).

#### NEW SECTION

**WAC 308-88-040 Issuance of rental car business registration.** The application in proper form and having been accepted and approved, the department will issue to the applicant a registration credential and account number which will exempt the payment of the motor vehicle excise tax on properly registered rental cars. The registration credential must be retained in the business records for a period of five years. This registration will be valid until canceled or revoked.

The registration issued by the department is not assignable, and will be valid only for the rental car business in whose name it was issued.

#### NEW SECTION

**WAC 308-88-050 Waiver of business registration requirements.** The department may, upon review, waive the rental car fleet size, gross revenue requirements, or other business registration requirements for a rental car business. Any rental car business desiring a waiver shall apply to the department for such waiver.

#### NEW SECTION

**WAC 308-88-060 Registration denial appeal procedure.** In the event an application for registration is filed by any person or business whose registration has previously been canceled for cause by the department, or if the department is of the opinion that the application is not filed in good faith, or that the application is filed by some person or business as a subterfuge, or the applicant did not meet the application requirements and after applying for a waiver was denied registration, the applicant may petition the department of licensing for a review conference in lieu of a formal hearing.

All petitions must be in writing and must be received by the department of licensing within thirty days after the receipt of the original notice of denial. All petitions filed shall set forth the specific reasons why review is sought.

Upon receipt of a petition for a review conference, the department will establish the time and place for the conference and notify the petitioner by mail at least ten days prior to the scheduled date. If the petitioner, for good and compelling reasons, is unable to attend the conference on the date or time scheduled, the petitioner may request the department in writing to reschedule the conference. At the conference the department of licensing will be represented the sections administrator and if appropriate, an attorney from the office of the attorney general will be present. Other department personnel may be present at the conference as deemed appropriate by the administrator or assistant attorney general. The petitioner may appear in person or may be represented by an attorney, or other person competent to present the petitioner's case.

Following the conference, the administrator will make such determination as may appear to be just and lawful and in accordance with the Revised Code of Washington and rules, principles, and precedents established by the department of licensing. The petitioner shall be notified in writing of the administrator's decision. The determination of the administrator shall be deemed to represent the official position of the department of licensing and shall be binding upon the petitioner unless further appealed.

If the petitioner believes that an error has been made in the determination by the administrator, the petitioner may, within ten days after the date of receipt of the determination, appeal in writing and request a formal hearing by a hearing officer. The appeal shall indicate the portions of the determination which the petitioner feels are in error and set forth reasons for believing that the decision should be amended. The department will establish a time and place for a formal hearing and give the petitioner at least ten days notice of the time and place thereof.

The decision of the department upon a petition for review shall become final, thirty days after service upon the petitioner of notice thereof.

#### NEW SECTION

**WAC 308-88-070 Methods for registration of rental cars.** A rental car business must properly register its rental cars in this state. A rental car is properly registered in this state if it is registered in accordance with one of the following methods:

(1) The rental car business has registered in Washington all rental cars which are offered for rental in Washington.

(2) If the rental car business is eligible to register its rental cars pursuant to the provisions of the international registration plan (IRP), the rental car business shall have a rental car location in two or more IRP jurisdictions. The rental car business shall properly register with the department in accordance with the IRP, and the rental car business will allocate registrations according to the provisions of section 1116 of the IRP, as now or hereafter amended.

#### NEW SECTION

**WAC 308-88-080 Registration of rental cars.** The rental car business shall register the rental car with the department prior to the vehicle being operated in the state and the department will issue registration credentials. A rental car cannot operate in the state of Washington without proper registration credentials. A rental car is properly registered in Washington when:

(1) A rental car business obtains a certificate of ownership (title) for the rental car and indicates at that time that the vehicle is a rental car; and

(2) The rental car business registers the rental car with prorated/IRP services of the department prior to operating the rental car on Washington highways.

Registration must be obtained for all rental cars and shall be valid for the period in which the rental car is part of a rental car business, up to a maximum of twelve months. Rental cars shall carry a registration credential in the vehicle at all times.

NEW SECTION

**WAC 308-88-090 Rental car reciprocity.** Rental cars properly registered in another jurisdiction will be granted vehicle license reciprocity in this state if:

(1) The rental car was rented by a customer at a location outside of the state of Washington.

(2) The vehicle was dropped off at a Washington rental car business by its previous renter and is being rented for a one-way trip out of Washington.

(3) The vehicle is part of a properly registered IRP rental car business. Franchise operations receiving vehicles from their franchisor who is a registered IRP business may rent vehicles for a one-way trip.

NEW SECTION

**WAC 308-88-100 Use of rental cars restricted.** Use of rental cars described in this chapter are restricted to the rental customer except when the rental car is being moved by the business for the purpose of relocation to another business site, for the purpose of transporting the vehicle to or from a vehicle maintenance or repair facility, or for a maintenance test drive.

NEW SECTION

**WAC 308-88-110 Rental car temporary permits.** The department may issue temporary permits to registered rental car businesses for the operation of rental cars pending issuance of registration credentials. Each permit will be effective for a period of thirty days from issue date. The department may suspend or cancel this privilege to any person or business who violates the laws of this state relating to the operation or registration of rental cars.

NEW SECTION

**WAC 308-88-120 Rental car license plates.** Rental car businesses shall apply to the department for sufficient rental car plates to equip their rental car fleets. Upon request and following payment of a fee of ten dollars for each set of rental car license plates, the department will issue plates to the businesses. The rental car businesses may select a three letter identifier for their rental car plates. Rental car plates issued by the department under this chapter shall be used only on rental cars owned by the rental car business.

NEW SECTION

**WAC 308-88-130 Use of rental car plates.** When a rental car is added to the rental car business operations the business must immediately register the rental car and notify the department of the plate assigned prior to putting the vehicle into service unless a thirty-day temporary permit has been issued and is being carried in the vehicle. The department will issue a registration credential valid for a period of up to twelve months.

NEW SECTION

**WAC 308-88-140 Removal/reassignment of rental car plates.** When a rental car plated under this chapter is removed from rental operation by the business, the plates from such vehicle shall be removed and the department notified within ten days. If the plate is reassigned to another rental car, the rental car business must complete the process for rental car registration notifying the department of the plate reassignment.

NEW SECTION

**WAC 308-88-150 Return of rental car plates.** Should a rental car business no longer be authorized to operate as a rental car business, or should a rental car business no longer require the number of plates previously issued by the department, such business shall immediately notify the department and return the rental car plates to the department.

NEW SECTION

**WAC 308-88-160 Vehicles removed from rental car operations.** Vehicles which no longer meet the definition of "rental cars," as set forth in this chapter shall no longer be eligible for rental car plates. These vehicles will be considered to be unlicensed, and the owner of said vehicles shall properly register and pay the proper motor vehicle excise tax prior to the further operation of the vehicles, on the public highways and roads of this state.

NEW SECTION

**WAC 308-88-170 Rental cars registered in another jurisdiction—Temporary operating authority for Washington operations.** Washington authorized rental car businesses which do not qualify under the provisions of the IRP and which may from time to time rent rental cars lawfully registered in another state, may obtain a temporary operating permit from the department to operate such vehicle lawfully in this state.

The temporary operating permit must be obtained for each foreign plated vehicle operated by the rental business. Each permit will be effective for a period not to exceed six months from the date of issuance. The fee for each temporary operating permit shall be twenty-seven dollars and eighty-five cents.

The department may suspend or cancel this privilege to any person or business who violates the laws of this state relating to the operation or registration of rental cars.

**WSR 92-22-064**

**PROPOSED RULES**

**DEPARTMENT OF LICENSING**

[Filed October 30, 1992, 11:43 a.m.]

Original Notice.

Title of Rule: Use of certain terms, holding out as a financial planner.

Purpose: To clarify when use of certain terms constitutes holding oneself out as a financial planner, or investment counselor.

Other Identifying Information: Chapter 460-24A WAC.  
Statutory Authority for Adoption: RCW 21.20.040(2)  
and 21.20.450.

Statute Being Implemented: RCW 21.20.040(2).

Summary: The rule clarifies which terms are deemed similar to "financial planner" and "investment counselor" for the purpose determining whether investment adviser registration is required under RCW 21.20.040. It sets forth the conditions under which use of certain of these terms will not be considered to constitute holding oneself out as a financial planner or investment counselor. The proposal provides a method for allowing persons who do not provide financial planning or investment adviser to use certain terms similar to financial planner or investment counselor without being considered financial planners or investment advisers.

Name of Agency Personnel Responsible for Drafting: Suzanne E. Sarason, 405 Black Lake Boulevard, 2nd Floor, 753-6928; Implementation: Jack L. Beyers, 405 Black Lake Boulevard, 2nd Floor, 753-6928; and Enforcement: Linda Crerar, 405 Black Lake Boulevard, 2nd Floor, 753-1749.

Name of Proponent: Department of Licensing, Securities Division, public.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The proposed amendment to WAC 460-24A-040 distinguishes between terms including the words "financial planner" and "investment counselor" and other terms deemed similar to financial planner. The proposed rule WAC 460-24A-045 establishes a safe harbor allowing persons who do not engage in financial planning or investment advisory business to use certain terms similar to "financial planner" or "investment counselor" without being considered an investment adviser or investment adviser salesperson required to register under RCW 21.20.040. The safe harbor procedure involves the giving of a brief disclosure statement, to include a disclaimer that the person does not provide financial planning or investment advisory services and to briefly describe the products or services the person does provide.

Proposal Changes the Following Existing Rules: WAC 460-24A-040 is proposed to be amended to distinguish between terms which include the words "financial planner" or "investment counselor" and other terms deemed similar to financial planner or investment counselor. A subsection relating to use of the term "CHFC" by an insurance agent is deleted, as matter is dealt with under a new section establish a safe harbor available to persons using similar terms not including the words "financial planner" or "investment counselor" who do not provide financial planning or investment advisory services.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Rule is intended to reduce costs to small business so it has no impact under the Regulatory Fairness Act.

Hearing Location: Securities Division, 405 Black Lake Boulevard, 2nd Floor, Olympia, WA 98502, on December 10, 1992, at 10:00 a.m.

Submit Written Comments to: Jack L. Beyers, P.O. Box 9033, Olympia, WA 98507-9033, FAX (206) 586-5068, by December 8, 1992.

Date of Intended Adoption: December 17, 1992.

October 20, 1992

Linda Crerar  
Assistant Director

AMENDATORY SECTION [(Amending WSR 90-13-029, filed 6/12/90)]

**WAC 460-24A-040 Use of certain terms.** (1) For the purposes of RCW 21.20.040(2), use of any term, or abbreviation for a term, including the word "financial planner" or the word "investment counselor" is considered the same as the use of either of those terms alone. For example, use of the term Certified Financial Planner, and its abbreviation CFP, is considered the same as the use of "financial planner". (~~For the purposes of RCW 21.20.040(2), terms that are deemed similar to "financial planner" and "investment counselor" include, but are not limited to, the following:~~

- ~~(a) Certified financial planner or its abbreviation CFP;~~
- ~~(b) Financial consultant;~~
- ~~(c) Investment consultant;~~
- ~~(d) Money manager;~~
- ~~(e) Investment manager;~~
- ~~(f) Investment planner; or~~
- ~~(g) Chartered financial consultant or its abbreviation ChFC.)~~

(2) For the purposes of RCW 21.20.040(2), terms that are deemed similar to "financial planner" and "investment counselor" include, but are not limited to, the following:

- (a) Financial consultant;
- (b) Investment consultant;
- (c) Money manager;
- (d) Investment manager;
- (e) Investment planner; or
- (f) Chartered financial consultant or its abbreviation

ChFC. (~~(A licensed insurance agent who is not registered as a securities salesperson and is not required to be so registered, and who indicates in writing in all communications with customers or potential customers and in all advertising that his business is limited to insurance products, does not hold himself out as a financial planner merely because he uses the abbreviation ChFC.)~~)

**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.

NEW SECTION

**WAC 460-24A-045 Holding out as a financial planner** A person using a term deemed similar to "financial planner" or "investment counselor" under WAC 460-24A-040(2) will not be considered to be holding himself out as a

financial planner for purposes of RCW 21.20.005(6) and RCW 21.20.040 under the following circumstances:

(1) The person is not in the business of providing advice relating to the purchase or sale of securities, and would not, but for his use of such a term, be an investment adviser required to register pursuant to RCW 21.20.040; and

(2) The person does not directly or indirectly receive a fee for providing investment advice. Receipt of any portion of a "wrap fee," that is, a fee for some combination of brokerage and investment advisory services, constitutes receipt of a fee for providing investment advice for the purpose of this section; and

(3) The person delivers to every customer, at least 48 hours before accepting any compensation, including commissions from the sale of any investment product, a written disclosure including the following information:

(a) the person is not registered as an investment adviser or investment adviser salesperson in the state of Washington;

(b) the person is not a financial planner, investment adviser or investment counselor;

(c) the person is not authorized to provide financial planning or investment advisory services and does not provide such services; and

(d) a brief description of the person's business which description should include a statement of the kind of products offered or services provided (e.g., the person is in the business of selling securities and insurance products) and of the basis on which the person is compensated for the products sold or services provided; and

(4) The person has each customer to whom a disclosure described in subsection (3) of this section is given sign a written dated acknowledgment of receipt of the disclosure; and

(5) The person shall retain the executed acknowledgments of receipt required by subsection (4) of this section and of the disclosure given for so long as the person continues to receive compensation from such customers, but in no case for less than three years from date of execution of the acknowledgment;

(6) If the person received compensation from the customer on more than one occasion, the person need give the customer the disclosure described in subsection (3) of this section only on the first occasion unless the information in the disclosure becomes inaccurate, in which case the person must give the customer updated disclosure before receiving further compensation from the customer.

**WSR 92-22-065  
PROPOSED RULES  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES**

(Public Assistance)

[Filed October 30, 1992, 1:09 p.m.]

Original Notice.

Title of Rule: WAC 388-99-060 Scope of care for medically needy.

Purpose: Adds school medical services to the scope of medically needy care to be consistent with WAC 388-86-022.

Statutory Authority for Adoption: RCW 74.08.090.

Statute Being Implemented: RCW 74.08.090.

Summary: Adds school services for special education students to scope of coverage under the medically needy program.

Reasons Supporting Proposal: Adds school services to the scope of care [for] medically needy to be consistent with WAC 388-86-022.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Bobbe Andersen, Medical Assistance Administration, 753-0529.

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, 14th and Franklin, Olympia, Washington, on December 8, 1992, at 10:00 a.m.

Submit Written Comments to: Troyce Warner, Chief, Office of Issuances, Mailstop 5805, Department of Social and Health Services, Olympia, 98504, TELEFAX 664-0118 or SCAN 366-0118, by December 8, 1992.

Date of Intended Adoption: December 10, 1992.

October 30, 1992

Rosemary Carr

Acting Director

Administrative Services

AMENDATORY SECTION (Amending Order 3435, filed 8/6/92, effective 9/6/92)

**WAC 388-99-060 Scope of care for medically needy.**

(1) The medical coverage under the limited casualty-medically needy program shall include:

- (a) Blood administration and processing;
- (b) Case management services;
- (c) Dental services;
- (d) Dentures;
- (e) Early and periodic screening, diagnosis and treatment (EPSDT) services;
- (f) Enteral/parenteral nutrition;
- (g) Eyeglasses;
- (h) Family planning clinic services;
- (i) Home health services;
- (j) Inpatient hospital services;
- (k) Intermediate care facility services for the mentally retarded;
- (l) Laboratory and x-ray services;
- (m) Nursing facility services;
- (n) Outpatient hospital;
- (o) Oxygen and respiratory therapy;
- (p) Physical medicine and rehabilitation services;
- (q) Physician, ARNP, and clinic services;
- (r) Podiatric services;
- (s) Prescribed drugs;
- (t) Prosthetic devices;
- (u) Rural health services; ((and))



(v) School medical services for special education students; and

(w) Medically necessary transportation.

(2) Conditions and limitations in chapter 388-86 WAC shall apply to the limited casualty-medically needy program.

(3) A request for an exception to policy shall require a review by the medical assistance administration.

**WSR 92-22-077**  
**PROPOSED RULES**  
**DEPARTMENT OF HEALTH**  
[Filed November 2, 1992, 2:54 p.m.]

Original Notice.

Title of Rule: Practice and procedure.

Purpose: To repeal the practice and procedure chapter, chapter 246-857 WAC.

Statutory Authority for Adoption: RCW 18.64.005.

Statute Being Implemented: RCW 18.64.005.

Summary: This action will repeal chapter 246-857 WAC relating to practice and procedure.

Reasons Supporting Proposal: Not necessary due to chapter 10-08 WAC, Model rules of procedure, adopted by chief administrative officer of the Office of Administrative Hearings.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Donald H. Williams, P.O. Box 47863, Olympia, WA 98504-7863, 753-6834.

Name of Proponent: Board of Pharmacy, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Will repeal rules dealing with practice and procedure, which is already addressed by the Office of Administrative Hearings.

Proposal Changes the Following Existing Rules: Repeals current Pharmacy Board rule in this area.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Courtyard Inn, 400 Andover Park Boulevard, Tukwila, WA, on December 18, 1992, at 10:00 a.m.

Submit Written Comments to: Donald H. Williams, 1300 Quince S.E., P.O. Box 47863, Olympia, WA 98504-7863, by December 15, 1992.

Date of Intended Adoption: December 18, 1992.

October 30, 1992  
Donald H. Williams  
Executive Director

**REPEALER**

The following chapter of the Washington Administrative Code is repealed:

- WAC 246-857-020 Practice and procedure—Adoption by reference.
- WAC 246-857-030 Appearance and practice before board—Who may appear.
- WAC 246-857-040 Appearance and practice before board—Standards of ethical conduct.

- WAC 246-857-050 Appearance and practice before board—Appearance by former employee of board or former member of attorney general's staff.
- WAC 246-857-060 Appearance and practice before board—Former employee as expert witness.
- WAC 246-857-070 Depositions and interrogatories in contested cases—Right to take.
- WAC 246-857-080 Depositions and interrogatories in contested cases—Scope.
- WAC 246-857-090 Depositions and interrogatories in contested cases—Officer before whom taken.
- WAC 246-857-100 Depositions and interrogatories in contested cases—Authorization.
- WAC 246-857-110 Depositions and interrogatories in contested cases—Protection of parties and deponents.
- WAC 246-857-120 Depositions and interrogatories in contested cases—Oral examination and cross-examination.
- WAC 246-857-130 Depositions and interrogatories in contested cases—Recordation.
- WAC 246-857-140 Depositions and interrogatories in contested cases—Signing attestation and return.
- WAC 246-857-150 Depositions and interrogatories in contested cases—Use and effect.
- WAC 246-857-160 Depositions and interrogatories in contested cases—Fees of officers and deponents.
- WAC 246-857-170 Depositions upon interrogatories—Submission of interrogatories.
- WAC 246-857-180 Depositions upon interrogatories—Interrogation.
- WAC 246-857-190 Depositions upon interrogatories—Attestation and return.
- WAC 246-857-200 Depositions upon interrogatories—Provisions of deposition rule.
- WAC 246-857-210 Official notice—Matters of law.
- WAC 246-857-220 Official notice—Material facts.
- WAC 246-857-230 Presumptions.
- WAC 246-857-240 Stipulations and admissions of record.
- WAC 246-857-250 Definition of issues before hearing.
- WAC 246-857-260 Rules of evidence—Admissibility criteria.
- WAC 246-857-270 Rules of evidence—Tentative admission—Exclusion—Discontinuance—Objections.

- WAC 246-857-280 Petitions for rule making, amendment or repeal—Who may petition.
- WAC 246-857-290 Petitions for rule making, amendment or repeal—Requisites.
- WAC 246-857-300 Petitions for rule making, amendment or repeal—Agency must consider.
- WAC 246-857-310 Petitions for rule making, amendment or repeal—Notice of disposition.
- WAC 246-857-320 Declaratory rulings.
- WAC 246-857-330 Forms.
- WAC 246-857-340 SEPA exemption.

October 30, 1992  
James Nolan  
Director - Compliance

**WSR 92-22-079**  
**PROPOSED RULES**  
**PUGET SOUND AIR**  
**POLLUTION CONTROL AGENCY**  
[Filed November 2, 1992, 4:28 p.m.]

Original Notice.

Title of Rule: Amend and renumber Section 4.02 of Regulation I to Section 4.03 of Regulation I; and add new Section 4.02 of Regulation I.

Purpose: To provide for variances from outdoor burning regulation and to delegate to the air pollution control officer the authority to conduct fact-finding hearings for these variances.

Other Identifying Information: Section 4.02 pertains to variances from Section 8.03 of Regulation I. Section 4.03 pertains to filing fees.

Statutory Authority for Adoption: Chapter 70.94 RCW. Statute Being Implemented: RCW 70.94.181.

Summary: This regulation sets up a process for hearing requests for variances from the outdoor burning prohibitions.

Reasons Supporting Proposal: A legal mechanism is necessary to evaluate individual requests for waivers.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: James Nolan, 110 Union Street, Room 500, Seattle, 98101, 689-4053.

Name of Proponent: Puget Sound Air Pollution Control Agency, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: This rule will provide a legal process for considering requests for variances from the outdoor burning rules.

Proposal Changes the Following Existing Rules: It adds a process for hearing outdoor burning variances.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Puget Sound Air Pollution Control Agency Office, 110 Union Street, #500, Seattle, WA 98101, on December 10, 1992, at 9:00 a.m.

Submit Written Comments to: Anita Frankel, Puget Sound Air Pollution Control Agency, 110 Union Street, #500, Seattle, WA 98101, by December 1, 1992.

Date of Intended Adoption: December 10, 1992.

AMENDATORY SECTION

**SECTION ((4.02)) 4.03 FILING FEES**

(a) A fee of \$1,000.00 shall be paid to the Agency upon the filing of any variance application ((with the Agency)) considered under Section 4.01 of Regulation I.

(b) The property owner or agent claiming an emergency under Section 4.02(b) shall pay all costs associated with any legal notice upon being invoiced by the Agency.

(c) A fee of \$25.00 shall be paid to the Agency upon the filing of any variance application for fires described in Section 8.02 (c)(4) of Regulation I. The applicant shall also pay all costs associated with any legal notice upon being invoiced by the Agency.

(d) A fee of \$1,000.00 shall be paid to the Agency upon the filing of any variance application for fires described in Section 8.02 (c)(5) of Regulation I. The applicant shall also pay all costs associated with any legal notice upon being invoiced by the Agency.

NEW SECTION

**SECTION 4.02 VARIANCES FROM SECTION 8.03 OF REGULATION I**

(a) Any person who owns or is in control of any material subject to Section 8.03 of Regulation I may apply to the Agency for a variance from said regulation. The application shall be accompanied by such information as the Agency may require.

(b) The Control Officer may waive Section 8.03 of Regulation I for emergency situations (such as earthquakes, floods, or other unforeseen catastrophic situations) if all other alternatives for disposal of the material would pose a greater danger to public health and safety or the environment than burning. The Air Pollution Control Officer shall consult with the local jurisdictions to determine the necessity for the waiver and geographic extent of the emergency. Notice of the approval shall be published in a local general circulation newspaper and anyone aggrieved by the decision, may within 10 days of the publication, appeal the action to the Board.

(c) For other outdoor burning variance applications, the Air Pollution Control Officer is directed by the Board to conduct a fact-finding public hearing, upon due notice being published and sent to all interested parties within 500 feet of the property on which the burning is proposed to occur, and shall make written findings and forward same with a recommended decision to the Board. The Board shall enter its decision at a regular public meeting.

(d) In addition to the criteria provided by state and federal statutes, the Air Pollution Control Officer may consider the following additional factors in making findings on a variance request:

(1) Unusual individual sites, such as large acreage sites within the nonattainment boundary, properties that are

bisected by the boundary, sites within the nonattainment area but not within the growth management area, and sites where localized wind patterns and dispersion allow safe burning; and

(2) Unusual economic factors, such as extremely high costs for recycling or hauling, that are attributable to some site-specific condition; and

(3) Whether burning in place would be of lower risk or harm to the environment than either removal or reduction in place (chipping, composting, or decay) in such areas as drainages, steep slopes, beaches, and other inaccessible points.

(e) No variance application under Section 4.02(c) will be considered complete unless the applicant provides:

(1) Written approval from the applicable fire protection agency; and

(2) A list of interested parties and neighbors within 500 feet of the property on which the burning is proposed to occur; and

(3) Written estimates of the cost of recycling the material versus burning the material.

(f) All hearings held under Section 4.02(c) shall be conducted in accordance with the Rules of Evidence as set forth in RCW 34.05.100 as now or hereafter amended.

#### WSR 92-22-086

#### PROPOSED RULES

#### DEPARTMENT OF LICENSING

[Filed November 3, 1992, 8:10 a.m.]

#### Original Notice.

Title of Rule: Standardized filing forms and procedures—Uniform commercial code, crop liens, and processor and preparer liens for agricultural, dairy, and commercial fish products and certain federal liens.

Purpose: To remove the requirement to use standard forms, to remove illustrations of the prescribed forms, and to increase fees for uniform commercial code program services.

Statutory Authority for Adoption: RCW 43.24.086, 62A.9-409, 60.11.040, 60.13.040, and 60.68.035.

Statute Being Implemented: Chapters 62A.9, 60.11, 60.13, and 60.68 RCW.

Summary: WAC 308-400-040, 308-400-042, 308-400-046, 308-400-047, 308-400-048, and 308-400-052 are each repealed. WAC 308-400-050 and 308-400-095 are each amended.

Reasons Supporting Proposal: See Explanation of Rule below.

Name of Agency Personnel Responsible for Drafting: Margaret Schott, 405 Black Lake Boulevard, Olympia, WA, 586-1900; Implementation: Shirley Wheelock, 405 Black Lake Boulevard, Olympia, WA, 753-2523; and Enforcement: Linda Crerar, 405 Black Lake Boulevard, Olympia, WA, 753-1749.

Name of Proponent: Department of Licensing, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The purpose of these rule changes is to simplify

filing requirements and to set fees at a level that will cover projected costs for administering the uniform commercial code program during the '93-95 biennium. It is anticipated that removing the requirement to use standard forms will benefit the customer. The fee increase will allow the department to maintain current levels of customer service.

Proposal Changes the Following Existing Rules: The proposed rules revision eliminates the penalty charge for using nonstandard forms and removes the illustrations of the prescribed forms. It increases fees for filing from \$7 to \$12. It increases the fees for a certificate of information from \$7 to \$17, and for a certificate of information with copies from \$12 to \$24.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The uniform commercial code program provides filing and record search services to businesses and individuals upon request. Use of the service is not mandatory and the cost to business depends solely upon the amount of activity requested. Fee increases, therefore, are not disproportionate to small businesses making fewer requests.

Hearing Location: 405 Black Lake Boulevard, Olympia, WA (accommodations for persons with disabilities made upon request), on December 8, 1992, at 2:30 p.m.

Submit Written Comments to: Margaret Schott, BLS, P.O. Box 9034, Olympia, WA 98507-9034, FAX (206) 586-1596, by December 7, 1992.

Date of Intended Adoption: December 11, 1992.

November 3, 1992

Linda G. Crerar

Acting Assistant Director

AMENDATORY SECTION (Amending WSR 89-24-022, filed 11/30/89, effective 12/31/89)

**WAC 308-400-050 Official approval of standard forms.** Only forms which have been approved in writing by the department will be considered standard forms.

(1) Forms submitted for approval must demonstrate to the satisfaction of the department that each page of the forms in final printing will conform to the size and construction and other form specific department specifications (~~of the forms set out in WAC 308-400-040, 308-400-046, 308-400-047, and 308-400-048~~). The department will not give approval for the production of any forms until it is satisfied as to the quality and content of the forms. (~~Forms which have not been approved by the department shall be considered nonstandard forms and shall command the nonstandard filing fee.~~)

(2) A supplier who wishes to produce standard forms for purchase by the public shall submit two sets of camera ready proofs to the department for approval. In lieu of submitting camera ready proofs for approval, a supplier may purchase camera ready proofs from the department at a cost of one dollar and fifty cents per page.

(3) A supplier who has not received official approval in writing from the department shall not print on any form a legend indicating that the forms are officially approved as standard forms.

AMENDATORY SECTION (Amending WSR 90-04-050, filed 2/1/90, effective 3/4/90)

WAC 308-400-095 Fees. ~~((1) Beginning January 1, 1990, the following fees shall be charged for filing information with and for obtaining information from the department of licensing:~~

~~(a) For filing, indexing, and furnishing data pursuant to a security interest created by a deed of trust or mortgage under provisions of RCW 62A.9 302, the fee shall be seven dollars.~~

~~(b) For filing and indexing an original financing statement or a continuation statement pursuant to RCW 62A.9 403, and for stamping a copy furnished by the secured party showing the date and place of filing, the fee shall be seven dollars if the statement is in the standard form prescribed by the department of licensing, but if the form of the statement does not conform to the standards prescribed by the department, or if attached pages are added, the fee shall be fourteen dollars.~~

~~(c) For filing, indexing, and furnishing filing data for a financing statement indicating an assignment or a separate statement of assignment, under provisions of RCW 62A.9 405, on a form conforming to standards prescribed by the department of licensing shall be seven dollars, but if the form of the financing statement or separate statement of assignment does not conform to the standards prescribed by the department, or if attached pages are added, the fee shall be fourteen dollars.~~

~~(d) For filing and noting a statement of release pursuant to RCW 62A.9 406 on a form conforming to standards prescribed by the department of licensing, the fee shall be seven dollars, but if the form of the statement does not conform to the standards prescribed by the department, or if attached pages are added, the fee shall be fourteen dollars.~~

~~(e) For a certificate of information pursuant to RCW 62A.9 407, the fee shall be seven dollars. For a certificate of information pursuant to RCW 62A.9 407 and for a copy of any filed financing statements or statements of assignment the fee shall be twelve dollars for each particular debtor's statements requested.~~

~~(2) Beginning January 1, 1990, the fees for filing/ recording Uniform Commercial Code information with, and obtaining Uniform Commercial Code information or copies from county auditors or county recording officers shall be in accordance with the schedule of fees contained in RCW 36.18.010.) (1) Beginning July 1, 1993, a fee of twelve dollars shall be charged for filing and indexing each of the following types of statements:~~

~~(a) Original financing statement pursuant to RCW 62A.9-403;~~

~~(b) Deed of trust or mortgage pursuant to RCW 62A.9-302;~~

~~(c) Continuation statement pursuant to RCW 62A.9-403;~~

~~(d) Separate statement of assignment pursuant to RCW 62A.9-405;~~

~~(e) Statement of partial release pursuant to RCW 62A.9-406;~~

~~(f) Statement of amendment pursuant to RCW 62A.9-402;~~

~~(g) Processor or preparer lien pursuant to chapter 60.13 RCW;~~

(h) Crop lien pursuant to chapter 60.11 RCW;

(i) Federal tax lien pursuant to chapter 60.68 RCW.

(2) A fee of seventeen dollars shall be charged for a certificate of information pursuant to RCW 62A.9-407.

(3) A fee of twenty-four dollars shall be charged for certificate of information and copies of any filed financing and related statements naming a particular debtor.

(4) An additional fee (as specified by contractual agreement between the purchaser and the department) shall be charged for each page transmitted to the purchaser by facsimile.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- |                 |                                                                                                                    |
|-----------------|--------------------------------------------------------------------------------------------------------------------|
| WAC 308-400-040 | UCC-1 financing statement.                                                                                         |
| WAC 308-400-042 | UCC-2 fixture filing form.                                                                                         |
| WAC 308-400-046 | UCC-3 change statement.                                                                                            |
| WAC 308-400-047 | UCC-4 crop liens and processor and preparer liens for agricultural dairy and commercial fish products filing form. |
| WAC 308-400-048 | UCC-11R request for certificate of information.                                                                    |
| WAC 308-400-052 | Standard form.                                                                                                     |

**WSR 92-22-087**

**PROPOSED RULES**

**DEPARTMENT OF ECOLOGY**

[Order 92-21—Filed November 3, 1992, 9:05 a.m.]

Continuance of WSR 92-16-027.

Title of Rule: Chapter 173-564 WAC, Water resources management program for the main stem of the Snake River in Washington.

Purpose: To continue the adoption date from November 3, 1992, to December 1, 1992.

Date of Intended Adoption: December 1, 1992.

October 27, 1992

Carol Jolly

Special Assistant

to the Director

**WSR 92-22-088**

**PROPOSED RULES**

**DEPARTMENT OF ECOLOGY**

[Order 92-20—Filed November 3, 1992, 9:07 a.m.]

Continuance of WSR 92-16-026.

Title of Rule: Chapter 173-563 WAC, Instream resources protection program for the main stem of the Columbia River.

Purpose: To continue adoption date from November 3, 1992, to December 1, 1992.

Date of Intended Adoption: December 1, 1992.

October 27, 1992  
Carol Jolly  
Special Assistant  
to the Director

**WSR 92-22-092**  
**WITHDRAWAL OF PROPOSED RULES**  
**DEPARTMENT OF HEALTH**  
(By the Code Reviser's Office)  
[Filed November 3, 1992, 10:03 a.m.]

**WSR 92-22-089**  
**WITHDRAWAL OF PROPOSED RULES**  
**DEPARTMENT OF ECOLOGY**  
(By the Code Reviser's Office)  
[Filed November 3, 1992, 10:00 a.m.]

WAC 173-433-100, 173-433-110 and 173-433-170, proposed by the Department of Ecology in WSR 92-09-035, appearing in issue 92-09 of the State Register, which was distributed on February 5, 1992, is withdrawn by the code reviser's office under RCW 34.05.335(3), since the proposal was not adopted within the one hundred eighty day period allowed by the statute.

Kerry S. Radcliff, Editor  
Washington State Register

**WSR 92-22-090**  
**WITHDRAWAL OF PROPOSED RULES**  
**DEPARTMENT OF FISHERIES**  
(By the Code Reviser's Office)  
[Filed November 3, 1992, 10:01 a.m.]

WAC 220-88-050, proposed by the Department of Fisheries in WSR 92-09-129, appearing in issue 92-09 of the State Register, which was distributed on February 5, 1992, is withdrawn by the code reviser's office under RCW 34.05.335(3), since the proposal was not adopted within the one hundred eighty day period allowed by the statute.

Kerry S. Radcliff, Editor  
Washington State Register

**WSR 92-22-091**  
**WITHDRAWAL OF PROPOSED RULES**  
**DEPARTMENT OF FISHERIES**  
(By the Code Reviser's Office)  
[Filed November 3, 1992, 10:02 a.m.]

WAC 220-47-301, proposed by the Department of Fisheries in WSR 92-09-137, appearing in issue 92-09 of the State Register, which was distributed on February 5, 1992, is withdrawn by the code reviser's office under RCW 34.05.335(3), since the proposal was not adopted within the one hundred eighty day period allowed by the statute.

Kerry S. Radcliff, Editor  
Washington State Register

WAC 246-847-055, 246-847-068, 246-847-070 and 246-847-125, proposed by the Department of Health in WSR 92-09-153, appearing in issue 92-09 of the State Register, which was distributed on February 5, 1992, is withdrawn by the code reviser's office under RCW 34.05.335(3), since the proposal was not adopted within the one hundred eighty day period allowed by the statute.

Kerry S. Radcliff, Editor  
Washington State Register

**WSR 92-22-097**  
**PROPOSED RULES**  
**DEPARTMENT OF HEALTH**  
[Filed November 3, 1992, 2:55 p.m.]

Original Notice.

Title of Rule: Nuclear pharmacy.

Purpose: To clarify meaning of "accepted professional standards."

Statutory Authority for Adoption: RCW 18.64.005.

Statute Being Implemented: RCW 18.64.005.

Summary: This rule clarifies the meaning of "accepted professional standards" as applied to the practice to [of] nuclear pharmacy.

Reasons Supporting Proposal: To establish the official standards for nuclear pharmacy.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Donald H. Williams, P.O. Box 47863, Olympia, WA 98504-7863, 753-6834.

Name of Proponent: Board of Pharmacy, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: This rule will standardize the criteria used to determine "accepted professional standards."

Proposal Changes the Following Existing Rules: Adds name of publication used to determine criteria for "accepted professional standards."

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Courtyard Inn, 400 Andover Park Boulevard, Tukwila, WA, on December 18, 1992, at 10:00.

Submit Written Comments to: Donald H. Williams, 1300 Quince S.E., P.O. Box 47863, Olympia, WA 98504, by December 15, 1992.

Date of Intended Adoption: December 18, 1992.

October 30, 1992  
Donald H. Williams  
Executive Director

AMENDATORY SECTION (Amending Order 277B, filed 5/28/92, effective 6/28/92)

**WAC 246-903-010 Definitions.** (1) A "nuclear pharmacy" is a class A pharmacy providing radiopharmaceutical services.

PROPOSED

(2) "Nuclear pharmacist" means a licensed pharmacist who has submitted evidence to the board of pharmacy that he or she meets the requirements of WAC 246-903-030 of these regulations regarding training, education, and experience, and who has received notification by letter from the board of pharmacy that, based on the evidence submitted, he or she is recognized by the board of pharmacy as qualified to provide radiopharmaceutical services.

(3) "Radiopharmaceutical service" shall mean, but shall not be limited to, the compounding, dispensing, labeling and delivery of radiopharmaceuticals; the participation in radiopharmaceutical selection and radiopharmaceutical utilization reviews; the proper and safe storage and distribution of radiopharmaceuticals; the maintenance of radiopharmaceutical quality assurance; the responsibility for advising, where necessary or where regulated, of therapeutic values, hazards and use of radiopharmaceuticals; and the offering or performing of those acts, services, operations or transactions necessary in the conduct, operation management and control of a nuclear pharmacy.

(4) A "radiopharmaceutical" is any substance defined as a drug in section 201 (g)(1) of the Federal Food, Drug and Cosmetic Act which exhibits spontaneous disintegration of unstable nuclei with the emission of nuclear particles or photons and includes any such drug which is intended to be made radioactive. This definition includes nonradioactive reagent kits and nuclide generators which are intended to be used in the preparation of any such substance but does not include drugs such as carbon-containing compounds or potassium-containing compounds or potassium-containing salts which contain trace quantities of naturally occurring radionuclides.

(5) "Radiopharmaceutical quality assurance" means, but is not limited to, the performance of appropriate chemical, biological and physical tests on radiopharmaceuticals and the interpretation of the resulting data to determine their suitability for use in humans and animals, including internal test assessment authentication of product history and the keeping of proper records.

(6) "Internal test assessment" means, but is not limited to, conducting those tests of quality assurance necessary to insure the integrity of the test.

(7) "Authentication of product history" means, but is not limited to, identifying the purchasing source, the ultimate fate, and intermediate handling of any component of a radiopharmaceutical.

(8) "Authorized practitioner" means a practitioner duly authorized by law to possess, use, and administer radiopharmaceuticals.

(9) "Accepted professional standards" are those set forth in the Nuclear Pharmacy Practice Standards published by the American Pharmaceutical Association, Board of Pharmaceutical Specialties, adopted on March 18, 1986.

**AMENDATORY SECTION** (Amending Order 191B, filed 8/30/91, effective 9/30/91)

**WAC 246-903-020 Nuclear pharmacies.** (1) A permit to operate a nuclear pharmacy providing radiopharmaceutical services shall only be issued to a qualified nuclear pharmacist. All personnel performing tasks in the preparation and distribution of radiopharmaceuticals shall be under the

supervision of a nuclear pharmacist. The nuclear pharmacist shall be responsible for all operations of the licensed area. In emergency situations, in the nuclear pharmacist's absence, he or she may designate one or more qualified, registered or certified health care personnel to have access to the licensed area. These individuals may obtain radiopharmaceuticals for the immediate emergency and must document such withdrawals in the control system.

(2) Nuclear pharmacies shall have adequate space, commensurate with the scope of services to be provided. The nuclear pharmacy area shall be separate from the pharmacy areas for nonradiopharmaceuticals and shall be secured from access by unauthorized personnel. A nuclear pharmacy handling radiopharmaceuticals exclusively may be exempted from the general space requirements for pharmacies by obtaining a waiver from the state board of pharmacy. Detailed floor plans shall be submitted to the state board of pharmacy and the state radiation control agency before approval of the license.

(3) Nuclear pharmacies shall ~~((only))~~ compound and dispense radiopharmaceuticals ~~((which comply))~~ in accordance with accepted professional standards ~~((of radiopharmaceutical quality assurance))~~.

(4) The board recognizes that the preparation of nuclear pharmaceuticals involves the compounding skills of the nuclear pharmacist to assure that the final drug product meets accepted professional standards.

(5) Nuclear pharmacies shall maintain records of acquisition and disposition of all radiopharmaceuticals in accordance with applicable regulations of the state board of pharmacy, the state radiation control agency and other state and federal agencies.

~~((5))~~ (6) For nuclear pharmacies handling radiopharmaceuticals exclusively, the state board of pharmacy may waive regulations pertaining to the pharmacy permits for nonradiopharmaceuticals for requirements that do not pertain to the practice of nuclear pharmacy.

~~((6))~~ (7) Radiopharmaceuticals are to be dispensed only upon a prescription from a practitioner authorized to possess, use and administer radiopharmaceuticals. A nuclear pharmacy may also furnish radiopharmaceuticals for office use to these practitioners.

~~((7))~~ (8) A nuclear pharmacist may transfer to authorized persons radioactive materials not intended for drug use, in accordance with regulations of the state radiation control agency.

~~((8))~~ (9) In addition to any labeling requirements of the state board of pharmacy for nonradiopharmaceuticals, the immediate outer container of the radiopharmaceutical to be dispensed shall also be labeled with: ~~((4))~~ (a) Standard radiation symbol; ~~((2))~~ (b) the words "caution-radioactive material"; ~~((3))~~ (c) the name of the radiopharmaceutical; ~~((4))~~ (d) the amount of radioactive material contained, in millicuries or microcuries; ~~((5))~~ (e) if a liquid, the volume in milliliters; ~~((6))~~ (f) the requested calibration time for the amount of radioactivity contained; ~~((7))~~ (g) expiration data, if applicable; and ~~((8))~~ (h) specific concentration of radioactivity.

~~((9))~~ (10) The immediate container shall be labeled with: ~~((4))~~ (a) The standard radiation symbol; ~~((2))~~ (b) the words "caution-radioactive material"; ~~((3))~~ (c) the name of the nuclear pharmacy; ~~((4))~~ (d) the prescription number;

((5)) (e) the name of the radiopharmaceutical; ((6)) (f) the date; and ((7)) (g) the amount of radioactive material contained in millicuries or microcuries.

((10)) (11) The amount of radioactivity shall be determined by radiometric methods for each individual preparation immediately prior to dispensing.

((11)) (12) Nuclear pharmacies may redistribute NDA approved radiopharmaceuticals if the pharmacy does not process the radiopharmaceuticals in any manner or violate the product packaging.

((12)) (13) The nuclear pharmacy shall have the current revisions of state laws and regulations of the state board of pharmacy and state radiation control agency.

((13)) (14) The nuclear pharmacy shall maintain a library commensurate with the level of radiopharmaceutical service to be provided. A detailed library listing shall be submitted to the state board of pharmacy and state radiation control agency before approval of the license.

**WSR 92-22-098**  
**PROPOSED RULES**  
**DEPARTMENT OF HEALTH**  
 [Filed November 3, 1992, 3:00 p.m.]

**Original Notice.**

**Title of Rule:** Drinking water operating permit, annual permit to operate a Group A public water system.

**Purpose:** To implement 1991 legislation establishing annual operating permit requirement and to collect appropriate fees.

**Statutory Authority for Adoption:** RCW 70.119A.100.  
**Statute Being Implemented:** Chapter 70.119A RCW.

**Summary:** In 1991 legislation was passed authorizing the department to establish an operating permit requirement and to collect fees annually from all Group A public water systems desiring to operate in the state of Washington.

**Reasons Supporting Proposal:** Increases in the number of public water systems and the need to ensure a supply of safe and reliable drinking water to citizens of the state.

**Name of Agency Personnel Responsible for Drafting:** Alan Rowe, 7822, (SCAN) 234-5986; **Implementation:** B. David Clark, 7822, (SCAN) 234-1280; and **Enforcement:** John Aden, 7822, (SCAN) 366-0441.

**Name of Proponent:** [Department of Health], 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 drinking water annual operating permit legislation. The purpose of the rule is to assure that public water systems provide safe and reliable drinking water to the public. Approximately 4,600 Group A public water systems will be required to obtain an annual operating permit and pay an annual operating permit fee that was established in the 1991 legislation and varies according to system size.

Proposal does not change existing rules.

**Small Business Economic Impact Statement:** The Department of Health, Division of Drinking Water is responsible for implementing the provisions of chapter 70.119A RCW, which requires establishment of an annual

operating permit as a means to assure that public water systems provide safe and reliable drinking water to the public. The statute establishes the fee schedule and defines the systems that will be subject to this fee.

The operating permit fees will impact all Group A public water systems, which are defined as those water systems with fifteen or more service connections, regardless of the number of people; or systems serving an average of twenty-five or more people per day for sixty or more days within a calendar year, regardless of the number of service connections. Larger systems will be required to pay a larger operating permit fee than smaller systems.

The Regulatory Fairness Act, chapter 19.85 RCW, requires that rules which have an economic impact on more than twenty percent of all industries or more than ten percent of the businesses in any one industry (as defined by the three digit SIC code) be reviewed and altered to minimize their impact on small business. Small water supply industries as identified under SIC Code 494, make up more than ten percent of the industries in this category and therefore fall under the requirements of this act.

The operating permit fees being implemented under chapter 246-294 WAC clearly have a direct economic impact on small business. The legislation recognized that the best way to minimize the impact was to establish a smaller fee for small systems and increasingly larger fees for larger systems. An example of this would be where a system with forty-nine services or less is charged twenty-five dollars a year and a system with more than fifty-three thousand three hundred thirty-three services is charged ten thousand dollars a year.

**Hearing Location:** Western Washington, the first hearing will be held on December 9, 1992, at 1:30 p.m., OB-2 (Office Building Two) Auditorium, 14th and Jefferson, Olympia, Washington 98504; and in Eastern Washington, the second hearing will be held on December 16, 1992, at 1:00 p.m., Rockpoint Executive Suites, 2nd Floor, West 316 Boone, Spokane, Washington 99201.

**Submit Written Comments to:** Ann Foster, Department of Health Rules Management, 1300 S.E. Quince Street, P.O. Box 47902, Olympia, WA 98504-7902, by December 7, 1992.

**Date of Intended Adoption:** December 23, 1992.

October 29, 1992  
 Kristine M. Gebbie  
 Secretary

**Chapter 246-294 WAC**  
**DRINKING WATER OPERATING PERMITS**

**WAC**

- 246-294-001 Purpose.
- 246-294-010 Definitions.
- 246-294-020 Applicability.
- 246-294-030 Application process.
- 246-294-040 Operating permit categories.
- 246-294-050 Permit issuance.
- 246-294-060 Transfer of ownership.
- 246-294-070 Fees.
- 246-294-080 Public notification.
- 246-294-090 Enforcement.

246-294-100 Severability.

**NEW SECTION**

**WAC 246-294-001 Purpose.** The rules set forth in this chapter are adopted for the purpose of implementing the provisions of chapter 70.119A RCW and to assure that Group A water systems provide safe and reliable drinking water to the public in accordance with chapter 246-290 WAC, state board of health drinking water regulations.

**NEW SECTION**

**WAC 246-294-010 Definitions.** Abbreviations:

- EPA - Environmental Protection Agency
- MCL - maximum contaminant level
- NTNC - nontransient noncommunity
- SSMA - satellite system management agency
- SNC - significant noncomplier
- TNC - transient noncommunity
- VOC - volatile organic chemical
- WFI - water facilities inventory

(1) "Community water system" means any Group A water system:

(a) With fifteen or more services used by residents for one hundred eighty or more days within a calendar year, regardless of the number of people; or

(b) Regularly serving twenty-five or more residents for one hundred eighty or more days within the calendar year, regardless of the number of services.

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

(3) "Group A water system" and "system" means a public water system:

(a) With fifteen or more service connections, regardless of the number of people; or

(b) Serving an average of twenty-five or more people per day for sixty or more days within a calendar year, regardless of the number of service connections.

(4) "Maximum contaminant level (MCL)" means the maximum permissible level of a contaminant in water the purveyor delivers to any public water system user, measured at the locations identified under WAC 246-290-300, Table 4.

(5) "New Group A water system" means a system designed for fifteen or more services or to serve twenty-five or more people which:

(a) The department has not acknowledged receipt of the form titled *Construction Report for Public Water System Projects* before the effective date of this chapter; or

(b) Has been in existence but has not received department as-built approval or does not have a WFI on record with the department.

(6) "Nonresident" means a person without a permanent home or without a home served by the system, such as travelers, transients, employees, students, etc.

(7) "Nontransient noncommunity water system (NTNC)" means a Group A water system regularly serving twenty-five or more of the same nonresidents for one hundred eighty or more days within a calendar year.

(8) "Owner" means any agency, subdivision of the state, municipal corporation, firm, company, mutual or cooperative association, institution, partnership, or person or any other entity, that holds as property, a public water system.

(9) "Public water system" means any system, excluding a system serving only one single-family residence and a system with four or fewer connections all of which serve residences on the same farm, providing piped water for human consumption, including any collection, treatment, storage, or distribution facilities under control of the purveyor or and used primarily in connection with the system; and collection or pretreatment storage facilities not under control of the purveyor but primarily used in connection with the system, including:

(a) Any collection, treatment, storage, and distribution facilities under control of the purveyor and used primarily in connection with such system; and

(b) Any collection or pretreatment storage facilities not under control of the purveyor which are primarily used in connection with such system.

(10) "Purveyor" means an agency, subdivision of the state, municipal corporation, firm, company, mutual or cooperative association, institution, partnership, or person or other entity owning or operating a public water system. Purveyor also means the authorized agent of such entities.

(11) "Resident" means an individual living in a dwelling unit served by a public water system.

(12) "Satellite system management agency (SSMA)" means a person or entity that is certified by the department to own and/or operate more than one public water system on a regional or county-wide basis, without the necessity for a physical connection between such systems.

(13) "Service" means a connection to a public water system designed to serve a single-family residence, dwelling unit, or equivalent use. When the connection is a group home or barracks-type accommodation, two and one-half persons shall be equivalent to one service.

(14) "Significant noncomplier (SNC)" means a Group A water system that is in violation of state drinking water rules and such violation or violations may present an immediate risk to the health of consumers.

(15) "Transient noncommunity (TNC)" means a Group A water system:

(a) Having fifteen or more services used less than one hundred eighty days within a calendar year; or

(b) Serving twenty-five or more different nonresidents for sixty or more days within a calendar year; or

(c) Serving twenty-five or more of the same nonresidents for sixty or more days, but less than one hundred eighty days within a calendar year; or

(d) Serving twenty-five or more residents for sixty or more days, but less than one hundred eighty days within a calendar year.

(16) "Water facilities inventory (WFI)" means the department form summarizing each public water system's characteristics.



NEW SECTION

**WAC 246-294-020 Applicability.** Owners of all Group A water systems and owners of satellite system management agencies (SSMAs) shall obtain an annual operating permit from the department for each system owned. The operating permit shall be valid until the next renewal date in accordance with WAC 246-294-050. Any change in ownership of the permitted system shall require a new permit in accordance with WAC 246-294-060.

NEW SECTION

**WAC 246-294-030 Application process.** (1) No person may operate and no owner shall permit the operation of a Group A water system unless the owner annually submits an application along with the required fee to the department and the department has issued an operating permit to the system owner. Any owner operating a system or SSMA may continue to operate until the department takes final action on granting or denying the operating permit, in accordance with WAC 246-294-050.

(2) The department shall begin the operating permit application process for the initial and succeeding years based on size and type of system as follows:

(a) During the first calendar quarter of each year - community water systems greater than or equal to five hundred services and SSMAs shall be sent operating permit applications;

(b) During the second calendar quarter of each year - community water systems less than five hundred services shall be sent operating permit applications;

(c) During the third calendar quarter of each year - nontransient noncommunity (NTNC) and transient noncommunity (TNC) water systems shall be sent operating permit applications; and

(d) During the fourth calendar quarter of each year - all remaining Group A water systems.

(3) In addition to the schedule outlined in subsection (2) of this section, new or revised operating permits shall be required when:

(a) The owner of a new Group A system receives all required department approvals relating to water system operation (see WAC 246-294-030(4)); or

(b) Ownership of a Group A system changes (see WAC 246-294-060).

(4) New Group A systems shall be sent operating permit applications at the time construction documents are submitted to the department for approval. The deadline for submitting the completed application and full payment to the department shall be the same date as:

(a) The *Construction Report for Public Water System Projects* required by WAC 246-290-040(2); or

(b) The as-built approval required by WAC 246-290-140(4).

(5) Initial and renewal applications shall be based on information from the most recent WFIs on file with the department, and sent to owners according to the phase-in schedule in subsection (2) of this section. In the case of a SSMA, a complete list of systems owned, along with the corresponding system identification numbers, shall also be included with the application.

(6) Upon receipt of the application, the owner shall:

(a) Complete portions of the form which need completing;

(b) Ensure that information on the form is accurate; and

(c) Return the application to the department within seventy days of the department's mailing date, accompanied by the applicable fee.

(7) The application shall be signed by the owner or other legally authorized person:

(a) In the case of a corporation, by an authorized corporate officer;

(b) In the case of a partnership, by a general partner;

(c) In the case of a sole proprietorship, by the proprietor;

(d) In the case of a municipal or other public facility, by a legally authorized officer; or

(e) In the case of an association, by the head of the association or a person responsible for operation of the system.

(8) The applicable fee shall be in the form of a check or money order made payable to the "Department of Health" and mailed to Department of Health, Revenue Section, P.O. Box 1099, Olympia, Washington 98507-1099, or such successor organization or address as designated by the department.

(9) Systems which do not return operating permit applications along with the required fee by the deadline specified shall:

(a) Not be issued an operating permit;

(b) Not be placed in a category; and

(c) Be subject to the enforcement provisions in WAC 246-294-090.

(10) An additional charge of ten percent or twenty-five dollars, whichever is greater, shall be added to the applicable fee listed in WAC 246-294-070 if the owner fails to return the completed application with applicable fee to the department within seventy days.

(11) The department shall review each submitted application to verify the information contained in the application. Any changes made on the application by the applicant shall result in updating the system's WFI and shall be reflected on the next renewal application.

(12) If after issuing an operating permit, the department determines that the permit holder has made false statements, the department may, in addition to taking other actions provided by law, revise both current and previously granted permit fee determinations and charge the owner accordingly.

(13) If the department discovers that an owner has been operating a system without an operating permit and such system is covered by the requirements of this chapter, the department may charge the owner an operating permit fee that is the total of the one-time five-dollar per service fee for new Group A water systems plus permit fees owed for each year, including late fees, since the effective date of this chapter.

NEW SECTION

**WAC 246-294-040 Operating permit categories.** (1) The department shall place each system returning an operating permit application into one of four categories listed in Table 1. Each permit shall clearly identify the category into which the system is placed. The department shall provide a

determination of system adequacy and the reasons for this determination, to any person on request.

(2) The department shall evaluate systems for placement into categories. The criteria used for evaluation may include, but not be limited to the following:

(a) Whether the system is subject to an order under WAC 246-290-050, for one or more of the following violations:

- (i) Failure to have approved construction documents; or
- (ii) Stopping work on system improvements; or
- (iii) Failure to meet pressure requirements; or
- (iv) Failure to meet water treatment requirements; or
- (v) Failure to have a certified water treatment plant operator; or

(vi) Failure to meet water quality maximum contaminant levels; or

(vii) Placement of a moratorium on the system.

(b) Whether the system is in violation of any departmental order issued under WAC 246-290-050;

(c) Whether the system is confirmed by the department as an unresolved significant noncomplier (SNC). Unresolved shall mean any system which:

(i) The department determines has not returned to compliance; or

(ii) Does not have a signed compliance agreement with the department.

(d) Whether the system has reached the maximum number of services allowed in the distribution system by department approval;

(e) Whether the system has complied with water system plan provisions of WAC 246-290-100;

(f) Whether the system has complied with the water system financial viability provisions of RCW 70.119A.100 and WAC 246-290-100 (4)(d);

(g) Whether the system has complied with operator certification provisions of chapter 246-292 WAC;

(h) Whether the system has complied with coliform and inorganic chemical monitoring provisions of WAC 246-290-300; and

(i) Whether the system has complied with inorganic chemical and volatile organic chemical MCLs in accordance with WAC 246-290-310.

(3) Operating permit categories shall be as follows:

(a) Category green. This category shall identify systems which are substantially in compliance with all the applicable criteria in subsection (2) of this section. Placement in this category shall result in:

- (i) Permit issuance without conditions; and
- (ii) Determination that the system is adequate.

(b) Category yellow. This category shall represent systems which are substantially in compliance with the applicable criteria in subsection (2)(a), (b), (c), and (d) of this section, but which do not satisfy one or more of the criteria in subsection (2)(e) through (i) of this section and any additional criteria as determined by the department. Placement in this category shall result in:

- (i) Permit issuance with conditions; and
- (ii) Determination that the system is adequate or inadequate, depending on the nature of noncompliance.

(c) Category red. This category shall represent systems which do not satisfy one or more of the criteria in subsection (2)(a), (b), (c), or (d) of this section. Such systems shall

also be evaluated against subsection (2)(e) through (i) of this section and any additional criteria as determined by the department. Placement in this category shall result in:

- (i) Permit issuance with conditions; and
- (ii) Determination that the system is inadequate.

(d) Category blue. This category shall identify systems which the department has elected to evaluate at a later date. Placement in this category shall result in no conditions and no determination that the system is adequate until the system is evaluated.

TABLE 1  
OPERATING PERMIT CATEGORIES

Category	Basic Description	Response to Adequacy Requests	Conditions
Green	Substantial Compliance	Yes	No
Yellow	Conditional Compliance	Yes or No <sup>1</sup>	Yes
Red	Substantial Noncompliance	No	Yes
Blue	Undetermined	(Will be evaluated at a later date)	

<sup>1</sup> Response will be determined on a case-by-case basis for each system and shall depend on the nature of noncompliance.

NEW SECTION

**WAC 246-294-050 Permit issuance.** (1) The department shall grant or deny the operating permit within one hundred twenty days of receipt of the completed application and full payment.

(2) Issuance of an operating permit shall mean that the owner may operate the permitted system until the date specified on the permit unless protection of the public health, safety, and welfare requires immediate response or the imposition of conditions.

(3) At the time of permit issuance, the department may impose such permit conditions and compliance schedules as the department determines are reasonable and necessary to ensure that the system will provide safe and reliable drinking water, including, but not limited to, conditions necessary to ensure that the system is brought into compliance with the provisions of chapter 246-290 WAC.

(4) The department may modify an operating permit at any time based on review of the evaluation criteria in WAC 246-294-040 (2). When modification occurs, a revised permit with the same expiration date will be sent to the owner. The appropriate local jurisdiction shall also be notified of the change in status.

(5) The department may revoke an operating permit or deny an operating permit application if the department determines that the system operation constitutes or would constitute a public health hazard to consumers.

(6) The department shall follow the steps outlined in RCW 43.70.115 when taking action to deny, condition, modify, or revoke an operating permit.

(7) An applicant for an operating permit shall be entitled to file an appeal in accordance with chapter 34.05 RCW if the department denies, conditions, modifies, or revokes the operating permit. To appeal, the owner shall file in writing

with the department in a manner that shows proof of receipt within twenty-eight days of the applicant's receipt of the adverse notice.

The appeal shall state:

- (a) The issue or issues and law involved; and
- (b) The grounds for contesting the department decision.

(8) Any owner that requests a hearing under chapter 34.05 RCW may continue to operate the system until a final departmental decision is issued, unless protection of the public health, safety, and welfare requires summary action.

Satellite System Management Agency (total services in all systems owned by SSMA) \$1.00 per service per year or the fee from the appropriate category above, whichever is less

New Group A water system service One-time charge of \$5.00 per service

Late charge Additional 10% of applicable charge stated above or \$25.00, whichever is greater

**NEW SECTION**

**WAC 246-294-060 Transfer of ownership.** (1) A prospective new owner of a Group A water system shall not take possession of the system without first obtaining a new operating permit.

(2) The prospective new owner shall secure department approval of a new, updated, or altered water system plan as required by WAC 246-290-100 (2)(e) before the new permit is issued. The water system plan required under WAC 246-290-100 shall be prepared with special emphasis on sections dealing with implications of the change of ownership.

(3) The department shall send an application to the prospective new owner at the time the department is notified of transfer of ownership in accordance with WAC 246-290-430(1). The new owner shall proceed with the permit process in accordance with WAC 246-294-030, except the deadline for submitting the completed application to the department shall be the same date the water system plan is submitted for department approval.

(4) The department shall not charge a fee for a new permit resulting from a change in ownership. The permit shall be effective from the date of issuance by the department until the next scheduled permit renewal date, at which time a fee shall be charged.

(5) Change of ownership operating permit requirements of this section affect the prospective owner, and shall be in addition to the continuity of service requirements of WAC 246-290-430 affecting the owner transferring the system.

**NEW SECTION**

**WAC 246-294-070 Fees.** (1) The fees for Group A water system operating permits shall be as indicated in Table 2.

TABLE 2  
OPERATING PERMIT FEES

Classification	Fee
15 - 49	\$25.00 per year services
50 - 3,333	\$1.50 per service per year services
3,334 - 53,333 services	\$4,999.50 + .10 per service over 3,333 services per year
53,334 or more services	\$10,000.00 per year

(2) For NTNC and TNC systems, owners shall pay the applicable fee from Table 2 based on equivalent number of services. Population information used in calculating equivalent number of services shall come from the WFI. The following formulas shall be used in determining equivalent number of services:

(a) For NTNC divide the average population served each day by two and one-half; and

(b) For TNC divide the average population served each day by twenty-five.

(3) Where systems serve both resident and nonresident populations, the permit fee category shall be determined by adding the number of services and an equivalent for the nonresident population served.

(4) In addition to submitting an annual fee, all new Group A water systems shall be charged a one-time fee of five dollars for each service or equivalent, based on the department approved design or as-built approval (see WAC 246-294-030(4)).

(5) Any county or SSMA assuming ownership of a Group A water system, or court appointed receiver of a Group A water system shall be exempt from the operating permit fee for a period of one year after the next renewal date.

**NEW SECTION**

**WAC 246-294-080 Public notification.** An owner issued a category red operating permit shall notify the water system users in accordance with WAC 246-290-330 and shall include mandatory language contained in the department publication titled *Mandatory Language For Drinking Water Public Notification* which is available from the department on request by contacting the Division of Drinking Water, Airdustrial Center #3, P.O. Box 47822, Olympia, Washington 98504-7822.

**NEW SECTION**

**WAC 246-294-090 Enforcement.** When any owner is out of compliance with these rules or any conditions identified on the operating permit, the department may initiate appropriate enforcement actions. These actions may include any one or combination of the following:

(1) Issuance of informal letters instructing or requiring appropriate corrective measures; or

(2) Issuance of a compliance schedule; or

(3) Issuance of departmental orders requiring any person to apply for an operating permit as required by these rules and RCW 70.119A.110 or to comply with any conditions or requirements imposed as part of an operating permit; or

(4) Issuance of civil penalties for up to five thousand dollars per day per violation for failure to comply with departmental orders issued in accordance with subsection (3) of this section; or

(5) Legal action by the attorney general or local prosecutor.

**NEW SECTION**

**WAC 246-294-100 Severability.** If any provision of this chapter or its application to any person or circumstances is held invalid, the remainder of this chapter, or the application of the provision to other persons or circumstances, shall not be affected.

**WSR 92-22-099  
PROPOSED RULES  
DEPARTMENT OF  
LABOR AND INDUSTRIES**  
[Filed November 4, 1992, 8:20 a.m.]

**Original Notice.**

Title of Rule: Chapter 296-46 WAC, Installing electric wires and equipment; and chapter 296-401 WAC, Certification of competency for journeyman electricians.

Purpose: Proposed additions to WAC 296-46-935 define the scope of electrical work performed by utilities that is exempt from the electrical law; and proposed additions to WAC 296-401-075 define the scope of electrical work employees of utilities may perform that is exempt from the electrical licensing law.

Statutory Authority for Adoption: For WAC 296-46-935 is RCW 19.28.060; and for WAC 296-401-075 is RCW 19.28.600.

Statute Being Implemented: Chapter 19.28 RCW.

Summary: Proposed additions to WAC 296-46-935 identify the specific exemptions from the electrical statute for a serving utility and contractors employed by a serving utility. The rule exempts the utility and its contractors from both becoming licensed as an electrical contractor and from inspections for work performed on electrical equipment owned by or under the control of the utility; and proposed additions to WAC 296-401-075 outlines conditions under which exemptions are made for electrician or electrical trainee certification for employees of serving utilities or of employees of electrical contractors performing work as defined in proposed WAC 296-46-935 on utility electrical equipment.

Reasons Supporting Proposal: Defines the scope of electrical work performed by utilities which is exempt from the electrical law.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Roland LeVasseur, 7273 Linderson Way S.W., Tumwater, 956-5249.

Name of Proponent: Department of Labor and Industries, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: This rule defines the exemptions to the electrical law for electrical work performed by serving utilities and contractors employed by the utilities. The rule also defines exemptions for electrical work performed by the employees of utilities and licensed electrical contractors under the control of the utilities.

Proposal Changes the Following Existing Rules: This proposal changes the existing rules by allowing exemptions from the electrical law for electrical work performed by serving utilities and contractors employed by the utilities. The proposal also allows exemptions for electrical work performed by the employees of utilities and licensed electrical contractors under the control of the utilities.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The department has evaluated the proposed regulations' potential economic impact and has determined that a small business economic impact statement is not required, pursuant to RCW 19.85.060(2). The proposed regulations, which implement 1992 state legislation, would provide a beneficial economic impact on small businesses by exempting certain categories of employers and employees from some licensure and certification requirements to which they otherwise would be subject.

Hearing Location: Office Building 2, Auditorium, 12th and Jefferson, Olympia, on December 8, 1992, at 1 p.m. - 5 p.m.

Submit Written Comments to: Joseph A. Brewer, Assistant Director, B&CSIS, P.O. Box 44400, Olympia, WA 98504, by December 7, 1992.

Date of Intended Adoption: January 15, 1993.

November 4, 1992  
Joseph A. Dear  
Director

**PROPOSED RULE  
EXEMPTIONS FROM ELECTRICAL LICENSING  
REQUIREMENTS**

**[NEW SECTION]**

**WAC 296-46-935 Exemptions** 1.) Definitions. The following definitions apply throughout this section.

(a) "Electrical equipment" includes electric lines, wires, apparatus, materials, and other components.

(b) "License" means a license required under Chapter 19.28.120 RCW.

(c) "Point of contact" means the point at which a customer's electrical system connects to the serving electrical utility's system.

(d) "Solicit" means to initiate the sale of services by advertisement or other means of offering one's services.

(e) For the purposes of RCW 19.28.200, electrical equipment not owned by a utility is under the control of the serving electrical utility:

(i) if the equipment is located in a vault, room, closet, or similar enclosure that is secured by a lock or seal such that access is restricted to the serving electrical utility's personnel, or

(ii) if the serving electrical utility is obligated by contract to maintain the equipment and the contract provides that access to the equipment is restricted to the serving electrical utility's personnel.

(f) "Utility system" means electrical equipment owned by or under the control of a serving electrical utility that is used for the transmission or distribution of electricity from the source of supply to the point of contact at the premises or property to be supplied.

(g) "Utilization Voltage" means the voltage level employed by the utility's customer for connection to lighting fixtures, motors, heaters, or other electrically operated equipment other than power transformers. (h) "Serving Electrical Utility" is a firm which supplies electrical power on a retail basis to its customers.

2.) Utility System Exemption. A serving electrical utility, its employees, and its contractors are not required to have a license for work on the utility system, on service connections, on meters, or on other apparatus used to measure the consumption of electricity.

3.) Street Lighting Exemption. A serving electrical utility is not required to have a license to work on electrical equipment used in the lighting of street, alleys, ways, or public areas or squares.

4.) Customer Owned Equipment Exemption. A serving electrical utility is not required to have a license to work on electrical equipment owned by a commercial, industrial, or public institution customer if

(a) the utility has not solicited or otherwise initiated the sale of services to perform such work, and

(b) such equipment is located outside a building or structure and the work performed is on the Primary side of the customer's transformer(s) which produce(s) power at the customer's utilization voltage.

5.) Independent Power Production Equipment Exemption. A serving electrical utility is not required to have a license to work on electrical equipment owned by a customer that is an independent power producer if;

(a) the customer has entered into an agreement to sell electricity to a utility and

(b) the electrical equipment is used to transmit electricity from the terminals of an electrical generating unit located on premises used by the customer to the point of interconnection with the serving electrical utility's system.

6.) Exempted Equipment and Installations. No person, firm, partnership, corporation, or other entity is required to have a license for work on electrical equipment and installations thereof that are exempted by RCW 19.28.010.

7.) Exemption from Inspection.

(a) The work of a serving electrical utility and its contractors on the utility system is not subject to inspection under Chapter 19.28 RCW. (b) Work covered by the National Electrical Code is subject to inspection under Chapter 19.28 RCW except for work exempted by Section

90-2 (B)(5) of the 1981 edition of the National Electrical Code.

8.) Permits to be Obtained by Customers. Whenever a serving electrical utility does work for a customer under one of the exemptions in this section and the work is subject to inspection, the customer is responsible for obtaining all permits that are required.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

#### [NEW SECTION]

**WAC 296-401-075** 1.) Electrical Linemens Exemption: No journeyman electrician certificate or electrical trainee certificate shall be required of employees of serving electrical utilities or of employees of electrical contractors licensed under RCW 19.28.120 for performing work found in WAC 296-46-935 when:

(a) the employees have graduated from an approved lineman's apprenticeship course approved by the Department of Labor and Industries or

(b) are presently registered in a Department of Labor and Industries approved lineman's apprenticeship course and are under the direct supervision of: a certified journeyman electrician, or an employee having met the requirements of subsection (a), and;

(c) the employees carry on their person acceptable evidence that the requirements of subsections (a) or (b) have been complied with, and;

(d) the training received in the approved apprenticeship course includes training in the applicable articles of the currently adopted edition of the National Electrical Code as determined by the department.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

**WSR 92-22-101**  
**PROPOSED RULES**  
**DEPARTMENT OF REVENUE**  
[Filed November 4, 1992, 8:54 a.m.]

Original Notice.

Title of Rule: Amending WAC 458-40-540 Property tax, forest land—Forest land values, 1993.

Purpose: To establish the forest land values for each grade of bare forest land on the basis of its use only for growing and harvesting timber.

Statutory Authority for Adoption: RCW 84.33.120.

Statute Being Implemented: RCW 84.33.120.

Summary: The statute (RCW 84.33.120) sets out the procedure for determining the per acre value of forest land annually.

Reasons Supporting Proposal: RCW 84.33.120 directs the Department of Revenue, prior to January 1 of each year,

to determine forest land values and to certify such values to the county assessors.

Name of Agency Personnel Responsible for Drafting: Bill Derkland, 2735 Harrison N.W., Target Plaza Building 4, Olympia, (206) 753-1359; Implementation and Enforcement: Gary O'Neil, 2735 Harrison N.W., Target Plaza Building 4, Olympia, (206) 753-2871.

Name of Proponent: Department of Revenue, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: This rule establishes the value of forest land for property tax purposes on the basis of its use only for growing and harvesting timber. It gives consideration to land quality (land quality grades 1 through 8 and operability classes 1 through 4 for land qualities 1 through 7) and provides county assessors with a uniform valuation system throughout the state.

Proposal Changes the Following Existing Rules: Changes in values only. Values included are for the 1993 assessment year.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The Department of Revenue has reviewed administrative provisions contained in WAC 458-40-540 in order to determine the economic impact on small businesses.

The new provisions incorporated in this rule do not change the timing or frequency of tax payments, require new forms, or alter longstanding and generally accepted recordkeeping requirements.

This rule will have no economic impact on industry. The economic impact of actual tax liability is beyond the scope of the small business economic impact statement and is therefore not addressed.

Hearing Location: Evergreen Plaza Building, 2nd Floor Conference Room, 711 Capitol Way, Olympia, WA 98504, on December 8, 1992, at 9:30 a.m.; and at the Department of Revenue Conference Room, Third Floor, Suite 300, Northtown Office Building, North 4407 Division Street, Spokane, WA, on December 10, 1992, at 1:00 p.m.

Submit Written Comments to: Gary O'Neil, Department of Revenue, Forest Tax Section, P.O. Box 47472, Olympia, WA 98504-7472, by December 10, 1992.

Date of Intended Adoption: December 31, 1992.

November 4, 1992  
Gary K. O'Neil  
Assistant Director

AMENDATORY SECTION (Amending WSR 91-24-026, filed 11/26/91, effective 1/1/92)

**WAC 458-40-540 Property tax, forest land—Forest land values—((1992)) 1993.** The true and fair values, per acre, for each grade of forest land for the ((1992)) 1993 assessment year are determined to be as follows:

((1992)) 1993 WASHINGTON FOREST LAND VALUES		
LAND GRADE	OPERABILITY CLASS	VALUE PER ACRE
1	1	((157)) <u>\$169</u>
	2	((152)) <u>164</u>
	3	((145)) <u>156</u>
	4	((105)) <u>113</u>
2	1	((132)) <u>142</u>
	2	((126)) <u>136</u>
	3	((122)) <u>131</u>
	4	((88)) <u>95</u>
3	1	((103)) <u>111</u>
	2	((100)) <u>108</u>
	3	((98)) <u>106</u>
	4	((75)) <u>81</u>
4	1	((78)) <u>84</u>
	2	((76)) <u>82</u>
	3	((75)) <u>81</u>
	4	((58)) <u>62</u>
5	1	((57)) <u>61</u>
	2	((53)) <u>57</u>
	3	((52)) <u>56</u>
	4	((34)) <u>37</u>
6	1	((29)) <u>31</u>
	2	((27)) <u>29</u>
	3	((27)) <u>29</u>
	4	((25)) <u>27</u>
7	1	((14)) <u>15</u>
	2	((14)) <u>15</u>
	3	((13)) <u>14</u>
	4	((13)) <u>14</u>
8	1	1

**WSR 92-22-102  
PROPOSED RULES  
DEPARTMENT OF REVENUE**  
[Filed November 4, 1992, 8:58 a.m.]

Original Notice.  
Title of Rule: WAC 458-40-660 Stumpage value tables; and 458-40-670 Stumpage value adjustments.  
Purpose: To establish the stumpage values for reporting and payment of the timber excise tax.  
Statutory Authority for Adoption: RCW 82.32.300 and 84.33.096.  
Statute Being Implemented: RCW 84.33.091.  
Summary: The rule establishes the stumpage value of timber within the state of Washington. These values are to

be used by harvesters to compute their timber tax liability for the period from January 1, 1993, through June 30, 1993, (first half 1993).

Name of Agency Personnel Responsible for Drafting: Gordon S. Gienty, 2735 Harrison N.W., Target Plaza Building 4, (206) 586-2903; Implementation and Enforcement: Gary O'Neil, 2735 Harrison N.W., Target Plaza Building 4, (206) 753-2871.

Name of Proponent: Department of Revenue, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: This rule establishes the stumpage value of timber, and adjustments, throughout the state of Washington. These values are to be used by harvesters to determine their taxable stumpage value when calculating their timber tax liability.

Proposal Changes the Following Existing Rules: This rule changes the stumpage values of timber throughout the state.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The Department of Revenue has reviewed administrative provisions contained in WAC 458-40-660 and 458-40-670 in order to determine the economic impact on small businesses.

The new provisions incorporated in this rule do not change the timing or frequency of tax payments, require new forms, or alter longstanding and generally accepted recordkeeping requirements.

This rule will have no economic impact on industry.

The economic impact of actual tax liability is beyond the scope of the small business economic impact statement and is therefore not addressed.

The department does not have the legal authority to exempt small businesses from statutory requirements merely repeated in this rule.

Taxpayers report liability on the forest excise tax return. Records that a taxpayer must keep are those necessary to determine actual tax liability or those which show a harvester's right to a deduction, credit, or exemption. There is no other compliance requirement imposed by this rule.

Hearing Location: Evergreen Plaza Building, 2nd Floor Conference Room, 711 Capitol Way, Olympia, WA 98504, on December 8, 1992, at 9:30 a.m.; and at the Department of Revenue Conference Room, Third Floor, Suite 300, Northtown Office Building, North 4407 Division Street, Spokane, WA, on December 10, 1992, at 1:00 p.m.

Submit Written Comments to: Gary O'Neil, Department of Revenue, Forest Tax Section, P.O. Box 47472, Olympia, WA 98504-7472, by December 10, 1992.

Date of Intended Adoption: December 31, 1992.

November 4, 1992  
Gary K. O'Neil  
Assistant Director

**AMENDATORY SECTION** (Amending WSR 92-14-083, filed 6/29/92, effective 7/1/92)

**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, 1992)) June 30, 1993:

**((TABLE 1 — Stumpage Value Table  
Stumpage Value Area 1  
July 1 through December 31, 1992**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale<sup>1</sup>

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas Fir	DF	1	\$506	\$499	\$492	\$485	\$478
		2	428	421	414	407	400
		3	330	323	316	309	302
		4	170	163	156	149	142
Western Redcedar <sup>2</sup>	RC	1	664	657	650	643	636
		2	561	554	547	540	533
		3	525	518	511	504	497
		4	450	443	436	429	422
Western Hemlock <sup>3</sup>	WH	1	292	285	278	271	264
		2	290	283	276	269	262
		3	241	234	227	220	213
		4	140	133	126	119	112
Other Conifer	OC	1	292	285	278	271	264
		2	290	283	276	269	262
		3	241	234	227	220	213
		4	140	133	126	119	112
Red Alder	RA	1	67	60	53	46	39
Black Cottonwood	BC	1	62	55	48	41	34
Other Hardwood	OH	1	63	56	49	42	35
Hardwood Utility	HU	1	61	54	47	40	33
Conifer Utility	CU	1	30	23	16	9	2
RC Shake Blocks	RCS	1	512	505	498	491	484
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts <sup>4</sup>	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees <sup>5</sup>	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees <sup>5</sup>	TFX	1	0.50	0.50	0.50	0.50	0.50

<sup>1</sup> Log-scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

<sup>2</sup> Includes Alaska Cedar.

<sup>3</sup> 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."

<sup>4</sup> Stumpage value per 8 lineal feet or portion thereof.

<sup>5</sup> Stumpage value per lineal foot.

**TABLE 2 — Stumpage Value Table  
Stumpage Value Area 2  
July 1 through December 31, 1992**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale<sup>1</sup>

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas Fir	DF	1	\$484	\$477	\$470	\$463	\$456
		2	406	399	392	385	378
		3	334	327	320	313	306
		4	135	128	121	114	107
Western Redcedar <sup>2</sup>	RC	1	664	657	650	643	636
		2	597	590	583	576	569
		3	513	506	499	492	485
		4	393	386	379	372	365
Western Hemlock <sup>3</sup>	WH	1	309	302	295	288	281
		2	291	284	277	270	263
		3	267	260	253	246	239
		4	146	139	132	125	118
Other Conifer	OC	1	309	302	295	288	281
		2	291	284	277	270	263
		3	267	260	253	246	239
		4	146	139	132	125	118
Red Alder	RA	1	67	60	53	46	39
Black Cottonwood	BC	1	62	55	48	41	34
Other Hardwood	OH	1	63	56	49	42	35
Hardwood Utility	HU	1	61	54	47	40	33
Conifer Utility	CU	1	30	23	16	9	2
RC Shake Blocks	RCS	1	512	505	498	491	484
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts <sup>4</sup>	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees <sup>5</sup>	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees <sup>5</sup>	TFX	1	0.50	0.50	0.50	0.50	0.50

<sup>1</sup> Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.  
<sup>2</sup> Includes Alaska Cedar.  
<sup>3</sup> 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."  
<sup>4</sup> Stumpage value per 8 lineal feet or portion thereof.  
<sup>5</sup> Stumpage value per lineal foot.

**TABLE 3 — Stumpage Value Table  
Stumpage Value Area 3  
July 1 through December 31, 1992**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale<sup>1</sup>

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas Fir <sup>2</sup>	DF	1	\$495	\$488	\$481	\$474	\$467
		2	426	419	412	405	398
		3	419	412	405	398	391
		4	177	170	163	156	149
Western Redcedar <sup>3</sup>	RC	1	664	657	650	643	636
		2	597	590	583	576	569
		3	539	532	525	518	511
		4	498	491	484	477	470
Western Hemlock <sup>4</sup>	WH	1	298	291	284	277	270
		2	284	277	270	263	256
		3	258	251	244	237	230
		4	121	114	107	100	93
Other Conifer	OC	1	298	291	284	277	270
		2	284	277	270	263	256
		3	258	251	244	237	230
		4	121	114	107	100	93
Red Alder	RA	1	67	60	53	46	39
Black Cottonwood	BC	1	62	55	48	41	34
Other Hardwood	OH	1	63	56	49	42	35
Hardwood Utility	HU	1	61	54	47	40	33
Conifer Utility	CU	1	30	23	16	9	2
RC Shake Blocks	RCS	1	512	505	498	491	484
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts <sup>5</sup>	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees <sup>6</sup>	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees <sup>6</sup>	TFX	1	0.50	0.50	0.50	0.50	0.50

<sup>1</sup> Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.  
<sup>2</sup> Includes Western Larch.  
<sup>3</sup> Includes Alaska Cedar.  
<sup>4</sup> 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."  
<sup>5</sup> Stumpage value per 8 lineal feet or portion thereof.  
<sup>6</sup> Stumpage value per lineal foot.



**TABLE 4—Stumpage Value Table  
Stumpage Value Area 4  
July 1 through December 31, 1992**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale<sup>1</sup>

Species Name	Species Code	Timber Quality Code Number	Hauling— Distance-Zone Number				
			1	2	3	4	5
Douglas Fir <sup>2</sup>	DF	1	\$483	\$476	\$469	\$462	\$455
		2	405	398	391	384	377
		3	334	327	320	313	306
		4	162	155	148	141	134
Lodgepole Pine	LP	1	154	147	140	133	126
Ponderosa Pine	PP	1	418	411	404	397	390
		2	213	206	199	192	185
Western Redcedar <sup>3</sup>	RC	1	664	657	650	643	636
		2	567	560	553	546	539
		3	539	532	525	518	511
		4	460	453	446	439	432
Western Hemlock <sup>4</sup>	WH	1	298	291	284	277	270
		2	285	278	271	264	257
		3	270	263	256	249	242
		4	192	185	178	171	164
Other Conifer	OC	1	298	291	284	277	270
		2	285	278	271	264	257
		3	270	263	256	249	242
		4	192	185	178	171	164
Red Alder	RA	1	67	60	53	46	39
Black Cottonwood	BC	1	62	55	48	41	34
Other Hardwood	OH	1	63	56	49	42	35
Hardwood Utility	HU	1	61	54	47	40	33
Conifer Utility	CU	1	30	23	16	9	2
RC Shake Blocks	RCS	1	512	505	498	491	484
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts <sup>5</sup>	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees <sup>6</sup>	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees <sup>6</sup>	TFX	1	0.50	0.50	0.50	0.50	0.50

**TABLE 5—Stumpage Value Table  
Stumpage Value Area 5  
July 1 through December 31, 1992**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale<sup>1</sup>

Species Name	Species Code	Timber Quality Code Number	Hauling— Distance-Zone Number				
			1	2	3	4	5
Douglas Fir <sup>2</sup>	DF	1	\$538	\$531	\$524	\$517	\$510
		2	428	421	414	407	400
		3	355	348	341	334	327
		4	177	170	163	156	149
Lodgepole Pine	LP	1	154	147	140	133	126
Ponderosa Pine	PP	1	418	411	404	397	390
		2	213	206	199	192	185
Western Redcedar <sup>3</sup>	RC	1	664	657	650	643	636
		2	613	606	599	592	585
		3	582	575	568	561	554
		4	426	419	412	405	398
Western Hemlock <sup>4</sup>	WH	1	298	291	284	277	270
		2	285	278	271	264	257
		3	264	257	250	243	236
		4	150	143	136	129	122
Other Conifer	OC	1	298	291	284	277	270
		2	285	278	271	264	257
		3	264	257	250	243	236
		4	150	143	136	129	122
Red Alder	RA	1	67	60	53	46	39
Black Cottonwood	BC	1	62	55	48	41	34
Other Hardwood	OH	1	63	56	49	42	35
Hardwood Utility	HU	1	61	54	47	40	33
Conifer Utility	CU	1	30	23	16	9	2
RC Shake Blocks	RCS	1	512	505	498	491	484
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts <sup>5</sup>	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees <sup>6</sup>	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees <sup>6</sup>	TFX	1	0.50	0.50	0.50	0.50	0.50

<sup>1</sup> Log-scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

<sup>2</sup> Includes Western Larch.

<sup>3</sup> Includes Alaska Cedar.

<sup>4</sup> 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."

<sup>5</sup> Stumpage value per 8 lineal feet or portion thereof.

<sup>6</sup> Stumpage value per lineal foot.

<sup>1</sup> Log-scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

<sup>2</sup> Includes Western Larch.

<sup>3</sup> Includes Alaska Cedar.

<sup>4</sup> 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."

<sup>5</sup> Stumpage value per 8 lineal feet or portion thereof.

<sup>6</sup> Stumpage value per lineal foot.

PROPOSED

**TABLE 6 Stumpage Value Table**  
**Stumpage Value Area 6**  
 July 1 through December 31, 1992

Stumpage Values per Thousand Board Feet Net Scribner Log Scale<sup>1</sup>

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas Fir <sup>2</sup>	DF	1	\$358	\$351	\$344	\$337	\$330
Engelmann Spruce	ES	1	197	190	183	176	169
Lodgepole Pine	LP	1	154	147	140	133	126
Ponderosa Pine	PP	1	418	411	404	397	390
		2	213	206	199	192	185
Western Redcedar <sup>3</sup>	RC	1	434	427	420	413	406
True Fir <sup>4</sup>	WH	1	144	137	130	123	116
Western White Pine	WP	1	241	234	227	220	213
Hardwoods	OH	1	25	18	11	4	1
Utility	CU	1	30	23	16	9	2
RC Shake & Shingle Blocks	RCF	1	152	145	138	131	124
LP & Other Posts <sup>5</sup>	LPP	1	0.35	0.35	0.35	0.35	0.35
Pine Christmas Trees <sup>6</sup>	PX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees <sup>7</sup>	DFX	1	0.25	0.25	0.25	0.25	0.25

<sup>1</sup> Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.  
<sup>2</sup> Includes Western Larch.  
<sup>3</sup> Includes Alaska Cedar.  
<sup>4</sup> 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."  
<sup>5</sup> Stumpage value per 8 lineal feet or portion thereof.  
<sup>6</sup> Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.  
<sup>7</sup> Stumpage value per lineal foot.

**TABLE 7 Stumpage Value Table**  
**Stumpage Value Area 7**  
 July 1 through December 31, 1992

Stumpage Values per Thousand Board Feet Net Scribner Log Scale<sup>1</sup>

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas Fir <sup>2</sup>	DF	1	\$195	\$188	\$181	\$174	\$167
Engelmann Spruce	ES	1	140	133	126	119	112
Lodgepole Pine	LP	1	131	124	117	110	103
Ponderosa Pine	PP	1	334	327	320	313	306
		2	213	206	199	192	185
Western Redcedar <sup>3</sup>	RC	1	434	427	420	413	406

Proposed

True Fir <sup>4</sup>	WH	1	144	137	130	123	116
Western White Pine	WP	1	241	234	227	220	213
Hardwoods	OH	1	25	18	11	4	1
Utility	CU	1	23	16	9	2	1
RC Shake & Shingle Blocks	RCF	1	152	145	138	131	124
LP & Other Posts <sup>5</sup>	LPP	1	0.35	0.35	0.35	0.35	0.35
Pine Christmas Trees <sup>6</sup>	PX	1	0.25	0.25	0.25	0.25	0.25
Christmas Trees <sup>7</sup>	DFX	1	0.25	0.25	0.25	0.25	0.25

<sup>1</sup> Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.  
<sup>2</sup> Includes Western Larch.  
<sup>3</sup> Includes Alaska Cedar.  
<sup>4</sup> 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."  
<sup>5</sup> Stumpage value per 8 lineal feet or portion thereof.  
<sup>6</sup> Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.  
<sup>7</sup> Stumpage value per lineal foot.

**TABLE 8 Stumpage Value Table**  
**Stumpage Value Area 10**  
 July 1 through December 31, 1992

Stumpage Values per Thousand Board Feet Net Scribner Log Scale<sup>1</sup>

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas Fir <sup>2</sup>	DF	1	\$396	\$389	\$382	\$375	\$368
		2	326	319	312	305	298
		3	262	255	248	241	234
		4	107	100	93	86	79
Lodgepole Pine	LP	1	154	147	140	133	126
Ponderosa Pine	PP	1	418	411	404	397	390
		2	213	206	199	192	185
Western Redcedar <sup>3</sup>	RC	1	622	615	608	601	594
		2	525	518	511	504	497
		3	497	490	483	476	469
		4	418	411	404	397	390
Western Hemlock <sup>4</sup>	WH	1	245	238	231	224	217
		2	233	226	219	212	205
		3	219	212	205	198	191
		4	144	137	130	123	116
Other Conifer	OC	1	245	238	231	224	217
		2	233	226	219	212	205
		3	219	212	205	198	191
		4	144	137	130	123	116
Red Alder	RA	1	46	39	32	25	18
Black Cottonwood	BC	1	41	34	27	20	13
Other Hardwood	OH	1	42	35	28	21	14
Hardwood Utility	HU	1	40	33	26	19	12

Conifer Utility	CU	1	30	23	16	9	2
RC Shake Blocks	RCS	1	512	505	498	491	484
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts <sup>5</sup>	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees <sup>6</sup>	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees <sup>6</sup>	TFX	1	0.50	0.50	0.50	0.50	0.50

DF Christmas Trees <sup>5</sup>	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees <sup>5</sup>	TFX	1	0.50	0.50	0.50	0.50	0.50

<sup>1</sup> Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

<sup>2</sup> Includes Western Larch.

<sup>3</sup> Includes Alaska Cedar.

<sup>4</sup> 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."

<sup>5</sup> Stumpage value per 8 lineal feet or portion thereof.

<sup>6</sup> Stumpage value per lineal foot.

<sup>1</sup> Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

<sup>2</sup> Includes Alaska Cedar.

<sup>3</sup> 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."

<sup>4</sup> Stumpage value per 8 lineal feet or portion thereof.

<sup>5</sup> Stumpage value per lineal foot.

**TABLE 2—Stumpage Value Table**  
**Stumpage Value Area 2**  
**January 1 through June 30, 1993**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale<sup>1</sup>

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir	DF	1	\$539	\$532	\$525	\$518	\$511
		2	539	532	525	518	511
		3	388	381	374	367	360
		4	259	252	245	238	231
Western Redcedar <sup>2</sup>	RC	1	824	817	810	803	796
		2	824	817	810	803	796
		3	819	812	805	798	791
		4	566	559	552	545	538
Western Hemlock <sup>3</sup>	WH	1	352	345	338	331	324
		2	341	334	327	320	313
		3	305	298	291	284	277
		4	235	228	221	214	207
Other Conifer	OC	1	352	345	338	331	324
		2	341	334	327	320	313
		3	305	298	291	284	277
		4	235	228	221	214	207
Red Alder	RA	1	104	97	90	83	76
Black Cottonwood	BC	1	80	73	66	59	52
Other Hardwood	OH	1	112	105	98	91	84
Hardwood Utility	HU	1	63	56	49	42	35
Conifer Utility	CU	1	54	47	40	33	26
RC Shake Blocks	RCS	1	474	467	460	453	446
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts <sup>4</sup>	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees <sup>5</sup>	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees <sup>5</sup>	TFX	1	0.50	0.50	0.50	0.50	0.50

**TABLE 1—Stumpage Value Table**  
**Stumpage Value Area 1**  
**January 1 through June 30, 1993**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale<sup>1</sup>

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir	DF	1	\$555	\$548	\$541	\$534	\$527
		2	530	523	516	509	502
		3	460	453	446	439	432
		4	259	252	245	238	231
Western Redcedar <sup>2</sup>	RC	1	738	731	724	717	710
		2	693	686	679	672	665
		3	611	604	597	590	583
		4	416	409	402	395	388
Western Hemlock <sup>3</sup>	WH	1	316	309	302	295	288
		2	292	285	278	271	264
		3	268	261	254	247	240
		4	235	228	221	214	207
Other Conifer	OC	1	316	309	302	295	288
		2	292	285	278	271	264
		3	268	261	254	247	240
		4	235	228	221	214	207
Red Alder	RA	1	104	97	90	83	76
Black Cottonwood	BC	1	80	73	66	59	52
Other Hardwood	OH	1	112	105	98	91	84
Hardwood Utility	HU	1	63	56	49	42	35
Conifer Utility	CU	1	54	47	40	33	26
RC Shake Blocks	RCS	1	474	467	460	453	446
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts <sup>4</sup>	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees <sup>5</sup>	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees <sup>5</sup>	TFX	1	0.50	0.50	0.50	0.50	0.50

<sup>1</sup> Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

<sup>2</sup> Includes Alaska Cedar.

<sup>3</sup> 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."

<sup>4</sup> Stumpage value per 8 lineal feet or portion thereof.

<sup>5</sup> Stumpage value per lineal foot.

**TABLE 3—Stumpage Value Table**  
**Stumpage Value Area 3**  
 January 1 through June 30, 1993

Stumpage Values per Thousand Board Feet Net Scribner Log Scale<sup>1</sup>

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir <sup>2</sup>	DF	1	\$556	\$549	\$542	\$535	\$528
		2	556	549	542	535	528
		3	493	486	479	472	465
		4	259	252	245	238	231
Western Redcedar <sup>3</sup>	RC	1	873	866	859	852	845
		2	873	866	859	852	845
		3	676	669	662	655	648
		4	612	605	598	591	584
Western Hemlock <sup>4</sup>	WH	1	422	415	408	401	394
		2	422	415	408	401	394
		3	298	291	284	277	270
		4	235	228	221	214	207
Other Conifer	OC	1	422	415	408	401	394
		2	422	415	408	401	394
		3	298	291	284	277	270
		4	235	228	221	214	207
Red Alder	RA	1	104	97	90	83	76
Black Cottonwood	BC	1	80	73	66	59	52
Other Hardwood	OH	1	112	105	98	91	84
Hardwood Utility	HU	1	63	56	49	42	35
Conifer Utility	CU	1	54	47	40	33	26
RC Shake Blocks	RCS	1	474	467	460	453	446
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts <sup>5</sup>	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees <sup>6</sup>	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees <sup>6</sup>	TFX	1	0.50	0.50	0.50	0.50	0.50

<sup>1</sup> Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

<sup>2</sup> Includes Western Larch.

<sup>3</sup> Includes Alaska-Cedar.

<sup>4</sup> 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."

<sup>5</sup> Stumpage value per 8 lineal feet or portion thereof.

<sup>6</sup> Stumpage value per lineal foot.

**TABLE 4—Stumpage Value Table**  
**Stumpage Value Area 4**  
 January 1 through June 30, 1993

Stumpage Values per Thousand Board Feet Net Scribner Log Scale<sup>1</sup>

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir <sup>2</sup>	DF	1	\$498	\$491	\$484	\$477	\$470
		2	472	465	458	451	444
		3	426	419	412	405	398
		4	233	226	219	212	205
Lodgepole Pine	LP	1	199	192	185	178	171
Ponderosa Pine	PP	1	421	414	407	400	393
		2	322	315	308	301	294
Western Redcedar <sup>3</sup>	RC	1	725	718	711	704	697
		2	725	718	711	704	697
		3	684	677	670	663	656
		4	517	510	503	496	489
Western Hemlock <sup>4</sup>	WH	1	328	321	314	307	300
		2	328	321	314	307	300
		3	299	292	285	278	271
		4	232	225	218	211	204
Other Conifer	OC	1	328	321	314	307	300
		2	328	321	314	307	300
		3	299	292	285	278	271
		4	232	225	218	211	204
Red Alder	RA	1	104	97	90	83	76
Black Cottonwood	BC	1	80	73	66	59	52
Other Hardwood	OH	1	112	105	98	91	84
Hardwood Utility	HU	1	63	56	49	42	35
Conifer Utility	CU	1	54	47	40	33	26
RC Shake Blocks	RCS	1	474	467	460	453	446
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts <sup>5</sup>	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees <sup>6</sup>	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees <sup>6</sup>	TFX	1	0.50	0.50	0.50	0.50	0.50

<sup>1</sup> Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

<sup>2</sup> Includes Western Larch.

<sup>3</sup> Includes Alaska-Cedar.

<sup>4</sup> 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."

<sup>5</sup> Stumpage value per 8 lineal feet or portion thereof.

<sup>6</sup> Stumpage value per lineal foot.

**TABLE 5—Stumpage Value Table**  
**Stumpage Value Area 5**  
 January 1 through June 30, 1993

Stumpage Values per Thousand Board Feet Net Scribner Log Scale<sup>1</sup>

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir <sup>2</sup>	DF	1	\$515	\$508	\$501	\$494	\$487
		2	515	508	501	494	487
		3	447	440	433	426	419
		4	315	308	301	294	287
Lodgepole Pine	LP	1	199	192	185	178	171
Ponderosa Pine	PP	1	421	414	407	400	393
		2	322	315	308	301	294
Western Redcedar <sup>3</sup>	RC	1	828	821	814	807	800
		2	828	821	814	807	800
		3	644	637	630	623	616
		4	644	637	630	623	616
Western Hemlock <sup>4</sup>	WH	1	376	369	362	355	348
		2	255	248	241	234	227
		3	250	243	236	229	222
		4	235	228	221	214	207
Other Conifer	OC	1	376	369	362	355	348
		2	255	248	241	234	227
		3	250	243	236	229	222
		4	235	228	221	214	207
Red Alder	RA	1	104	97	90	83	76
Black Cottonwood	BC	1	80	73	66	59	52
Other Hardwood	OH	1	112	105	98	91	84
Hardwood Utility	HU	1	63	56	49	42	35
Conifer Utility	CU	1	54	47	40	33	26
RC Shake Blocks	RCS	1	474	467	460	453	446
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts <sup>5</sup>	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees <sup>6</sup>	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees <sup>6</sup>	TFX	1	0.50	0.50	0.50	0.50	0.50

**TABLE 6—Stumpage Value Table**  
**Stumpage Value Area 6**  
 January 1 through June 30, 1993

Stumpage Values per Thousand Board Feet Net Scribner Log Scale<sup>1</sup>

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir <sup>2</sup>	DF	1	\$464	\$457	\$450	\$443	\$436
Engelmann Spruce	ES	1	201	194	187	180	173
Lodgepole Pine	LP	1	199	192	185	178	171
Ponderosa Pine	PP	1	421	414	407	400	393
		2	322	315	308	301	294
Western Redcedar <sup>3</sup>	RC	1	462	455	448	441	434
True Firs <sup>4</sup>	WH	1	233	226	219	212	205
Western White Pine	WP	1	329	322	315	308	301
Hardwoods	OH	1	25	18	11	4	1
Utility	CU	1	54	47	40	33	26
RC Shake & Shingle Blocks	RCF	1	152	145	138	131	124
LP & Other Posts <sup>5</sup>	LPP	1	0.35	0.35	0.35	0.35	0.35
Pine Christmas Trees <sup>6</sup>	PX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees <sup>7</sup>	DFX	1	0.25	0.25	0.25	0.25	0.25

<sup>1</sup> Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

<sup>2</sup> Includes Western Larch.

<sup>3</sup> Includes Alaska-Cedar.

<sup>4</sup> 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."

<sup>5</sup> Stumpage value per 8 lineal feet or portion thereof.

<sup>6</sup> Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.

<sup>7</sup> Stumpage value per lineal foot.

**TABLE 7—Stumpage Value Table**  
**Stumpage Value Area 7**  
 January 1 through June 30, 1993

Stumpage Values per Thousand Board Feet Net Scribner Log Scale<sup>1</sup>

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir <sup>2</sup>	DF	1	\$315	\$308	\$301	\$294	\$287
Engelmann Spruce	ES	1	189	182	175	168	161
Lodgepole Pine	LP	1	185	178	171	164	157
Ponderosa Pine	PP	1	405	398	391	384	377
		2	329	322	315	308	301
Western Redcedar <sup>3</sup>	RC	1	462	455	448	441	434

<sup>1</sup> Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

<sup>2</sup> Includes Western Larch.

<sup>3</sup> Includes Alaska-Cedar.

<sup>4</sup> 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."

<sup>5</sup> Stumpage value per 8 lineal feet or portion thereof.

<sup>6</sup> Stumpage value per lineal foot.

True Firs <sup>4</sup>	WH	1	208	201	194	187	180
Western White Pine	WP	1	329	322	315	308	301
Hardwoods	OH	1	25	18	11	4	1
Utility	CU	1	54	47	40	33	26
RC Shake & Shingle Blocks	RCF	1	152	145	138	131	124
LP & Other Posts <sup>2</sup>	LPP	1	0.35	0.35	0.35	0.35	0.35
Pine Christmas Trees <sup>6</sup>	PX	1	0.25	0.25	0.25	0.25	0.25
Christmas Trees <sup>7</sup>	DFX	1	0.25	0.25	0.25	0.25	0.25

<sup>1</sup> Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.  
<sup>2</sup> Includes Western Larch.  
<sup>3</sup> Includes Alaska-Cedar.  
<sup>4</sup> 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."  
<sup>5</sup> Stumpage value per 8 lineal feet or portion thereof.  
<sup>6</sup> Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.  
<sup>7</sup> Stumpage value per lineal foot.

Conifer Utility	CU	1	54	47	40	33	26
RC Shake Blocks	RCS	1	474	467	460	453	446
RC Shingle Blocks	RCF	1	109	102	95	88	81
RC & Other Posts <sup>2</sup>	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees <sup>6</sup>	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees <sup>6</sup>	TFX	1	0.50	0.50	0.50	0.50	0.50

<sup>1</sup> Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.  
<sup>2</sup> Includes Western Larch.  
<sup>3</sup> Includes Alaska-Cedar.  
<sup>4</sup> 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."  
<sup>5</sup> Stumpage value per 8 lineal feet or portion thereof.  
<sup>6</sup> Stumpage value per lineal foot.

**TABLE 8—Stumpage Value Table**  
**Stumpage Value Area 10**  
**January 1 through June 30, 1993**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale<sup>1</sup>

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir <sup>2</sup>	DF	1	\$447	\$440	\$433	\$426	\$419
		2	424	417	410	403	396
		3	382	375	368	361	354
		4	206	199	192	185	178
Lodgepole Pine	LP	1	199	192	185	178	171
Ponderosa Pine	PP	1	421	414	407	400	393
		2	322	315	308	301	294
Western Redcedar <sup>3</sup>	RC	1	718	711	704	697	690
		2	718	711	704	697	690
		3	677	670	663	656	649
		4	510	503	496	489	482
Western Hemlock <sup>4</sup>	WH	1	293	286	279	272	265
		2	293	286	279	272	265
		3	266	259	252	245	238
		4	205	198	191	184	177
Other Conifer	OC	1	293	286	279	272	265
		2	293	286	279	272	265
		3	266	259	252	245	238
		4	205	198	191	184	177
Red Alder	RA	1	104	97	90	83	76
Black Cottonwood	BC	1	80	73	66	59	52
Other Hardwood	OH	1	112	105	98	91	84
Hardwood Utility	HU	1	63	56	49	42	35

**AMENDATORY SECTION** (Amending WSR 92-14-083, filed 6/29/92, effective 7/1/92)

**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, 1992~~) June 30, 1993:

**TABLE 1—Harvest Adjustment Table  
Stumpage Value Areas 1, 2, 3, 4, 5, and 10  
(July 1 through December 31, 1992))  
January 1 through June 30, 1993**

Type of Adjustment	Definition	Dollar Adjustment Per Thousand Board Feet Net Scribner Scale
<b>I. Volume per acre</b>		
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
<b>II. Logging conditions</b>		
Class 1	Generally slopes less than 40%. No significant rock outcrops or swamp barriers.	\$0.00
Class 2	Generally slopes between 40% and 60%. Some rock outcrops or swamp barriers.	- \$17.00
Class 3	Generally rough, broken ground with slopes in excess of 60%. Numerous rock outcrops and bluffs.	- \$25.00
Class 4	For logs which are yarded from stump to landing by helicopter. This does not include special forest products.	- \$69.00
<b>III. Remote island adjustment:</b>		
	For timber harvested from a remote island	- \$50.00
<b>IV. Thinning (see WAC 458-40-610(20))</b>		
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  
(July 1 through December 31, 1992))  
January 1 through June 30, 1993**

Type of Adjustment	Definition	Dollar Adjustment Per Thousand Board Feet Net Scribner Scale
<b>I. Volume per acre</b>		
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
<b>II. Logging conditions</b>		
Class 1	Generally slopes less than 40%. No significant rock outcrops or swamp barriers.	\$0.00

Class 2	Generally slopes between 40% and 60%. Some rock outcrops or swamp barriers.	- \$18.00
Class 3	Generally rough, broken ground with slopes in excess of 60%. Numerous rock outcrops and bluffs.	- \$25.00
Class 4	For logs which are yarded from stump to landing by helicopter. This does not include special forest products.	- \$69.00
<b>III. Remote island adjustment:</b>		
	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, and Other Nonfederal, Public 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 Administrative Code (WAC 240-15-015(2)) is also eligible for the Domestic Market Adjustment.

The adjustment amounts shall be as follows:

Class 1:	SVA's 1 through 6, and 10	+ \$0.00 per MBF
Class 2:	SVA 7	- \$0.00 per MBF

Note: The adjustment will not be allowed on special forest products.

**WSR 92-22-103  
PROPOSED RULES  
DEPARTMENT OF ECOLOGY  
[Order 92-57—Filed November 4, 1992, 9:00 a.m.]**

Original Notice.  
Title of Rule: WAC 173-19-410 Stevens County shoreline master program.  
Purpose: Adoption of revised shoreline master program into state master program, chapter 173-19 WAC.  
Statutory Authority for Adoption: RCW 90.58.200.  
Statute Being Implemented: Chapter 90.58 RCW, Shoreline Management Act of 1971.  
Summary: The amendment revises the shoreline master program for Stevens County.  
Reasons Supporting Proposal: Shoreline master programs and revisions thereto are developed by local governments and submitted to the department for approval. The programs do not become effective until adopted by the department in accordance with the Shoreline Management Act and the Administrative Procedure Act.  
Name of Agency Personnel Responsible for Drafting: Peter Skowlund, Washington Department of Ecology,

Mailstop 47600, Olympia, Washington 98504, 437-7430; Implementation and Enforcement: D. Rodney Mack, Box 47690, Olympia, 98504-7690, 459-6777.

Name of Proponent: [Department of Ecology], governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The proposal represents the first shoreline master program for Stevens County prepared in accordance with the requirements of the Shoreline Management Act of 1971. The master program includes a comprehensive package of shoreline use and activity policies and regulations, shoreline environment designations, and administrative procedures and permit requirements for shoreline development occurring within and adjacent to those rivers and lakes within Stevens County that are subject to the Shoreline Management Act.

Proposal Changes the Following Existing Rules: Amends chapter 173-19 WAC, Shoreline Management Act of 1971, state master program.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Lakeside High School, 5099 Highway 291, Ninemile Falls, WA 99026, on December 14, 1992, at 7:00 p.m.; and at the City Council Chambers, 170 South Oak, Colville, WA 99114, on December 15, 1992, at 7:00 p.m.

Submit Written Comments to: Master Program Coordinator, Washington State Department of Ecology, Shorelands and Coastal Zone Management Program, P.O. Box 47692, Olympia, WA 98504-7692, by December 26, 1992.

Date of Intended Adoption: February 2, 1993.

November 3, 1992

Fred Olson

Acting Director

AMENDATORY SECTION (Amending Order DE 79-34, filed 1/30/80)

**WAC 173-19-410 Stevens County.** Stevens County master program approved ((---)) February 3, 1993.

Summary: These amendments correct typographical errors in WAC 284-66-232.

Reasons Supporting Proposal: The changes are necessary corrections.

Name of Agency Personnel Responsible for Drafting: Melodie Bankers, Insurance Building, Olympia, Washington, (206) 586-3574; Implementation and Enforcement: David H. Rodgers, Insurance Building, Olympia, Washington, (206) 753-7302.

Name of Proponent: Dick Marquardt, governmental.

Rule is necessary because of federal law, 42 USC 1395 ss.

Explanation of Rule, its Purpose, and Anticipated Effects: These amendments correct typographical errors in WAC 284-66-232 illustration titled "Worksheet #1 - Individual Policies" only.

Proposal does not change existing rules.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

These amendments will merely correct typographical errors.

Hearing Location: Insurance Commissioner's Office, Insurance Building, Conference Room, Olympia, Washington, on December 8, 1992, at 9:30 a.m.

Submit Written Comments to: Insurance Commissioner, Insurance Building, P.O. Box 40255, Olympia, WA 98504-0255, by December 8, 1992.

Date of Intended Adoption: December 10, 1992.

November 3, 1992

Dick Marquardt

Insurance Commissioner

by Melodie Bankers

Assistant Deputy Commissioner

AMENDATORY SECTION (Amending Order R 92-1, filed 2/25/92, effective 3/27/92)

**WAC 284-66-232 Form for Medicare supplement refund calculation.**

**WSR 92-22-106**

**PROPOSED RULES**

**OFFICE OF**

**INSURANCE COMMISSIONER**

[Filed November 4, 1992, 10:57 a.m.]

Original Notice.

Title of Rule: Medicare supplement health insurance.

Purpose: The purpose of this proposed rule making is to amend Medicare supplement rules to correct typographical errors in the illustration titled "Worksheet #1 - Individual Policies."

Other Identifying Information: Insurance Commissioner Matter No. R 92-25 (refer to Matter No. R 92-1).

Statutory Authority for Adoption: RCW 48.02.060.

Statute Being Implemented: RCW 48.66.041.



MEDICARE SUPPLEMENT REFUND CALCULATION FORM  
FOR CALENDAR YEAR \_\_\_\_\_

TYPE \_\_\_\_\_ SMSBP(w) \_\_\_\_\_  
 For the State of \_\_\_\_\_  
 Washington Policy or Certificate Form No(s). \_\_\_\_\_  
 Company Name \_\_\_\_\_  
 NAIC Group Code \_\_\_\_\_ NAIC Company Code \_\_\_\_\_  
 Person Completing This Exhibit \_\_\_\_\_  
 Title \_\_\_\_\_ Telephone Number \_\_\_\_\_

PROPOSED

Line	(a) Earned Premium (x)	(b) Incurred Claims (y)
1. Current Year's Experience a. Total (all policy years) b. Current year's issues (z) c. Net (for reporting purposes = 1a - 1b)		
2. Past Years' Experience (All Policy Years)		
3. Total experience (Net Current Year + Past Years' Experience)		
4. Refunds Last year (Excluding Interest)		
5. Previous Since Inception (Excluding Interest)		
6. Refunds Since Inception (Excluding Interest)		
7. Benchmark Ratio Since Inception (SEE WORKSHEET FOR RATIO 1)		
8. Experienced Ratio Since Inception  $\frac{\text{Total Actual Incurred Claims (line 3, col b)}}{\text{Total Earned Premium (line 3, col a) - Refunds Since Inception (line 6)}} = \text{Ratio 2}$		
9. Life Years Exposed Since Inception  If the Experienced Ratio is less than the Benchmark Ratio, and there are more than 500 life years exposure, then proceed to calculation of refund.		
10. Tolerance Permitted (obtained from credibility table)		
11. Adjustment to incurred Claims for Credibility $\text{Ratio 3} = \text{Ratio 2} + \text{Tolerance}$  If Ratio 3 is more than benchmark ratio (ratio 1), a refund or credit to premium is not required.  If Ratio 3 is less than the benchmark ratio, then proceed.		

MEDICARE SUPPLEMENT REFUND CALCULATION FORM  
FOR CALENDAR YEAR \_\_\_\_\_

TYPE \_\_\_\_\_ SMSBP(w) \_\_\_\_\_  
 For the State of \_\_\_\_\_  
 Washington Policy or Certificate Form No(s). \_\_\_\_\_  
 Company Name \_\_\_\_\_  
 NAIC Group Code \_\_\_\_\_ NAIC Company Code \_\_\_\_\_  
 Person Completing This Exhibit \_\_\_\_\_  
 Title \_\_\_\_\_ Telephone Number \_\_\_\_\_

Line	(a) Earned Premium (x)	(b) Incurred Claims (y)
12. Adjust Incurred Claims = [Total Earned Premium (line 3, col. a) - Refunds Since Inception (line 6)] X Ratio 3 (line 11)		
13. Refund = Total Earned Premiums (line 3, col a) - Refunds Since Inception (line 6) -  <u>Adjusted Incurred Claims (line 12)</u> <u>Benchmark Ratio (Ratio 1)</u>  If the amount on line 13 is less than .005 times the annualized premium in force as of December 31 of the reporting year, then no refund is made. Otherwise, the amount on line 13 is to be refunded or credited, and a description of the refund and/or credit against premiums to be used must be attached to this form.		

Medicare Supplement Credibility Table

Life Year Exposed Since Inception	Tolerance
10,000 +	0.0%
5,000 - 9,999	5.0%
2,500 - 4,999	7.5%
1,000 - 2,499	10.0%
500 - 999	15.0%
If Less than 500	No credibility

MEDICARE SUPPLEMENT REFUND CALCULATION FORM  
FOR CALENDAR YEAR \_\_\_\_\_

TYPE \_\_\_\_\_ SMSBP(w) \_\_\_\_\_  
 For the State of \_\_\_\_\_  
 Washington Policy or Certificate Form No(s). \_\_\_\_\_  
 Company Name \_\_\_\_\_  
 NAIC Group Code \_\_\_\_\_ NAIC Company Code \_\_\_\_\_  
 Person Completing This Exhibit \_\_\_\_\_  
 Title \_\_\_\_\_ Telephone Number \_\_\_\_\_

- (w) "SMSBP" = Standardized Medicare Supplement Benefit Plan
- (x) Includes modal loadings and fees charged.
- (y) Excludes Active Life Reserves.
- (z) This is to be used as "Issue Year Earned Premium" for Year 1 of next year's "Worksheet for Calculation of Benchmark Ratios"

I certify that the above information and calculations are true and accurate to the best of my knowledge and belief.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name - Please Type

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

**WORKSHEET #1 - INDIVIDUAL POLICIES**

REPORTING FORM FOR TIME CALCULATION OF  
BENCHMARK RATIO SINCE INCEPTION  
FOR INDIVIDUAL POLICIES  
FOR CALENDAR YEAR \_\_\_\_

TYPE \_\_\_\_\_ SMSBP (P) \_\_\_\_\_  
 FOR THE STATE OF WASHINGTON \_\_\_\_\_  
 Washington Policy or Certificate Form No. \_\_\_\_\_  
 Company Name \_\_\_\_\_  
 NAIC Group Code \_\_\_\_\_ NAIC Company Code \_\_\_\_\_  
 Address \_\_\_\_\_  
 Person Completing This Exhibit \_\_\_\_\_  
 Title \_\_\_\_\_ Telephone Number \_\_\_\_\_

(a) Year	(b) Earned Premium	(c) Factor	(d) (b) x (c)	(e) Cumulative Loss Ratio	(f) (d) x (e)	(g) Factor	(h) (b) x (g)	(i) Cumulative Loss Ratio	(j) (b) x (i)	(o) Policy Year Loss Ratio
1		2.770		0.442		0.000		0.000		0.40
2		4.175		0.493		0.000		0.000		0.55
3		4.175		0.493		1.194		0.659		0.65
4		4.175		0.493		2.385		0.669		0.67
5		4.175		0.493		3.170		0.678		0.69
6		4.175		0.493		3.998		0.686		0.71
7		4.175		0.493		4.754		0.695		0.73
8		4.175		0.493		5.445		0.702		0.75
9		4.175		0.493		6.075		0.708		0.76
10		4.175		0.493		6.650		0.713		0.76
11		4.175		0.493		7.176		0.717		0.76
12		4.175		0.493		7.655		0.720		0.77
13		4.175		0.493		8.093		0.723		0.77
14		4.175		0.493		8.493		0.725		0.77
15		4.175		0.493		8.684		0.725		0.77
Total:			(k):		(l):		(m):		(n):	

Benchmark Ratio Since Inception:  $(1 + n) / (k + m)$       (b): For the calendar year on the appropriate line in column (a),  
 (a): Year 1 is the current calendar year - 1      the premium earned during that year for policies issued in that year.      k = Total of Column "d"  
 Year 2 is the current calendar year - 2 (etc.)      (p) "SMSBP" = Standardized Medicare Supplement Benefit Plan      l = Total of Column "f"  
 Example: If the current year is 1991, then:      m = Total of Column "b"  
 Year 1 is 1990; Year 2 is 1989; etc.      n = Total of Column "j"

(c): These loss ratios are not explicitly used in computing the benchmark loss ratios.  
 They are the loss ratios, on a policy year basis, which result in the cumulative

**REPORTING FORM FOR TIME CALCULATION OF  
BENCHMARK RATIO SINCE INCEPTION  
FOR INDIVIDUAL POLICIES  
FOR CALENDAR YEAR \_\_\_\_**

TYPE \_\_\_\_\_ SMSBP (P) \_\_\_\_\_  
 FOR THE STATE OF WASHINGTON \_\_\_\_\_  
 Washington Policy or Certificate Form No. \_\_\_\_\_  
 Company Name \_\_\_\_\_  
 NAIC Group Code \_\_\_\_\_ NAIC Company Code \_\_\_\_\_  
 Address \_\_\_\_\_  
 Person Completing This Exhibit \_\_\_\_\_  
 Title \_\_\_\_\_ Telephone Number \_\_\_\_\_

(a) Year	(b) Earned Premium	(c) Factor	(d) (b) x (c)	(e) Cumulative Loss Ratio	(f) (d) x (e)	(g) Factor	(h) (b) x (g)	(i) Cumulative Loss Ratio	(j) (h) x (i)	(o) Policy Year Loss Ratio
1		2.770		0.442		0.000		0.000		0.40
2		4.175		0.493		0.000		0.000		0.55
3		4.175		0.493		1.194		0.659		0.65
4		4.175		0.493		2.245		0.669		0.67
5		4.175		0.493		3.170		0.678		0.69
6		4.175		0.493		3.998		0.686		0.71
7		4.175		0.493		4.754		0.695		0.73
8		4.175		0.493		5.445		0.702		0.75
9		4.175		0.493		6.075		0.708		0.76
10		4.175		0.493		6.650		0.713		0.76
11		4.175		0.493		7.176		0.717		0.76
12		4.175		0.493		7.655		0.720		0.77
13		4.175		0.493		8.093		0.723		0.77
14		4.175		0.493		8.493		0.725		0.77
15		4.175		0.493		8.684		0.725		0.77
<b>Total:</b>			(k):		(l):		(m):		(n):	

Benchmark Ratio Since Inception:  $(1 + n) / (k + m)$   
 (a): Year 1 is the current calendar year - 1  
 Year 2 is the current calendar year - 2 (etc.)  
 (Example: If the current year is 1991, then:  
 Year 1 is 1990; Year 2 is 1989; etc.)

(b): For the calendar year on the appropriate line in column (a),  
 the premium earned during that year for policies issued in that year.

(p) "SMSBP" = Standardized Medicare Supplement Benefit Plan

k = Total of Column "d"  
 l = Total of Column "f"  
 m = Total of Column "h"  
 n = Total of Column "j"

(o): These loss ratios are not explicitly used in computing the benchmark loss ratios.  
 They are the loss ratios, on a policy year basis, which result in the commulative  
 loss ratio displayed on this worksheet. They are shown here for informational purposes only.

[ 49 ]

Proposed

**WORKSHEET #1 - GROUP POLICIES**

WSR 92-22-106

REPORTING FORM FOR TIME CALCULATION OF  
BENCHMARK RATIO SINCE INCEPTION  
FOR GROUP POLICIES  
FOR CALENDAR YEAR \_\_\_\_\_

TYPE \_\_\_\_\_ SMSBP (P) \_\_\_\_\_  
FOR THE STATE OF WASHINGTON \_\_\_\_\_  
Washington Policy or Certificate Form No. \_\_\_\_\_  
Company Name \_\_\_\_\_  
NAIC Group Code \_\_\_\_\_ NAIC Company Code \_\_\_\_\_  
Address \_\_\_\_\_  
Person Completing This Exhibit \_\_\_\_\_  
Title \_\_\_\_\_ Telephone Number \_\_\_\_\_

(a) Year	(b) Earned Premium	(c) Factor	(d) (b) x (c)	(e) Cumulative Loss Ratio	(f) (d) x (e)	(g) Factor	(h) (b) x (g)	(i) Cumulative Loss Ratio	(j) (h) x (i)	(o) Policy Year Loss Ratio
1		2.770		0.507		0.000		0.000		0.46
2		4.175		0.567		0.000		0.000		0.63
3		4.175		0.567		1.194		0.759		0.75
4		4.175		0.567		2.245		0.771		0.77
5		4.175		0.567		3.170		0.782		0.8
6		4.175		0.567		3.998		0.792		0.82
7		4.175		0.567		4.754		0.802		0.84
8		4.175		0.567		5.445		0.811		0.87
9		4.175		0.567		6.075		0.818		0.88
10		4.175		0.567		6.650		0.824		0.88
11		4.175		0.567		7.176		0.828		0.88
12		4.175		0.567		7.655		0.831		0.88
13		4.175		0.567		8.093		0.834		0.89
14		4.175		0.567		8.493		0.837		0.89
15		4.175		0.567		8.684		0.838		0.89
Total:			(k):		(l):		(m):		(n):	

Benchmark Ratio Since Inception:  $(l + n) / (k + m)$   
(a) Year 1 is the current calendar year - 1  
Year 2 is the current calendar year - 2 (etc.)  
(Example: If the current year is 1991, then:  
Year 1 is 1990; Year 2 is 1989; etc.)

(b) For the calendar year on the appropriate line in column (a),  
the premium earned during that year for policies issued in that year.  
(p) "SMSBP" = Standardized Medicare Supplement Benefit Plan

(o) These loss ratios are not explicitly used in computing the benchmark loss ratios.  
They are the loss ratios, on a policy year basis, which result in the commulative

k = Total of Column "d"  
l = Total of Column "f"  
m = Total of Column "h"  
n = Total of Column "j"

Washington State Register, Issue 92-22

Proposed

[ 50 ]

**WSR 92-22-107**  
**PROPOSED RULES**  
**PERSONNEL BOARD**

[Filed November 4, 1992, 10:01 a.m.]

**Original Notice.**

**Title of Rule:** Amending WAC 356-22-070 Applications—Disqualification; 356-26-040 Registers—Name removal for cause—Grounds enumerated—Requirements; and 356-34-090 Protests—Requirements for applicants, examinees, and eligibles.

**Purpose:** These rules establish guidelines for the director of personnel to disqualify an applicant during the recruitment, testing, and/or register process. They also describe the process in which the affected applicant may request a review or hearing.

**Statutory Authority for Adoption:** RCW 41.06.040.

**Statute Being Implemented:** RCW 41.06.150.

**Summary:** This proposal would add the ability of the director of personnel to remove an applicant from a referral under certain circumstances currently outlined in these sections. Also, this would allow the affected applicant the ability to request an informal review or hearing for being removed from a referral.

**Reasons Supporting Proposal:** Occasionally the need may arise to not only remove an applicant from a register, but also from an existing referral.

**Name of Agency Personnel Responsible for Drafting:** Sharon Whitehead, 521 Capitol Way South, Olympia, 586-1770; **Implementation and Enforcement:** Department of Personnel.

**Name of Proponent:** Department of Personnel, governmental.

**Rule is not necessitated by federal law, federal or state court decision.**

**Explanation of Rule, its Purpose, and Anticipated Effects:** These rules currently allow the director of the Department of Personnel the ability to disqualify applicants throughout the recruitment and testing process. The accepted standards used to determine whether or not these applicants should be disqualified are currently defined in these rules. This proposal clarifies that the director of personnel not only has the ability to remove an applicant from a register but also from a referral, and provides the affected applicant the right to appeal that determination. This proposal also has a housekeeping change which specifies that an applicant may waive consideration three times for a position on the open competitive register. This has been established practice and will now be clarified in rule.

**Proposal Changes the Following Existing Rules:** This proposal clarifies that the director of personnel may remove an applicant from an existing referral for any reasons specified in WAC 356-22-070 and 356-26-040. This proposal also gives an affected applicant the ability to request a review of such action. The housekeeping change clarifies that an applicant on the open competitive register

may waive consideration for a position three times before having their name removed from the register.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

**Hearing Location:** Department of Personnel, 521 Capitol Way South, 2nd Floor, Board Room, Olympia, WA, on December 10, 1992, at 10:00 a.m.

**Submit Written Comments to:** Sharon Whitehead, Department of Personnel, P.O. Box 47500, Olympia, WA 98504-7500, by December 8, 1992.

**Date of Intended Adoption:** December 10, 1992.

October 28, 1992  
Dee W. Henderson  
Secretary

**AMENDATORY SECTION** (Amending Order 346, filed 5/30/90, effective 7/1/90)

**WAC 356-22-070 Applications—Disqualification.** The director of personnel is expected to follow accepted standards of personnel practice in screening applicants and may refuse to examine an applicant, may disqualify an applicant after examination or may remove the applicant's name from a register and/or referral or refuse to certify the applicant if:

(1) The applicant is found to lack any of the requirements established for the register (as defined in WAC 356-26-030) or the class.

(2) The applicant has been convicted of any infamous crime, a crime involving moral turpitude, or any crime which would be grounds for dismissal from the position for which he/she is applying.

(3) The applicant has made a false statement of material fact in the application.

(4) The applicant has previously been dismissed or ~~((requested to))~~ resigned from private or public service for delinquency, misconduct, inability to do similar work, or any other such cause directly bearing upon fitness as an employee.

(5) The applicant has used, or attempted to use, bribery to secure an advantage in the examination or appointment.

(6) The applicant has directly or indirectly obtained information regarding examinations to which he/she was not entitled.

(7) The applicant has otherwise violated provisions of these rules.

(8) The applicant has taken part in the compilation, administration or correction of the examination.

(9) The applicant has a disability, as evidenced by a written statement from a physician or a licensed mental health professional, that renders the employer unable to reasonably accommodate the applicant in any position within the class.

**AMENDATORY SECTION** (Amending Order 375, filed 6/14/91, effective 8/1/91)

**WAC 356-26-040 Registers—Name removal for cause—Grounds enumerated—Requirements.** (1) The director of personnel or designee may remove the name of an eligible from a register and/or referral for any of the following reasons:

(a) For any of the causes stipulated in the chapter on appeals (WAC 356-34-010).

(b) On evidence that the eligible cannot be located by the postal authorities.

(c) On receipt of a statement from the eligible declining an appointment and/or future interest in positions in that class.

(d) If a candidate from a reduction in force register or a dual agency reversion register has waived three offers of employment for a position in the class for which the register was established.

(e) If a candidate from a promotional or open competitive register has waived consideration three times for a position in the class for which the register was established.

(f) If an eligible fails to reply to a written inquiry as to availability after five days in addition to the time required to receive and return the inquiry.

(g) If an eligible accepts an appointment and fails to report for duty at the time and place specified without giving satisfactory reasons for the delay to the appointing authority.

(h) If an eligible was certified and reported "not satisfactory" on three occasions or if the eligible was certified and the appointing authority reported the eligible "considered but not appointed" on four separate occasions, or if the appointing authority reports either "not satisfactory" or "considered but not appointed" for a total of four times. The director of personnel or designee will monitor all name removals for adverse effect and/or disparate treatment of protected group members.

(i) If an open competitive eligible indicates availability in a specific geographic area and subsequently refuses referral or appointment to a position in that area.

(j) If the appointing authority reports that the eligible was offered employment but could not comply with the personal identification and work authorization requirements of the federal Immigration Reform and Control Act (I.R.C.A.).

(2) The director of personnel or designee shall notify the eligible of this action and the reasons therefore by mail to the last known address, except in those cases in subsection (1)(b) or (c) of this section. The director of personnel or designee will advise the eligible of the right to appeal.

(3) An eligible's name shall be reinstated on the register upon showing of cause satisfactory to the director of personnel or in accordance with the decision of the personnel board upon appeal.

**AMENDATORY SECTION** (Amending Order 278, filed 6/15/87, effective 8/1/87)

**WAC 356-34-090 Protests—Requirements for applicants, examinees, and eligibles.** (1) An applicant whose application has been rejected; an examinee who feels that the examination is unfair, or not applied uniformly, or that the score is in error or not uniformly derived; an eligible whose name has been removed from the register; or an applicant who is not appointed following a background inquiry and review conducted pursuant to WAC 356-26-140 may request a review by the director of personnel or designee. The request must be in writing and received at the director of personnel's office within twenty calendar days following the postmarked date of the notification of the application rejection, examination score, removal from ~~(the)~~ a register and/or referral, or the appointing authority's decision.

(2) The director of personnel or designee shall notify the party requesting a review of the date and place of the review at least ten calendar days prior to the review. The review shall be informal and conducted by the director of personnel or designee. The director of personnel or designee may limit attendance of other interested parties if good order, justice, and fairness will be promoted. Within ten calendar days following the review and the receipt of any additional necessary information, the director of personnel or designee shall issue a written determination and send a copy to each of the participating parties.

(3) An adversely affected party may request a hearing of the personnel board to review the determination of the director of personnel or designee. The request for a personnel board hearing must be in writing and received at the director of personnel's office within twenty calendar days following the postmarked date of the notification of the director's or designee's determination. A hearing before the personnel board shall be scheduled and each party shall be afforded not less than ten calendar days' notice. The personnel board will issue a written decision which will be final.

**WSR 92-22-108**  
**PROPOSED RULES**  
**STATE INVESTMENT BOARD**  
 [Filed November 4, 1992, 10:10 a.m.]

Original Notice.

Title of Rule: Rules of conduct.

Purpose: Repeals existing rules of conduct and adopts new rules which are applicable to all employees and members of the State Investment Board.

Other Identifying Information: New section WAC 287-04-031 Rules of conduct.

Statutory Authority for Adoption: RCW 43.33A.110.  
 Statute Being Implemented: Chapter 42.18 RCW.

Summary: Establishes new rules of conduct which reflect existing state laws regarding conflict of interest and code of ethics for public officials, officers, and employees.



**Reasons Supporting Proposal:** To ensure utmost integrity, professionalism, and ethical behavior of each board member and employee.

**Name of Agency Personnel Responsible for Drafting:** Helen Small, P.O. Box 40916, Olympia, WA 98504-0916, 753-6810; **Implementation and Enforcement:** State Investment Board, P.O. Box 40916, Olympia, WA 98504-0916, 753-6810.

**Name of Proponent:** State Investment Board, governmental.

Rule is not necessitated by federal law, federal or state court decision.

**Explanation of Rule, its Purpose, and Anticipated Effects:** The new rules establish a code of conduct applicable to all employees and members of the State Investment Board. The new code of conduct supplements and clarifies standards outlined in existing state law governing ethics for public officials, officers and employees, the Executive Branch Conflict of Interest Act, and the public disclosure law. Each member and employee of the board is obligated to conduct himself or herself with the utmost integrity, professionalism, and ethical behavior to achieve the highest degree of confidence from beneficiaries of the state trust and retirement funds and the public in general.

**Proposal Changes the Following Existing Rules:** The new rules replace the existing rules in its entirety, establishing a new code of conduct which is more comprehensive, including sanctions for violations.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The new rules impose requirements on State Investment Board members and employees and their personal conduct. It does not impose requirements of [on] the public or small businesses.

**Hearing Location:** Department of Transportation, Materials Lab, 1655 South 2nd Avenue, Tumwater, WA 98502, on December 10, 1992, at 10:30 a.m.

**Submit Written Comments to:** Basil J. Schwan, Executive Director, State Investment Board, P.O. Box 49016, Olympia, WA 98504-0916, by December 9, 1992.

**Date of Intended Adoption:** December 15, 1992.

November 3, 1992

Helen Small

Deputy Director-Operations

## NEW SECTION

**WAC 287-04-031 Rules of conduct.** This section is promulgated pursuant to RCW 43.33A.110 to ensure compliance with chapter 42.18 RCW and the code of conduct, as adopted by the board. All employees of the board and board members must comply with the code of conduct.

(1) No employee of the board or member of the board shall receive, accept, seek or solicit, directly or indirectly, any gift as defined in chapter 42.18 RCW if such employee or member of the board has reason to believe that:

(a) The donor would not have given the gift but for the employee's or member's office or position with the board;

(b) The donor has or is seeking to obtain a contractual or other business or financial relationship with the board;

(c) The donor has interests which may be affected by the employee's or board's performance or nonperformance of its official duty;

(d) Except that gifts may be accepted as permitted by Executive Order 92-04 (1992).

(2) Personal investments.

(a) "Permissible investment" means any mutual fund or deposit account, certificate of deposit or money market fund maintained with a bank, broker, or other financial institution, any security publicly traded in an organized market or an interest in real estate unless such interest involves a related party transaction.

(b) "Other investment" means any investment not defined as a permissible investment in (a) of this subsection.

(c) "Immediate family" includes the spouse, dependent children, other dependent relatives if living in the household and any other household member, whether or not related.

(d) Board members and employees may purchase "permissible investments" without prior approval.

(e) No employee of the board shall or shall permit any member of his or her immediate family to, purchase or sell any "other investment," without the prior approval of the executive director or his or her designee. The executive director shall not purchase or sell or permit any member of his or her immediate family to purchase or sell any "other investment," without the prior approval of the audit committee of the board. No member of the board shall or shall permit any member of his or her immediate family to purchase or sell any "other investment," without the prior approval of the audit committee of the board.

(f) No employee of the board or board member shall participate in an LBO or venture capitol IPO of which the board has an interest until such shares are available to the general public.

(3) No board member or employee shall participate in any discussion or shall vote in a matter before the board which involves a business, contract, property, or other substantial investment directly or indirectly held by such person if it is reasonably foreseeable that board action on the matter would confer a benefit to such person by or through the business, contract, property, or investment.

(4) No board member or employee shall participate in any discussion or shall vote in a matter before the board if such participation is motivated by something other than the best interests of the board, its members and beneficiaries, in violation of that person's duty of loyalty.

(5) No board member or employee shall borrow from investment managers, outside service providers, professional advisors or consultants, banks, or other financial institutions with which the board has a business relationship, except and unless such entities are normally engaged in such lending in the usual course of their business, and then only on terms offered to others under similar circumstances.

(6) Confidential information shall be used solely for the board's purposes and under no circumstances revealed to unauthorized persons, except as may be otherwise required

to be disclosed as a public record pursuant to the requirements of chapter 42.17 RCW.

(7) No board member or employee shall divulge state agency or board information or proprietary information in the board's possession, whether labeled confidential or not, to any unauthorized person or in advance of the time prescribed for its authorized issuance, or otherwise making use of, or permitting others to make use of, information not available to the general public.

(8) No board member or employee shall use his or her position or employment with the board, or use board facilities, equipment, or supplies, to obtain or attempt to obtain private gain or advantage, especially if a detriment to the board will result.

(9) No board member or employee shall use his or her position or employment with the board, or use board facilities, equipment, or supplies, to assist another in a transaction involving the board, or use his or her influence over the board to obtain or attempt to obtain gain or advantage for the person or entity seeking to transact business with the board.

(10) No member of the board or its staff shall, within a period of two years after termination of such service or employment, appear before the board or receive compensation for any services rendered for or on behalf of any person, firm, corporation, or association in relation to any case, proceeding, or application with respect to which such person was directly concerned and in which that person personally participated during the period of his or her service or employment.

(11) No member of the board or its staff shall accept employment or engage in business or professional activity which he or she might reasonably expect would require or induce him or her to disclose confidential information acquired by him or her by reason of his or her official position.

(12) No member of the board or its staff shall have an account with an institutional salesman serving the state.

(13) A board member or employee who is found by the board to have violated this code of conduct may be subject to official reprimand by vote of the board. In the event that the board determines a violation of the code to be so egregious or apparent as to constitute malfeasance, misfeasance, inefficiency, neglect of duty, incapacity, or unfitness to perform his or her fiduciary duties and responsibilities in the exclusive interest of the board and its beneficiaries, and if the offending person is:

(a) A voting board member: The board, in its sole discretion, may refer the matter to the proper appointing authority or the attorney general, as deemed appropriate; or if

(b) A nonvoting board member: The board, in its sole discretion, may take the appropriate steps necessary to and remove the offending member from the board; or if

(c) The executive director: The board, in its sole discretion, may take the appropriate steps to remove the director in compliance with RCW 43.33A.100; or if

(d) An employee of the board governed by the Merit Systems Rules: The executive director may take such

disciplinary action as authorized under Title 356 WAC up to and including termination of employment; or if

(e) An exempt employee of the board: The executive director may take whatever disciplinary action deemed appropriate, up to and including termination of employment.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 287-04-030 Rules of conduct.

**WSR 92-22-109**  
**PROPOSED RULES**  
**STATE BOARD OF HEALTH**  
 [Filed November 4, 1992, 11:24 a.m.]

Original Notice.

Title of Rule: Delegation of State Board of Health rule-making authority for 21 WACs to the secretary of the Department of Health.

Purpose: To give the State Board of Health time for other priority health policy activities.

Other Identifying Information: The 21 WACs include chapters 246-201, 246-203, 246-205, 246-215, 246-217, 246-260, 246-262, 246-264, 246-282, 246-360, 246-374, 246-376, 246-378, 246-420, 246-491, 246-520, 246-610, 246-650, 246-680, 246-760, and 246-762.

Statutory Authority for Adoption: RCW 43.20.050(3).  
 Statute Being Implemented: RCW 43.20.050(3).

Summary: New section is being added to each of 21 WAC chapters that delegates the current rule-making authority of the State Board of Health to the Department of Health.

Reasons Supporting Proposal: The State Board of Health could utilize more of its time on nonrule-making priorities.

Name of Agency Personnel Responsible for Drafting: Bill Williams, Assistant Attorney General, (206) 586-6500;  
 Implementation and Enforcement: Kristine Gebbie, Department of Health, (206) 753-5871.

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: Delegates State Board of Health rule-making authority for each of 21 WACs to the secretary of the Department of Health. The State Board of Health is composed of volunteer members. In 1989, it was given responsibility for preparing the *Washington State Health Report* and for providing the forum for health policy development. Rule delegation would give the Board more time to focus on health care reform and other policy development activities.

Proposal Changes the Following Existing Rules: Changes which state agency has authority for rule making.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Radisson Hotel, 17001 Pacific Highway South, Seattle, WA, on December 9, 1992, at 1:15 p.m.

Submit Written Comments to: Lisa Hoffmann, State Board of Health, Mailstop 7990, Olympia, WA 98504-7990, by November 30, 1992.

Date of Intended Adoption: December 9, 1992.

November 2, 1992

Sylvia Beck

Executive Director

#### NEW SECTION

##### **WAC 246-201-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority relating to basic plumbing principles necessary to assure safe and reliable water supply and drainage systems under RCW 43.20.050 (2)(b);

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation, to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

#### NEW SECTION

##### **WAC 246-203-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority relating to general sanitation under RCW 43.20.050 (2)(e);

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

#### NEW SECTION

##### **WAC 246-205-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority under RCW 64.44;

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

#### NEW SECTION

##### **WAC 246-215-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority relating to food service under RCW 43.20.050 (2)(c) and (e);

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

#### NEW SECTION

##### **WAC 246-217-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority relating to food and beverage service worker permits under RCW 69.06.010 and 020, and under RCW 43.20.050 (2)(c) and (e).

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statutes indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

#### NEW SECTION

##### **WAC 246-260-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority under RCW 70.90.120.

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority

to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

NEW SECTION

**WAC 246-262-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority under RCW 70.90.120;

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

NEW SECTION

**WAC 246-264-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority relating to water safety teaching stations under RCW 43.20.050 (2)(c).

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

NEW SECTION

**WAC 246-282-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority under RCW 69.30.

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

NEW SECTION

**WAC 246-360-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority relating to transient accommodations under RCW 43.20.050 (2)(c).

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

NEW SECTION

**WAC 246-374-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority under RCW 70.108.

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

NEW SECTION

**WAC 246-376-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority relating to camps under RCW 43.20.050 (2)(c).

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

NEW SECTION**WAC 246-378-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority relating to mobile home parks under RCW 43.20.050 (2)(c).

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

NEW SECTION**WAC 246-420-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority under RCW 70.58.350.

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

NEW SECTION**WAC 246-491-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority under RCW 70.58.055.

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

NEW SECTION**WAC 246-520-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority relating to kidney centers under RCW 43.20.050.

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

NEW SECTION**WAC 246-610-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority relating to cytogenetic laboratory services under RCW 43.20.050.

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

NEW SECTION**WAC 246-650-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority under RCW 70.83.

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

NEW SECTION

**WAC 246-680-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority under RCW 70.83.

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

NEW SECTION

**WAC 246-760-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority under RCW 28A.210.020.

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

NEW SECTION

**WAC 246-762-005 Delegation of rule-adopting authority to the secretary of the Department of Health.**

(1) Pursuant to RCW 43.20.050(3) the Washington State Board of Health hereby delegates to the Secretary of the Department of Health its rule-adopting authority under RCW 28A.210.200.

(2) This delegation authorizes the Secretary to exercise the full power of the Board of Health to act under the statute indicated above, including, without limitation, the authority to adopt and to amend or repeal rules, including rules adopted by the Board prior to the effective date of this delegation to the same extent and with the same force and effect as though the action had been taken by the Board.

(3) This delegation shall remain in effect unless and until terminated by the Board through the repeal or amendment of this rule.

**WSR 92-22-110  
PROPOSED RULES  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES**

(Public Assistance)  
[Filed November 4, 1992, 11:49 a.m.]

Original Notice.

Title of Rule: WAC 388-86-100 Durable medical equipment and prosthetic/orthotic devices.

Purpose: Defines prosthetic devices, durable medical equipment, and communications devices. Clarifies equipment needing prior approval. Changes the language for easier readability. Adds limits to when a vehicle can be modified. Changes the name of the authorizing agency to medical assistance administration. Clarifies when a wheelchair can be purchased for a nursing home patient.

Statutory Authority for Adoption: RCW 74.08.090.

Statute Being Implemented: RCW 74.08.090.

Summary: Corrects the name of the authorizing agency to medical assistance administration. Defines durable equipment prosthetic devices and communication systems. Clarifies when prior approval is necessary. Technical changes are made for easier reading.

Reasons Supporting Proposal: To update the durable equipment WAC to incorporate clarifying definitions for prosthetic devices, communication devices, and durable medical equipment.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Bobbe Andersen, Medical Assistance Administration, 753-0529.

Name of Proponent: Department of Social and Health Services, governmental.

Rule is necessary because of state court decision, Bowers vs. Thompson.

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, 14th and Franklin, Olympia, Washington, on December 8, 1992, at 10:00 a.m.

Submit Written Comments to: Troyce Warner, Chief, Office of Issuances, Mailstop 5805, Department of Social and Health Services, Olympia, 98504, TELEFAX 664-0118 or SCAN 366-0118, by December 8, 1992.

Date of Intended Adoption: December 10, 1992.

November 4, 1992

Dewey Brock

for Rosemary Carr

Acting Director

Administrative Services

AMENDATORY SECTION (Amending Order 2783, filed 3/31/89)

**WAC 388-86-100 Durable medical equipment((,)) and prosthetic/orthotic devices((, and disposable/nonreusable medical supplies)).** (1) The ((division of)) medical assistance administration (MAA) shall authorize the purchase ((and/or rent medically necessary)) of durable medical equipment, and/or prosthetic/orthotic devices, and

~~((other disposable/nonreusable)) rental of durable medical equipment, supplies, and services when:~~

~~(a) ((The division)) A physician prescribes the durable medical equipment or prosthetic/orthotic devices;~~

~~(b) The durable medical equipment and prosthetic/orthotic devices are medically necessary, as defined under WAC 388-80-005;~~

~~(c) The medical assistance program covers the item;~~

~~(d) MAA is the payor of last resort; and~~

~~((b)) (e) The item requested is not ((included with)) funded by other reimbursement methodologies((;)) such as, but not limited to, a diagnosis related group (DRG) for inpatient hospital ((inpatients, or)) payment a nursing ((home's)) facility's per diem reimbursement, Medicare, private insurance or other third party coverage.~~

~~(2) For MAA medical programs, definitions of:~~

~~(a) Augmentative communication systems are:~~

~~(i) Electrolarynx (artificial larynx, speech aid) means an electronic speech device which when held against the cheek or neck, or placed in the mouth, produces sound vibrations which are conducted through the throat and mouth. Speech is then produced when the user mouths words; and~~

~~(ii) Speech output communication system means some form of synthesized or digitized speech output which is used by someone who does not have adequate speech or verbal skills to meet their verbal communication needs.~~

~~(b) "Durable medical equipment" means equipment that:~~

~~(i) Can withstand repeated use;~~

~~(ii) Is primarily and customarily used to serve a medical purpose;~~

~~(iii) Generally is not useful to a person in the absence of illness or injury; and~~

~~(iv) Is appropriate for use in the client's residence.~~

~~(c) "Prosthetic devices" mean replacement, corrective, or supportive devices prescribed by a physician or other licensed practitioner of the healing arts within the scope of the physician's practice as defined by state law to:~~

~~(i) Artificially replace a missing portion of the body;~~

~~(ii) Prevent or correct physical deformity or malfunction; or~~

~~(iii) Support a weak or deformed portion of the body.~~

~~(3) The ((division of medical assistance)) MAA shall authorize payment for ((a requested item only when the item is medically necessary as defined under WAC 388-80-005(45) and is covered by the medical assistance program.~~

~~(3) The division of medical assistance shall purchase and/or rent a wheelchair for a permanently disabled nursing home recipient when the chair is for the exclusive full time use of the recipient and is not included in the nursing home's per diem reimbursement)) repair and modification of client-owned equipment when subsection (1) of this section is met.~~

~~(4) Durable medical equipment and ((supplies purchased or reissued by the division of medical assistance)) prosthetic/orthotic devices that MAA purchases become the property of the ((recipient for whom they are purchased/reissued)) client.~~

~~(5) The ((division of medical assistance)) MAA shall ((normally authorize the)) not purchase, rent and/or repair ((of only one wheelchair, manual or power drive, per recipient. However, another wheelchair shall be provided and/or repaired when medically necessary)) medical equip-~~

~~ment which duplicates the function of equipment owned by the client or a nursing facility.~~

~~(6) MAA shall pay for aids to mobility related to permanent disability including wheelchairs and wheelchair positioning devices when the:~~

~~(a) Criteria under subsection (1) are met; and~~

~~(b) Client is able to safely and effectively propel a wheelchair.~~

~~(7) MAA shall pay for wheelchairs and wheelchair positioning devices for a nursing facility client, only when the:~~

~~(a) Criteria under subsection (1) and (6) of this section are met; and~~

~~(b) Equipment, including wheelchairs requiring specialized customizing or permanent modification, shall be for the client's exclusive full-time use.~~

~~(8) Durable medical equipment, prosthetic/orthotic devices, and ((disposable/nonreusable supplies)) related services that require approval by the ((division of medical assistance prior to)) MAA before order and delivery of ((service)) the item or service shall include:~~

~~(a) ((Prosthetic limbs)) Prosthetics/orthotics (shoe inserts are not covered);~~

~~(b) Orthopedic shoes;~~

~~(c) Osteogenic stimulators, noninvasive;~~

~~(d) Augmentative communication ((devices)) systems;~~

~~(e) Transcutaneous nerve stimulators;~~

~~(f) Wheeled shower chairs;~~

~~(g) Blood pressure kits;~~

~~(h) Specialized blood glucose monitors;~~

~~(i) Hospital bed and replacement mattresses;~~

~~(j) Air and gel cushions;~~

~~((f)) (k) Fluidized ((air flotation)) low air loss support systems;~~

~~((k)) (l) Decubitus care ((mattress)) mattresses, including ((flotation)) low air loss or gel mattress;~~

~~((l)) (m) Complete patient lifts, except for sling or wall mounts;~~

~~((m)) (n) Wheelchairs;~~

~~(i) Accessories;~~

~~(ii) ((Fitting fees)) Modifications; and~~

~~(iii) Freight charges.~~

~~((n) Hospital bed and replacement mattress;))~~

~~(o) ((Replacement parts, repairs, and labor charges;~~

~~(p) Bath accessories, decubitus care products (nonformulary), and patient)) Durable medical equipment and supplies not listed in the ((division of medical assistance)) MAA "durable medical equipment and supplies" billing instructions; ((and))~~

~~(p) Replacement parts, repairs, and labor charges for all covered durable medical equipment; and~~

~~(q) All rentals.~~

~~((7)) (9) The ((division of medical assistance)) MAA shall not pay for modifications of a vehicle; except, MAA may authorize the ((purchase of vehicle driving controls, a vehicle wheelchair lift conversion, or)) purchase, installation, or repair of a vehicle wheelchair lift((, unless)) when:~~

~~(a) Subsection (1) of this section is met;~~

~~(b) The provider obtains approval from the MAA before providing the equipment;~~

~~(c) Medical transportation provided under WAC 388-86-085 and/or 388-86-086 cannot meet the ((recipient's))~~

client's need for transportation to and from medically necessary covered services ((at a lower cost to the department)); and

((b) Prior approval is obtained) (d) The lift and related vehicle modifications represent a lower cost to the department than providing medical transportation under WAC 388-86-085 or 388-86-086.

**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 92-20-050**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Public Assistance)

[Order 3466—Filed October 1, 1992, 10:30 a.m.]

Date of Adoption: October 1, 1992.

Purpose: To add newly enacted legislation regarding unlicensed adult family homes; to add language to more clearly regulate multiple facility; to clarify meaning in some sections of regulations; and to add new sections regarding common use areas and advance directives.

Citation of Existing Rules Affected by this Order: Amending chapter 388-76 WAC, Adult family homes minimum licensing requirements.

Statutory Authority for Adoption: Chapter 70.128 RCW.

Pursuant to notice filed as WSR 92-20-004 on September 23, 1992.

Changes Other than Editing from Proposed to Adopted Version: Shown below are the changes made in the recently proposed revision to chapter 388-76 WAC, the adult family home licensing regulations. This revision is a result of input and involvement of hundreds of providers and numerous Department of Social and Health Services employees. The department conducted nine all-day workgroups with providers and other interested persons in locations scattered around the state in the summer of 1991. During the Washington Administrative Code hearing held September 22, 1992, twenty persons attended and ten verbally testified. During the review process more than one hundred pages of comments were received, reviewed and responded to in writing.

The following changes to the proposed revisions to chapter 388-76 WAC have been made.

WAC 388-76-030 Definitions.

(16) Good cause means conditions providing for the best interest of the resident. The need for additional beds for vulnerable and developmentally disabled adults in the community is a key element of good cause.

(21) Other person on the "premises" means resident manager, relief caregiver, supportive assistance staff person, family member 13 years of age or older, other relative and friend of the provider or resident manger with unsupervised access to the residents in care.

(30) "Resident manager" means an employee of the provider who is directly responsible for the care of residents on a 24-hour per day basis, and who meets the same standards as the provider.

(31) "Restraint" means any physical device or chemical substance which restricts movement or mental capacity of a resident. Seat belts mounted and used in an automobile, truck, recreational vehicle, airplane or boat are safety devices not included in this definition of restraints when legally required on property used.

(33) "Special care" means care beyond personal care and other services authorized through an exception to policy process. Special care services are provided to persons with special needs. Persons with special needs may include, but are not limited to, persons with developmental disabilities, mental illness, traumatic brain injury or dementia due to disease or the process of aging.

Response: The above changes were made to clarify meaning and enhance understanding.

WAC 388-76-040 Application or reapplication for license.

Change to: Application or renewal for license (1) persons making application or renewal for a license under this chapter shall do so upon department-provided application forms. The application forms shall contain and request information the department reasonably requires. The application shall be made by and in the name of the person who shall be the adult family home provider.

(30) . . . . The department may require the following additional information from the applicant, provider, resident manager, staff, and members of their household as the department deems necessary to protect the health and safety of residents:

- (a) Sexual deviancy evaluations;
- (b) Substance and alcohol abuse evaluations;
- (c) Psychiatric evaluations;
- (d) Psychological evaluations; and
- (e) Medical evaluations.

The department shall only request such an evaluation if it is deemed necessary to protect the health and safety of the residents.

(7)(a) Refuse to renew a license.

(8) The department shall issue or renew a license to an adult family home if:

(8)(b) The applicant does not have a prior violation((s)) of the rules pertaining to adult family home licensing in either the home the applicant is applying for or any other adult family home within the past five years resulting in revocation or nonrenewal of a license;

Response: The above changes are made to clarify and enhance understanding.

WAC 388-76-070 General qualifications of provider, staff persons and other persons on the premises.

(13) The department may, require the following additional information from the applicant provider, resident manager, relief caregiver, staff and members of their household, or other persons on the premises having unsupervised access to residents as the department deems necessary to protect the health and safety of residents.

- (a) Sexual deviancy evaluations;
- (b) Substance and alcohol abuse evaluations;
- (c) Psychiatric evaluations;
- (d) Psychological evaluations; and
- (e) Medical evaluations.

(9) The department shall only require such an evaluation if it is deemed necessary to protect the health and safety of the residents.

Response: The above changes are made to clearly define under what circumstances such evaluations may be required.

WAC 388-76-080 Multiple facility ownership.

(2)(f) Employs or otherwise engages by Contract a qualified resident manager in those homes in which the provider does not reside; and

Response: This change is made to broaden the options for providers in contracting with a resident manager.

WAC 388-76-087 Inspections.

~~(2) The department shall notify (sponsor) provider, in writing, two weeks or more in advance of a regular inspection.~~

Response: This sentence is being removed as the statute does not require that notice be made prior to a regular inspection.

(6) The department shall, in the licensing inspection report ((shall)), describe any of the ((sponsor's)) provider's corrective measures which are to be completed ((and will)). The department shall include in the inspection report a reasonable time frame dependent upon the seriousness of the violation that shall specify when the provider or resident manager shall complete corrections ((shall be completed)). If the department finds, upon reinspection of the home, the corrective measures are satisfactorily implemented, the department shall cease any actions taken against the home. This section shall not require the department to license or renew the adult family home's license where serious physical harm or death occurred to a resident due to the action or inaction of the ((sponsor)) provider or resident manager or person(s) under their authority.

(7) An ~~((applicant/sponsor))~~ applicant, provider, and person(s) under their authority, reported to be a perpetrator of abuse, neglect, or exploitation shall be subject to chapters 26.44, 74.34 RCW, and the regulations contained in WAC 388-15-120. The department may immediately deny, revoke, or suspend the license of an ((applicant/sponsor)) applicant/provider found to be a perpetrator of abuse, neglect, or exploitation. The department may take this action without providing the ((applicant/sponsor)) applicant/provider an opportunity for corrective action as outlined in this chapter.

(8) An adult family home shall have readily available for the public's review:

- (a) The adult family home's license to operate; and
- (b) Copies of all licensing and complaint inspection reports the adult family home received from the department for the past three years.

Response: The above sections are changed to clarify meaning and enhance understanding.

WAC 388-76-090.

(1)(c)(xxxiv) Theft in the second degree and the most recent pending charges or conviction occurred five years or less from the date of application;

Response: Three years was printed in error, the correction shows five years as shown in RCW 43.43.842.

(1)(c)(lvi) Conviction of a crime relating to financial exploitations of a vulnerable adult as defined under RCW 43.43.830, except as exempted in RCW 43.43.842.

Response: Language added to reflect changes in amended statutes.

(1)(b) The department shall consider only convictions and pending charges reported during a criminal history check or other investigations. The department shall disregard arrests not resulting in charges and dismissed charges.

Response: Remove undefined language.

(2)(l) Refuses access by the state, regional or volunteer long-term care ombudsman to the adult family home, resident(s) or, upon consent of the resident or resident's legal representative, resident records. Such access is required by the Older Americans Act, 42 USC 3027 and chapter 43.190 RCW et seq. and chapter 388-[18 WAC et seq].

(4) If the department denies or fails to issue or renew a license, the department decision . . . .

Response: This change is made to clarify the meaning of this section.

WAC 388-76-155 Exceptions.

(1)(g) Any section required by statute.

Response: Change made to clarify meaning.

WAC 388-76-160 Capacity.

(1) The department shall license an adult family home for no more than four adults. A maximum ~~((exception))~~ of six adults may be permitted when the department determines the home is of adequate size and the home and provider are capable of meeting standards and qualifications as provided for ~~((in law))~~ under chapter 70.128 RCW and this chapter. There shall not be ((no)) more than the home's maximum licensed capacity of adults ((unrelated to the provider)) requiring full-time care living on the premises at one time.

Response: Replace deleted wording required by statute.

(4) ~~((no sponsor))~~ A provider or resident manager shall not provide care for more than one nonambulatory resident unless ((the sponsor has regular full time assistance)) there is, in addition, a regular twenty-four-hour per day assistant. No provider or resident manager shall provide care for more than two nonambulatory residents at one time.

(9) The department shall determine the licensed capacity of a home by evaluating the ability of the provider to meet the care needs of residents, the fire safety standards for evacuation, and compliance with the physical structure requirements of those rules. Determination of a home's maximum licensed capacity shall include consideration of the total household composition including children and relatives requiring twenty four hour per day care and supervision.

Response: Clarifying language added. Unnecessary language deleted.

WAC 388-76-185 Placement of residents outside home.

(3) A provider, resident manager, or other staff may not transfer residents of multiple facilities from one home to another home owned by the same provider without a thirty-day written notice to the resident and to the department for a publicly-paid resident. The resident, the resident's family, the resident's guardian or other legal representative shall approve or not approve the transfer.

Response: Add resident's family, guardian or other to clarify meaning.

WAC 388-76-200 Fire safety.

(3) (Subsection deleted)

(12) The provider shall provide and have readily available an approved 2-A:10-B:C rated fire extinguisher in proper operating condition on each floor of living space of the adult family home. Where local fire authorities require installation of a different type or size of fire extinguisher, the requirement of the local authority shall prevail. ~~((12))~~ The provider shall maintain each required fire extinguisher in proper operating condition and shall have each required fire extinguisher inspected, and serviced annually, by the department-approved certifying agency;

Response: Subsection (3) was unclear. The rating for fire extinguisher in subsection (13) was listed as printed on fire extinguisher labels. The weight requirement was removed because most extinguishers are not labeled by weight.

WAC 388-76-220 Corporal punishment and physical and chemical restraint.

~~((+))~~ (2) The department and adult family home provider shall prohibit restraints or physical contact in order to punish or discipline a resident ((is prohibited)). Prohibited conduct includes, but is not limited to:

- (a) Striking with the hand;
- (b) Striking with an object;
- (c) Biting;
- (d) Kicking;
- (e) Shoving;
- (f) Choking;
- (g) Pulling of hair ~~((and))~~;
- (h) Tripping; and
- (i) Seclusion.

(2) Physical restraint of a resident is prohibited.

(a) Prohibited physical restraints shall include, but are not limited to:

- (i) Sleeper holds;
- (ii) Arm twisting;
- (iii) Hair holds;
- (iv) Using chemicals not included in the plan of care.

(b) Prohibited mechanical restraints shall include, but are not limited to:

- (i) Hand coverings used to restrict motion;
- (ii) Belt restraints;
- (iii) Chest restraints;
- (iv) Gerichair.

Response: The check list was found to be helpful. Seclusion was added as an item that needed to be added to the list. Proposed item 3 was deleted as unnecessary.

WAC 388-76-240 Resident's records and information.

(1) The ((sponsor)) provider or resident manager shall maintain records and information concerning each resident in a manner preserving the resident's confidentiality. The provider shall assure resident records ((shall be accessible)) accessibility to the department. Long-term care Ombudsman, upon written consent by the resident or the resident's legal representative, and other authorized persons. If resident records are computerized, there shall be complete directions for access and use available to relief caregivers.

(3) The provider or resident manager who cares for private pay residents shall provide a service plan describing care and services ((shall be provided)) for the resident based on resident needs assessment.

(4) The provider or resident manager shall, with the consent of the resident or the resident's legal representative, request and attempt to obtain and maintain, in the resident's records, copies of pertinent legal documents regarding the resident. These documents may include, but not be limited to, guardianship orders, powers of attorney, physician directives or living wills, advance directives and C.P.R. directives, or code/no code instructions.

Response: Language added or changed to enhance clarity.

(5)(c) Time of appropriate notification of the physician and relevant others, ~~((including the coroner))~~ as required by law; and

Response: Notification of coroner deleted because only notification of physician is required by law.

WAC 388-76-250 Reporting of illness, death, injury, epidemic, or adult abuse.

(1) The ((sponsor)) provider or resident manager shall report to the indicated person the following events:

(a) For private-pay residents, notify next-of-kin, resident's legal representative, if any, interested friend, or relative identified in the ~~((care))~~ service plan of any serious injury, trauma, or death of a person under care by the next working day, if not earlier;

(b) For ~~((state-pay))~~ publicly-paid residents, notify the department, next-of-kin, resident's legal representative, if any, interested friend, or relative identified in the service plan of any serious injury, trauma, or death of a person under care by the next working day, if not earlier;

Response: Resident's legal representative added to list of persons to notify for both private and publicly-paid residents.

WAC 388-76-370 Bedrooms.

(8) The provider or resident manager shall launder sheets and pillowcases ((shall be laundered)) weekly or more frequently as needed.

Response: Add expectation that sheets and pillow cases will be laundered as needed.

WAC 388-76-465 Resident rights.

(1) ~~((The sponsor shall make))~~ Be provided safe, adequate care and appropriate quality of life;

(2) Be provided a clean comfortable environment ((a written list of resident rights));

~~((2- To))~~ (3) Be free from physical, mental, verbal and sexual abuse;

Response: Item 1 was separated into three items for clarity. The original item 2 was deleted as it was repeated in item 3.

(4) Receive a written copy of resident's rights or to have a copy of such rights provided to the guardian or agent designated by the resident ((sponsors)). Providers shall retain in the resident's record a ((signed)) copy for each resident signed by the resident or the resident's legal representative or designated agent indicating that it has been read and understood;((-(3- To))

(6) Be moved or transferred only for the resident's welfare or the welfare of other resident(s). A written notice will be provided to the resident or the resident's legal representative thirty days prior to such a move or transfer unless an emergency condition requires immediate transfer;

Response: Add clarifying language to state department's expectations.

~~((6- To))~~ (8) Manage personal financial affairs unless the resident is declared incompetent in a court proceeding.

~~((H))~~ The ((sponsor)) provider or resident manager shall only maintain(s) resident funds upon the written request of the resident or the resident's legal representative, and ((the sponsor)) shall provide the resident or ((designated agent)) legal representative with a complete accounting of funds and shall maintain appropriate records for auditing purposes. ((Sponsors)) Providers or resident managers shall not commingle resident funds with ((sponsor)) provider or resident manager funds;

Response: Language was added to specify who must approve the provider maintaining resident funds.

(14) Be given ((timely)) thirty days written notice of changes in policies ((and)), procedures, and fees, including changes in level of care costs; ((and

PERMANENT

Response: Add level of care costs to requirement of thirty day notice of change. This change recommended by resident advocacy groups.

(17) Be free from physical and chemical restraints.

Response: This change adds the prohibition of restraints to the resident rights section. This change requested by resident advocacy groups.

WAC 388-76-467 Advance directives.

(2) A provider or resident manager shall provide the department's current booklet on health care rights to a resident at the times of admission. The written information shall explain the resident's right to make their own decision concerning medical care, including the right to accept or refuse medical or surgical treatment and the right to formulate advance directives.

Response: Add language to specify what written material should be provided residents regarding health care decisions.

(8) The provider, resident manager or other staff person shall provide emergency services personnel, when they arrive, with a copy of the resident's advance directives, if an advance directive has been completed by the resident.

Response: Add requirement to provide emergency services personnel with copy of a resident's advance directive as suggested by providers.

WAC 388-76-475 Service plan.

(1) The department in consultation with the resident and the resident's legal representative, if any, shall develop the service plan for ((state pay)) residents who have been placed by the department. The ((sponsor)) provider or resident manager shall follow the service plan in providing services to the ((state pay)) publicly-paid resident.

(2) The ((sponsor)) provider or resident manager shall develop the service plan in consultation with the resident. ((and)) resident's family, and resident's legal representative if appropriate, for private pay residents. The service plan shall include((s)), but is not limited to . . . . .

Response: Add clarifying language as suggested by resident advocacy groups.

WAC 388-76-530 Food services.

(6) Eliminate proposed requirement to date and properly store leftovers.

The remaining proposed revision items were retained as written.

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

October 1, 1992

Leslie F. James, Director  
Administrative Services

AMENDATORY SECTION (Amending Order 3131, filed 4/9/91, effective 5/10/91)

**WAC 388-76-030 Definitions.** Those terms in chapter 70.128 RCW shall have the same meaning when used in this chapter except as otherwise provided herein.

(1) "Abuse" means an act of physical or mental mistreatment or injury, ((harming)) which harms or ((threatening)) threatens a person through action or inaction by another individual.

(a) "Exploitation" means the illegal or improper use of a vulnerable adult or ((the)) that adult's resources for another person's profit or advantage.

(b) "Neglect" means a pattern of conduct resulting in deprivation of care necessary to maintain minimum physical and mental health.

(2) "Adult dependent person" means a person eighteen years of age or older found legally incompetent and in need of protection under chapter 11.88 RCW ((or found disabled to such a degree under this chapter that protection is needed)).

(3) "Adult family home" means a regular family abode of a person providing personal care, room, and board to more than one, but not more than four((;)) adults, not related by blood or marriage to the person or persons providing the services~~((; except,))~~. A maximum of six adults may be permitted if the department determines the home is of adequate size and the home and provider are capable of meeting standards and qualifications as provided for in ((law and this)) chapters 70.128 RCW and 388-76 WAC.

(4) "Adult family home license" means the license issued to the provider as identified on the license. The license shall not be transferred or assigned to another person. The license is only valid for the operation of an adult family home at the location specified on the license.

(5) "Adult in need of personal care" means a person eighteen years of age or older who, because of developmental disability or physical or mental disability, requires supervision and assistance in personal care services.

((5)) (6) "Advance directive" means a living will or durable power of attorney for health care that indicates a resident's wishes regarding medical treatment to be provided or not provided should the resident become so seriously ill the resident is unable to make their own decisions.

(7) "Ambulatory resident" means a resident physically and mentally capable of walking unaided or capable of independent mobility or transfer with the use of a cane, crutches, walkerette, walker, wheelchair, artificial limb, or other assistive device. A resident is considered nonambulatory when bedridden, immobile, unable to walk or move without assistance from another person, or unable to independently transfer.

((6)) (8) "Applicant" means a person who completes an adult family home license application.

((7)) (9) "Bedroom" means a living space set apart by floor-to-ceiling walls on all sides with all openings provided with doors or windows.

((8)) (10) "Board" means the availability of three or more daily meals.

((9)) (11) "Capacity" means the maximum number of persons permitted under adult family home care at a given time.

((10)) (12) "Complaint" means a verbal or written expression of concern filed with the licenser ((or)) other department staff, or the long-term care ombudsman. These concerns relate to licensed adult family home ((sponsor's)) provider's particular issues or incidents of noncompliance with the minimum licensing requirements as specified under ((chapter 70.128)) chapters 70.128 RCW and ((this chapter)) 388-76 WAC.

((11)) (13) Co-provider is synonymous with provider. "Co-provider" means a person licensed to operate an adult family home and does so in partnership with another licensed adult family home provider.

(14) "Department" means the department of social and health services.

~~((12))~~ (15) "Developmentally disabled adult" means a person eighteen years of age or older who the department determines is developmentally disabled as described under WAC 275-27-026.

~~((13))~~ (16) "Good cause" means ~~((the))~~ conditions providing for the best interest of the resident and the community. ~~((14))~~ Key elements to be considered when establishing good cause are:

(a) The needs of residents;

(b) The need for additional beds for vulnerable and developmentally disabled adults in this local community.

(17) "Imminent danger" means serious physical harm to or death of a resident occurred or a serious threat to resident life, health, or safety exists.

~~((15))~~ (18) "Literacy" means the ability to read and write.

(19) "Inspection" means an in-home visit conducted by an adult family home licensor for the purpose of evaluating compliance with the licensing requirements of chapter 70.128 RCW and ~~((this))~~ chapter 388-76 WAC. The term "inspection," as used in this chapter, is distinguished from investigations conducted by adult protective service workers under chapter 388-15 WAC.

~~((16))~~ (20) "Nursing care" means the practice of nursing by a licensed practical nurse (LPN) or registered nurse (RN) as specified under chapters 18.78 or 18.88 ~~((of 18-78))~~ RCW.

~~((17))~~ (21) "Other person((s)) on the premises" means resident manager, relief caregiver((s)), supportive assistance staff person, family member((s)) thirteen years of age or older, other relative((s)) and friend((s)) of the ~~((sponsor))~~ provider or resident manager with ~~((unmonitored))~~ unsupervised access to the residents in care.

~~((18))~~ (22) "Personal care" means assistance with the following tasks:

(a) Personal hygiene;

(b) Dressing;

(c) Bathing;

(d) Eating;

(e) Toileting;

(f) Ambulation;

(g) Transfer;

(h) Positioning;

(i) Self-medication;

(j) Body-care;

(k) Travel to medical services; and

(l) Essential shopping.

These tasks are provided to the resident as needed according to the resident's physical condition. The department may define and include additional tasks.

~~((19))~~ (23) "Premises" means the residence, other buildings, and adjoining grounds accessible to residents.

~~((20))~~ (24) "Private pay resident" means a resident whose cost of care is paid entirely without the assistance of state funds.

~~((21))~~ (25) "Provider" ~~((is synonymous with "sponsor."))~~ ~~((22))~~ means a person licensed under chapter 388-76 WAC to operate an adult family home. The provider shall reside at the adult family home. Exceptions may be authorized by the department for good cause, as defined under WAC 388-76-

030(16). A provider who owns more than one adult family home shall employ a resident manager for each additional home as required under WAC 388-76-080 (1)(e). In exceptional circumstances the licensed provider may be a corporation, board of directors, or other legal entity.

(26) "Publicly paid resident" means a resident receiving financial assistance from the state for paying adult family home cost of care through the state adult family home program, Title XIX personal care program, or C.O.P.E.S. (community options program entry system).

(27) "Relative" or "related" means a person related by birth, marriage, or adoption as follows:

(a) Parent((:));

(b) Grandparent((:));

(c) Brother((:));

(d) Sister((:));

(e) Son((:));

(f) Daughter((:));

(g) ~~((Step parent;))~~ Stepparent;

(h) ~~((Step brother;))~~ Stepbrother;

(i) ~~((Step sister;))~~ Stepsister;

(j) Uncle((:));

(k) Aunt((,-and/or));

(l) First cousin;

(m) Grandchild;

(n) Stepchild;

(o) Niece; or

(p) Nephew.

~~((23))~~ (28) "Relief caregiver" means a person designated by the ~~((sponsor))~~ provider or resident manager and who meets the relief caregiver standards to care for residents in the ~~((sponsor's))~~ provider's or resident manager's absence.

~~((24))~~ (29) "Resident" means any adult person unrelated to the ~~((sponsor))~~ provider living in an adult family home and receiving room, board, and personal ~~((,-and/))~~ or special care and supervision, as defined by the department ~~((,-in-an adult-family-home))~~.

~~((25))~~ (30) "Resident manager" means an employee of the provider who is directly responsible for the care of residents on a twenty-four-hour per day basis, and who meets the same standards as the provider.

(31) "Restraint" means any physical device or chemical substance which restricts movement or mental capacity of a resident. Seat belts mounted and used in an automobile, truck, recreational vehicle, airplane or boat are safety devices not included in this definition of restraints when legally required or properly used.

(32) "Service plan" means a written description of a resident's needs and capabilities, including ~~((who,))~~ when, ~~((and))~~ how often, and for whom personal care services are provided and the expected outcomes.

~~((26))~~ (33) "Special care" means care beyond personal care and other services authorized through an exception to policy process. Special care services are provided to persons ~~((suffering chronic long term health conditions))~~ with special needs. Persons with special needs may include, but are not limited to, persons with developmental disabilities, mental illness, traumatic brain injury, or dementia due to disease or the process of aging.

~~((27))~~ "Sponsor" means a person licensed under this chapter to operate an adult family home. The sponsor shall reside at the adult family home. Exceptions may be autho-

ized by the department for good cause, as defined in the rule.

~~((28))~~ "State pay resident" means a resident receiving financial assistance from the state for paying adult family home cost of care.

~~((29))~~ (34) "Supervision" means a ~~((sponsor))~~ provider or resident manager available to:

(a) Help the ~~((client))~~ resident with personal care tasks that cannot be scheduled, for example, toileting, ambulation, transfer, positioning, some medication assistance;

(b) Provide protective supervision to a ~~((client))~~ resident who cannot be left alone because of confusion, forgetfulness, or lack of judgment; or

(c) Intervene on a resident's behalf if a crisis arises.

~~((30))~~ (35) "Supportive assistance" means assistance with caregiving tasks provided to residents ~~((and))~~ or home ~~((care))~~ by ~~((co-sponsor))~~ co-provider or resident manager, employed staff, or appropriate others at the same time the ~~((sponsor))~~ provider, resident manager, or relief caregiver is present in the adult ~~((care))~~ family home.

~~((31))~~ (36) "Vulnerable adult" means a person sixty years of age or older and unable to care for or protect self because of a functional, mental, or physical disability.

**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.

**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 3131, filed 4/9/91, effective 5/10/91)

**WAC 388-76-040 Application or renewal for license.**

(1) Persons making application or renewal for a license under this chapter shall do so upon department-provided application forms. The application forms shall contain and request information the department reasonably requires. The application shall be made by and in the name of the person who shall be the adult family home ~~((sponsor))~~ provider.

(2) The department shall send the ~~((sponsor))~~ provider a license application form and written notice no later than one hundred twenty days before the license expiration date. The ~~((sponsor))~~ provider shall apply for license renewal no later than ninety days before the license expiration date. Submittal of a renewal application and fee before the license expiration date shall keep the license in effect until the department takes action. If the renewal application and applicable fee are not submitted before the expiration date, the department shall treat the home as an unlicensed facility. The department shall have the authority to investigate the accuracy of any information included in the application for a license.

(3) The applicant shall submit additional information the department considers necessary for proper administration of ~~((this))~~ chapter 388-76 WAC. The department shall make investigations of the applicant, resident manager, relief caregivers, supportive assistance staff persons, and members of the applicant's household. The department may require the following additional information from the applicant,

provider, resident manager, staff, and members of their household as the department deems necessary to protect the health and safety of residents:

(a) Sexual deviancy evaluations;

(b) Substance and alcohol abuse evaluations;

(c) Psychiatric evaluations;

(d) Psychological evaluations; and

(e) Medical evaluations.

The department shall only require such an evaluation if it is deemed necessary to protect the health and safety of the residents.

(4) The department shall make a criminal history check of all applicants, resident managers, relief caregivers, supportive assistance staff persons, and adult members of the applicant's household before an initial license is issued or a license is renewed. The department shall furnish, upon request from the ~~((sponsor))~~ provider, a copy of the completed State Patrol criminal history check for any person involved in the ~~((sponsor-s))~~ provider's adult family home operation. This rule does not apply to release of the provider's criminal history check which the department shall keep confidential.

(5) The department shall issue licenses provided under this chapter for a period of one year.

(6) A ~~((sponsor))~~ provider or resident manager may accept a ~~((state pay client))~~ publicly-paid resident into the adult family home only if the ~~((sponsor))~~ provider is licensed and has ~~((an))~~ a current adult family home contract ~~((with the department))~~.

(7) If the department finds the home is not in compliance with licensing standards as set forth in chapter 70.128 RCW and ~~((this))~~ chapter 388-76 WAC, the department shall require the home to correct any violations of licensing standards in a time frame specified by the department. If corrections are not made within this time period, the department may take one or more of the following actions:

(a) Refuse to issue or renew a license;

(b) Suspend, revoke, or refuse to renew a license; or

(c) Suspend admissions to the adult family home.

(8) The department shall issue or renew a license to an adult family home if:

(a) The department finds the applicant and the home are in compliance with chapter 70.128 RCW and the rules adopted under this chapter;

(b) The applicant ~~((has no))~~ does not have a prior violation(s) of the rules pertaining to adult family home licensing in either the home the applicant is applying for or any other adult family home within the past five years resulting in revocation or nonrenewal of a license;

(c) The applicant ~~((has no))~~ does not have a prior violation of any other law regulating residential care facilities within the past five years resulting in revocation or nonrenewal of a license.

(9) The department shall serve upon the applicant a copy of the decision granting ~~((or))~~, denying, or not renewing an application for a license. An applicant shall have the right to contest denial of the applicant's application for a license by requesting a hearing, in writing, within ten days after receipt of the notice of denial. The proceedings shall be governed by the Administrative Procedure Act (chapter 34.05 RCW) and chapter 388-08 WAC ~~((by requesting a hearing,~~

in writing, within ten days after receipt of the notice of denial)).

**AMENDATORY SECTION** (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-045 Unlicensed facilities.** (1) A public agency contractor or employee shall not place, refer, or recommend placement of a person into an adult family home operating without a license.

(2) A public agency contractor or employee knowing or with reason to know an adult family home is operating without a license shall report the adult family home's name and address to the department. The department shall investigate any report filed under this section.

(3) ~~((The department may deny the application of))~~ A person operating or maintaining an adult family home without a license under this chapter is guilty of a misdemeanor. Each day of a continuing violation after conviction is considered a separate offense.

(4) Notwithstanding the existence or use of any other remedy, the department may, in the manner provided by law, upon the advice of the attorney general who shall represent the department in the proceedings, maintain an action in the name of the state. Such action may include an injunction or other process against a person to restrain or prevent the operation or maintenance of an adult family home without a license under this chapter.

**AMENDATORY SECTION** (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-070 General qualifications of ~~((sponsor, relief caregiver, and supportive assistance))~~ provider, staff persons, and other persons on the premises.** (1) The adult family home ~~((sponsor))~~ provider and resident manager shall meet the following minimum qualifications:

- (a) Twenty-one years of age or older;
- (b) Be of good moral and responsible character and reputation;
- (c) Literate;
- (d) Able to carry out the requirements of this chapter;
- (e) Have an approved TB skin test or X-ray;
- (f) Have an unexpired first aid/CPR card or have attended the department's approved training regarding emergency procedures and CPR within two years prior to the licensing date. The department may exempt currently licensed registered or practical nurses if the applicant shows that the training prepared them for emergency procedures;

(g) Have a satisfactory criminal history check indicating no conviction, finding, or proceeding that is of concern as specified under RCW 43.43.830 and 43.43.832; ((and))

(h) Have successfully completed appropriate training on ~~((the prevention, transmission, and treatment of human immunodeficiency virus (HIV) and acquired immunodeficiency syndrome (AIDS)))~~ infection control;

(i) Have successfully completed the required basic training as provided by the department or the department's approved, contracted training providers; and

(j) Be a resident of the state of Washington.

(2) The relief caregiver shall meet the following minimum qualifications:

- (a) Eighteen years of age or older;

(b) Be of good moral and responsible character and reputation;

(c) Literate;

(d) Have an approved TB skin test or X-ray;

(e) Have an unexpired first aid/CPR card or have attended the department's approved training regarding emergency procedures and CPR within two years prior to the date of their employment;

(f) Have a satisfactory criminal history check indicating no conviction, finding, or proceeding that is of concern as specified under RCW 43.43.830 and 43.43.832; and

(g) Have successfully completed appropriate training on ((the prevention, transmission, and treatment of human immunodeficiency virus (HIV) and acquired immunodeficiency syndrome (AIDS))) infection control.

(3) The supportive assistance staff person shall meet the following minimum qualifications:

(a) Eighteen years of age or older;

(b) Be of good moral and responsible character and reputation;

(c) Have an approved TB skin test or x-ray;

(d) Have a satisfactory criminal history check indicating no conviction, finding, or proceeding that is of concern as specified under RCW 43.43.830 and 43.43.832; and

(e) Have successfully completed appropriate training on ((the prevention, transmission, and treatment of human immunodeficiency virus (HIV) and acquired immunodeficiency syndrome (AIDS))) infection control.

(4) The ~~((sponsor))~~ provider, resident manager, ((and)) relief caregiver, and supportive assistance staff person shall have the understanding, language skills, physical health, emotional stability, personality, and skills to meet the physical, mental, emotional, and social needs of residents.

(5) The ~~((sponsor and))~~ provider, resident manager, relief caregiver ((and)), supportive assistance staff person, and other persons on the premises shall not have been convicted of abuse ~~((and))~~ or any crime involving physical harm to another person as specified under RCW 43.43.830 and 43.43.832.

(6) The ~~((sponsor))~~ provider, resident manager, relief caregiver, ((and)) supportive assistance staff person, and other persons on the premises shall not have been found, by a court in a protection proceeding, to have abused or financially exploited a vulnerable adult as specified under chapter 74.34 RCW.

(7) The ~~((sponsor))~~ provider, resident manager, relief caregiver, and supportive assistance staff person shall ((specify)) report, in writing, to the department their conviction for crimes against persons and crimes relating to financial exploitation where the victim is a vulnerable adult as defined under RCW 43.43.830.

(8) The ~~((sponsor))~~ provider shall notify the department by submitting a completed criminal history check request form and a relief caregiver form before employing a relief caregiver or supportive assistance staff person on a conditional basis. The ((sponsor)) provider may employ a relief caregiver and supportive assistance staff person pending completion of the background investigation and ((HIV/AIDS)) infection control training. In an extraordinary situation requiring immediate employment action, the ((sponsor)) provider shall notify the department within ((forty-eight)) seventy-two hours after employing a relief

caregiver or supportive assistance staff person. The ~~((sponsor))~~ provider shall submit to the licensor the properly completed form requesting a criminal history check within seven days after the relief caregiver and supportive assistance staff person begin employment in the adult family home.

(9) ~~((No))~~ A licensed adult family home ((sponsor)) provider, resident manager, relief caregiver, or supportive assistance staff person shall not provide skilled nursing care unless licensed and registered under chapters 18.78 or 18.88 ((or 18.78)) RCW.

(10) The relief caregiver or supportive assistance staff person shall not be a resident requiring care.

(11) Providers shall assure that other persons on the premises who have unsupervised access to a resident shall be persons of good character.

(12) The department may, require the following additional information from the applicant, provider, resident manager, relief caregiver, staff and members of their household or other persons on the premises having unsupervised access to residents as the department deems necessary to protect the health and safety of residents:

- (a) Sexual deviancy evaluations;
- (b) Substance and alcohol abuse evaluations;
- (c) Psychiatric evaluations;
- (d) Psychological evaluations; and
- (e) Medical evaluations.

The department shall only require such an evaluation if it is deemed necessary to protect the health and safety of the residents.

AMENDATORY SECTION (Amending Order 2761, filed 2/13/89)

**WAC 388-76-080 Multiple facility ownership.** ~~((No sponsor))~~ (1) A licensed provider shall ((be licensed to)) not concurrently operate more than one adult family home ((concurrently)). ((An individual shall not be employed by a corporation partnership, or individual to operate an adult family home. Being employed by someone to operate an adult family home shall be grounds for denial, suspension, or revocation of that application or license and all associated applications and licenses.))

(2) Exceptions may be authorized by the department for good cause when the provider:

(a) Assures that each home meets the minimum licensing requirements established under chapter 70.128 RCW and this chapter;

(b) Establishes to the department's satisfaction that the provider possesses the skills and abilities to successfully operate multiple facilities;

(c) Maintains an updated, written staffing plan that assures safety and adequate service administration on a twenty-four-hour basis in each facility, in all circumstances;

(d) Establishes and maintains a humane, safe, and home-like environment for each facility and promotes a high degree of independent living for residents;

(e) Is a resident of the state of Washington;

(f) Employs or otherwise engages by contract a qualified resident manager in those homes in which the provider does not reside; and

(g) Has a current history of operating a licensed adult family home in compliance with the minimum licensing regulations in the state of Washington for one year or more.

(3) A licensed provider shall not own, rent, lease, or have a financial interest in more than four adult family homes at one time.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-085 General standards.** A ~~((sponsor))~~ provider shall assure the following standards:

(1) The ~~((sponsor))~~ provider/resident manager shall maintain the adult family home internally and externally in good repair and condition. The home shall have safe and functioning systems for heating, cooling, hot and cold water, electricity, plumbing, garbage disposal, sewage, cooking, laundry, artificial and natural light, ventilation, and any other feature of the home. ~~((Steps))~~ The provider shall ((be provided)) provide steps with handrails as determined necessary by the department. The provider shall provide emergency lighting devices, such as flashlights, ((shall be)) in working order, available and easily accessible to ((sponsors)) providers, relief caregivers, and residents.

(2) The adult family home shall be maintained in a clean and sanitary manner, including proper food handling and hygiene practices.

(3) The adult family home shall have clean, functioning, safe, adequate household items and furnishings to provide for the needs of residents.

(4) The ~~((sponsor))~~ provider shall assure an adult family is located on a well-drained site free from hazardous conditions.

(5) ~~((Sponsors))~~ The provider or resident manager shall be able to gain rapid access to any bedroom, shower room, bathroom, or other room occupied by residents in case of emergency.

(6) The ~~((sponsor))~~ provider shall provide one or more operating, nonpay ~~((telephone or more))~~ telephones on the premises accessible to residents and affording privacy. ~~((telephone shall be available for emergency))~~ provider shall provide residents reasonably available telephones for incoming or outgoing use at all times.

AMENDATORY SECTION (Amending Order 3131, filed 4/9/91, effective 5/10/91)

**WAC 388-76-087 Inspections.** (1) The department shall inspect an adult family home regarding compliance with licensing standards set forth in chapter 70.128 RCW and this chapter at the time of initial licensure.

(2) The department shall inspect licensed homes regarding compliance with licensing standards set forth in chapter 70.128 RCW and this chapter at least once every eighteen months. ((The department shall notify the sponsor, in writing, two weeks or more in advance of a regular inspection.))

(3) When a licensing complaint is received regarding noncompliance with licensing standards set forth in chapter 70.128 RCW and this chapter, the department may inspect,



without written notice, a licensed home. At the time of the licensing complaint inspection, the department shall furnish the ~~((sponsor))~~ provider or resident manager with a written copy of the complaint. The ~~((name))~~ identity of the complainant shall remain confidential.

(4) During licensing and complaint inspections of an adult family home, the department shall have access and authority to examine areas and articles in the home used to provide resident care or support, including resident's records, accounts, equipment, and the physical premises. The department ~~((also has))~~ shall have the authority to interview the ~~((sponsor))~~ provider or resident manager, relief caregiver, supportive assistance staff person, residents, guardian ~~((and))~~, resident advocates of an adult family home, and other person on the premises.

(5) When conducting a licensing and complaint inspection, the department shall prepare a written report summarizing all information obtained during the inspection. If the home is in violation of ~~((this))~~ chapter 388-76 WAC, the department shall provide the ~~((sponsor))~~ provider a copy of the licensing inspection report at the same time as a notice of violation is served. If the home is not in violation of ~~((this))~~ chapter 388-76 WAC, the department shall mail the ~~((sponsor))~~ provider a copy of the inspection report within ten days of the home inspection. The department shall make available to the public, during business hours, all department licensing inspection reports that pertain to compliance with chapter 70.128 RCW and this chapter.

(6) The department shall, in the licensing inspection report ~~((shall))~~, describe any of the ~~((sponsor's))~~ provider's corrective measures which are to be completed ~~((and necessary))~~ in order to pass a reinspection ~~((and will))~~. The department shall include in the inspection report a reasonable time frame dependent upon the seriousness of the violation(s) that shall specify when the provider or resident manager shall complete corrections ~~((shall be completed))~~. If the department finds, upon reinspection of the home, the corrective measures are satisfactorily implemented, the department shall cease any actions taken against the home. This section shall not require the department to license or renew the adult family home's license where serious physical harm or death occurred to a resident due to the action or inaction of the ~~((sponsor))~~ provider or resident manager or person(s) under their authority.

(7) An ~~((applicant/sponsor))~~ applicant, provider, and person(s) under their authority, reported to be a perpetrator of abuse, neglect, or exploitation shall be subject to chapters 26.44, 74.34 RCW, and the regulations contained in WAC 388-15-120. The department may immediately deny, revoke, or suspend the license of an ~~((applicant/sponsor))~~ applicant/provider found to be a perpetrator of abuse, neglect, or exploitation. The department may take this action without providing the ~~((applicant/sponsor))~~ applicant/provider an opportunity for corrective action as outlined in this chapter.

(8) An adult family home shall have readily available for the public's review:

- (a) The adult family home's license to operate; ~~((or))~~ and
- (b) Copies of all licensing and complaint inspection reports the adult family home received from the department for the past three years.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-090 Licensure—Denial, suspension, or revocation.** (1) Disqualified applicants. Before granting a license and as a condition for continuance of a license, the department shall consider separately and jointly the ability of each applicant to ~~((sponsor))~~ operate an adult family home in accordance with the law and this chapter. If the department disqualifies an applicant in accordance with this chapter, the department shall deny, suspend, revoke, or not renew the applicant's license.

(a) The department shall disqualify any applicant who has engaged in the past year or is engaging in illegal use of drugs or excessive use of alcohol.

(b) The department shall consider only convictions and pending charges reported during a criminal history check or other investigations. The department shall disregard arrests not resulting in charges and dismissed charges.

(c) The department shall disqualify any applicant who ~~((within seven years of the date of application for a license))~~ was~~(:~~

~~(i) Released from prison;~~

~~(ii)) convicted of ((a felony or any crime involving physical harm to another. This shall be an issue if the conviction or identification is reasonably related to the competency of the person to exercise responsibilities for home management, supervision, and full-time family care and the department determines, after investigation, that such person has not been sufficiently rehabilitated subsequent to the conviction or identification to warrant public trust)) any one or combination of the following offenses within the state of Washington or their equivalents in jurisdictions outside of the state of Washington:~~

~~(i) Aggravated murder;~~

~~(ii) Murder in the first degree;~~

~~(iii) Murder in the second degree;~~

~~(iv) Manslaughter in the first degree;~~

~~(v) Manslaughter in the second degree;~~

~~(vi) Simple assault, assault in the fourth degree, or the same offense as it may be renamed if the assault involves physical harm to another person and the most recent pending charges or conviction occurred five years or less from the date of application;~~

~~(vii) Assault in the first degree;~~

~~(viii) Assault in the second degree;~~

~~(ix) Assault in the third degree;~~

~~(x) Custodial assault;~~

~~(xi) Vehicular homicide;~~

~~(xii) Criminal mistreatment in the first degree;~~

~~(xiii) Criminal mistreatment in the second degree;~~

~~(xiv) Kidnapping in the first degree;~~

~~(xv) Kidnapping in the second degree;~~

~~(xvi) Unlawful imprisonment;~~

~~(xvii) Rape in the first degree;~~

~~(xviii) Rape in the second degree;~~

~~(xix) Rape in the third degree;~~

~~(xx) First degree rape of a child;~~

~~(xxi) Second degree rape of a child;~~

~~(xxii) Third degree rape of a child;~~

~~(xxiii) Child molestation in the first degree;~~

~~(xxiv) Child molestation in the second degree;~~

(xxv) Child molestation in the third degree;  
(xxvi) Sexual misconduct with a minor in the first degree;

(xxvii) Sexual misconduct with a minor in the second degree;

(xxviii) Indecent liberties;

(xxix) Burglary in the first degree;

(xxx) Extortion in the first degree;

(xxxi) Extortion in the second degree;

(xxxii) Extortion in the third degree;

(xxxiii) Theft in the first degree;

(xxxiv) Theft in the second degree and the most recent pending charges or conviction occurred five years or less from the date of application;

(xxxv) Theft in the third degree and the most recent pending charges or conviction occurred three years or less from the date of application;

(xxxvi) Forgery and the most recent pending charges or conviction occurred five years or less from the date of application;

(xxxvii) Robbery in the first degree;

(xxxviii) Robbery in the second degree;

(xxxix) Incest;

(xl) Selling or distributing erotic material to a minor;

(xli) Promoting prostitution in the first degree;

(xlii) Promoting prostitution in the second degree;

(xliii) Sexual exploitation of a minor;

(xliv) Communication with a minor for immoral purposes;

(xlv) Child selling - child buying;

(xlvi) Arson - first degree;

(xlvii) Prostitution, and the most recent pending charges or conviction occurred three years or less from the date of application;

(xlviii) Patronizing a juvenile prostitute;

(i) Child abandonment;

(l) Malicious harassment;

(li) Promoting pornography;

(lii) Child abuse or neglect as defined under RCW 26.44.020;

(liii) Violation of child abuse restraining order;

(liiv) First or second degree custodial interference;

(liv) Crimes against persons as defined under RCW 43.43.830;

(lvi) Conviction of a crime relating to financial exploitation of a vulnerable adult as defined under RCW 43.43.830 except as exempted in RCW 43.43.842;

(lvii) Having been found in any disciplinary board final decision to have neglected, abused, or exploited a vulnerable adult under RCW 43.43.830;

(lviii) Being the respondent in a protective proceeding under chapter 74.34 RCW.

~~((e))~~ (d) The department shall disqualify applicants who, in this state or elsewhere, have for cause been denied a license ~~((or))~~, had a license ~~((suspended or))~~ not renewed, or had a license revoked within the prior five years to operate a ~~((hospital))~~ nursing home, boarding home, adult family home, or a facility for the care of:

(i) Children; or

(ii) ~~((Developmentally))~~ Disabled or ~~((aged))~~ elderly adults.

(e) When a criminal history inquiry reveals a prospective care provider has been charged with or convicted of an offense, or has been listed in the Washington State Patrol (WSP) criminal history file as a person found to be a perpetrator of substantiated child abuse or neglect or a child abuser in a civil adjudication or disciplinary board final decision, the department shall take action as follows:

(i) When the department confirms the subject's name appears on the aforementioned WSP file of child abusers, that person shall not be licensed, employed by providers or contractors, serve in a volunteer capacity for providers or contractors, or otherwise be authorized by the department to provide care;

(ii) When 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 a pending license authorization to provide care. When 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;

(iii) When 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 a provider's licensure or authorization to provide care;

(iv) When the inquiry reveals the subject has been convicted of an offense not listed, or has a conviction outside of the time limitations specified by statute or rule, the department shall consider such information in determining the character, suitability, and competence of the prospective care provider as required by chapter 70.128 RCW. However, the department shall not use the subject's 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 prospective care provider's previous offenses as well as the vulnerability of the clients.

(f) The offenses of simple assault, assault in the fourth degree, prostitution, theft in the second, and theft in the third degree, and forgery, or the same offenses as they may be renamed, do not automatically disqualify an applicant from a license or an employee from employment in an adult family home.

(2) The department may deny, suspend, or revoke a care provider's license for failure to comply with the provisions of chapter 70.128 RCW and rules contained in this chapter or for any of the following reasons:

(a) Knowingly or with reason to know made a false statement of material fact:

(i) On the license application or any data attached thereto; or

(ii) In any matter under investigation by the department~~((;))~~.

(b) Operates an adult family home without a license or under a revoked license;

(c) Willfully prevents or interferes with any inspection or investigation by the department, local fire protection authority, or state fire marshal to inspect the premises;

(d) Commits, permits, aids, or abets the commission of any illegal act on the premises;

(e) Commits, permits, aids, or abets assault, abuse, neglect, exploitation, or cruelty;

(f) Fails to provide adequate resident supervision;

(g) Allows unqualified persons to care for residents;

(h) Displays an inability to care for residents consistent with WAC 388-76-465, Resident Rights;

(i) Misappropriates resident property;

(j) Refuses to permit authorized department representatives to:

(i) Have access to the adult family home resident records; or

(ii) Interview residents.

(k) Exceeds the licensed adult family home capacity; and

(l) Refuses access by the state, regional or volunteer long-term care ombudsman to the adult family home, residents or, upon consent of the resident or resident's legal representative, resident records. Such access is required by the Older Americans Act, 42, USC 3027 and chapter 43.190 RCW et seq. and chapter 388-18 WAC et seq.

(3) The department has the authority to immediately suspend a license if the department finds conditions at the adult family home constitute an imminent danger to residents. The department may commence an action in superior court to enjoin the operation of an adult family home if it finds that conditions there constitute an imminent danger to residents. The department shall issue a stop placement order and assist with relocation of residents when the department finds adult family home conditions constitute an imminent danger to residents.

(4) If the department denies(~~(, suspends, revokes,)~~) or fails to issue or renew a license (~~(or issue a stop placement order)~~), the department decision becomes final ten days after the (~~(same)~~) notice is served upon the applicant or (~~(license)~~) provider unless a hearing is requested in writing. The proceedings shall be governed by the Administrative Procedure Act (chapter 34.05 RCW) and chapter 388-08 WAC.

(5) If the department suspends or revokes a license or issues a stop placement order, the department decision becomes final twenty-eight days after the notice is served upon the provider unless a hearing is requested in writing. The proceedings shall be governed by the Administrative Procedure Act (chapter 34.05 RCW) and chapter 388-08 WAC.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-100 License fees.** (1) ~~The ((applicant/sponsor shall submit the license fee with the application. The license fee shall be set at fifty dollars per year for each home.))~~ department shall charge each adult family home a fifty dollar processing fee (~~((shall also be charged each adult family home))~~) when the home is initially licensed.

(2) The applicant/provider shall submit the license fee with the completed application.

(3) The department shall charge the applicant/provider a fifty dollar license fee per year for each home licensed.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-110 Discrimination prohibited.** (1) The ((sponsor)) provider, resident manager, relief caregiver, and staff shall comply with federal and state statutory and regulatory requirements regarding nondiscrimination.

(2) A person residing in an adult family home shall not be subjected to discrimination because of race, color, national origin, sex, age, religion, creed, marital status, disabled or Vietnam Era Veteran status, or the presence of any physical, mental, or sensory handicap.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-130 Persons subject to licensing.** A person providing full-time care in the person's own home or in a home in which the person does not live but owns, leases, or has financial interest and operates as an adult family home for an unrelated adult in need of room, board, supervision, personal, (~~(and)~~) or special care shall be subject to licensing requirements of this chapter when the total resident census includes:

(1) One or more (~~((state pay))~~) residents whose care is purchased with publicly-paid funds; or

(2) Two or more private pay residents.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-155 Exceptions.** (1) An applicant or provider may request and the department may grant an exception from ((all requirements in chapter 388-76 WAC excluding requirements listed in subsection (2) of this section. The department shall grant an exception only upon justification given to ensure an exception does not jeopardize the resident's health and safety.

(2) any of the regulations in chapter 388-76 WAC; except, the department shall not grant an exception from requirements relating to:

(a) Inspections;

(b) Resident rights;

(c) Access to the adult family home or resident records;

(d) Resident's file and records;

(e) License fees;

(f) Criminal History check requirements as stated in RCW 43.43.830 and 43.43.832; or

(g) Any section required by (~~((chapter 70.128 RCW))~~) statute.

~~((3))~~ (2) The department shall not grant an exception related to fire safety requirements without approval of the appropriate local fire inspector.

(3) The department may grant an exception only upon justification given to ensure an exception does not jeopardize resident health and safety.

(4) The department shall consider each exception to policy request as separate and independent from previously granted or denied exception requests.

(5) The department shall grant or deny exceptions, in writing, and review the exceptions at the time of license renewal, if not earlier.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-160 Capacity.** (1) The department shall license an adult family home for no more than four adults. A maximum ~~((exception))~~ of six adults may be permitted when the department determines the home is of adequate size and the home and provider are capable of meeting standards and qualifications as provided for ~~((in-law))~~ under chapter 70.128 RCW and this chapter. There shall not be ~~((no))~~ more than the home's maximum licensed capacity of adults unrelated to the ~~((sponsor))~~ provider requiring full-time care living on the premises at one time.

(2) ~~((Sponsors))~~ Providers approved to care for five or six residents shall assure they or their resident managers have supportive assistance from a ~~((co-sponsor))~~ co-provider, employed staff, or appropriate other(s) persons. A provider shall provide supportive assistance ~~((shall be provided))~~ in the following ratios:

(a) When caring for five residents, supportive assistance staff shall be ~~((available))~~ present and working at least twenty hours per week during the normal hours residents are awake and present in the home;

(b) When caring for six residents, supportive assistance staff shall be ~~((available to residents))~~ present and working at least forty hours or more per week during the hours the residents are normally awake and present in the home.

(3) ~~((Sponsors))~~ A provider or resident manager may provide care for a maximum of two persons ~~((suffering))~~ with mental or physical handicaps of such severity as to require nursing care if the ~~((sponsor))~~ provider or resident manager is qualified, by training ~~((and))~~ or experience, to provide proper care and the person's treatment is under a physician's supervision.

(4) ~~((No sponsor))~~ A provider or resident manager shall not provide care for more than one nonambulatory resident unless ~~((the sponsor has regular full-time assistance))~~ there is, in addition, a regular twenty-four-hour per day assistant. No provider or resident manager shall provide care for more than two nonambulatory residents at one time.

(5) The total number of persons in the home shall not exceed five for each toilet. A portable toilet or commode may be counted in the number of toilets available.

(6) When a ~~((sponsor))~~ provider or resident manager provides respite ~~((and))~~ or day care, in addition to adult family home care, the total number of persons in care shall not exceed the licensed capacity for that home.

(7) A ~~((sponsor))~~ provider shall ~~((knowingly))~~ accept only residents for whom the ~~((sponsor))~~ provider or resident manager is qualified to meet the resident needs and assure resident safety in the ~~((sponsors'))~~ provider's care. ~~((No sponsor))~~ A provider or resident manager shall not knowingly admit for care a person who is a danger to ~~((themselves))~~ self or to others.

(8) The provider shall provide relief care for the resident manager on a weekly basis.

(9) The department shall determine the licensed capacity of a home by evaluating the ability of the provider to meet

the care needs of residents, the fire safety standards for evacuation, and compliance with the physical structure requirements of those rules. Determination of a home's maximum licensed capacity shall include consideration of the total household composition, including children and relatives requiring twenty-four-hour per day care and supervision.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-170 ~~((Sponsors'))~~ Providers' or resident managers' outside employment.** When ~~((both sponsors in a two-sponsor home))~~ all providers or the single ~~((sponsor in a one-sponsor))~~ provider in an adult family home are employed outside the home, the department ~~((may))~~ shall give written approval or disapproval for licensure and placement in that adult family home. The department shall base approval ~~((shall be based on))~~ upon justification that the ~~((sponsor))~~ provider is able to provide adequate full-time care to the residents. In multiple facilities, the provider shall assure a resident manager lives in the licensed adult family home and is available twenty-four hours a day for the care of the residents.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-180 ~~((Sponsor))~~ Provider or resident manager absence from home.** The ~~((sponsor))~~ provider shall have a written plan, approved by the department, for providing resident care during any absence of the ~~((sponsor))~~ provider or resident manager from the home. This rule does not apply to the ~~((sponsor's))~~ provider's or resident manager's short absences for shopping, errands, or other appointments unless the resident's condition requires full-time supervision.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-185 Placement of residents outside home.** (1) The ~~((sponsor))~~ provider or resident manager shall not ~~((temporarily))~~ place ~~((state-pay))~~ publicly-paid residents in another home without the approval of the:

(a) Department and resident; or

(b) ~~((The))~~ Department and resident's guardian or responsible relative.

(2) When an emergency such as fire or flood necessitates a temporary move, the ~~((sponsor))~~ provider shall notify the department no later than the first working day following the move.

(3) A provider, resident manager, or other staff may not transfer residents of multiple facilities from one home to another home owned by the same provider without a thirty-day written notice to the resident and to the department for a publicly-paid resident. The resident, resident's family, the resident's guardian or other legal representative shall approve or not approve the transfer.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-200 Fire safety.** (1) Every room used by persons under care shall have a fully opening window of sufficient size and free of obstructions for emergency escape or rescue unless the room has:

- (a) Two separate doors; or
- (b) One door leading directly to the outside.

(2) When resident bedroom windows are fitted with storm windows, the provider shall equip the storm windows with approved release mechanisms which are easily opened from the inside without the use of a key or special knowledge or effort;

(3) The provider shall assure that every occupied area used by persons under care shall have access to one exit or more and shall not ((passing)) pass through a room((s)) or space((s)) subject to being locked or blocked from the opposite side((- (3) No));

(4) The provider shall prohibit use as living space ((shall be)) any area accessible only by ladder, folding stairs, or a trap door((- (4) ));

(5) The provider shall assure every bathroom door lock ((shall)) opens from the outside in an emergency((- (5) ));

(6) The provider shall assure every closet door ((shall)) opens from the inside((- (6) No));

(7) The provider shall not locate a stove or heater ((shall be located)) where the stove or heater blocks a resident's escape.

~~((7))~~ (8) The provider shall store flammable or combustible material ((shall be stored)) away from exits and in areas not accessible to persons under care((- (8) ));

(9) A provider whose licensed home is equipped with open flame devices, cooking appliances, and other similar products shall ((be used)) use them in a safe manner((- (9) ));

(10) The department shall prohibit portable oil, gas, kerosene, and electric space heaters ((shall be prohibited)), except in case of a power outage when the portable space heater is the home's only available heat ((available-- (10) ));

(11) An adult family home shall have a posted, written plan for evacuation to safe areas in the event of fire. All residents, resident managers, and relief caregivers shall be instructed in emergency evacuation procedures. The provider shall conduct fire drills ((shall be conducted)) at least every two months. The ((sponsor)) provider or resident manager shall maintain a log of dates and times of fire drills. At the time of fire evacuation drills, the ((sponsor)) provider shall verify:

- (a) Fire extinguishers are fully charged; and
- (b) Smoke detectors are in proper working order.

~~((11) There shall be)~~ (12) The provider shall provide and have readily available an approved ((, 2A-rated or larger)) 2-A:10-B:C rated, fire extinguisher in proper operating condition on each floor of living space of the adult family home. Where local fire authorities require installation of a different type or size of fire extinguisher, the requirement of the local authority shall prevail. ((12)) The provider shall maintain each required fire extinguisher in proper operating condition and shall have each required fire extinguisher inspected, and serviced annually, by a department-approved certifying agency;

(13) The provider shall locate an approved automatic smoke detector, in working order, ((shall be located)) in proximity to the area where residents sleep. In addition, the provider shall provide a smoke detector ((shall be located)) in each resident's bedroom and ((there shall be)) one smoke detector in working order on each floor of a multi-level home. For violations in maintaining battery-operated smoke detectors, the department may require the provider hard ((wiring of)) wire the smoke detector into the home electrical system((- (13) ));

(14) If the ((sponsor's)) provider's or resident manager's bedroom is not within hearing distance of resident bedrooms, the department may require the provider provide a call bell or intercom system((- (14) ));

(15) An adult family home located in a rural area where there is ((no)) not a public fire district shall ensure fire protection is available to the adult family home((-

~~Beginning July 1, 1990, adult family homes with dead-bolt locks on exterior doors shall have single motion door locks. Sliding doors are not considered exterior doors for purposes of this section. (16) Sponsors));~~

(16) The provider shall assure outside exit doors shall open from the inside, without the use of a key or any special knowledge or effort;

(17) Providers or resident managers shall not house nonambulatory residents above or below the ground level of the home((- (17) )); and

(18) The ((sponsor)) provider shall notify the department of any fire on the premises by the first working day following the fire.

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.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-220 Corporal punishment and physical and chemical restraints.** (1) The department and adult family home provider shall prohibit corporal punishment and physical and chemical restraints ((are prohibited)).

~~((1))~~ (2) The department and adult family home provider shall prohibit restraints or physical contact in order to punish or discipline a resident ((is prohibited)). Prohibited conduct includes, but is not limited to:

- (a) Striking with the hand;
- (b) Striking with an object;
- (c) Biting;
- (d) Kicking;
- (e) Shoving;
- (f) Choking;
- (g) Pulling of hair((- and));
- (h) Tripping; and
- (i) Seclusion.

(2) Physical restraint of a resident is prohibited.

(a) Prohibited physical restraints shall include, but are not limited to:

- (i) Sleeper holds;
- (ii) Arm twisting;
- (iii) Hair holds;
- (iv) Using chemicals not included in the plan of care.

(b) Prohibited mechanical restraints shall include, but are not limited to:

- (i) Hand coverings used to restrict motion;
- (ii) Belt restraints;
- (iii) Chest restraints;
- (iv) Gerichair.

**AMENDATORY SECTION** (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-240 Resident's records and information.** (1) The ~~((sponsor))~~ provider or resident manager shall maintain records and information concerning each resident in a manner preserving the resident's confidentiality. The provider shall assure resident records ((shall be accessible)) accessibility to the department long-term care ombudsman, upon written consent by the resident or the resident's legal representative, and other authorized persons. If resident records are computerized, there shall be complete directions for access and use available to relief caregivers. ~~((Sponsors))~~ The provider or resident manager shall retain a resident's record for three years following the resident's discharge or death. ~~((Sponsors))~~ The provider or resident manager shall maintain records documenting the following information for residents:

- (a) Upon admission, a current written medical history;
- (b) Upon admission, an inventory of personal belongings recorded, dated, and signed by the resident or the resident's guardian and the ~~((sponsor))~~ provider or resident manager;
- (c) Identifying information for:
  - (i) Private-pay residents including name, birthdate, dates of admission, and discharge;
  - (ii) ~~((State-pay))~~ Publicly-paid residents including name, birthdate, Social Security Number, dates of admission, absences, and discharge.
  - (d) Names, addresses, and telephone numbers of next-of-kin or other persons to be contacted in case of emergency.

(2) The ~~((sponsor))~~ provider or resident manager shall provide a space accessible to all residents and visitors ~~((for posting))~~ and shall post the following telephone numbers:

- (a) Long-term care ombudsman;
- (b) Local adult protective services office; and
- (c) Adult family home licensor(~~;~~ and
- ~~(d) Placement worker)).~~

(3) The provider or resident manager who cares for private pay residents shall provide a service plan describing care and services ((shall be provided)) for the resident based on resident needs assessment.

(4) The provider or resident manager shall, with the consent of the resident or the resident's legal representative, request and attempt to obtain and maintain, in the resident's records, copies of pertinent legal documents regarding the resident. These documents may include, but not be limited to, guardianship orders, powers of attorney, physician directives or living wills, advance directives and C.P.R. directives, or code/no code instructions.

(5) In the event of the resident's death, while in the care of the adult family home, the ((sponsor)) provider or resident manager shall record appropriate information including:

- (a) Time and date of death;
- (b) Circumstances of death;

(c) Time of appropriate notification of the physician and relevant others, ~~((including the coroner,))~~ as required by law; and

(d) Disposition of the body and personal effects.

**AMENDATORY SECTION** (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-250 Reporting of illness, death, injury, epidemic, or adult abuse.** (1) The ~~((sponsor))~~ provider or resident manager shall report to the indicated person the following events:

(a) For private-pay residents, notify next-of-kin, resident's legal representative, if any, interested friend, or relative identified in the ((care)) service plan of any serious injury, trauma, or death of a person under care by the next working day, if not earlier;

(b) For ~~((state-pay))~~ publicly-paid residents, notify the department, next-of-kin, resident's legal representative, if any, interested friend, or relative identified in the service plan of any serious injury, trauma, or death of a person under care by the next working day, if not earlier;

(c) Notify the local public health officer of any occurrence of food poisoning or communicable disease as required by the state board of health; and

(d) Notify the department of any evidence of abuse or neglect immediately by phone or in person, with a written follow-up report within five days.

(2) The ~~((sponsor))~~ provider shall maintain a log of injuries and accidents involving residents.

**AMENDATORY SECTION** (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-260 Reporting change in circumstances.** Adult family home ~~((sponsors))~~ providers shall report to the department changes in circumstances including, but not limited to, the following:

(1) ~~((Changes in sponsor's))~~ The provider's address, location, or telephone number;

(2) ~~((Changes in))~~ The maximum number or level of care of persons the ((sponsor)) provider wishes to serve;

(3) The illness or incapacity of the ((sponsor)) provider or resident manager which ((interfers)) interferes with the ((sponsor's)) provider's or resident manager's ability to provide care;

(4) The marriage or divorce of a ((sponsor)) provider or resident manager or other change in household composition;

(5) Employment of new relief caregiver or supportive assistance staff person; and

(6) Structural changes or significant damage to premises from any cause((s)).

**AMENDATORY SECTION** (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-280 ((Sponsor)) Provider or resident manager-provided transportation for residents.** (1) The ~~((sponsor))~~ provider or resident manager shall assure the vehicle, used in transporting residents, is in a safe operating condition. The driver shall have a current driver's license.

(2) The ~~((sponsor))~~ provider, resident manager, or other driver shall carry auto insurance including adequate liability and medical coverage.

(3) The provider or resident manager shall provide seat belts or other appropriate safety devices ~~((shall be provided))~~ for and used by all passengers. The number of passengers shall not exceed the vehicle's seating capacity. Buses approved by the state patrol shall not require seat belt equipment.

AMENDATORY SECTION (Amending Order 3106, filed 11/30/90, effective 1/1/91)

**WAC 388-76-290 Clothing.** ~~((Sponsors))~~ Providers or resident managers shall provide or arrange for the care, washing, and repair of resident's clothing. ~~((Sponsors))~~ Providers may assist residents in purchasing clothing. The resident or the resident's designated agent shall be responsible for the cost of clothing purchased. Clothing shall be clean, neat, seasonable, and of a quality and design fostering self-respect.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-300 Personal hygiene.** ~~((Sponsors))~~ Providers or resident managers shall provide or assure each resident has individual items needed for good grooming and personal hygiene.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-310 Training.** ~~((1-Sponsors))~~ Providers or resident managers shall keep informed of policies and rules contained in chapter 70.128 RCW and this chapter. Before licensure, the ~~((department))~~ provider or resident manager shall ~~((coordinate the completion of))~~ complete the required ~~((sponsor))~~ approved training as provided by the department or the department's contracted training provider or equivalent training as approved by the department.

~~((2) In addition, sponsors shall:~~

~~(a) Verify or arrange for appropriate education and training for themselves, relief caregivers, persons in the household, and employees on the prevention, transmission, and treatment of human immunodeficiency virus (HIV) and acquired immunodeficiency syndrome (AIDS) consistent with RCW 70.24.310; and~~

~~(b) 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, published by the office on HIV/AIDS.)~~

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-340 Water safety.** (1) ~~((Sponsors))~~ Providers or resident managers shall not permit residents to use swimming or other pools, hot tubs, saunas, ~~((or))~~ spas, or any outdoor body of water on the premises without supervision.

(2) Providers or resident managers shall not provide swimming pools, hot tubs, spas, ~~((or))~~ saunas ~~((shall not be~~

accessible)), or any outdoor body of water to residents in care without supervision.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-350 Firearms.** ~~((Sponsors))~~ Providers or resident managers shall keep any firearms in locked storage accessible only to authorized persons.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-360 Storage.** (1) ~~((Sponsors))~~ Providers or resident managers shall provide adequate space for resident~~((s))~~'s storage of clothing and a reasonable amount of personal possessions.

(2) ~~((Sponsors))~~ Providers or resident managers shall store cleaning supplies, toxic substances, poisons, aerosols, and items bearing warning labels in a place not accessible to residents except under supervision.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-370 Bedrooms.** (1) ~~((Sponsors))~~ Providers or resident managers shall not use hallways, kitchens, living rooms, dining rooms, and unfinished basements as resident bedrooms. Every resident bedroom shall be an outside room permitting entrance of natural light.

(2) Window screens shall be:

(a) Of such design that escape is not hindered; and

(b) Adequate to prevent entrance of flies and other insects.

(3) Providers or resident managers shall make available for each sex separate sleeping quarters ~~((shall be available for each sex)).~~

(4) Providers or resident managers shall provide resident's single occupancy bedrooms ~~((shall provide))~~ with eighty square feet or more of floor space.

(5) The provider shall provide multiple occupancy bedrooms ~~((shall provide))~~ with sixty square feet or more of floor space per occupant exclusive of closets. There shall be thirty-six inches or more laterally between beds. There shall not be ~~((no))~~ more than two residents to a bedroom.

(6) ~~((Sponsors))~~ Providers shall provide each resident a bed thirty-six inches or more wide with:

(a) A clean, firm mattress with waterproof cover for use when needed or requested by the resident;

(b) Clean sheets;

(c) Adequate blankets;

(d) Clean pillow cases; and

(e) Clean pillows:

(i) Covered with waterproof material; or

(ii) Of a washable type.

(7) The department shall prohibit the resident's use of the upper bunk of double-deck beds ~~((shall be prohibited for resident use)).~~

(8) The provider or resident manager shall launder sheets and pillowcases ~~((shall be laundered))~~ weekly or more frequently as needed.

PERMANENT

(9) Residents may not share a bedroom with persons under eighteen years of age unless approved by the department.

(10) Residents shall not share a bedroom with the ((sponsor)) provider, resident manager, or any member of the ((sponsor's)) provider's family.

(11) ~~((Only rooms))~~ The provider shall only provide resident's bedrooms having unrestricted, direct access to hallways, corridors, living rooms, day rooms, or common use areas ~~((shall be used as bedrooms))~~.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-390 Laundry.** For each licensed home, the ~~((adult family home sponsor))~~ provider shall have operational laundry and drying equipment unless other suitable arrangements are made.

NEW SECTION

**WAC 388-76-405 Common use areas.** (1) The provider or resident manager shall provide, within the licensed home, sufficient common use space, such as a living room, recreation area, or entertainment area to create a home-like environment.

(2) The provider or resident manager shall promote socialization among residents, family members, guests, and the provider or resident manager.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-410 Lighting.** ~~((Sponsors))~~ (1) The provider or resident manager shall assure all areas in use are appropriately lighted by natural or artificial means.

(2) The provider or resident manager shall locate light fixtures ~~((shall be located))~~ to provide for the comfort and safety of the persons under care.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-420 Pest control.** The ~~((sponsor))~~ provider/resident manager shall assure the adult family home premises are kept free from rodents, flies, cockroaches, and other ~~((insects))~~ vermin.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-430 Sewage and liquid wastes.** (1) The ~~((sponsor))~~ provider or resident manager shall assure sewage and liquid wastes are discharged into a public sewer system or into an independent sewage system approved by the local health authority or department.

(2) The department shall prohibit discharge of sewage or liquid wastes directly on the ground, into bodies of water, or directly into ground water ~~((shall be prohibited))~~.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-435 Pets.** (1) The ~~((sponsor))~~ provider or resident manager shall assure that sanitation for household pets and other domestic animals is adequate to prevent health hazards.

(2) The ~~((sponsor))~~ provider or resident manager shall assure pets residing on the premises have up-to-date rabies vaccinations.

(3) The ~~((sponsor))~~ provider or resident manager shall assure pets, not confined in enclosures, are under control and shall not present a danger to residents or guests.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-440 Water supply.** (1) The applicant/~~((sponsor))~~ provider shall have a private water supply approved by the local health authority.

(2) The provider or resident manager shall label nonpotable water on the premises ~~((shall be labeled))~~ to avoid use.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-465 Resident rights.** All written resident rights, house policies, and admission agreements are subject to department review and approval. Each resident shall have the following rights to:

(1) ~~((The sponsor shall make))~~ Be provided safe, adequate care and appropriate quality of life;

(2) Be provided a clean, comfortable environment ~~((a written list of resident rights));~~

~~((2- To))~~ (3) Be free from physical, mental, verbal and sexual abuse;

(4) Receive a written copy of resident's rights or to have a copy of such rights provided to the guardian or agent designated by the resident ~~((; sponsors))~~. Providers shall retain in the resident's record a ~~((signed))~~ copy for each resident signed by the resident or the resident's legal representative or designated agent indicating that it has been read and understood; ~~((; (3) To))~~

(5) Be treated in a manner respecting the resident's individual identity, dignity, and self-esteem;

~~((4) To be notified thirty days in advance if the resident requires transfer for the resident's welfare or the welfare of other residents, unless an emergency condition requires immediate transfer))~~

(6) Be moved or transferred only for the resident's welfare or the welfare of other resident's(s). A written notice will be provided to the resident or the resident's legal representative thirty days prior to such a move or transfer unless an emergency condition requires immediate transfer;

~~((5- To))~~ (7) Open communications including the right to:

(a) Associate and communicate privately with persons of the resident's choice;

(b) Send and receive uncensored correspondence;

(c) Have reasonable access to a telephone ~~((both))~~ to make and to receive personal calls, in privacy; and



(d) Receive visitors in the adult family home and ~~((tø))~~ be assured privacy for visits with relatives and guests, provided the visits do not infringe upon other resident or ~~((sponsor))~~ provider rights.

~~((6-Tø))~~ (8) Manage personal financial affairs unless the resident is declared incompetent in a court proceeding. ~~((If-))~~ The ~~((sponsor))~~ provider or resident manager shall:

(a) Only maintain ~~((s))~~ resident funds ~~((, the sponsor shall))~~ upon the written request of the resident or the resident's legal representative;

(b) Provide the resident or ~~((designated agent))~~ legal representative with a complete accounting of funds ~~((Sponsors shall))~~;

(c) Maintain appropriate records for auditing purposes; and

(d) Not commingle resident funds with ~~((sponsor))~~ provider or resident manager funds ~~((:))~~.

~~((7-Tø))~~ (9) Retain and use personal possessions unless doing so infringes upon the rights of other residents;

~~((8-Tø))~~ (10) Refuse to perform services for the ~~((sponsor))~~ provider or resident manager;

~~((9-Tø))~~ (11) Complain about or recommend changes in policies and services of the home to the ~~((sponsor and/or))~~ provider, resident manager, or to outside representatives free from reprisal;

~~((10-Tø))~~ (12) Participate in social, religious, and community activities of the resident's choice;

~~((11-Tø))~~ (13) Have information contained in resident health records kept confidential;

~~((12-Tø))~~ (14) Be given ~~((timely))~~ thirty days written notice of changes in policies ~~((and))~~, procedures, and fees, including changes in level of care costs; ~~((and~~

~~((13-Tø))~~ (15) Receive the services outlined in the service plan;

(16) Be free from financial exploitation. The provider, resident manager, or relief caregiver shall not solicit, accept, or receive money or property from a resident other than the amount agreed to for services; and

(17) Be free from physical and chemical restraints.

## NEW SECTION

**WAC 388-76-467 Advance directives.** (1) A provider or resident manager shall maintain written policies and procedures concerning advance directives as specified under WAC 388-81-017.

(2) A provider or resident manager shall provide the department's current booklet on health care rights to a resident at the time of admission. The written information shall explain the resident's right to make their own decision concerning medical care, including the right to accept or refuse medical or surgical treatment and the right to formulate advance directives.

(3) A provider or resident manager shall document, in the resident's record, whether or not the resident has executed an advance directive.

(4) If a resident comes into care with a previously completed advance directive or completes one while in the care of the provider or resident manager, the provider or resident manager shall file a copy of the resident's advance directive in the resident's record.

(5) A provider or resident manager shall assure that all staff:

(a) Are informed of each advance directive completed by their residents; and

(b) Understand how to proceed in accordance with each resident's directive.

(6) A provider or resident manager shall inform, in writing, the resident or designated agent of the home's policy on following advance directives.

(7) The provider or resident manager shall contact their local emergency services in the event of a resident emergency. This contact shall be made whether the resident's advance directive specifies code or no code or, the resident's physician orders a do not respond order. The provider or resident manager shall include the requirement to contact emergency services in their home policies.

(8) The provider, resident manager or other staff person shall provide emergency services personnel, when they arrive, with a copy of the resident's advance directives, if an advance directive has been completed by the resident.

**AMENDATORY SECTION** (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-475 Service plan.** (1) The department, in consultation with the resident and the resident's legal representative, if any, shall develop the service plan for ~~((state pay))~~ residents who have been placed by the department. The ~~((sponsor))~~ provider or resident manager shall follow the service plan in providing services to the ~~((state pay))~~ publicly-paid resident.

(2) The ~~((sponsor))~~ provider or resident manager shall develop the service plan in consultation with the resident, ~~((and))~~ resident's family, and resident's legal representative if appropriate, for private pay residents. The service plan shall include ~~((s))~~, but is not limited to:

(a) Identification of resident's needs related to personal and special care and supervision;

(b) Description of how the service plan needs shall be met;

(c) Identification of the person providing the services and when the services are provided;

(d) Expected outcome description; and

(e) Updates entered when the ~~((client's))~~ resident's condition changes.

**AMENDATORY SECTION** (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-480 First aid.** ~~((An))~~ Each adult family home ~~((sponsor))~~ shall ~~((provide))~~ have current, readily available first-aid supplies and a first-aid manual.

**AMENDATORY SECTION** (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-490 Medication services.** (1) A provider or resident manager shall keep all medications ~~((shall be kept))~~ in locked storage or otherwise ~~((made))~~ shall make medications inaccessible to ~~((other))~~ residents and unauthorized persons.

(2) A provider or resident manager shall store all medication ~~((shall be stored))~~ in the medication's original

containers with the legible, original label. Medication organizers may be used when they are filled by the resident, pharmacist, nurse, a resident's family member, or legal guardian. Medication organizers shall carry a label which clearly identifies the name of the resident, medications included, and frequency of dosage.

(3) ~~((Sponsors))~~ A provider or resident manager shall assist the resident to self medicate only on the written consent of the resident or other person having authority to approve medical care.

(4) Unless they are a licensed health professional, the ~~((sponsor))~~ provider, resident manager, or relief caregiver shall only assist the resident to self medicate by:

(a) Reminding the resident when it is time to take a medication;

(b) Handing the resident the medication container; and

(c) Opening the resident's medication container.

(5) A provider or resident manager shall keep a record ~~((shall be kept))~~ of all physician-prescribed medications the resident takes.

(6) A provider or resident manager shall properly dispose of unused or expired medications ~~((shall be disposed of properly))~~.

(7) A resident may self-administer medications, including injections. Medications, including injections, shall ~~((also))~~ be ~~((allowed to be))~~ given only by:

(a) The resident's relative;

(b) A licensed practical nurse (LPN) or registered nurse (RN); or

(c) A physician.

AMENDATORY SECTION (Amending Order 2319, filed 12/18/85)

**WAC 388-76-500 Self-administration of medications.** Self-administration of medications by a resident shall be in accordance with the following:

(1) The resident shall be ~~((at least))~~ capable of administering ~~((his or her))~~ their own medications properly with minimal guidance and assistance. If a resident requires minimal guidance or assistance, it shall be ~~((appropriately))~~ provided as outlined under WAC 388-76-490 (3), (4), and (5).

(2) A resident ~~((s))~~ able to self medicate may keep medications in such resident's own room if the medications ~~((shall be))~~ are kept ~~((so the medications are not available))~~ in locked storage, inaccessible to other residents.

(3) ~~((There))~~ The provider shall ~~((be))~~ develop written policies and procedures ~~((for sponsors providing))~~ when giving minimal guidance and assistance to residents with medications. The provider, resident manager, and staff shall follow these policies and procedures when a resident requires such guidance and assistance.

**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.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-520 Infection control, communicable disease.** (1) Persons with a communicable disease in an infectious stage shall not provide care or supervision in an adult family home.

(2) The provider or resident manager shall institute appropriate infection control measures ~~((shall be instituted))~~ when the resident or any household member has, or is suspected of having, a communicable disease.

(3) Each ~~((sponsor))~~ provider, resident manager, relief caregiver, supportive assistance staff, and other adult person residing in the adult family home having regular contact with residents shall have a tuberculin skin test or chest x-ray.

(a) Persons whose TB skin test is positive (ten millimeters or more induration) shall have a chest x-ray within ninety days following the skin test. A person who has tested positive shall provide proof of follow-up treatment ~~((shall be required))~~ when there is a positive chest x-ray.

(b) Routine periodic retesting or x-ray after the entry testing is not required.

(c) An entry test shall not be required of persons whose TB skin test has been documented as negative (less than ten millimeters) nor shall routine periodic retesting or x-ray be required.

(4) A record of skin test, x-ray results, or exemptions to such shall be kept in the adult family home.

(5) A provider or resident manager shall use infection control standards and educational material consistent with the current curriculum for infection control as presented in the department's adult family home provider's basic training and the adult family home provider's handbook.

(6) A provider or resident manager shall dispose of used syringes, razor blades, and other sharp items in a manner that will not jeopardize the health and safety of residents, staff, and the public.

(a) A provider or resident manager shall ensure disposals are placed in rigid containers, impervious to liquids and penetration by puncture. These containers shall be such that they cannot be opened either intentionally or accidentally;

(b) A provider or resident manager shall use all disposable and single-service supplies and equipment as specified by the manufacturer.

AMENDATORY SECTION (Amending Order 2934, filed 1/16/90, effective 2/16/90)

**WAC 388-76-530 Food services.** (1) ~~((Sponsors))~~ Providers shall ~~((serve))~~ assure that food ~~((meeting))~~ served to the residents meets the nutritional needs of residents, taking into consideration the resident's:

(a) Age;

(b) Developmental and physical capabilities;

(c) Caloric need;

(d) Cultural and ethnic background; and

(e) Any physical condition making food intake difficult.

To promote a social environment, residents and ~~((sponsors))~~ providers or resident managers shall be encouraged to sit together at meal times. The same quality of foods shall be made available to the ~~((resident and the sponsor))~~

residents, providers, and resident manager taking into account the considerations listed above unless a special diet is prescribed.

(2) The department shall prohibit the use of raw milk ((is prohibited)).

(3) ((Sponsors)) Providers shall serve nutrient concentrates, supplements, and modified diets only on the written approval of the ((the)) resident's physician.

(4) ((Sponsors)) Providers shall provide a minimum of three nutritious meals in each twenty-four-hour period. The time interval between the evening meal and breakfast shall be fourteen hours or less. ((Sponsors)) Providers shall make nutritious snacks reasonably available to residents between residents' meals.

(5) The provider or resident manager shall serve meals in the home where the residents live. When meals are prepared at a separate kitchen facility, the provider or resident manager shall assure that the food is transported in airtight containers to prevent contamination. The provider or resident manager shall assure that the food is transported and served at the appropriate and safe temperature.

(6) The provider shall process home-canned foods according to the latest guidelines of the county cooperative extension service.

#### WSR 92-22-001

#### PERMANENT RULES

#### EASTERN WASHINGTON UNIVERSITY

[Filed October 21, 1992, 2:18 p.m.]

Date of Adoption: September 18, 1992.

Purpose: To provide general guidelines of conduct for all constituencies.

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

Pursuant to notice filed as WSR 92-16-098 on August 5, 1992.

Effective Date of Rule: Thirty days after filing.

October 19, 1992

Ann Carrasco

Rules Coordinator

#### Chapter 172-122 WAC

#### GENERAL CONDUCT CODE

#### NEW SECTION

**WAC 172-122-100 Civil demonstrations.** The university shall make every attempt to protect participating and nonparticipating individuals during a civil demonstration, to include sit-ins which occur in a university office, structure, or on the property of Eastern Washington University. The following guidelines shall be observed in the event of any form of a civil demonstration.

(1) One person shall act as a representative of the university in an effort to establish a clear line of communication.

(2) The demonstrators will be asked to appoint a representative to communicate with the university representative.

(3) Orderly behavior shall be maintained and university property shall not be damaged.

(4) The demonstration shall not interfere with educational or business functions of the university.

The University News Bureau shall be the official contact for news media.

University police are authorized to take actions in accordance with Washington state and federal laws.

#### NEW SECTION

**WAC 172-122-110 Bomb threats.** Any university employee or student who receives a bomb threat must immediately notify the university police. University employees and students who fail to report bomb threats will be subject to disciplinary action by the university.

Bomb threats against the university will be prosecuted to the full extent of the law.

#### NEW SECTION

**WAC 172-122-120 Firearms/weapons.** Violations of the subsections of this section are subject to appropriate disciplinary or legal action.

(1) Possession, carrying, or discharge of any explosive, firearm, chemical weapon (or dangerous chemical) or other weapon; including shotguns, pistols, air guns, pellet guns, and paint ball guns, whether loaded or unloaded; is prohibited on property owned or controlled by Eastern Washington University.

(2) Only people who are authorized to carry firearms or other weapons as duly appointed and commissioned law enforcement officers in the state of Washington, or commissioned by agencies of the United States government, shall possess firearms or other weapons issued for their possession by their respective law enforcement agencies while on campus or other university-controlled property, including residence halls. A law enforcement agent must notify the university police of his or her presence on campus on arrival.

(3) Other than the people referenced in subsection (2) of this section, members of the campus community and visitors who bring firearms or other weapons to campus must immediately place the firearms or weapons in the university-provided storage facility, located at the red barn. The storage facility is controlled by the university police office and is accessible twenty-four hours per day throughout the year.

(4) Anyone seeking to bring a firearm or other weapon onto campus for display or demonstration purposes directly related to a class or other educational activity must obtain prior authorization from the university police department. The university police department shall review any such request and may establish conditions to the authorization.

(5) Firearms owned by the institution for use by special interest groups such as university-sponsored gun clubs, ROTC, or intercollegiate shooting teams, must be stored in a location approved by the university police department. These firearms must be checked out by the club advisor or coach and are to be used by legitimate members of the club

or team in the normal course of the club or team's related activity.

#### NEW SECTION

**WAC 172-122-200 Notice of trespass.** The president of Eastern Washington University, or in the president's absence, the acting president, is authorized in the instance of any event that the president deems to be disruptive of order or which the president deems impedes the movement of persons or vehicles or which the president deems to disrupt or threatens to disrupt the ingress and/or egress of persons from publicly owned buildings or related facilities owned by the university, then the president acting through the executive vice-president or other persons designated by the president, shall have the power and authority to:

(1) Prohibit the entry of, or withdraw the license or privilege of any person or persons, or any group of persons, to enter onto or remain on all or any portion of real property or in any building or facility thereon or attached thereto which is owned or operated by the university; or

(2) Give notice against trespass by any manner specified in chapter 9A.52 RCW to any person, persons, or group of persons against whom the license or privilege has been withdrawn or who have been prohibited from entering onto or remaining on all or any portion of real property or in any building or facility thereon or attached thereto, which property is owned or operated by the university; or

(3) Order any person, persons, or group of persons to leave or vacate all or a portion of real property or any building or facility thereon or attached thereto which is owned or operated by the university.

#### NEW SECTION

**WAC 172-122-210 Restriction of access.** The president of Eastern Washington University shall be authorized to reasonably restrict the access to any portion of real property or any building or facility thereon or attached thereto, owned by the university by designating the person, persons, or class of persons who is privileged to enter on or into or remain on university-owned real property or buildings or facilities thereon or attached thereto. Additionally, the president may prescribe reasonable hours of occupancy and reasonable conduct during occupancy for those persons or class of persons which are privileged to enter on or into or remain in any building or facility owned by Eastern Washington University.

#### NEW SECTION

**WAC 172-122-300 Smoking regulations.** The smoking of tobacco substances at Eastern Washington University is subject to the following rules:

(1) Smoking is allowed in designated areas only. The appropriate provost/vice-president shall be responsible for designating smoking areas under the guidelines of this policy.

(2) Some university buildings are designated as smoke free; no smoking is allowed in any location of these buildings.

(3) All designated smoking areas must have physical barriers and ventilation systems which prevent toxic smoke contaminants from entering adjacent nonsmoking areas.

(4) Smoking is not permitted in nonposted areas. Signs will be posted to identify smoke-free buildings and, if a smoking area is designated, the location of that area.

(5) Smoking cessation programs will be provided by the university as needed. Employees who wish to stop smoking are encouraged to attend.

#### COMPLIANCE AND ENFORCEMENT:

(6) All members of the university are expected to comply with the law and this policy.

(7) Concerns about smoking practices should be directed to the environmental health and safety office.

(8) Violations of the policy will be reviewed in light of chapter 70.160 RCW.

#### NEW SECTION

**WAC 172-122-400 Pet control.** Guide or service dogs as defined at chapter 70.84 RCW are distinguished from references to pets in this section and WAC 172-122-410 and, therefore, are granted full and equal access to university facilities when accompanied and under the control of a disabled individual. In order to assure the health and safety of a person on property owned or controlled by Eastern Washington University, the following rules and regulations regarding pet control are hereby promulgated:

(1) Title 7 of the municipal code of the city of Cheney, Washington, relating to animal control shall be expressly applicable to all portions of the Eastern Washington University properties contained within the city of Cheney, Washington.

(2) State and county laws relating to animal control are expressly applicable to all portions of the Eastern Washington University properties outside the city of Cheney, Washington.

(3) No person will be permitted to bring any pet on properties owned or controlled by Eastern Washington University unless the pet is under the immediate control of the person: *Provided*, That pets are not permitted to enter into buildings owned or controlled by Eastern Washington University.

#### NEW SECTION

**WAC 172-122-410 Penalties for violations of pet control regulations.** (1) Persons violating WAC 172-122-400 may be referred to an appropriate court of law for prosecution. Sworn police officers of Eastern Washington University shall have express authority to refer the violations to appropriate courts of law.

(2) Pets found to be in violation of WAC 172-122-400 may be impounded by any employee of the Eastern Washington University police department. The executive vice-president or designee may contract for services to include the keeping and boarding of pets in compliance with Title 7 of the Cheney Municipal Code.

NEW SECTION

**WAC 172-122-500 Posters.** To ensure that goals and objectives relating to the appearance of the campus are maintained, the university regulates the content, location, dimensions, and period of display time of posted materials. The placement of posters must be approved by the director of student auxiliary services, in accordance with the university poster policy/procedure, prior to their placement in any campus location, including the EWU Spokane Center. Specific regulations are available to the public in the office of student union activities at the Cheney campus.

**WSR 92-22-007****PERMANENT RULES****DEPARTMENT OF AGRICULTURE**

[Filed October 21, 1992, 3:42 p.m.]

Date of Adoption: October 21, 1992.

Purpose: Reduce the seed potato commission's minimum assessment from three cents to one cent per hundred-weight.

Citation of Existing Rules Affected by this Order: Amending WAC 16-520-040.

Statutory Authority for Adoption: RCW 15.66.050.

Pursuant to notice filed as WSR 92-15-107 on July 21, 1992.

Effective Date of Rule: December 1, 1992.

October 21, 1992

C. Alan Pettibone  
Director

AMENDATORY SECTION (Amending Order 1808, filed 10/25/83, effective 12/1/83)

**WAC 16-520-040 Assessments and assessment funds.**

(1) **Assessments levied.** Beginning December 1, 1983, there is hereby levied and there shall be collected by the commission, as provided in chapter 15.66 RCW, upon all seed potatoes grown in the state an annual assessment which shall be paid by the producer thereof upon each and every hundredweight of seed potatoes sold, processed, delivered for sale or processing by him or stored or delivered for storage when such storage or delivery for storage is outside the boundaries of this state. The assessment shall be three cents per hundredweight from December 1, 1983, until August 31, 1984. The assessment shall then be set by the seed potato commission at a regular meeting before July 15th of each year, to become effective from September 1st of the same year to August 31st of the following year. The assessment shall not be less than ~~((three cents))~~ one cent or more than five cents per hundredweight. No assessment may be collected on the following:

(a) Seed potatoes of a producer's own production used by him on his own premises for seed, feed or personal consumption;

(b) Seed potatoes donated or shipped for relief or charitable purposes; or

(c) Sales on a producer's premises by a producer direct to a consumer of five hundred pounds or less of seed potatoes from a producer's own production.

No assessment levied or made collectable by the act under this order shall exceed three percent of the total market value of all such seed potatoes sold, processed or delivered for sale or processing by all producers of seed potatoes for the fiscal year to which the assessment applies.

**(2) Collection of assessment.**

(a) All assessments made and levied pursuant to the provisions of the act under this marketing order shall apply to the respective producer who shall be primarily liable therefore. To collect such assessments, the commission may require:

(i) Stamps to be known as "Washington seed potato commission stamps" to be purchased from the commission and fixed or attached to the containers, invoices, shipping documents, inspection certificates, releases or receiving receipts or tickets. Any such stamps shall be canceled immediately upon being attached or fixed and the date of such cancellation shall be placed thereon;

(ii) Handlers receiving seed potatoes from the producer, including warehousemen and processors, to collect producer assessments from producers whose production they handle and all monies so collected shall be paid to the commission on or before the twentieth day of the succeeding month for the previous month's collections. Each handler shall at such times as by rule and regulation required, file with the commission a return under oath on forms to be furnished by the commission, stating the quantity of seed potatoes handled, processed, delivered and/or shipped during the period prescribed by the commission.

(iii) Payment of producer assessments before the seed potatoes are shipped off the farm or payments of assessments at different or later times and in such event, any person subject to the assessment shall give such adequate assurance or security for its payment as the commission shall require.

(b) The commission is authorized to make reasonable rules and regulations in accordance and conformity with the act and with this section to effectuate the collection of assessment. On or before the beginning of each marketing season, the commission shall give reasonable notice to all producers, handlers and other affected persons of the method or methods of collection to be used for that marketing season.

(c) No affected units of seed potatoes shall be transported, carried, shipped, sold, stored or otherwise handled or disposed of until every due and payable assessment herein provided for has been paid and the receipt issued or stamp canceled, but no liability hereunder shall attach to common carriers in the regular course of their business. When any seed potatoes for which exemption as provided in subsection (1) of this section is claimed are shipped either by railroad or truck, there shall be plainly noted on the bill of lading, shipping document, container or invoice, the reasons for such exemptions.

(d) Any producer or handler who fails to comply with the provisions of this section as herein provided shall be guilty of a violation of this order.

**(3) Funds.**

(a) Monies collected by the seed potato commission pursuant to the act and this marketing order as assessments shall be used by the commission only for the purposes of paying for the costs or expenses arising in connection with

carrying out the purposes and provisions of the act and this marketing order.

(b) At the end of each fiscal year the commission shall credit each producer with any amount paid by such producer in excess of three percent of the total market value of all seed potatoes sold, processed, delivered for sale or processing or delivered for storage or stored when such storage or delivery for storage was outside the boundaries of this state during that period. Refund may be made only upon satisfactory proof given by the producer in accordance with reasonable rules and regulations prescribed by the director.

**WSR 92-22-011**  
PERMANENT RULES  
**WILDLIFE COMMISSION**  
[Order 578—Filed October 21, 1992, 4:44 p.m.]

Date of Adoption: October 2-3, 1992.

Purpose: To open Mill Creek Pond in the City of Cosmopolis, Grays Harbor County, to year around, juvenile-only fishing.

Citation of Existing Rules Affected by this Order: Amending [new section] WAC 232-28-61919.

Statutory Authority for Adoption: RCW 77.12.040.

Pursuant to notice filed as WSR 92-17-064 on August 18, 1992.

Effective Date of Rule: Thirty-one days after filing.  
October 20, 1992  
Dean A. Lydig  
Chair

NEW SECTION

**WAC 232-28-61919 1992-94 Washington game fish seasons and catch limits — Mill Creek Pond (Grays Harbor Co.).** Notwithstanding the provisions of WAC 232-28-619, the following game fish regulations apply to Mill Creek Pond in Grays Harbor.

**MILL CREEK POND (Grays Harbor Co.):** Year around season. Juveniles only (under 15 years old).

**WSR 92-22-012**  
PERMANENT RULES  
**WILDLIFE COMMISSION**  
[Order 574—Filed October 21, 1992, 4:45 p.m.]

Date of Adoption: October 2-3, 1992.

Purpose: To remove Black Lake in Ilwaco from a year around lake listing so that it is on the standard lake season.

Citation of Existing Rules Affected by this Order: Amending [new section] WAC 232-28-61918.

Statutory Authority for Adoption: RCW 77.12.040.

Pursuant to notice filed as WSR 92-17-065 on August 18, 1992.

Effective Date of Rule: Thirty-one days after filing.  
October 20, 1992  
Dean A. Lydig  
Chair

NEW SECTION

**WAC 232-28-61918 1992-94 Washington game fish seasons and catch limits — Long Beach Peninsula, all lakes, ponds and sloughs (Pacific County).** Notwithstanding the provisions of WAC 232-28-619, the following game fish regulations apply to the Long Beach Peninsula.

**LONG BEACH PENINSULA, all lakes, ponds and sloughs (Pacific Co.):** Year around season. Does not include Loomis Lake and Black Lake (Ilwaco).

**WSR 92-22-013**  
PERMANENT RULES  
**WILDLIFE COMMISSION**  
[Order 575—Filed October 21, 1992, 4:46 p.m.]

Date of Adoption: October 2-3, 1992.

Purpose: To protect populations of adult walleye being thinned in I-82 Pond One for the purpose of experimentally thinning a stunted yellow perch population.

Citation of Existing Rules Affected by this Order: Amending [new section] WAC 232-28-61917.

Statutory Authority for Adoption: RCW 77.12.040.

Pursuant to notice filed as WSR 92-17-066 on August 18, 1992.

Effective Date of Rule: Thirty-one days after filing.  
October 20, 1992  
Dean A. Lydig  
Chair

NEW SECTION

**WAC 232-28-61917 1992-94 Washington game fish seasons and catch limits — Region Three regulations - Exceptions.** Notwithstanding the provisions of WAC 232-28-619, the following game fish regulation (exception) shall apply to Region Three regulations:

**I-82 PONDS ONE AND TWO: CLOSED** to the taking of Walleye.

**WSR 92-22-014**  
PERMANENT RULES  
**WILDLIFE COMMISSION**  
[Order 576—Filed October 21, 1992, 4:47 p.m.]

Date of Adoption: October 2-3, 1992.

Purpose: Add to the list of game fish a species which has been present in Washington for at least 14 years, and which is occasionally taken on hook and line by sportsmen.

Citation of Existing Rules Affected by this Order: Amending WAC 232-12-019.

Statutory Authority for Adoption: RCW 77.12.040.

Pursuant to notice filed as WSR 92-17-069 on August 18, 1992.

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

October 20, 1992  
 Dean A. Lydig  
 Chair

**AMENDATORY SECTION** (Amending Order 435, filed 5/1/90)

**WAC 232-12-019 Classification of game fish.** As provided in RCW 77.12.020 and in addition to those species identified in RCW 77.08.020 the following species of the class *Osteichthyes* are classified as game fish:

Scientific Name	Common Name
<i>Salvelinus confluentus</i>	Bull Trout
<i>Esox lucius</i> and hybrids involving genus <i>Esox</i>	Northern Pike Tiger Muskellunge
<i>Ctenopharyngodon idella</i>	Grass Carp
<i>Pylodictus olivaris</i>	<u>Flathead Catfish</u>

**WSR 92-22-015  
 PERMANENT RULES  
 WILDLIFE COMMISSION**

[Order 577—Filed October 21, 1992, 4:48 p.m.]

Date of Adoption: October 2-3, 1992.

Purpose: To exempt bank contests from contest participation limits. Allow tournament sponsors to legally transport large numbers of fish to a remote release area on the same body of water the fish were caught from.

Citation of Existing Rules Affected by this Order: Amending WAC 232-12-168.

Statutory Authority for Adoption: RCW 77.12.040.

Pursuant to notice filed as WSR 92-17-068 on August 18, 1992.

Changes Other than Editing from Proposed to Adopted Version: The adopted version of WAC 232-12-168 differs from the proposed version filed with the code reviser as follows: In subsection (9), the sentence "No more than four weekend days per month nor more than two weekends per month may be scheduled on any water when contestants fish at the same time, from boats" was changed for clarification purposes to read, "No more than four weekend days per month nor more than two weekends per month may be scheduled on any water when contestants fish at the same time and are allowed to fish from boats." In subsection (10), the word "only" was added for clarification. In subsection (13), the words "or director designee" were added, to allow someone other than the contest director to return fish to the water.

Effective Date of Rule: Thirty-one days after filing.  
 October 20, 1992  
 Dean A. Lydig  
 Chair

**AMENDATORY SECTION** (Amending Order 464, filed 11/5/90)

**WAC 232-12-168 Fishing contests.** (1) Fishing contest permit applications should be submitted to the Department by December 1 of each year for contests that are

to take place the following calendar year. After December 1, applications must be submitted not less than 30 days prior to the date for which the contest is proposed.

(2) Applications must include the permit fee required by RCW 77.32.211. The fee will be returned if the permit is denied. No more than seven permits will be issued to any one permittee during a calendar year. The fee is \$24 per permit.

(3) Fishing contest permits must be in the possession of the contest sponsor or official at the contest site.

(4) Contests are restricted to the species and waters approved on the permit.

(5) Sponsors must report contest information requested by the Department within 10 days after the contest has ended. Subsequent contest permits will not be issued for one year after the date of the contest for which the report was not returned if this requirement is not fulfilled.

(6) Fishing contests which may adversely effect fish or wildlife resources or other recreational opportunity may be denied.

(7) Contests will not be allowed on sea-run cutthroat trout, dolly varden or bull trout.

(8) Total prize value per contest will not exceed \$400 when trout, steelhead, char, whitefish, grayling, kokanee, walleye or bass are included as target species; provided that contests wherein other species not listed above are targeted, or where bass are the targeted species and at least 90 percent of bass are required to be released alive and in good condition after the contest, may qualify for no limitation on amount of prize.

(9) Contests where all participants expect to fish at the same time from boats on a body of water will not last longer than three consecutive days and have the following limits per water:

ACRES	CONTESTS PER DAY	CONTESTS PER MONTH*	CONTESTS PER YEAR	BOATS PER CONTEST DAY
Less than 300	1	1	5	15
301 - 3,000	1	2	10	35
3,001 - 6,000	1	3	15	60
6,001 - 10,000	1	4	25	125
More than 10,000**	2	5	35	300

\*No more than four weekend days per month nor more than two weekends per month may be scheduled on any water when contestants fish at the same time, and are allowed to fish from boats.

\*\*Two separate contest permits may be issued with no more than 150 boats per contest.

(10) Contests ~~for~~ involving only juveniles or the handicapped may exceed the participation limits in contests per month, contests per year, or boats per contest day with permission from the director.

(11) Contest participants may not restrict public access at boat launches.

(12) It is unlawful for the fishing contest permittee to fail to comply with the conditions of the fishing contest permit.

(13) The contest director or director designee may exceed possession limits for bass or walleye for the purpose of transporting fish from a weigh-in site to an open-water area. During transportation, the transport boat must not

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leave the water the fish were caught from and a copy of the contest permit must be on board during actual fish transport.

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.

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 92-22-017**  
**PERMANENT RULES**  
**DEPARTMENT OF AGRICULTURE**  
[Order 4014—Filed October 22, 1992, 9:47 a.m.]

Date of Adoption: October 6, 1992.

Purpose: To clarify and strengthen the rules for the production of foundation and limited generation certified seed potatoes.

Citation of Existing Rules Affected by this Order: Amending chapter 16-324 WAC.

Statutory Authority for Adoption: Chapters 34.05 and 15.14 RCW.

Pursuant to notice filed as WSR 92-18-104 on September 2, 1992.

Effective Date of Rule: Thirty-one days after filing.  
October 21, 1992  
Michael V. Schwisow  
Deputy Director  
for C. Alan Pettibone  
Director

NEW SECTION

**WAC 16-324-700 Establishing the fee schedule.** Pursuant to the authority provided in RCW 15.14.100, the following fees in WAC 16-324-110 through 16-324-750 are established for disease testing of certified seed potatoes.

NEW SECTION

**WAC 16-324-710 Schedule of fees—Billing policies and procedures.** (1) All billable services provided under this chapter are due and payable upon billing by the department. For the convenience of established accounts and in accord with good business practices, the department provides a monthly billing. Accounts not paid in full within thirty days of billing shall be considered delinquent.

(2) All delinquent accounts shall be assessed a late charge equal to one percent per month, or portion of a month, on the unpaid balance.

(3) Except for established accounts where there is a reasonable expectation of additional charges during a calendar month, the minimum billable amount through the monthly billing system shall be twenty dollars. All billable services of less than twenty dollars shall be due and payable on the date that service is rendered.

(4) No person with an account ninety days or more in arrears shall receive service except on the basis of payment in full at the time service is rendered. Such accounts shall not be restored to monthly billing status until all past due

amounts are paid-in-full. Such accounts may be subject to legal action for collection.

(5) Accounts that become ninety days or more in arrears twice within a five-year period may be subject to a permanent requirement for payment in full at the time service is provided.

NEW SECTION

**WAC 16-324-720 ELISA testing for potato viruses—Fees.** (1) The following fees shall apply to ELISA testing to determine the presence of Potato Virus A (PVA), Potato Virus M (PVM), Potato Virus S (PVS), Potato Virus X (PVX), Potato Virus Y (PVY), and Potato Leaf Roll Virus (PLRV):

# viruses	# samples	price/leaf sample	price/tuber sample
1	1 to 10	\$1.00	\$1.10
	11 to 25	\$0.90	\$1.00
	over 25	\$0.80	\$0.90
2	1 to 10	\$1.50	\$1.60
	11 to 25	\$1.30	\$1.40
	over 25	\$1.10	\$1.20
3	1 to 10	\$2.00	\$2.10
	11 to 25	\$1.70	\$1.80
	over 25	\$1.40	\$1.50
4	1 to 10	\$2.50	\$2.60
	11 to 25	\$2.10	\$2.20
	over 25	\$1.70	\$1.80
5	1 to 10	\$3.00	\$3.10
	11 to 25	\$2.50	\$2.60
	over 25	\$2.00	\$2.10
6	1 to 10	\$3.50	\$3.60
	11 to 25	\$2.90	\$3.00
	over 25	\$2.30	\$2.40

(2) Spindle Tuber Viroid testing shall be provided at the actual cost of time at twenty-five dollars per hour plus materials.

(3) Other virus tests not listed in subsection (1) of this section may be provided at actual cost of time at twenty-five dollars per hour plus materials.

NEW SECTION

**WAC 16-324-730 ELISA testing for the presence of bacteria—Fees.** The fee for ELISA testing for the presence of bacterial ringrot (*Clavibacter michiganensis* subsp. *sepedonicum*) and *Erwinia c. subsp. atroseptica*, per sample ..... \$1.20

NEW SECTION

**WAC 16-324-740 Entry level primary test—Fees.**  
(1) Crystal violet pectate test for *Erwinia* sp., per sample ..... \$2.50  
(2) Nutrient - Yeast extract broth for bacteria, per sample ..... \$2.50

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**NEW SECTION****WAC 16-324-750 Tests for bacterial ringrot—Fees.**

- (1) Gram stain test for bacterial ringrot, per sample ..... \$3.75  
 (2) Bioassay (host plant indexing) to confirm bacterial ringrot, per sample ..... \$5.00

**AMENDATORY SECTION** (Amending Order 2020, filed 11/16/89, effective 12/17/89)

**WAC 16-324-360 Definitions.** The definitions set forth in this section shall apply throughout this chapter, unless the context otherwise requires:

- (1) "Department" means the department of agriculture of the state of Washington.
- (2) "Director" means the director of the department of agriculture or his duly appointed representative. (Inspector)
- (3) "Potatoes" mean Irish potatoes that have been produced outside of or within the state of Washington and are being handled for seed purposes, propagation, or reproduction within the state of Washington.
- (4) "Disease tested" means tested for potato viruses, PVA, PVM, PVS, PVX, PVY, leafroll, spindle tuber viroid, Erwinia carotovora carotovora, Erwinia carotovora atroseptica and Corynebacterium sepedonicum.
- (5) "Nematode" means a disease (infestation) of plant parasitic nematodes of potatoes including but not limited to the genera *Meloidogyne*.
- (6) "Micropropagated" means potato stock propagated using aseptic laboratory techniques and culture media to promote plant tissue growth.
- (7) "In vitro" means in an artificial environment outside the living organism.
- (8) "Prenuclear" means micropropagated plants in vitro or tubers in vitro. Also included are ((micropropagated)) plants or ((microtubers)) minitubers produced in a greenhouse.
- (9) "Nuclear stock" means plantlets, microtubers, minitubers, or seed potatoes produced from pre-nuclear stock, and grown in the field for the first time.
- (10) "Microtubers" means tubers produced in vitro by a micropropagated plant or plantlet.
- (11) "Minitubers" means tubers produced under controlled greenhouse conditions.
- (12) "Tuber unit" means a method of planting whereby cut seed pieces from one tuber are dropped consecutively in a row.
- (13) "Hill unit" means a method of planting whereby all tubers from one plant are dropped consecutively in a row.
- (14) "Family unit" means a method of planting whereby pre-nuclear stock made up of various family lines are mass planted in recognizably separate plots limited to the size and number of plants per plot.
- (15) "Cull" means any lot of potatoes rejected for certification for any reason. Seed lots failing to meet the minimum requirements of Washington state's rules and standards for certification shall be considered as culls.
- (16) "Trace" means a barely perceivable indication of plant disease that amounts to less than 0.001 percent.
- (17) "Rogue" means a method of removing undesired plant specimens from a lot whereby all plant parts including vines, tubers, and seed piece are completely removed from

a field. Proper roguing for plant disease shall also include removing all plants and their parts immediately adjacent to the diseased suspect plant.

**AMENDATORY SECTION** (Amending Order 1951, filed 9/11/87)

**WAC 16-324-390 Requirements for production of foundation and/or certified seed potato stock.** (1) Land requirements.

(a) Potatoes shall not be eligible for certified class if planted on land on which potatoes were grown in either of the previous two years unless the prior crops were entered for and passed certification. Potatoes shall not be eligible for foundation class if planted on land on which potatoes were grown in any of the previous three years unless the prior crops are of the same variety that were entered for and passed certification.

(b) Any land known to be infested with parasitic potato nematode shall not be accepted.

(c) Any land planted with potatoes found to have ring rot shall not be eligible for planting for certified seed potato production for at least three years. Volunteers in a field with ring rot history shall disqualify the field for certification, modification of land history may be approved by the department when a cultural practice has been proven to be successful. Cultural practices may include, but is not limited to, mechanical means (such as deep plowing) and/or chemical means (such as fumigants or other material) for seed bed preparation. Materials and methods shall be a matter of record with the department. Whichever method is used, it shall be approved by the department and shall be adequate to maintain variety and disease purity. Plants outside of the defined row shall be construed as volunteers.

(2) Isolation requirements.

(a) Potatoes intended for certification shall be isolated by at least one hundred feet from other potatoes except potatoes entered for certification.

(b) A distinct separation of at least six feet shall be left unplanted or planted to some other crop between different lots of foundation class seed potatoes or varieties of potatoes that have so similar tuber type, color, skin, or shape characteristics that varietal mixture is not readily identifiable during the storage, sorting, and grading process. No separation shall be required between lots of a red variety and another variety with obviously different skin color. When more than one lot of seed potatoes are planted in the same field, each lot shall be so marked that any inspector not previously having been at the location can identify each lot.

(c) When ring rot is found in a field planted with more than one lot of seed, the entire field shall be rejected unless at least six feet has been left unplanted or planted to some other crop between lots.

(d) In the suspected presence of bacterial ring rot disease in plants and tubers, or nematode infestation of tubers, samples shall be submitted to a Washington state department of agriculture approved laboratory for testing. Samples may be sent to more than one laboratory to determine the presence or absence of bacterial ring rot disease and nematode infestation.

(3) Planting stock. Eligible planting stock shall consist of foundation seed potatoes or seed stock approved by the department.

(a) Foundation seed is tubers that have met field standards and winter test standards for foundation seed.

(b) Desirable planting stock of known history and varietal purity may be accepted. This stock shall have been produced the preceding year under the special observation of the department. Stock under observation by the department shall pay the usual certification fees.

(c) Planting stock from other states or countries is eligible for certification if the planting stock has met the requirements for foundation standards of their program.

(d) A seed stock or lot shall not be eligible for foundation classification if blending two different sources of seed.

(e) A seed stock or lot shall not be eligible for certification if planted with culls.

(f) Seed grown in the foundation program is limited to a maximum of six field seasons.

	<u>Class</u>	<u>Class</u>
<u>Foundation Seed Program</u>	<u>(Foundation) Greenhouse or winter test required sixth field season</u>	<u>Certified Greenhouse (winter) test not required</u>

(Foundation) seed would be the last generation eligible for recertification. PVX testing would be optional at grower's expense. However all Foundation Material would require a greenhouse test. Lots are not eligible for recertification after the sixth field season.

(4) Field inspections. Each lot shall be visually inspected on a sample basis. Lots shall be subjected to at least two inspections. The first inspection shall be made before the rows have filled in or the vines touch in the row. The lots shall be traversed sufficiently to accurately evaluate the factors to be considered with a minimum sample of one hundred plants per acre. Lots shall be considered ready for inspection at all times. Notification shall be given to grower or grower representative when inspection is to be performed. A second inspection shall be performed and the time of the inspection shall be determined by the variety and growing season. Additional inspections shall be made when deemed necessary. The grower shall be responsible for notifying the department of unusual field conditions which reflect premature dying, from any cause, prior to the final reading of the field.

(5) Russet Burbank/Netted Gem potatoes to be eligible for certification shall be within the field tolerances and the winter test tolerances set for certified seed potatoes. Shipments for export prior to January 15 may be certified based on field readings only.

(6) Miscellaneous requirements. Prospective growers entering the certification program for the first time shall be interviewed by the department before applications are processed. This is in order that the applicant knows what is expected and what may be expected from the certifying agency.

(7) Sanitation requirements. All equipment used in the cutting, planting, digging, storage, and grading process shall

be sanitized between each lot and variety. Appropriate procedures for sanitizing shall include steam cleaning or use of a pressure washer to eliminate all dirt and dry matter followed by an application of an approved chemical to kill bacteria.

AMENDATORY SECTION (Amending Order 1897, filed 7/17/86)

**WAC 16-324-400 Certified seed potato—Field inspection standards.** (1) The field certification of each lot shall be based on the sample inspected.

(2) Specific requirements.

(a) The diseases tolerated shall be within the percentages listed in the table below based on visual symptoms showing in the sample inspected.

Field tolerances for: Inspection	Foundation		Certified	
	1	2-3	1	2-3
Leaf roll	0.2%	0.1%	0.4%	0.2%
Well defined Mosaic, and other virus and virus-like diseases	1.0%	0.5%	2.0%	1.0%
Black leg and wilts	2.0%	1.0%	4.0%	2.0%
Ring rot	0.0%	0.0%	0.0%	0.0%
<u>Powdery scab (Spongospora subterranea)</u>	<u>0.0%</u>	<u>0.0%</u>	<u>0.0%</u>	<u>0.0%*</u>
Variety mixture	0.2%	0.0%	0.2%	0.1%

\*Not allowed if found in field or during grading

(b) Diseases which cannot be observed visually at time of inspection may be present.

(c) The 0.0% tolerance for ring rot is chosen for reasons of convenience and practicality and is not to be construed to mean that the lot inspected is free from the disease. It does mean no ring rot was found during the inspection process.

(d) When ring rot is found in a lot of seed that lot shall be rejected. All seed potatoes grown that year by that farming operation from that same seed source, even if grown in different fields shall not be eligible for foundation classification. The tubers from these lots shall be inspected at time of digging.

(e) Lots not meeting field inspection standards at the time of inspection shall be rejected.

(f) Any field condition, i.e., weeds, frost, insect, disease, premature dying from any cause, or any condition making inspection evaluation impossible will be cause for the following actions:

(i) Inability to read at time of first field reading for virus, etc.—lots may be held for winter virus test.

(ii) At the discretion of the department, the inability to make the final reading for any reason may be cause for rejection from certification. Lots entered for foundation classification may not be eligible for recertification. The tubers from these lots shall be inspected at time of digging. Samples for winter test shall be submitted.

PERMANENT

**AMENDATORY SECTION** (Amending Order 2020, filed 11/16/89, effective 12/17/89)

**WAC 16-324-410 Winter test.** (1) Purpose. The purpose of the winter test is to visually detect virus and viruslike plant symptoms in samples of the lot submitted by the grower.

(2) Details for submitting samples for winter testing will be available from the department. Lots which fail field inspection standards shall not be eligible for winter test.

(3) "Foundation" may be stamped on the department's official certified tags when a lot has passed the required field standards and winter test tolerances for foundation seed.

(4) Lots represented in winter tests which do not meet the certification requirements of the winter test will not be eligible for current year certification.

(5) In the event of serious malfunction of the winter test facility, foundation and certified eligibility may be based on field readings.

**AMENDATORY SECTION** (Amending Order 1587, filed 11/21/78)

**WAC 16-324-420 Winter test tolerances.** (1) The unit of certification will be each lot.

(2) Specific requirements. The diseases tolerated will be within the percentages listed in the table below, based on visual symptoms showing in the sample inspected. ELISA testing of samples shall be made upon request by the applicant at his or her expense.

Disease or defect	Foundation	Certified
Well defined mosaic ( <del>and other virus or virus like diseases</del> )	1.5%	2.0%
Leaf roll	0.5%	2.0%

(3) Diseases which cannot be observed visually at time of inspection may be present.

**AMENDATORY SECTION** (Amending Order 2020, filed 11/16/89, effective 12/17/89)

**WAC 16-324-610 Limited generation certified seed potato—Land requirements.** Land requirements in the L.G. certified seed potato program are as follows:

(1) Well water shall be the source of irrigation for pre-nuclear stock.

(2) Class Produced	Years out of potatoes (Unless prior crop was a higher class-same variety)
Pre-nuclear	Approved laboratory (greenhouse)
Nuclear	Six years (new ground preferred( <del>(- fumigation required)</del> ))
Generation I	Four years
Generation II	Two years out of potatoes unless prior crop was a higher class of same variety

Generation III Two years

Generation IV Two years.

**AMENDATORY SECTION** (Amending Order 2020, filed 11/16/89, effective 12/17/89)

**WAC 16-324-630 Limited generation certified seed potato—Field inspection tolerances.**

FIELD INSPECTION TOLERANCES: PERCENT DISEASES

Factor	NUCLEAR		GEN. I		GEN. II		GEN. III		GEN. IV	
	1st	2nd	1st	2nd	1st	2nd	1st	2nd	1st	2nd
Varietal mixture	0.00	0.00	0.00	0.00	0.00	0.00	0.05	0.01	0.08	0.05
Pvy mosaic	0.00	0.00	0.00	0.00	0.01	TR	0.50	0.25	0.50	0.25
Leafroll	0.00	0.00	0.00	0.00	0.01	TR	0.03	.010	.080	0.05
Blackleg	0.00	0.00	0.10	0.10	0.50	0.50	1.00	1.00	2.00	2.00
Ring rot	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Nematode	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Spindle tuber viroid	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total visible virus	0.00	0.00	0.10	0.00	0.20	0.10	2.00	1.00	2.00	1.00
PVX	0.00		0.50		1.00		3.00		4.00	

(1) Two or more visual inspections shall be made of each lot by the department. Fields shall be considered ready for inspection at all times.

(2) Leaf samples shall be submitted in late August for virus determination to an independent testing laboratory approved by the department. All classes entered for certification shall be PVX tested. The cost of foliage sample testing shall be borne by the applicant.

(a) The minimum number of plants per lot to be sampled for latent virus determination shall be one hundred; nuclear stock ten percent of the total number of plants per lot; Generation I two percent of the total number of plants per lot; Generation II fifty leaves per acre; Generation III and IV twenty leaves per acre. No more than ten plants shall be bulked per sample. The department may require additional testing when deemed necessary.

(b) Samples shall be labeled as to row and location within the row.

(c) If a positive test results on a virus sample, a retest at grower's expense of every plant after rouging infected area is acceptable.

(d) Any plant rogued and suspected of being contaminated with virus, Erwinia carotavora or Corynebacterium sepedonicum shall be submitted for testing.

(e) Bacterial ring rot found in a seed lot of a seed operation shall be cause for removing the lot from certification. A third or additional inspections shall be required on remaining seed lots. All other seed lots associated with or planted after the rejected lot shall not be eligible for recertification.

(3) A limited generation growers list shall be published annually after final field inspection showing the results, including bacterial ring rot.

(4) At the option of the grower, seed sources shall be represented in a seed lot source trial. The presence of bacterial ring rot in the sample shall be cause for rejection of seed lots planted from the same seed source by the grower submitting the sample.

PERMANENT

**WSR 92-22-028**  
**PERMANENT RULES**  
**EASTERN WASHINGTON UNIVERSITY**

[Filed October 26, 1992, 4:25 p.m.]

Date of Adoption: September 18, 1992.

Purpose: To broaden the definition of recreational equipment to cover their use on the campus when defining the regulations and restrictions.

Citation of Existing Rules Affected by this Order: Repealing WAC 172-118-060 and 172-118-070; and amending WAC 172-118-010, 172-118-020, 172-118-030, 172-118-040, 172-118-050, 172-118-080, and 172-118-090.

Statutory Authority for Adoption: RCW 28B.35.120.

Pursuant to notice filed as WSR 92-15-129 on July 21, 1992.

Effective Date of Rule: Thirty days after filing.

October 21, 1992  
 Ann M. Carrasco  
 Rules Coordinator

**Chapter 172-118 WAC**  
**~~((TRAFFIC AND PARKING))~~ RESTRICTIONS AND**  
**REGULATIONS FOR ~~((BICYCLES, MOTORCY-~~**  
**~~CLES, AND MOTORSCOOTERS))~~ RECREATIONAL**  
**EQUIPMENT**

AMENDATORY SECTION (Amending Order 72-12, filed 9/20/72)

**WAC 172-118-010 Purpose.** The primary objectives of the rules and regulations set forth in this chapter ~~((is))~~ are:

(1) To provide safety, traffic, and parking controls for the use of skateboards, roller skates, bicycles, motorcycles, and ~~((motorseooters)) motor scooters~~ upon all state lands devoted to the educational, recreational, research, and living activities of Eastern Washington ~~((State College))~~ University; and

(2) To protect, from physical damage and unnecessary wear, wooden and concrete benches, brick and paved walkways, stairs, steps, loading ramps, plazas, and ramps for the disabled, caused by the use of recreational equipment as included in subsection (1) of this section. Equipment for the disabled and equipment owned and operated by the university are exempt from this chapter.

AMENDATORY SECTION (Amending Order 72-12, filed 9/20/72)

**WAC 172-118-020 ~~((Bicycles, motoreycles, and motorseooters defined))~~ Definitions.** ~~((A bicycle shall be, for the purposes of this section;))~~ For the purposes of this chapter the following definitions apply:

(1) A bicycle is any vehicle with three or less wheels and containing a saddle seat, and which is not motor driven.

(2) A motorcycle or motor scooter is any vehicle with three or less wheels and containing a saddle seat, and which is motor driven ~~((is considered a motoreycle or motorseooter for the purposes of this section)).~~

(3) A skateboard is a toy consisting of an oblong or rectangular board, made of wood, plastic, metal, or components thereof, with a pair of small wheels at each end, ridden

as down an incline, usually in a standing position. It may be motorized.

(4) Roller skates are shoes with a set of wheels attached for skating over a flat surface, or a metal frame with wheels attached that can be fitted to the sole of the shoe. For the purposes of this chapter, roller blades are considered roller skates.

(5) A scooter is a foot-operated vehicle consisting of a narrow board mounted between two wheels, tandem with an upright steering handle attached to the front wheel.

Subsections (1) through (5) of this section are considered recreational equipment.

AMENDATORY SECTION (Amending Order 72-12, filed 9/20/72)

**WAC 172-118-030 Applicable rules and regulations.** The safety, equipment, traffic, and parking regulations for bicycles, motorcycles, and ~~((motorseooters))~~ motor scooters which are applicable upon the campus of Eastern Washington ~~((State College))~~ University are as follows:

(1) The motor vehicle and other traffic laws of the state of Washington;

(2) The traffic code of the city of Cheney, Washington; and

(3) Special regulations set forth in this chapter.

AMENDATORY SECTION (Amending Order 74-2, filed 1/24/74)

**WAC 172-118-040 ~~((Operation of bicycles, motoreycles, and motorseooters))~~ Use of recreational equipment.**

(1) No ~~((bicyele, motoreycle, or motorseooter))~~ recreational equipment may be operated on sidewalks, walkways, lawns, or other property ~~((not set aside for such purposes))~~ on the Eastern Washington ~~((State College))~~ University campus ~~((; except that all bicyeles, motoreycles, and motorseooters owned and operated by the college shall be exempt from this provision)),~~ except as provided in this chapter.

(2) Bicycles, motorcycles, and ~~((motorseooters))~~ motor scooters may be operated any place where automobiles or other motor vehicles are permitted.

(3) Bicycles ~~((;))~~ may be operated on ~~((college))~~ university walkways in the mall area and the area surrounding Showalter Hall and between ~~((the Hall of Sciences and the Memorial Field House))~~ Science Hall and Parking Lot #3; Provided, That the bicycle is operated in a safe manner and in compliance with these regulations.

(4) Bicycle locks may be broken to facilitate impounding of ~~((said))~~ a bicycle or other recreational equipment without liability to Eastern ~~((State College))~~ Washington University or its authorized personnel. ~~((A two-dollar impound fee must be paid before said bicycle is released to the owner.))~~

AMENDATORY SECTION (Amending Order 72-12, filed 9/20/72)

**WAC 172-118-050 Parking regulations.** ~~((Bicyeles,))~~ Motorcycles, and ~~((motorseooters)) motor scooters~~ may be parked, without permit, in any parking lot on the campus of the ~~((college))~~ university, providing that ~~((said))~~ the parking does not interfere with the parking of motor vehicles.

(1) Bicycles must be parked in bicycle racks. At times, rack space may not be available and parking on the grass off the pavement will be permitted if all racks in the vicinity are full.

(2) ~~((Bicycles,))~~ Motorcycles, and ~~((motor scooters))~~ motor scooters may be parked in triangular spaces caused by angular parking in a lot.

(3) Bicycles, motorcycles, and ~~((motor scooters))~~ motor scooters may not be parked on any lawn, sidewalk, walkway, driveway, service area, against any building, building entrances or exits, nor in a building on the ~~((college))~~ university campus, except as provided in WAC 172-118-050(1).

(4) Bicycles, motorcycles, and ~~((motor scooters))~~ motor scooters not conforming to these regulations are subject to citation as are all other vehicles, and may be impounded as provided in WAC 172-116-230.

(5) Bicycle, motorcycle, and ~~((motor scooter))~~ motor scooter regulations will be in effect at all times.

AMENDATORY SECTION (Amending Order 72-12, filed 9/20/72)

**WAC 172-118-080 Registration of bicycles.** All bicycles operated or parked ~~((upon))~~ on the campus of Eastern Washington ~~((State College))~~ University must be registered with the city of Cheney ~~((pursuant to its laws governing such registration)).~~

#### NEW SECTION

**WAC 172-118-090 Enforcement.** (1) Enforcement of this chapter is the responsibility of the president, or the executive vice-president, or their designees.

(2) A user of recreational equipment who refuses to abide by these regulations will be asked to leave the campus. Refusal to obey will subject the person to being cited for trespass under the provisions of chapter 9A.52 RCW.

(3) If the user is a student, the student will be asked to refrain from using the equipment on campus. If the student refuses, a proceeding may be initiated under the Student conduct code, chapter 172-120 WAC.

#### REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 172-118-060 Unauthorized use.  
WAC 172-118-070 Equipment.

#### **WSR 92-22-029**

##### **PERMANENT RULES**

##### **DEPARTMENT OF ECOLOGY**

[Order 91-46—Filed October 26, 1992, 4:30 p.m.]

Date of Adoption: October 20, 1992.

Purpose: To reduce the impact on air quality from gasoline and diesel motor vehicles in urban areas.

Citation of Existing Rules Affected by this Order: Amending chapter 173-422 WAC, Motor vehicle emission inspection.

Statutory Authority for Adoption: Chapter 70.120 RCW.

Pursuant to notice filed as WSR 92-18-077 on September 1, 1992.

Changes Other than Editing from Proposed to Adopted Version: Revised definition of "Primary emission control components," diesel vehicle inspection procedure and exhaust opacity testing equipment specifications.

Effective Date of Rule: Amendments to WAC 173-422-010, 173-422-020, 173-422-030, 173-422-035, 173-422-040, 173-422-120, 173-422-130, and 173-422-170 are effective January 1, 1993; and amendments to WAC 173-422-050, 173-422-060, 173-422-070, 173-422-075, 173-422-090, 173-422-100, 173-422-140, and 173-422-160; and new sections WAC 173-422-065 and 173-422-095 are effective June 1, 1993.

October 20, 1992

Carol Jolly

Special Assistant

AMENDATORY SECTION (Amending Order DE 83-31, filed 11/23/83, effective 1/2/84)

**WAC 173-422-010 Purpose.** This chapter implements the Washington Clean Air Act, chapter 70.94 RCW, as supplemented by the motor vehicle emission inspection provisions codified as chapter 70.120 RCW.

Gasoline motor vehicles are the primary emitters of carbon monoxide and emit significant quantities of hydrocarbons and oxides of nitrogen. Diesel motor vehicles are emitters primarily of particulates, hydrocarbons, and oxides of nitrogen. Emission controls required by the federal government are designed to reduce motor vehicle related air pollution. However, the effectiveness of these controls is substantially reduced through deterioration, maladjustment and tampering. Motor vehicle emission inspection serves to identify high polluting vehicles and vehicles with tampered or missing emission controls and to reduce their emissions, when such reduction can be accomplished at reasonable cost. These rules establish the emission standards, testing procedures, and associated activities necessary to implement a program of air pollution prevention and control ~~((involving))~~ resulting from motor vehicle emission inspections.

AMENDATORY SECTION (Amending WSR 90-06-062, filed 3/6/90, effective 4/6/90)

**WAC 173-422-020 Definitions.** Unless a different meaning is clearly indicated by context, the following definitions will apply:

(1) "Accuracy" means the degree of correctness by which the true value of a measured sample is determined.

(2) "Calibration gases" mean a blend of hydrocarbon (propane), carbon monoxide (CO), and carbon dioxide using nitrogen as carrier gas. The concentrations are to be traceable to within two percent of NBS standards.

(3) "Certificate of acceptance" means an official form, issued by someone authorized by the department, which certifies that all of the following conditions have been met: The recipient's vehicle initially failed ~~((to comply with applicable))~~ the emission ~~((standards))~~ inspection, the recipient has provided original receipts proving that more than ~~((fifty))~~ one hundred dollars or one hundred fifty dollars

on a 1981 or later model motor vehicle were spent after the first ~~((test))~~ inspection and before the final ~~((test))~~ inspection on repairs performed by a "certified emission specialist" solely to ~~((meet))~~ reduce emissions ~~((standards))~~, the vehicle on final reinspection again failed to meet such standards, and the repair information section of the test report has been completed and the vehicle has been in use for more than five years or fifty thousand miles, and any component of the vehicle installed by the manufacturer for the purpose of reducing emissions, or its appropriate replacement, is installed and operative.

(4) "Certificate of compliance" means an official form, issued by someone authorized by the department, which certifies that the recipient's vehicle on inspection complied with applicable emission inspection standards.

(5) "Certified emission specialist" means an individual who has been issued a certificate of instruction by the department as authorized in RCW 70.120.020 (2)(a) and has maintained the certification by meeting requirements of WAC 173-422-190(2).

(6) "Dealer" means a motor vehicle dealer, as defined in RCW 46.70.011, that is licensed pursuant to chapter 46.70 RCW.

(7) "Department" means the department of ecology.

(8) "Drift" means the change in the reading of the analyzer to a given sample over a period of time with no adjustment to the analyzer having been made between the initial and final measurements.

(9) "Emission contributing area" means a land area within whose boundaries are registered motor vehicles that contribute significantly to the violation of motor vehicle related air quality standards in a noncompliance area. (The inspection program implemented by this chapter applies only to vehicles registered in emission contributing areas.)

(10) "Farm vehicle" means any vehicle other than a farm tractor or farm implement which is designed and/or used primarily in agricultural pursuits on farms for the purpose of transporting machinery, equipment, implements, farm products, supplies, and/or farm labor thereon and is only incidentally operated on or moved along public highways for the purpose of going from one farm to another.

(11) "Fleet" means a group of ~~((twenty-five))~~ fifteen or more motor vehicles owned or leased concurrently by one ~~((person))~~.

~~((12))~~ "Gaseous fuel" means liquefied petroleum gases and natural gases in liquefied or gaseous forms) owner assigned a fleet identifier code by the department of licensing.

~~((13))~~ (12) "Gross vehicle weight ((GVW)) rating (GVWR)" means the manufacturer stated gross vehicle weight rating.

~~((14))~~ (13) "HC and CO emissions" means the concentration of hydrocarbons (measured as n-hexane) and carbon monoxide in the engine exhaust.

~~((15))~~ (14) "Motor vehicle" means any self-propelled vehicle required to be licensed pursuant to chapter 46.16 RCW.

~~((16))~~ (15) "Motorcycle" means every motor vehicle having a saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding a farm tractor.

~~((17))~~ (16) "NBS" means National Bureau of Standards.

~~((18))~~ (17) "Noncompliance area" means a land area within whose boundaries any air quality standard for any air contaminant from the emissions of motor vehicles will probably be exceeded.

~~((19))~~ (18) "PPM" means parts per million by volume.

(19) "Primary emission control components" means the components of the vehicle installed by the manufacturer for the purpose of reducing emissions or its replacement or modification which is acceptable to the United States Environmental Protection Agency. These components are the fuel inlet restrictor, the catalytic converter or thermal reactor, the air injection system components, the thermostatic air cleaner, the exhaust gas recirculation system components, the evaporative emission system components including the gas cap, the positive crankcase ventilation system components and the electronic control unit components that control the air/fuel mixture and/or ignition timing including all related sensors.

(20) "Repeatability" means the ability of an analyzer to report the same value for successive measurements of the same sample.

(21) "Response" means how quickly there is a change in reading following a change in concentration at the sample probe inlet.

(22) "Sensitivity" means the smallest change in the value of a measured sample that can be detected by the analyzer.

(23) "Zero calibration gases" means air or nitrogen in which total impurities do not exceed 0.01 percent.

#### AMENDATORY SECTION (Amending Order DE 83-31, filed 11/23/83, effective 1/2/84)

**WAC 173-422-030 Vehicle emission inspection requirement.** All motor vehicles, not specifically exempted by WAC 173-422-170, which are registered or reregistered within the boundaries of an emission contributing area, as specified in WAC 173-422-050, are subject to the vehicle emission inspection requirements of this chapter. Neither the department of licensing nor its agents may change the registered owner or may issue or renew a motor vehicle license for any vehicle registered in an emission contributing area, as that area is established under RCW 70.120.040, unless the application for issuance or renewal is: (1) Accompanied by a valid certificate of compliance issued pursuant to RCW 70.120.060, 70.120.080, or 70.120.090 or a valid certificate of acceptance issued pursuant to RCW 70.120.070; or (2) exempted from this requirement pursuant to RCW 46.16.015(2). The certificates must have a date of validation which is within ~~((ninety days))~~ six months of the date of application for the vehicle license ~~((or))~~, license renewal or registered owner change. Certificates for fleet or owner tested vehicles may have a date of validation which is within twelve months of the assigned license renewal date.

#### AMENDATORY SECTION (Amending WSR 90-06-062, filed 3/6/90, effective 4/6/90)

**WAC 173-422-035 Registration requirements.** (1) Persons residing in emission contributing areas as defined under WAC 173-422-050 shall register their motor vehicles within that area ~~((, unless business reasons require registration outside of the area)).~~

(2) Any person who violates this section is subject to a civil penalty not to exceed ~~((one))~~ two hundred fifty dollars for each violation.

(3) Any civil penalty imposed by the department hereunder shall be appealable to the pollution control hearings board as provided for in chapter 43.21B RCW.

**AMENDATORY SECTION** (Amending WSR 90-06-062, filed 3/6/90, effective 4/6/90)

**WAC 173-422-040 Noncompliance areas.** The following areas are designated noncompliance areas for the air contaminants specified: Carbon monoxide

- (1) The city of Seattle.
- (2) The city of Bellevue.
- (3) The city of Spokane.
- (4) The city of Tacoma.
- (5) The city of Vancouver.
- (6) ~~((The city of Yakima.~~
- ~~(7)))~~ The city of Everett.

**AMENDATORY SECTION** (Amending Order DE 84-7, filed 4/18/84)

**WAC 173-422-050 Emission contributing areas.** Emission contributing areas within which the motor vehicle emission inspection program applies are designated by the following United States Postal Service ZIP codes as of ~~((the effective dates))~~ January 1, 1992, set forth below:

- (1) Puget Sound Region ~~((effective January 1, 1982))~~

<del>98004</del>	<del>98039</del>
<del>98005</del>	<del>98040</del>
<del>98006</del>	<del>98041</del>
<del>98007</del>	<del>98043</del>
<del>98008</del>	<del>98046</del>
<del>98009</del>	<del>98052</del>
<del>98011</del>	<del>98053</del>
<del>98012</del>	<del>98055</del>
<del>98020</del>	<del>98056</del>
<del>98021</del>	<del>98057</del>
<del>98027</del>	<del>98062</del>
<del>98028</del>	<del>98063</del>
<del>98033</del>	<del>98072</del>
<del>98034</del>	<del>98073</del>
<del>98036</del>	<del>98083</del>
<del>98037</del>	<del>98101 thru 98199,</del>
	<del>inclusive except 98110))</del>
<u>98001</u>	<u>98035 98072</u>
<u>98002</u>	<u>98036 98073</u>
<u>98003</u>	<u>98037 98083</u>
<u>98004</u>	<u>98038 98101 thru 98199,</u>
<u>98005</u>	<u>98039 inclusive except 98110</u>
<u>98006</u>	<u>98040 98201 thru 98208</u>
<u>98007</u>	<u>98041 98258</u>
<u>98008</u>	<u>98042 98270</u>
<u>98009</u>	<u>98043 98271</u>
<u>98011</u>	<u>98046 98275</u>
<u>98012</u>	<u>98047 98290</u>
<u>98020</u>	<u>98052 98327</u>
<u>98021</u>	<u>98053 98332</u>
<u>98023</u>	<u>98054 98335</u>
<u>98025</u>	<u>98055 98338</u>

<u>98026</u>	<u>98056</u>	<u>98344</u>
<u>98027</u>	<u>98057</u>	<u>98352</u>
<u>98028</u>	<u>98058</u>	<u>98354</u>
<u>98031</u>	<u>98059</u>	<u>98371 thru 98374</u>
<u>98032</u>	<u>98062</u>	<u>98387</u>
<u>98033</u>	<u>98063</u>	<u>98388</u>
<u>98034</u>	<u>98064</u>	<u>98390</u>
	<u>98071</u>	<u>98401 thru 98499</u>

- (2) Spokane Region ~~((effective July 1, 1985))~~

<u>99001</u>	<u>99202</u>
<u>99005</u>	<u>99203</u>
<u>99014</u>	<u>99204</u>
<u>99016</u>	<u>99205</u>
<u>99019</u>	<u>99206</u>
<u>99021</u>	<u>99207</u>
<u>99025</u>	<u>99208</u>
<u>99027</u>	<u>99212</u>
<u>99037</u>	<u>99216</u>
<u>99201</u>	<u>99218</u>

- (3) Vancouver Region

<u>98607</u>
<u>98660 thru 98668</u>
<u>98671</u>
<u>98682-86</u>

**AMENDATORY SECTION** (Amending WSR 90-06-062, filed 3/6/90, effective 4/6/90)

**WAC 173-422-060 Gasoline vehicle emission standards.** Gasoline motor vehicles subject to this chapter shall:

(1) Beginning June 1, 1995, with the exception of vehicles whose model year is 1980 or earlier, have the "primary emission control components" installed and operative, and have an engine that is or was available from the vehicle manufacturer for use with that vehicle or a vehicle of the same or newer model year with the same chassis; and

(2) Meet the following exhaust emission standards prior to receiving a certificate of compliance.

exhaust emission standards

<u>Model Year</u>	<u>CO(%)</u>	<u>HC (ppm)</u>	<u>Opacity (%)</u>
68-74	6.0	<del>((4000))</del> <u>900</u>	<u>30</u>
<del>((75 and later))</del> <u>75-80</u>	3.0	600	<u>30</u>
<u>81-93 (0-8500 GVWR)</u>	<u>1.2</u>	220	<u>30</u>
<u>81-93 (Greater than 8500 GVWR)</u>	<u>3.0</u>	<u>400</u>	<u>30</u>
<u>94-99</u>	<u>0.5</u>	<u>100</u>	<u>30</u>

~~((Except 1981 and later model vehicles manufactured with a catalytic converter the standards are:~~

~~1.2 ----- 220))~~

**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.

PERMANENT

**NEW SECTION**

**WAC 173-422-065 Diesel vehicle exhaust emission standards.** Diesel motor vehicles subject to this chapter shall meet the following opacity standards using the test procedures specified in WAC 173-422-075.

Model Year	Opacity (%)
1968 - 1973	70
1974 - 1991	60
1992 and later	40

Vehicles tested at locations over 1000 feet above sea level will be allowed an additional 10% opacity.

**AMENDATORY SECTION** (Amending WSR 90-06-062, filed 3/6/90, effective 4/6/90)

**WAC 173-422-070 ((Test)) Gasoline vehicle inspection procedures.** All persons certified by, or under contract to, the department to conduct motor vehicle emission inspections shall use the following ((test)) procedures. Variations to the procedures specified may be ((used if approved)) established by the department ((after receipt of evidence that such changes will not interfere with the validity of the test)) for all or certain vehicles.

(1) The vehicle exhaust emissions of carbon monoxide, hydrocarbons, and carbon dioxide shall be measured using either a two-speed (idle and 2500 rpm) test with the transmission in neutral or park ((shall be used to measure vehicle exhaust emissions for carbon monoxide, hydrocarbons, and carbon dioxide)) or a loaded test with the transmission in drive or in third gear unless the engine speed does not equal or exceed 2500 rpm then second gear shall be used for the loaded mode and in park or neutral for the idle mode. A vehicle with an automatic transmission may be tested in drive for the idle ((test)) mode if the idle rpm in neutral or park exceeds ((1200)) 1100 rpm. However, the idle rpm as tested cannot exceed ((1200)) 1100 rpm unless allowed to do so by the vehicle manufacturer's specifications.

(2) The engine shall be at normal operating temperature during the emission test with all accessories off.

(3) Any vehicle causing an unsafe condition, such as the continuous leaking of any fluid onto the floor, may be rejected from the inspection site.

(4) Vehicles shall be approximately level during the test.

(5) Vehicles with more than one exhaust pipe shall be tested by sampling ((each tail)) one exhaust pipe ((and averaging the results, unless)) if the exhaust pipes originate from a common point in the exhaust system ((—Simultaneous)) or simultaneously sampling ((from multiple)) each exhaust pipe((s may also be used)).

(6) The following steps shall be taken to prevent excessive dilution. The exhaust sample probe must be inserted at least ten inches into the tail pipe. If this is not possible, an extension boot shall be used. The exhaust emission test results shall not be recorded if the sum of the carbon monoxide and the carbon dioxide concentration does not ((meet)) equal or exceed ((five)) six percent.

(7) If the engine stalls during the test, the exhaust sample probe shall be removed, the engine ((shall be))

restarted, and one additional attempt ((will be)) made to complete the test after reinserting the exhaust sample probe.

(8) ((If a vehicle is capable of being operated with either gasoline or gaseous fuels, the vehicle shall be tested using the fuel it is operating on when it enters the testing facility.

((9) If a multiple range analyzer is used, the exhaust analyzer range shall be selected so that the standard for the vehicles being tested is between twenty five percent and seventy five percent of full scale, if possible.)) Two speed test sequence.

(a) Insert the exhaust sample probe.

(b) The pass/fail analysis shall begin after an elapsed time of ten seconds. A pass determination shall be made for the vehicle and the idle mode terminated if:

(i) The vehicle shall pass the idle mode test and this mode terminated if, prior to an elapsed time of thirty seconds, exhaust gas concentrations are less than or equal to 100 ppm HC and 0.5 percent CO.

(ii) The vehicle shall pass the idle mode test and this mode terminated if, at any time between an elapsed time of thirty seconds and ninety seconds, the exhaust gas concentrations are less than or equal to the applicable emission standards.

(c) Increase the engine speed to 2500 ± 300 rpm.

(d) The pass/fail analysis shall begin after an elapsed time of ten seconds. A pass or fail determination shall be made for the vehicle and the 2500 rpm mode terminated for vehicles that passed the idle mode test as follows:

(i) The vehicle shall pass the 2500 rpm mode test and this mode terminated if, prior to an elapsed time of thirty seconds, exhaust gas concentrations are less than or equal to 100 ppm HC and 0.5 percent CO.

(ii) The vehicle shall pass the 2500 rpm mode test and this mode terminated if, at any time between an elapsed time of thirty seconds and one hundred eighty seconds, the exhaust gas concentrations are less than or equal to the applicable emission standards.

(e) A pass or fail determination shall be made for vehicles that failed the idle mode test and the 2500 rpm mode test terminated at the end of an elapsed time of one hundred eighty seconds.

(f) If the vehicle fails the initial idle mode test and passed the high-speed mode test, a second idle test will be conducted.

(9) Loaded test sequence.

(a) Insert the exhaust sample probe.

(b) The test shall start when the dynamometer speed is within the following limits:

engine cylinders	speed (mph)	brake horsepower
4 or less	22-25	2.8-4.1
5-6	29-32	6.8-8.4
7 or more	32-35	8.4-10.8

If the dynamometer speed falls outside the limits for more than five seconds in one excursion, or fifteen seconds over all excursions, the test shall be restarted.

(c) The pass/fail analysis shall begin after an elapsed time of ten seconds. A pass determination shall be made for the loaded mode and this mode terminated if at any point between an elapsed time of thirty seconds and ninety



seconds, the exhaust gas concentrations are less than or equal to the applicable emission standards.

(d) The idle mode shall start when the dynamometer speed is zero and the vehicle engine speed is less than 1100 rpm. If engine speed exceeds 1100 rpm the idle mode test shall be restarted.

(e) The pass/fail analysis shall begin after an elapsed time of ten seconds. A pass determination shall be made for the vehicle and the idle mode terminated if:

(i) Prior to an elapsed time of thirty seconds, exhaust gas concentrations are less than or equal to 100 ppm HC and 0.5 percent CO.

(ii) At any time between an elapsed time of thirty seconds and ninety seconds, exhaust gas concentrations are less than or equal to the applicable emission standards.

(10) Before ((testing a 1981 and later)) failing a 1981-1986 model year Ford Motor Company vehicle with a gross vehicle weight of 8500 pounds or less, or a 1984-85 model year Honda Prelude, the engine shall be ((turned)) shut off for ten seconds and then restarted and the failing mode repeated.

~~((11) Increase the engine speed to 2500 ± 300 rpm.~~

~~(12) Insert the probe into the tailpipe. After at least thirty seconds record the exhaust emissions averaged over the last five seconds.~~

~~(13) Slowly reduce the engine speed to idle (less than 1200 rpm). After at least thirty seconds or when the readings have stabilized at a level meeting the emission standards record the exhaust emissions averaged over the last five seconds.~~

~~(14) When readings from multiple exhaust pipes are averaged, steps 10, 11, 12, and 13 shall be repeated for all exhaust pipes.))~~

**NEW SECTION**

**WAC 173-422-075 Diesel vehicle inspection procedure.** Diesel vehicles shall be tested using the following procedure:

(1) With the transmission in neutral, move the accelerator pedal from normal idle as rapidly as possible to the full power position, and hold in this position for a minimum of three seconds but not more than five seconds unless the engine exceeds the maximum speed allowed by the vehicle manufacturer, as indicated by the vehicle's tachometer or exhibits unstable operation when held against the speed governor then the accelerator pedal shall be immediately released.

(2) Fully release the accelerator pedal so the engine decelerates to normal idle.

(3) Measure the smoke opacity with an opacity meter which meets the requirements specified in WAC 173-422-095 continuously during the test.

(4) Record the opacity reading two seconds after the opacity reading initially reaches 10 percent.

(5) Repeat the previous steps ten times or until three successive opacity measurements are equal to or less than the standard established in WAC 173-422-065.

**AMENDATORY SECTION** (Amending WSR 90-06-062, filed 3/6/90, effective 4/6/90)

**WAC 173-422-090 Exhaust gas analyzer specifications.** Only exhaust gas analyzers meeting the following specifications at the time of certification testing may be used for certification testing. Any person authorized by the department to certify vehicles is solely responsible for insuring that the testing equipment is operating within the following specifications at the time of certification testing.

(1) Accuracy: The readings or the printed test results of the exhaust analyzers compared to the true value of a measured sample shall have the following accuracy tolerances.

<del>((HC - Measured as n - hexane</del>	
<del>200 to 220 ppm</del>	<del>±15 ppm</del>
<del>0 to 1000 ppm</del>	<del>±30 ppm</del>
<del>1000 to 2000 ppm</del>	<del>±100 ppm</del>

<del>CO</del>	
<del>1.0 to 1.2%</del>	<del>±0.1%</del>
<del>0 to 5%</del>	<del>±0.2%</del>
<del>5 to 10%</del>	<del>±0.5%</del>

<del>CO<sub>2</sub></del>	
<del>4 to 6%</del>	<del>±1%</del>

<del>HC - Measured as n - hexane</del>	
<del>0 to 400 ppm</del>	<del>±12 ppm</del>
<del>401 to 1000 ppm</del>	<del>±30 ppm</del>
<del>1001 to 2000 ppm</del>	<del>±80 ppm</del>

<del>CO</del>	
<del>0 - 2.00</del>	<del>±0.06</del>
<del>2.01 - 5.00</del>	<del>±0.15</del>
<del>5.01 - 9.99</del>	<del>±0.40</del>

<del>CO<sub>2</sub></del>	
<del>0 - 4.0</del>	<del>±0.6</del>
<del>4.1 - 14.0</del>	<del>±0.5</del>

(2) Calibration: The analyzer shall have the capability of being calibrated electronically and by gas.

(3) Drift: The drift of the zero reading or any calibration reading of each analyzer shall not exceed 15 ppm HC, 0.1% CO or 0.5% CO<sub>2</sub> in one hour.

(4) Flow restriction indicator: The analyzer shall be operated within manufacturer's specifications for sample flow. The sampling system shall be equipped with a visual and/or audible warning that sample flow is not within operating requirements.

(5) Interference effects: Sampling the following concentrations of noninterest gases shall not cause the HC reading to change ±10 ppm: 15% CO<sub>2</sub> in N<sub>2</sub>, 10% CO in N<sub>2</sub>, 3000 ppm NO in N<sub>2</sub>, 10% O<sub>2</sub> in N<sub>2</sub>, and 3% H<sub>2</sub>O vapor in air.

Sampling the following concentrations of noninterest gases shall not cause the CO reading to change ±0.05%: 15% CO<sub>2</sub> in N<sub>2</sub>, 1600 ppm HC in N<sub>2</sub>, 3000 ppm NO in N<sub>2</sub>, 10% O<sub>2</sub> in N<sub>2</sub>, and 3% H<sub>2</sub>O vapor in air.

Sampling the following concentrations of noninterest gases shall not cause the CO<sub>2</sub> reading to change ((±0.5%))

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±0.20%: 1600 ppm HC in N<sub>2</sub>, 10% CO in N<sub>2</sub>, 3000 ppm NO in N<sub>2</sub>, 10% O<sub>2</sub> in N<sub>2</sub>, and 3% H<sub>2</sub>O vapor in air.

(6) Repeatability: The repeatability of the exhaust analyzers used shall be within (~~(10 ppm HC, 0.05% CO and 0.2% CO<sub>2</sub>)~~) the following tolerances during five successive measurements of the same sample(-):

<u>HC, ppm</u> <u>as hexane</u>	<u>0-400</u> <u>401-1000</u> <u>1001-2000</u>	<u>8</u> <u>15</u> <u>30</u>
<u>CO, %</u>	<u>0-2.00</u> <u>2.01-5.00</u> <u>5.01-9.99</u>	<u>0.03</u> <u>0.08</u> <u>0.15</u>
<u>CO<sub>2</sub>, %</u>	<u>0-14.0</u>	<u>0.3</u>

(7) Response: The response of the exhaust analyzers shall be at least (~~(ninety-five)~~) ninety percent of the final value within (~~(fifteen)~~) eight seconds.

(8) Sensitivity: The sensitivity of each analyzer shall be equal to or less than 10 ppm HC, 0.05% CO and 0.2% CO<sub>2</sub>.

(9) Range of measurement: The analyzer shall have a range equal to or greater than 0-2000 ppm HC (n-Hexane), 0 to 10% CO, and 0 to 6% CO<sub>2</sub>.

**NEW SECTION**

**WAC 173-422-095 Exhaust opacity testing equipment.** The exhaust opacity measurement shall be conducted using an opacity meter approved by the department.

The opacity meter shall:

- (1) Automatically calibrates itself before each test.
- (2) Provide for continuous measurement of exhaust opacity unaffected by rain or wind.
- (3) Have an accuracy of plus or minus one opacity percent digit.
- (4) Have a reading linearity of one opacity percent digit from 0-100 percent opacity.
- (5) Have a drift of less than plus or minus one percent per use.
- (6) Have a response time of less than 0.140 seconds for a change from 0-95 percent of full scale.
- (7) Have a warm-up time of less than one minute.
- (8) Have an operating temperature range from 32 to 120 degrees Fahrenheit.
- (9) Automatically read the opacity two seconds after the opacity initially reaches 10 percent.

**AMENDATORY SECTION** (Amending WSR 90-06-062, filed 3/6/90, effective 4/6/90)

**WAC 173-422-100 Testing equipment maintenance and calibration.** (1) Unless alternative procedures have been approved or required by the department all equipment used in the inspection shall be calibrated and maintained according to the manufacturer's specifications and recommendations. Complete logs as approved by the department shall be kept for maintenance, repair, and calibration.

(2) The following procedures shall be followed by all testing facilities unless equivalent procedures have been approved by the department. Exhaust analyzers and all electronic components that could affect the gas concentration results shall be warmed up for at least thirty minutes prior to

performing any test on equipment, calibration, span, or zero checks:

(a) Each test. Before each test can start, the zero and span setting must be checked on the opacity meter and the exhaust gas analyzer readings must be less than 10 ppm HC, 0.1% CO and 0.5% CO<sub>2</sub>. If during a test the sampling system flow restriction indicator becomes activated, the test shall be stopped and restarted after the necessary repairs to the analyzer have been completed.

(b) Hourly check. The exhaust analyzer shall not be used to test vehicles unless within an hour prior to the test it was spanned with a calibration gas. The following procedure shall be used:

- (i) Adjust the exhaust analyzer to zero using ambient air or zero calibration gas.
- (ii) Adjust the exhaust analyzer using the electronic span.
- (iii) Check the calibration of the exhaust analyzer using a calibration gas of approximately twenty to forty percent of each range.

(iv) Adjust and repair as necessary to insure the accuracy specified in WAC 173-422-090.

(c) Weekly check. The exhaust analyzer shall not be used to test vehicles unless a multipoint calibration has been performed within the last seven days. The following procedure shall be used:

- (i) Adjust the exhaust analyzer to zero using ambient air or zero calibration gas.
- (ii) Adjust the exhaust analyzer using the electronic span.
- (iii) Check the calibration of the exhaust analyzer using calibration gases of approximately twenty, forty, sixty, and eighty percent for each range. (CO<sub>2</sub> must be present at concentrations of at least 2.0%.)

(iv) Adjust and repair as necessary to insure the accuracy specified in WAC 173-422-090 at each calibration point.

(v) Check the calibration of the exhaust analyzer using a calibration gas with a CO concentration of 1.2 to 2.4%, a HC concentration of 150 to 300 ppm measured as n-hexane, and a CO<sub>2</sub> concentration of 4.0 to 6.0%.

(vi) Adjust and repair as necessary to insure the accuracy of the exhaust analyzer is within .05% CO and 6 ppm HC.

(d) Repair check. A multipoint calibration as specified in (c) of this subsection shall be performed before the analyzer is used for certification testing following the replacement of an optical or electronic component that can cause a variation in the analyzer reading.

The manufacturer's recommended procedures to determine any change in the correction factor from the propane calibration gas to n-hexane readings shall be followed.

(e) Leak check. The exhaust analyzer shall not be used to test vehicles unless within one week prior to the testing, CO readings have been taken while introducing calibration gas through the calibration port and through the probe. Discrepancies of over 3% in the readings shall require repair of leaks. No analyzer adjustments shall be permitted during this check. Other leak check procedures may be used if it can be shown to the department's satisfaction that the method identifies leaks as well as the method in this subsection.

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**AMENDATORY SECTION** (Amending Order DE 83-31, filed 11/23/83, effective 1/2/84)

**WAC 173-422-120 Quality assurance.** The department, or its designee, ~~((will))~~ may monitor the operation of each authorized emission ~~((testing))~~ inspection facility with unidentified or unannounced ~~((;))~~ and unscheduled inspections to check the calibration and maintenance of the exhaust analyzers, test procedures, and records.

~~((Vehicle inspection reports and fiscal reports submitted by inspection station operators will be checked for completeness and accuracy. The department or its designee shall have the right to audit contractor's and subcontractor's records.~~

~~The department (or its designee) may conduct unidentified surveillance.))~~

The department (or its designee) may immediately require ~~((that the use of an exhaust analyzer be suspended due to a malfunction or incorrect calibration of the analyzer))~~ the suspension of vehicle inspections in all or part by the inspection facility if violations of this chapter are found during an inspection of the inspection facility.

**AMENDATORY SECTION** (Amending WSR 90-06-062, filed 3/6/90, effective 4/6/90)

**WAC 173-422-130 Inspection fees.** At an inspection facility operated under contract to the state, the fee for the first emission ((test)) inspection on each vehicle applicable to a vehicle license year shall be sixteen dollars. If the vehicle fails, one ((retest)) reinspection will be provided free of charge at any inspection station operated under contract to the state, provided that the ((retest)) reinspection is applicable to the same vehicle license year. Any additional ((retests)) reinspection of a failed vehicle applicable to the same vehicle license year will require the payment of sixteen dollars.

Inspection station operators shall forward to the state treasurer within ten working days, the amount of fees due to the state for inspections conducted during the previous month.

The department or its designee shall have the right to audit any inspection station operator's or contractor's records and procedures to substantiate that the operator or contractor is properly collecting and accounting for such fees.

**AMENDATORY SECTION** (Amending WSR 90-06-062, filed 3/6/90, effective 4/6/90)

**WAC 173-422-140 Inspection forms and certificates.** All inspection ~~((stations))~~ facilities shall use inspection forms and certificates provided or approved by the department. ~~((Additional information or materials may be provided to the vehicle operator only if approved by the department.))~~

(1) Vehicle inspection report: The driver of each vehicle ~~((tested))~~ inspected shall be given a vehicle inspection report on a form to be provided or approved by the department. The inspection station operator shall record the following information.

(a) Station number (lane number).

(b) Date and time of test.

(c) Who conducted the test (name or identification number).

(d) Vehicle identification number (VIN).

(e) Odometer reading in thousands of miles.

(f) Vehicle license number.

(g) Vehicle model year.

(h) Make of the vehicle.

(i) ~~((Whether or not the vehicle was manufactured with a catalytic converter. (1981 and later model vehicles only))~~ Manufacturer's gross vehicle weight ((class)) rating (GVWR).

~~((k))~~ (j) Emission test results.

~~((h))~~ (k) Applicable standards.

~~((m))~~ (l) Whether the vehicle has passed or failed the appropriate emission standards.

~~((n))~~ (m) What component of the vehicle installed by the manufacturer for the purpose of reducing emissions, or its appropriate replacement is missing or inoperative. (Gasoline vehicles only.)

(n) The engine speed while the emission readings were taken. (Gasoline vehicles only.)

(o) Carbon dioxide reading. (Gasoline vehicles only.)

(p) First ~~((test))~~ inspection or ~~((retest))~~ reinspection.

(q) If available at ~~((a retest))~~ reinspection the identification number of an ecology ~~((authorized))~~ "certified emission specialist" who repaired the vehicle following the first ~~((test))~~ inspection.

(2) Certificate of compliance: The driver of a vehicle meeting the appropriate ~~((emission))~~ inspection standards shall be issued a certificate of compliance.

(3) Certificate of acceptance: If a vehicle has failed to pass the emission ~~((test applicable to any vehicle license year))~~ inspection, the vehicle owner may request a certificate of acceptance, if the vehicle has been in use for more than five years or fifty thousand miles, and any component of the vehicle installed by the manufacturer for the purpose of reducing emissions, or its appropriate replacement, is installed and operative. To receive the certificate of acceptance the vehicle owner must provide original receipts totalling at least ~~((fifty))~~ one hundred dollars, for 1980 and earlier model year vehicles or at least one hundred fifty dollars for 1981 and later model year vehicles, dated on or between the date of the first test and the final retest, for costs of repairs performed by a "certified emission specialist" solely devoted to meeting the emission standards.

(4) Form storage: Copies of each certificate of compliance/ acceptance, and all vehicle inspection reports shall be kept on file by the contractor and be available for the department's review for ~~((one))~~ two years after they are issued. This requirement includes forms that are voided for any reason.

(5) Reporting: The inspection station operator shall forward to the department within ten working days after the end of each month (a) an approved storage device containing all data collected from each inspection conducted that month, and (b) a copy of all certificates of acceptance issued that month along with the related vehicle inspection reports and repair and/or parts receipts.

Before the storage device is forwarded to the department, a backup bulk storage device shall be in the possession of the contractor. The backup bulk storage device shall be retained for ~~((one))~~ two years and be available to the department upon request.

**AMENDATORY SECTION** (Amending WSR 90-06-062, filed 3/6/90, effective 4/6/90)

**WAC 173-422-160 Fleet and ~~((government))~~ diesel owner vehicle testing requirements.** ~~((Self inspection of vehicles by a fleet or government agency operator may be authorized by the department.))~~ The department may ~~((also))~~ authorize emission inspections ~~((of))~~ by fleet ~~((vehicles))~~ operators including government agencies and the owners of diesel motor vehicles with a gross vehicle weight rating in excess of 8500 pounds or by an automotive service or testing facility engaged by the vehicle owner for such activity. Authorizations to conduct emission tests and issue certificates of compliance under this section are limited to authorized fleet vehicles ~~((within the fleet or fleets requesting such authorization. Any person or facility conducting fleet tests under authorization of this section must meet all requirements of this section))~~ or diesel vehicles with a gross vehicle weight rating in excess of 8500 pounds.

(1) The exhaust analyzers used for certification testing of gasoline fleet vehicles shall meet the specifications in WAC 173-422-090 ~~((except for those that pertain to CO<sub>2</sub>, (CO<sub>2</sub> does not need to be measured.))~~.

(2) All persons engaged in testing of gasoline fleet or diesel vehicles must comply with all applicable provisions of this chapter except WAC ~~((173-422-080,))~~ 173-422-100 (2)(b)(iii) and (iv) and (c)(iii) and (iv) ~~((, 173-422-110, 173-422-130, 173-422-140, and 173-422-150))~~. The checks specified in WAC 173-422-100 (2)(c) except (c)(iii) and (iv), in addition to being required weekly, shall be performed after each relocation of the analyzer.

(3) All persons conducting tests for the purpose of issuing certificates for fleet(s) or diesel vehicles shall be ecology certified emission specialists.

(4) ~~((The department will provide test forms upon request.))~~ Legibly completed forms ~~((with appropriate signature(s)))~~ will constitute certificates of compliance for licensing purposes. Any person conducting testing under this section shall forward to the department within ten working days after the end of each month, a copy of each certificate of compliance issued during that month. Copies of each certificate of compliance shall be retained by the person issuing the certificate for at least two years from date of issuance. Alternative arrangements for providing and/or storing this information using automated data storage devices may be approved or required by the department ~~((after one year's notice))~~.

Forms must be purchased from the department in advance of issuance through payment of sixteen dollars to the department for each certificate requested. Refunds or credit may be given for unused certificates returned to the department.

Payment for fleet forms is waived for government fleets.

Test forms provided under this section are official documents. Persons receiving the forms from the department are accountable for each form provided.

Voided forms must be handled the same as certificates of compliance. One copy shall be sent to the department within ten days after the end of the month in which the form was voided and one copy shall be retained by the person accountable for the forms for at least two years after date of voiding. Refunds will not be made for voided forms.

(5) All persons authorized to conduct fleet or government vehicle inspections under this section shall be subject to performance audits and compliance inspections by the department, during normal business hours.

(6) Fleet vehicles may be inspected any time between their scheduled license renewals.

(7) Certificates of acceptance may not be issued under this section.

**AMENDATORY SECTION** (Amending WSR 90-06-062, filed 3/6/90, effective 4/6/90)

**WAC 173-422-170 Exemptions.** The following motor vehicles are exempt from the inspection requirement:

(1) Vehicles proportionally registered pursuant to chapter 46.85 RCW.

(2) Vehicles whose model year is 1967 or earlier.

(3) New motor vehicles whose equitable or legal title has never been transferred to a person who in good faith purchases the vehicle for purposes other than resale; this does not exempt motor vehicles that are or have been leased.

(4) Motor vehicles that use propulsion units powered exclusively by electricity.

(5) Motor-driven cycles as defined by RCW 46.04.332.

(6) Until June 1, 1993, motor vehicles powered by diesel engines or two-cycle engines.

(7) Farm vehicles as defined by RCW 46.04.181.

(8) Vehicles exempted from licensing pursuant to RCW 46.16.010.

(9) Mopeds as defined by RCW 46.04.304.

(10) Vehicles garaged and operated out of the emission contributing area.

(11) Vehicles registered with the state but not for highway use.

(12) Used vehicles whose licenses have expired or will expire within thirty days when sold by a Washington licensed motor vehicle dealer.

(13) Motor vehicles fueled ~~((exclusively))~~ by propane, compressed natural gas, or liquid petroleum gas and so recognized by the department of licensing.

(14) Motor vehicles whose manufacturer or engine manufacturer provides information that the vehicle cannot meet emission standards because of its design. In lieu of exempting these vehicles alternative standards and/or inspection procedures may be established.

#### REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 173-422-080	Vehicle inspection data handling procedures.
WAC 173-422-110	Data system requirements.
WAC 173-422-150	Inspection personnel requirements.
WAC 173-422-180	Air quality standards.

**WSR 92-22-036**  
**PERMANENT RULES**  
**DEPARTMENT OF HEALTH**  
 [Order 314—Filed October 27, 1992, 2:27 p.m.]

Date of Adoption: October 13, 1992.

Purpose: Provide the Office of WIC Services with regulatory authority to administer the WIC food delivery system described in 7 CFR 246.

Citation of Existing Rules Affected by this Order: Repealing WAC 246-790-020; and amending WAC 246-790-010, 246-790-050, 246-790-060, 246-790-070, 246-790-080, 246-790-090, and 246-790-100.

Statutory Authority for Adoption: RCW 43.70.120.

Pursuant to notice filed as WSR 92-17-077 on August 19, 1992.

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

October 13, 1992

Kristine M. Gebbie  
Secretary

**AMENDATORY SECTION** (Amending Order 3118, filed 12/18/90, effective 1/18/91)

**WAC 246-790-010 Definitions.** ((This section contains definitions of words and phrases extensively used in the department's rules concerning the WIC program.

(1) "Applicant" means any member of an assistance unit by or for whom a request for assistance has been made.

(2) "Application" means a written request for financial assistance or a written or oral request for medical or social service, provided by the department of social and health services, made by a person in the person's own behalf or in behalf of another person.

(3) "Authorization" means an official approval of a departmental action. "Authorization date" means the date the prescribed form authorizing assistance is signed.

(4) "CFR" means the code of federal regulations established by the federal government.

(5) "Cash savings" means money which is not classified as income.

(6) "Certification date" means the date the worker certifies changes in a client's case and authorizes a change in grant.

(7) "Client" means an applicant and/or recipient of financial, medical and/or social services.

(8) "Dependent child" means a child who is not self-supporting, married, or a member of the armed forces of the United States. Receiving public assistance does not constitute self support.

(9) "Effective date" means the date eligibility for a grant begins, changes, or ends.

(10) "Exception to policy" means a waiver by the secretary's designee to a department policy for a specific client experiencing an undue hardship because of the policy. The waiver may not be contrary to law.

(11) "Fair hearing" means an administrative proceeding to hear and decide a client appeal of a department action or decision.

(12) "Federal aid" means the assistance grant programs funded in part by the United States government.

(13) "Food stamp program" means the program administered by the department in cooperation with the U.S.

Department of Agriculture to certify eligible households to receive food coupons used to buy food.

(14) "Fraud."

(a) For financial aid programs, fraud means a deliberate, intentional and willful act with the specific purpose of deceiving the department with respect to any material fact, condition or circumstance affecting eligibility or need.

(b) "Food stamp fraud" is defined in chapter 388 49 WAC.

(15) "General assistance" means state funded assistance to eligible pregnant or incapacitated persons who are not eligible for or not receiving federal aid assistance.

(16) "Grant" means an entitlement awarded to a client and paid by state warrants redeemable at par.

(a) "Grant adjustment" means postpayment of the difference between the amount a client was eligible for in a given period and the amount already paid.

(b) "Initial grant" means the payment due from date of eligibility to the date of the first regular grant.

(c) "Regular grant" means the monthly prepayment of assistance on a continuing basis.

(17) "Grantee" means the person or persons to or for whom assistance is paid.

(18) "Income" means any appreciable gain in real or personal property (cash or in kind) received by a client during the month for which eligibility is determined, and that can be applied toward the needs of the assistance unit.

(a) "Cash income" means income in the form of money, bank notes, checks or any other readily liquidated form.

(b) "Earned income" means income in cash or in kind earned as wages, salary, commissions or profit from activities in which the individual is engaged as a self-employed person or as an employee.

(c) "Exempt income" means net income which is not deducted from the cost of requirements to determine need.

(d) "Net income" means gross income less cost of producing or maintaining the income.

(e) "Nonexempt income" means net income which is deducted from the cost of requirements to determine need.

(f) "Recurrent income" means income which can be predicted to occur at regular intervals.

(19) "Inquiry" means a request for information about the department and/or the services offered by the department.

(20) "Institution" means a treatment facility within which an individual receives professional care specific to that facility.

(21) "Living in own home" means a living arrangement other than a boarding home, hospital, nursing home, or other institution.

(22) "Marketable securities" means stocks, bonds, mortgages, and all other forms of negotiable securities.

(23) "Minor" means a person under eighteen years of age.

(24) "Need" is the difference between the assistance unit's financial requirements, by departmental standards, and the value of all nonexempt net income and resources received by or available to the assistance unit.

(25) "Need under normal conditions of living" means the Washington state gross median income adjusted for family size as promulgated by the secretary of HEW, under the authority granted by Title XX of the Social Security Act

minus other income during a period of time when not receiving public assistance.

(26) "Overpayment" means any assistance paid to an assistance unit where:

(a) Eligibility for the payment did not exist; or

(b) Assistance paid was in excess of need.

(27) "Payee" means the person in whose name a warrant or check is issued.

(28) "Property" means all resources and/or income possessed by a client.

(a) "Personal property" means any form of property which is not real property.

(b) "Real property" is land, buildings thereon and fixtures permanently attached to such buildings. Growing crops are included. Any structure used as a dwelling shall be considered as real property.

(29) "Public assistance" means public aid to persons in need thereof for any cause including services, medical care, assistance grants, disbursing orders, and work relief.

(30) "Recipient" means any person within an assistance unit receiving assistance.

(31) "Reinstate" means an authorization to resume payment of a grant from the category in which payment was previously suspended.

(32) "Requirement" means an item of maintenance or a service recognized by the department as essential to the welfare of an individual.

(a) "Additional requirement" means a requirement which is essential for some clients under specified conditions.

(b) "Basic requirements" means the needs essential to all persons; food, clothing, personal maintenance and necessary incidentals, shelter and household maintenance.

(33) "Resource" means an asset, tangible or intangible, owned by or available to a client which can be applied toward meeting financial need, either directly or by conversion into money or its equivalent. Any resource obtained on or after the first of the month in which eligibility is determined is called "income."

(a) "Exempt resource" is a resource which by policy is not considered in computing financial need.

(b) "Nonexempt resource" means a resource which is not exempt, and the value of which is used to determine financial need.

(34) "Restitution" means repayment to the state of assistance paid contrary to law.

(35) "Statements in support of application" means any form or document required under department regulations.

(36) "Suspension" means a temporary discontinuance of a grant payment.

(37) "Terminate" means discontinuance of payment or suspension status.

(38) "Transfer" means reassignment of a case record from one CSO to another in accordance with a client's change of residence.

(39) "Value" means the worth of an item in money or goods at a certain time.

(40) "Vendor payment" means an authorized payment to an individual, corporation or agency for goods furnished or services rendered to an individual eligible for public assistance.

(41) "Warrant" means the state treasurer's warrant issued in payment of a grant.

(42) "Warrant register" means the list of warrants issued specifying payee's name, amount of payment, warrant number, and for each AFDC payment the number of matchable persons whose need is being met by the grant.

(a) "Regular warrant register" means the list of regular grants paid.

(b) "Supplemental warrant register" means the list of initial, adjusting and one-time grants paid.) (1) "Applicant" means any food vendor making a written request for authorization to participate in the program.

(2) "Authorization" means the applicant has been given approval by the department to participate in the WIC program.

(3) "CFR" means the Code of Federal Regulations.

(4) "Contract" means a written legal document with the department, which allows the food vendor to accept food instruments from WIC in exchange for specified supplemental foods. The contract shall be signed by the food vendor's legal representative and the contracting officer of the department of health.

(5) "Contractor" means a WIC-authorized food vendor.

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

(7) "Disqualification" means the act of ending the participation of an authorized food vendor, participant, or local agency in the WIC program.

(8) "Food company" means a manufacturer of food items.

(9) "Food instrument" means a WIC check which is used by a participant to obtain specified supplemental foods.

(10) "Food vendor" means the owner, chief executive officer, controller, or other person legally authorized to obligate a store location to a contract.

(11) "Fine" means a sum of money imposed as a penalty for an offense.

(12) "Fraud" means any act in which a food vendor misuses the WIC program for monetary gain.

(13) "Local WIC agency" means the contracted clinic or agency where a participant receives WIC services.

(14) "Program" means the special supplemental food program for women, infants and children (WIC).

(15) "Supplemental foods" means those foods containing nutrients determined to be beneficial for pregnant, breastfeeding, and postpartum women, infants and children, as prescribed by federal and state regulations.

(16) "Termination" means discontinuing:

(a) Authorization of a food vendor to participate in the program; or

(b) Authorization of a participant to receive WIC benefits.

(17) "Wholesaler" means a business entity which sells food and other items to a food vendor.

(18) "WIC participant" means any individual receiving WIC benefits.

((VENDOR PROGRAM))

AMENDATORY SECTION (Amending Order 3117, filed 12/18/90, effective 1/18/91)**WAC 246-790-050 Description of WIC program.** (1)

The WIC program is a federally funded program established in 1972 by an amendment to the Child Nutrition Act of 1966. The purpose of the program is to serve as an adjunct to health care by providing nutritious food; nutrition education and counseling; health screening; and referral services to pregnant and breast-feeding women, infants, and children in certain high-risk categories.

(2) Federal regulations governing the WIC program (7 CFR Part 246) require implementation of standards and procedures to guide the state's administration of the WIC program and are hereby incorporated by reference. These regulations are designed to promote consistent and high quality services to clients, promote consistent application of procedures for eligibility and food issuance, and lessen the possibility of participant, food vendor, and local agency abuse of the WIC program. These regulations define the rights, responsibilities, and legal procedures of participants, vendors, and local agencies.

(3) The WIC program in the state of Washington is administered by the ~~((nutrition services section of the division of parent-child health))~~ office of WIC services in the department of ~~((social and))~~ health ~~((services))~~.

~~((4) As used in this chapter, the following definitions apply:~~

~~(a) "Department" means the department of social and health services;~~

~~(b) "Food company" means manufacturer of food items;~~

~~(c) "Food instrument" means check or voucher;~~

~~(d) "Food vendor" means the owner, chief executive officer, controller, or other person legally authorized to obligate a store location to a contract; and~~

~~(e) "Local WIC agency" means the clinic or agency where a participant receives WIC services.))~~

AMENDATORY SECTION (Amending Order 3117, filed 12/18/90, effective 1/18/91)

**WAC 246-790-060 Authorized foods.** (1) The department shall provide one or more of the following foods to eligible women, infants, and children:

(a) Cereals,

(b) Juices,

(c) Infant formula,

(d) Infant cereal,

(e) Milk,

(f) Eggs,

(g) Dry beans and peas,

(h) Peanut butter, and

(i) Cheese.

These foods shall meet nutritional standards established by federal regulations.

~~((4))~~ The department shall approve specific brands of infant formula, juice, and cereal based on federal nutritional requirements. In addition, the department specifies juice provided to WIC clients must be unsweetened~~((- and))~~.

~~((5))~~ The department shall designate specific types of domestic, pasteurized cheese for the WIC program.

(2) A copy of the authorized WIC food list shall be included in the annually revised state plan which is available

for public comment and is submitted to the United States Department of Agriculture Food and Nutrition Services regional office.

(3) The following steps have been established by the department as the formal procedure for adding a food product to the WIC program:

(a) A food company or other entity, such as a local WIC clinic, shall submit a written request for authorization of a product;

(b) The food company representative shall furnish the state WIC office with:

(i) Package flats or labels, information on package sizes and prices, and a summary of current distribution; and

(ii) The food company's summary of current distribution shall be in writing and shall include, but not be limited to:

(A) Identification of the wholesaler carrying the product; and

(B) Assessment of when the new product replaces the old on store shelves when there is a change in the product formulation.

This information must be received ninety days or more before WIC food instrument revision deadlines.

(c) When the product meets federal and state requirements, the department shall verify product availability and price;

(d) The nutrition services work group of the ~~((division of parent-child health))~~ office of WIC services shall make a recommendation based on the product's ingredients and value to the promotion of healthful and economic food buying practices;

(e) The department shall survey local WIC agency staff for their recommendation in regard to need and demand for the product;

(f) The department shall review data and recommendations and shall notify the food company of the department's decision;

(g) The department shall add the newly authorized food items to the WIC food instrument at the next scheduled printing.

(4) State WIC monitor staff shall determine if a food product considered for authorization is available to retail outlets, statewide, and has a history of availability for one year or more.

(5) The department reserves the right to require a food company to submit a statement guaranteeing a minimum period of time during which a food product will be available throughout the state of Washington.

(6) The department reserves the right to refuse any food product that appears in contradiction to the principles promoted by the WIC program's nutrition service component.

(7) The department reserves the right to limit the number of authorized foods within a food category.

(8) Food companies shall notify the department of any changes in product content, name, label design, or availability.

(a) If a food company fails to notify the department of the changes in writing, the WIC program shall revoke the product's authorization; and

(b) A food company shall notify the department of changes before a Washington state wholesaler receives the new product.

(9) A food company shall not use the term "WIC approved" without prior department approval.

**AMENDATORY SECTION** (Amending Order 145, filed 2/26/91, effective 3/29/91)

**WAC 246-790-070 Food vendor participation.** (1) The department shall authorize food vendors who may redeem WIC food instruments or otherwise provide supplemental foods to WIC participants. Unauthorized vendors who redeem WIC food instruments are subject to the penalties specified in WAC 246-790-100.

(2) Application procedure.

(a) Food vendors shall submit an application to the department, including a price list for authorized WIC food. Forms used in the application process are contained in the state plan which is submitted annually to the United States Department of Agriculture Food and Nutrition Service((s)) regional office.

(b) The department may require ((~~vendor~~)) applicants to provide information regarding gross food sales and inventory records for WIC-approved foods.

(c) The department shall conduct a documented on-site visit prior to, or at the time of, initial authorization of a new food vendor, for the purpose of evaluating the inventory of WIC foods and providing training on rules and regulations of WIC transactions.

(d) The department shall issue contracts for a maximum period of two years. All contracts expire on March 31 of odd-numbered years. No new applications will be accepted after October 1 in even-numbered years, except in the case of an ownership change or where there is a documented need for a location in order to solve client access problems. The department has the authority to limit acceptance of new applications to other specific times as well.

(3) The department shall authorize an appropriate number and distribution of food vendors to assure adequate participant convenience and access, and to assure the department can effectively manage review of these food vendors. The department has the authority to limit the number of authorized food vendors in any given geographic area or state-wide. Selection is based on the following conditions:

(a) The ((~~vendor~~)) applicant shall have requests from or the potential of serving six or more WIC participants.

(i) For vendors without prior contracts, the local WIC agency shall document six or more WIC participants requesting use of a location.

(ii) Vendors applying for re-authorization shall have a check redemption record averaging fifteen or more checks per month over a six-month period, documented by department statistics reports.

(iii) Exceptions may be made for:

(A) Pharmacies needed as suppliers of special infant formulas; or

(B) Retail grocery stores in isolated areas.

In either case, the need shall be documented by the local WIC agency.

(b) Food vendors shall stock representative items from all food categories on the authorized WIC food list that apply to the vendor's classification. Minimum quantities specified on the authorized WIC food list shall be stocked

before a contract is offered to the food vendor. A food vendor seeking a waiver from the minimum formula stock requirement shall request the waiver in writing for each contracting period. No waivers shall be granted unless there is an insufficient number of authorized vendors in a given service area;

(c) Prices of individual food items shall not exceed one hundred twenty percent of the state-wide average price. The state WIC office shall have the prerogative to grant waivers to the price percentage requirement when client access is jeopardized;

(d) The food vendor shall possess a valid Washington state tax registration number;

(e) The food vendor shall comply with training sessions, monitor visits, and provide invoices and shelf prices upon the department's request;

(f) The food vendor's store shall be open for business eight or more hours per day, six days per week.

(4) The department shall give written notification of denial, stating the reason, and advising the food vendor of the vendor's right of appeal. The department may deny a food vendor authorization for reasons including, but not limited to the following:

(a) Redeeming WIC food instruments without authorization;

(b) Changing ownership more than twice during a two-year contracting period;

(c) Failure to implement corrective action imposed by the department;

(d) Failure to complete payment of an imposed fine or reimbursement of an overcharge within the time specified;

(e) Refusing to accept training from the WIC program; and

(f) Repeated department-documented noncompliance with program regulations.

**AMENDATORY SECTION** (Amending Order 215, filed 11/19/91, effective 12/20/91)

**WAC 246-790-080 Food vendor contracts.** (1) All ((~~participating~~)) authorized food vendors shall enter into written contracts with the department. The contract shall be signed by the food vendor's legal representative.

(2) When the food vendor obligates more than one store location, all participating store locations shall be listed by name and location on the contract. Individual store locations may be added, ((~~temporarily~~)) disqualified, or terminated by contract amendment without affecting the remaining store locations.

(3) The department shall have the authority to contract with a sole source for a specified WIC food product or food product category.

(4) WIC vendor rules. The food vendor contract shall contain the following rules:

(a) The food vendor shall stock sufficient quantities of authorized WIC foods to meet the needs of WIC customers;

(b) The food vendor shall redeem food instruments made payable only to that specific store or with the words "any authorized WIC vendor;"

(c) The food vendor shall accept food instruments from a WIC customer within thirty days of the ((~~issuance date and submit those~~)) time period specified on the food instru-



ment(s)) and submit for payment within the time period stated on the food instrument;

(d) The food vendor shall ensure both signatures on the WIC check match;

(e) The food vendor shall not accept WIC food instruments altered in any way;

(f) The food vendor shall redeem WIC food instruments for only the supplemental foods specified and in the quantity specified on the food instrument;

(g) The food vendor shall post the prices of WIC foods so they are visible to the public;

(h) The food vendor shall provide supplemental foods at the current price or at less than the current price charged other customers;

~~((h))~~ (i) The food vendor shall not sell WIC-authorized foods after the manufacturer's expiration date;

(j) The food vendor shall not accept WIC checks exceeding the maximum amount allowable;

~~((i))~~ (k) The department has the right to demand refunds from the food vendors for documented overcharges;

~~((j))~~ (l) The department may deny payment to the food vendor for improperly handled food instruments or may demand refunds for payments already made on improperly handled food instruments. ~~((Examples of improperly handled food instruments are:~~

~~(i) A check presented to the vendor for redemption after the thirty day valid period;~~

~~(ii) An altered check; and~~

~~(iii) A check exceeding the maximum allowable amount.~~

~~(k))~~ (m) The food vendor shall not seek restitution from WIC ~~((customers))~~ participants for food instruments not honored by the WIC program, nor shall the food vendor seek restitution through a collection agency;

~~((h))~~ (n) The food vendor shall not request cash or give change in a WIC transaction;

~~((m))~~ (o) The food vendor shall not impose a surcharge or charge sales tax on any product purchased with WIC food instruments;

(p) The food vendor shall not issue refunds for returned WIC foods or allow exchanges of WIC foods;

~~((n))~~ (q) The food vendor shall not issue rain checks or any form of credit;

~~((o))~~ (r) The food vendor shall treat WIC customers with the same courtesy provided to other customers;

~~((p))~~ (s) The department shall hold the food vendor responsible for the actions of employees or agents of the vendor with regard to any WIC transaction;

~~((q))~~ (t) The manager of the store or an authorized representative such as head cashier shall agree to accept training on WIC program requirements and procedures. The department shall provide this training;

~~((r))~~ (u) The food vendor shall inform and train cashiers or other employees on WIC program rules and ~~((check))~~ food instrument cashing procedures;

~~((s))~~ (v) The department shall monitor the food vendor for compliance with WIC program rules;

~~((t))~~ (w) During the department monitoring visit of a food vendor, the food vendor shall provide access to redeemed food instruments ~~((negotiated the day of the review, at the request of))~~ for the purpose of review by the department ~~((reviewer))~~ representative;

~~((h))~~ (x) Food vendors shall provide department reviewers access to shelf price records, wholesale receipts, and purchase orders;

~~((v))~~ (y) Each food vendor shall provide the department with a complete price list of authorized WIC foods not more than twelve times per year; and

~~((w))~~ (z) The food vendor shall notify the department of any store closure or change of ownership, store name, and/or location no later than the tenth of the month before the month during which the change is effective. Notices from the vendor shall be addressed to ~~((DSHS))~~ DOH WIC Program, ~~((Mailstop LC-12C))~~ P.O. Box 47880, Olympia, Washington 98504 7880.

(5) Renewal of contract.

(a) Neither the department nor the food vendor is obligated to renew the food vendor contract. The department shall notify food vendors in writing not less than fifteen days before the expiration of a contract not being renewed by the department.

(b) Food vendors shall observe time lines, such as deadlines for submitting price lists and returning properly signed contracts. Failure of food vendors to do so may result in denial of authorization.

(6) Contract terminations.

(a) Either the department or the food vendor may terminate the contract at any time by submitting a written notice to the other party thirty days in advance.

(b) The food vendor contract shall automatically be terminated without advance notice from the department in the event of a store closure or change in ownership.

(c) The food vendor must reapply to be considered for participation in the WIC program.

(d) The food vendor shall remain in compliance with selection criteria (WAC 246-790-070(3)) and WIC food vendor rules (WAC 246-790-080).

AMENDATORY SECTION (Amending Order 3117, filed 12/18/90, effective 1/18/91)

**WAC 246-790-090 Food vendor monitoring.** (1) The department shall identify high-risk food vendors and ensure on-site monitoring, further investigation, and sanctioning of such food vendors. Criteria for identifying high-risk vendors shall include, but not be limited to, such considerations as participant complaints and the amount or frequency of suspected overcharges or other improper handling of redeemed food instruments.

(2) The department shall conduct on-site monitoring visits ~~((to at least ten percent of authorized vendors per year. The department shall select the vendors on a representative basis, in order to survey the types and levels of abuse and errors among participating food vendors))~~ as required by CFR 246. Vendors shall take corrective action as directed by the department.

(3) The department shall submit a summary of the results of the monitoring of high-risk and representative food vendors and of the review of food instruments to USDA Food and Nutrition Service on an annual basis within four months after the end of the federal fiscal year.

(4) The department shall document the following for all on-site vendor monitoring visits:

- (a) Names of vendor, reviewer, and, except for compliance buys, persons interviewed;
- (b) Date of review;
- (c) Nature of problem or problems detected or observation that the food vendor appears to be in compliance with program requirements;
- (d) If the deficiencies are detected, how the food vendor plans to correct those deficiencies (~~detected~~); and
- (e) Signature of reviewer.
- (5) Methods of on-site monitoring visits include, but are not limited to:
- (a) Compliance purchases;
- (b) Review of cashier check-out procedures;
- (c) Review of inventory records;
- (d) Review of the availability, prices, and expiration dates of authorized WIC foods; and
- (e) Review of food instruments negotiated the day of the review.

(6) The department may conduct compliance purchases to collect evidence of improper food vendor practices, or arrange for this responsibility to be assumed by the proper federal, state, or local authorities.

(7) The department shall establish procedures to document the handling of complaints by WIC participants against food vendors. The department shall deal with complaints of civil rights discrimination in accordance with 7 CFR 246.8(b).

(8) The department shall establish procedures to document the handling of complaints by food vendors against WIC participants or other food vendors.

AMENDATORY SECTION (Amending Order 3117, filed 12/18/90, effective 1/18/91)

**WAC 246-790-100 Food vendor sanctions.** (1) The department may disqualify a food vendor for reasons of program abuse, and terminate the food vendor's participation in the WIC program for a specified period of time. At the end of the disqualification period, the food vendor shall be required to reapply for authorization.

(2) Food vendors may be subject to sanctions in addition to, or in lieu of, disqualification, such as (~~monetary claims~~) fines for improperly handled food instruments. Prior to disqualifying a food vendor, the department shall consider whether the disqualification would create undue hardships for WIC participants.

(3) The department shall set the period of disqualification from program participation at a minimum of one year and shall not exceed three years. (~~The maximum period of disqualification shall be imposed only for flagrant or repeated program abuse. The department shall issue a warning letter documenting the infraction to the food vendor before a disqualification is imposed.~~)

(4) The department shall disqualify a food vendor from the WIC program if that food vendor is suspended or disqualified from another FNS program.

(5) The department shall recover funds due the WIC program and impose (~~monetary sanctions~~) a fine of not less than one hundred dollars on food vendors for the offenses in subsection (5) of this section. The department shall (~~depos-~~) account for these funds (~~into the WIC account~~) in accordance with federal regulations.

Money shall be paid to the department within the time period specified in the (~~notification~~) notice of adverse action or the food vendor shall be (~~suspended~~) disqualified from the WIC program for a period of at least one year. Offenses include:

(a) Providing cash, unauthorized food, nonfood items, or other items to WIC customers in lieu of or in addition to authorized WIC supplemental foods;

(b) Charging the WIC program for foods not received by the customer;

(c) Charging the WIC program more for authorized WIC supplemental foods than other customers are charged for the same food item;

(d) Providing rain checks or credit to customers in a WIC transaction;

(e) Charging WIC customers cash or giving change to customers in a WIC transaction; and

(f) Redeeming WIC (~~checks~~) food instruments without having authorization from the department.

Repeating any offense listed in subsection (5) of this section (~~would~~) shall subject a food vendor to (~~a one-year~~) additional sanctions including disqualification.

(6) A food vendor who fails to give the specified notice of a change in ownership, store name, and/or location shall be liable for resultant costs incurred by the WIC program. In addition, a food vendor who fails to furnish the state WIC office with written notice of a change in ownership before the effective date of sale shall be subject to a (~~monetary sanction~~) fine of not less than one hundred dollars.

(7) A food vendor's failure to maintain a sufficient stock of WIC authorized foods or to follow the appropriate WIC (~~check~~) food instrument cashing procedure may result in a one-year disqualification.

(8) Food vendors who have willfully misapplied, stolen, or fraudulently obtained program funds shall be subject to a fine of not more than one thousand dollars or imprisonment for not more than five years or both, if the value of the funds is one hundred dollars or more. If the value is less than one hundred dollars, the penalties are a fine of not more than one thousand dollars or imprisonment for not more than one year or both. The department shall refer these food vendors to federal, state, or local authorities for prosecution under applicable statutes.

AMENDATORY SECTION (Amending Order 3117, filed 12/18/90, effective 1/18/91)

**WAC 246-790-110 Notice of adverse action to WIC food vendor—Denial of food vendor application, contract nonrenewal.** (1) When the department denies a food vendor's application to participate in the WIC program or denies a contractor's application to renew the contract, the denial shall be in writing. The notice shall state the basis for the denial.

(2) When the department proposes to take an adverse action against a food vendor with whom the department has a contract, the department shall give the contractor a written notice. The notice shall:

(a) State the cause for the action;

(b) State the effective date of the action; (~~and~~)

(c) State the procedure for requesting an administrative review; and

(d) Be provided to the contractor not less than fifteen days in advance of the effective date of the action.

**AMENDATORY SECTION** (Amending Order 3117, filed 12/18/90, effective 1/18/91)

**WAC 246-790-120 WIC food vendor—Administrative review—Contract dispute resolution.** (1) Administrative review.

(a) A food vendor whose application to participate in the WIC program is denied has the right to administrative review which is an informal meeting between the department and the food vendor to discuss the reasons for the denial. With the exception of required reimbursements, contracted food vendors dissatisfied with department decisions regarding sanctions or affecting the food vendor's participation ~~((also))~~ may request an administrative review.

(b) A request for an administrative review shall be in writing and:

- (i) State the issue raised;
- (ii) State the grounds for contesting the aggrieving department action;
- (iii) State the law and allegations of fact on which the appeal relies;
- (iv) Contain the appellant's current address and telephone number, if any; and
- (v) Have a copy of the adverse department notice attached.

(c) A request for an administrative review shall be made by personal service on ~~((the division of))~~ parent-child health services headquarters office or by certified mail ~~((addressed to the Division of Parent Child Health Services, Mailstop LC 12C, Olympia, Washington 98504))~~ to the address given in the notice of adverse action. The request shall be made within thirty days of the date the food vendor received the notice of adverse action. When the request is mailed, it shall be treated as having been made on the date it was postmarked provided it is received by the division of parent-child health services properly addressed and with no postage due.

(d) The director of ~~((the division of))~~ parent-child health services, or the director's designee, shall conduct the administrative review. The time limit for making the determination is thirty days from the date the request for an administrative review was received by the office. The time shall be extended by as many days as the vendor requests, assents to, or ~~((causes))~~ necessitates a delay in the proceedings with due cause.

(e) Administrative review is the sole administrative remedy the department offers a ~~((food vendor))~~ WIC contract applicant. Contracted food vendors dissatisfied with administrative review decisions may request a contract dispute resolution.

(2) Contract dispute resolution.

(a) A WIC food vendor who is disqualified from participating in the program or who is aggrieved by any other adverse action the department takes which affects participation, has the right to a contract dispute resolution. This shall not apply to a nonrenewal of the contract.

(b) A request for a contract dispute resolution shall be in writing and:

- (i) State the issue raised;

(ii) State the grounds for contesting the aggrieving department action;

(iii) State the law and allegations of fact on which the appeal relies;

(iv) Contain the contractor's current address and telephone number, if any; and

(v) Have a copy of the adverse department notice attached.

(c) A request for a contract dispute resolution shall be made by personal service on the office of contracts management in Olympia or by certified mail addressed to the Office of Contracts Management, ~~((Mailstop OB 22N))~~ 1300 SE Quince, P.O. Box 47902, Olympia, Washington 98504-7902. The request shall be made within thirty days of the date the contractor received the notice of adverse action. When the request is mailed, it shall be treated as having been made on the date it was postmarked provided it is received by the office of contracts management properly addressed and with no postage due.

(d) The time limit for making the determination is thirty days from the date the request for a contract dispute resolution was received by the office of contracts management. The time shall be extended by as many days as the contractor requests, assents to, or causes a delay in the proceedings.

(e) The contract dispute resolution is the sole administrative remedy the department offers a WIC contractor.

**AMENDATORY SECTION** (Amending Order 3117, filed 12/18/90, effective 1/18/91)

**WAC 246-790-130 WIC contractor—Continued participation pending contract dispute resolution.** (1) If the action being appealed is a ~~((temporary))~~ disqualification of a WIC authorized food vendor, that food vendor shall cease redeeming WIC checks effective on the date specified in the sanction notice. The food vendor shall not accept WIC food instruments during the appeal period. Payments shall not be made for any food instruments ~~((accepted))~~ submitted by a food vendor for payment during a period of disqualification.

(2) The department may ~~((it))~~ at its discretion permit the contractor to continue participating in the WIC program pending the proceedings outcome when implementing the action would unduly inconvenience WIC participants.

#### **REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 246-790-020 Rules—Applicability.

#### **WSR 92-22-042 PERMANENT RULES PERSONNEL BOARD**

[Order 411A—Filed October 27, 1992, 3:35 p.m.]

Date of Adoption: September 10, 1992.

Purpose: WAC 356-30-330 establishes guidelines and procedures to be used when determining and implementing a reduction-in-force; and WAC 356-06-055 describes the process of the movement of classified employees to exempt

status and specifies their return rights back to classified service.

Citation of Existing Rules Affected by this Order: Amending WAC 356-30-330 and 356-06-055.

Statutory Authority for Adoption: RCW 41.06.040 and 41.06.150.

Pursuant to notice filed as WSR 92-16-072 on August 4, 1992.

Changes Other than Editing from Proposed to Adopted Version: On September 28, 1992, [we filed] a rule making order, Administrative Order 411. This order, Administrative Order 411A, will cancel and supersede Order 411 due to the language which was adopted by the State Personnel Board on September 10, 1992.

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

October 22, 1992

Dee W. Henderson  
Secretary

**AMENDATORY SECTION** (Amending Order 394, filed 11/20/91, effective 12/21/91)

**WAC 356-30-330 Reduction in force—Reasons, regulations—Procedure.** (1) Employees may be separated in accordance with the statutes and the agencies' approved reduction in force procedures after at least fifteen calendar days' notice in writing, without prejudice, because of lack of funds or curtailment of work, or good faith reorganization for efficiency purposes, ineligibility to continue in a position which has been reallocated, or when there are fewer positions than there are employees entitled to such positions either by statute or within other provisions of merit system rules.

(2) When employees have statutory and merit system rule rights to return to the classified service, such employees first shall be returned to the classification selected. If such return causes the total number of employees exceeds the number of positions to be filled in the classification, (~~these employees in excess~~) the least senior person in the position shall have the reduction in force rights prescribed in this section.

(3) The agencies shall develop a reduction in force procedure that is consistent with the following:

(a) For purposes of reduction in force (WAC 356-30-330), seniority shall be determined by the definition in WAC 356-05-390. Ties in seniority will be broken by first measuring the employees' last continuous time within their current classification; if the tie still exists, by measuring the employees' last continuous time in their current agency; and if the tie still exists, by lot.

(b) Clearly defined layoff units, either geographically or by administrative units or both, so as to limit the disruption of an agency's total operation; but not to unduly restrict the options available to employees with greater seniority. The definition of layoff units may be a series of progressively larger units within an agency when a valid option in lieu of separation cannot be offered to respective employees within a lesser-sized unit. Employment projects, established under the provisions of WAC 356-30-145, Project employment, are distinct layoff units, separate and exclusive of any other defined layoff unit or employment project. Seasonal career layoff units, established under the provisions of WAC 356-

30-130, Seasonal career employment, are distinct layoff units, separate and exclusive of any other defined layoff unit.

(c) Options in lieu of separation by reduction in force shall be offered by an agency only when such options are in accordance with the agency's reduction in force procedure which has been approved by the director of personnel.

(d) Agency reduction in force procedures shall specify the rights and obligations for employees to accept or reject options offered in lieu of separation due to reduction in force.

(e) "Bumping" by employees with greater seniority will be limited to:

(i) The same layoff unit; and

(ii) Classification in which the "bumping" employee previously held permanent status; and

(iii) Position at the current salary range of the employee doing the bumping, or lower; and

(iv) Employee with the least seniority within the same category of full-time or part-time employment; and

(v) Competition at one progressively lower classification at a time.

(f) An employee may not exercise a bumping option in lieu of separation due to a reduction in force if there is within the agency a vacant position which satisfies all of the criteria set forth below.

The position is one which:

(i) The agency intends to fill;

(ii) Is in the current classification of the employee being offered the option, or in a classification within which the employee being offered the option previously held permanent status;

(iii) Is at a salary range no lower than the range that would have otherwise been a bumping option;

(iv) Is located within a reasonable commuting distance of the employee's permanent work location; and

(v) Is on the same or similar workshift as the one which the employee currently holds.

(g) When an employee has previously held permanent status in more than one classification at the same salary range and is eligible to bump, then the employee shall be offered the option to bump into the position occupied by the employee with the least seniority.

(h) The right to actually "bump" shall be exercised only after the employee to be "bumped" has received at least fifteen calendar days' notice of the scheduled action.

(i) Options of full-time positions will be offered first to full-time employees before part-time positions are offered. For the purpose of these offers, employees who previously accepted part-time positions due to a reduction in force action or to lessen the impact of a reduction in force shall be considered full-time employees.

(j) Seniority for part-time employees will be computed on a basic payroll hour basis within the same provision and restrictions of the general definition of seniority. When part-time employees become full-time employees, their payroll hours will be integrated on a comparable time basis as full-time employees.

(k) Permanent employees who have been scheduled for reduction in force shall have the right to take a transfer or a voluntary demotion to a vacancy that is to be filled in their own layoff unit for which they qualify, as determined by the

director of personnel. This right is to be exercised according to the seniority of those desiring the same vacancy.

(l) Options of other than permanent positions as named in (m) of this subsection are to be made if no permanent position to be filled is available within a reasonable commuting distance.

(m) The reduction in force procedure shall contain the statement that, "No permanent employee shall be separated from state service through reduction in force without being offered within fifteen calendar days prior to what would be the permanent employee's effective separation those positions at the same or lesser salary range within the layoff unit for which he/she qualifies, currently being held by emergency, temporary, probationary, or intermittent employees."

(n) The salary of an employee who has accepted a lower position will be reduced to the top of the range of the lower class unless the previous salary is within the range of the new class, in which case it will remain unchanged.

(4) The agency shall submit the procedure to the director of personnel for approval.

(5) Vacancies will not be filled either by local list procedures or on a temporary, intermittent, or seasonal basis without contacting the department of personnel in an effort to fill the positions by qualified employees who have been or are scheduled for separation due to reduction in force.

(6) When a majority of the positions in a layoff unit other than in project employment is to be eliminated because of a lack of funds and/or work, permanent employees in such positions shall be offered, according to their seniority, those positions in classes in which they have held permanent status which are currently being held by emergency, temporary, or probationary employees; provided they have not rejected offers of vacant positions made by certifications from the registers. Such options shall be offered in accordance with the following requirements:

(a) Positions in the employee's own agency and within a reasonable commuting distance shall be offered first; second, in the classified service within a reasonable commuting distance; third, anywhere within the employee's own agency; and fourth, throughout the classified service.

(b) A permanent employee's right to fill a position may be exercised only within fifteen calendar days prior to the effective date of separation.

(c) Offers will be made in accordance with a procedure established by the director of personnel.

(7) In order to exercise an option to a position which may require selective criteria, the following applies. The option may be exercised only by an employee who possesses the required specialized qualifications when:

(a) The criteria were approved when the position was established, reallocated or last filled; or

(b) The specialized qualifications were previously required for a classification that was later merged with other classifications that did not require them; or

(c) When, at a subsequent time, it was determined that the position requires the performance of specialized duties that would warrant future selective certification.

(d) In the case of (c) of this subsection, the selective criteria shall not be applied for the purposes of determining reduction in force options until six months after the notification of the new duties has been made to the department of personnel.

(e) In the case of (a), (b) and (c) of this subsection, the director of personnel or designee must have determined that the specialized qualifications are still essential for the successful job performance and the qualifications could not be learned within a reasonable length of time.

(8) Options to positions which are covered by WAC 356-26-140 may be exercised only by employees who, at the time they are notified they are scheduled for reduction in force:

(a) Are exempt from a background inquiry by WAC 356-26-140(4); or

(b) Authorize a background inquiry as provided for in WAC 356-26-140 and are cleared for the option as a result of the inquiry.

**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.

**AMENDATORY SECTION** (Amending Order 405, filed 6/26/92, effective 8/1/92)

**WAC 356-06-055 Exempt—Classified service—Movement between.** (1) Any employee having permanent status in a classified position who accepts an appointment in an exempt position shall have the right to return to classified service. Such employee shall have the right to return to the highest class of position in which the employee previously held permanent status, or to a position of similar nature and salary, provided the employee was not terminated from an exempt position for gross misconduct or malfeasance. The highest class of position does not necessarily mean return to the most recent agency. The return right will be to the most recent agency in which permanent status in the highest class was held. Such employee must apply to return to classified service within 30 calendar days of:

(a) Separation from employment in such exempt position, or

(b) Separation from employment in any other exempt position in which the employee subsequently served provided there was no break in his/her service with the state of more than 30 calendar days.

(2) Employees exercising return rights within the time specified, as provided in subsection (1) of this section, shall return:

(a) At the time of separation or application, whichever is later.

(b) To a salary not less than the salary they left, adjusted according to salary changes that would have occurred in the interim.

(c) With the same status they last held at the time they left the classified service.

(d) With their seniority credited with the full time of their absence from classified service and with no break in service.

(3) When a classified employee holds a position in the classified service which is exempted, the following provisions shall apply at the time of the exemption:

(a) If the employee is appointed to the exempted position, or to another exempt position, the employee shall have the right to return to the classified service as specified in subsection (1).

(b) If the employee is not appointed to the exempted position, or to another exempt position, the employee shall have the right to return to the classified service as specified in subsection (1).

(4) Employees of the exempt service who have not previously left the classified service specifically to take an exempt position shall not be entitled to move back into the classified service under the provisions of this section nor through the reduction in force process.

(5) Employees may replace incumbents currently in the position to which they are returning. Seniority shall not be a factor in initially determining the position chosen for the returning employee. However, after the employee returns, the ~~((replaced incumbent))~~ least senior person in the position is entitled to the rights and options of the reduction in force procedures of their agency.

(6) Employees in the classified service whose positions have been exempted from the civil service law in accordance with RCW 41.06.070 (24), (25), or (28) and have not previously held other classified positions may return to the classified service in any vacant positions in their respective departments provided the employees:

(a) Meet the minimum qualifications;

(b) Have greater seniority than other employees who would be offered the vacancy(ies) as a reduction in force option or as candidates certified from the reduction in force register.

**WSR 92-22-043**  
**PERMANENT RULES**  
**PERSONNEL BOARD**

[Order 413—Filed October 27, 1992, 3:37 p.m., effective December 1, 1992]

Date of Adoption: October 8, 1992.

Purpose: This rule provides special pay ranges for certain classifications that are used to equal or approximate prevailing rate practices found in private industry or governmental units.

Citation of Existing Rules Affected by this Order: Amending WAC 356-15-130 Special pay ranges.

Statutory Authority for Adoption: RCW 41.06.040 and 41.06.150.

Pursuant to notice filed as WSR 92-18-060 on August 31, 1992.

Effective Date of Rule: December 1, 1992.

October 14, 1992  
Dee W. Henderson  
Secretary

AMENDATORY SECTION (Amending Orders 373 and 373A, filed 6/13/91 and 7/11/91, effective 7/14/91 and 8/11/91)

**WAC 356-15-130 Special pay ranges.** These ranges are used to equal or approximate prevailing rate practices found in private industry or other governmental units. An affected class is identified either by a letter designation following the basic salary range number or by a letter designation preceding a number. In the latter case, a special salary schedule will be used for such classes.

(1) **"E" range:** This range is used for classes having a prevailing pay range which is shorter than Washington's standard ranges. An "E" range is a standard range with the first four steps removed. Thus, the first step of such a range is the same as Step E of the standard range having the same range number. Periodic increases through the steps of this range are made at the same time intervals as through standard ranges, i.e., a two-step increase after six months at Step E and two annually thereafter up to the maximum step of the range.

(2) **"L" range:** This special range is used only for the class of liquor store clerk (0628). The "L" range was designed to more closely parallel the prevailing pay structure for retail clerks in private industry. Periodic increases through the steps of the "L" range are made at the same time intervals as through a standard range. Normal progression is Steps A, D, G and K, which represents ten percent per periodic increase.

(3) **"T" range:** Used only for the classes of institution teachers. These ranges are constructed by identifying Step K of the correspondingly numbered regular state ranges as "Step 10" of the "T" range; the lower nine steps of the "T" range are each two regular-range steps (approximately 5%) apart. Advancement through these ranges is at the rate of one step per year.

(4) **"V" range:** Used only for the classes of teachers of the deaf or blind and principals, school for the deaf or blind. "V" ranges are the same as the current ranges of Vancouver, Washington School District #37 for certificated employees of similar background and experience. Advancement through the range is at the rate of one step per year.

(5) **"I" range:** This range is always ten ranges higher than the range approved for lottery district sales representative or lottery telemarketing representative 1 and 2 and it may be applied only to those classifications. Use of this range is limited to sales incentive programs which: (a) May not exceed thirteen weeks for any program; (b) may not exceed four programs in any consecutive twelve months; (c) require achievement of specific goals which are set for each program by the lottery, such goals to be in excess of normal performance standards for the class.

The lottery is authorized to compensate individual employees on the "I" range for not more than three months as a result of any one sales incentive program, with the number of months stipulated in the incentive program announcement. Within these limits, movement of any employee to and from the "I" range will be at the discretion of the lottery, and shall be from and to the same step, subject to change by the employee's periodic increment date.

(6) **"N" range:** This range is used for classes requiring licensure as a registered nurse and having a prevailing pay range which is longer than Washington's standard ranges. An "N" range is a standard range, steps A through K, with five added steps, L through P. Periodic increases through step K of these ranges are made at the same intervals as through standard ranges. Thereafter, an employee receives a one-step increase each year up to the maximum step of the range.

(7) **"J" range:** This range consists of the single rate ~~((of twenty dollars))~~ per hour of salary range 62, step K. Use is limited to lottery employees who volunteer and are selected for lottery drawing duty as one of the following:

(a) The lottery drawing official (LDO); (b) the lottery security official (LSO); or (c) the headquarters drawing official (HDO), as described under lottery procedures.

Employees performing these functions during their normal working shift will not be eligible for "J" range compensation. Employees performing these functions outside of their shift will be compensated by the "J" rate on an hourly basis with a two-hour minimum per drawing period.

(8) **"D" range:** This range is a single level hourly rate equivalent to one-half of step A of range 29. It is payable to employees who have dog handler assignments, and only while they are off duty, but are still required to care for the dog in their charge (usually at home). Work time to be paid at D range includes, but is not limited to time required for daily feeding, exercising, grooming, and emergency health care of the dog, and care and cleaning of the kennel.

**WSR 92-22-044**  
**PERMANENT RULES**  
**MARINE EMPLOYEES' COMMISSION**

[Filed October 27, 1992, 4:19 p.m.]

Date of Adoption: October 23, 1992.

Purpose: Housekeeping (editing) amendments (corrections) to WAC 316-02-520, 316-02-820, and 316-65-010; clarifying amendments to WAC 316-45-003 and 316-65-005; and time limits for ULPs established in WAC 316-45-020.

Citation of Existing Rules Affected by this Order: Amending WAC 316-02-520, 316-02-820, 316-45-003, 316-65-005, and 316-65-010.

Statutory Authority for Adoption: RCW 47.64.280.

Pursuant to notice filed as WSR 92-18-006 on August 20, 1992.

Effective Date of Rule: Thirty-one days after filing.  
October 27, 1992  
Louis O. Stewart  
Commissioner

**AMENDATORY SECTION** (Amending WSR 90-01-115, filed 12/20/89, effective 1/20/90)

**WAC 316-02-520 Declaratory orders—Rights and disposition.** (1) The petitioner for a declaratory order shall enjoy the same rights, privileges and expectations as in any other proceeding before the commission, except as specifically limited by WAC (~~(316-01-500 and 316-01-510)~~) 316-02-500 and 316-02-510.

(2) Within fifteen days after receipt of a petition for a declaratory order, the commission or designated examiner shall give notice of the petition to all persons to whom notice is required by law or rule, and may give notice to any other person deemed desirable.

(3) Within thirty days after receipt of a petition for a declaratory order the commission or designated examiner, in writing, shall do one of the following:

(a) Enter an order declaring the applicability of the statute, rule, or order in question to the specified circumstances;

(b) Set the matter for specified proceedings to be held no more than ninety days after receipt of the petition;

(c) Set a specified time no more than ninety days after receipt of the petition by which a declaratory order will be entered; or

(d) Decline to enter a declaratory order, stating the reasons for that action.

(4) The time limits of subsection (3)(b) and (c) of this section may be extended by the commission or designated examiner for good cause.

(5) The commission or designated examiner may not enter a declaratory order that would substantially prejudice the rights of a person who would be a necessary party and who does not consent in writing to the determination of the matter by a declaratory order proceeding.

(6) A declaratory order has the same status as any other order entered in a commission or examiner adjudicative proceeding. Each declaratory order shall contain the names of all parties to the proceeding on which it is based, the particular facts on which it is based, and the reasons for the conclusions.

**AMENDATORY SECTION** (Amending WSR 90-01-115, filed 12/20/89, effective 1/20/90)

**WAC 316-02-820 Commission offices.** The commission maintains its office at (~~(Main Floor, S.W. Quadrant,)~~) Evergreen Plaza Building, (~~(Mailstop FJ-11)~~) PO Box 40902, Olympia, Washington 98504-0902. The telephone number is (206) 586-6354.

**AMENDATORY SECTION** (Amending WSR 90-01-118, filed 12/20/89, effective 1/20/90)

**WAC 316-45-003 Unfair labor practices—Defined.**

(1) It is an unfair labor practice for ferry system management or its representatives:

(a) To interfere with, restrain, or coerce employees in the exercise of the rights guaranteed by chapter 47.64 RCW;

(b) To dominate or interfere with the formation or administration of any employee organization or contribute financial or other support to it: *Provided*, That subject to rules made by the commission pursuant to RCW 47.64.130 and 47.64.280 an employer shall not be prohibited from permitting employees to confer with it or its representatives or agents during working hours without loss of time or pay;

(c) To encourage or discourage membership in any employee organization by discrimination in regard to hiring, tenure of employment, or any term or condition of employment, but nothing contained in this subsection prevents an employer from requiring, as a condition of continued employment, payment of periodic dues and fees uniformly required to an exclusive bargaining representative pursuant to RCW 47.64.160: *Provided*, That nothing prohibits ferry system management from agreeing to obtain employees by referral from a lawful hiring hall operated by or participated in by a labor organization;

(d) To discharge or otherwise discriminate against an employee because he has filed charges or given testimony concerning subjects covered by chapter 47.64 RCW;

(e) To refuse to bargain collectively with the representatives of its employees.

(2) It is an unfair labor practice for an employee organization:

PERMANENT

(a) To restrain or coerce (i) employees in the exercise of the rights guaranteed by this chapter: *Provided*, That this paragraph does not impair the right of an employee organization to prescribe its own rules with respect to the acquisition or retention of membership therein, or (ii) an employer in the selection of his representatives for the purposes of collective bargaining or the adjustment of grievances;

(b) To cause or attempt to cause an employer to discriminate against an employee in violation of subsection (1)(c) of this section;

(c) To refuse to bargain collectively with an employer, when it is the representative of employees subject to RCW 47.64.170.

(3) The rights guaranteed by chapter 47.64 RCW include:

(a) The right of self-organization, including the right to form, join, or assist a labor organization;

(b) The right to bargain collectively through a representative freely chosen by the employees themselves;

(c) The right to engage in other concerted activities for collective bargaining or for mutual aid or protection; or

(d) The right to refrain from concerted activity. The right to refrain from concerted activities is limited to the extent that lawful union security agreements may be enforced.

(4) The expression of any view, argument, or opinion, or the dissemination thereof to the public, whether in written, printed, graphic, or visual form, shall not constitute or be evidence of an unfair labor practice under any of the provisions of this chapter, if the expression contains no threat of reprisal or force or promise of benefit.

NEW SECTION

**WAC 316-45-020 Unfair labor practice complaint—Time limitations.** (1) Unless otherwise specified in statute or rule, a complaint charging an unfair labor practice may not be filed later than one hundred eighty calendar days after the party filing such complaint knew or should have known of the event, activity, or practice alleged to be violations of protected rights under RCW 47.64.130 and WAC 316-45-003. For the purpose of computing timeliness of complaints, each event, activity, or practice in a series of identical or similar practices may be construed as a separate instance: *Provided*, That the commission shall only consider those events, activities, or practices which have occurred no earlier than one hundred eighty days prior to the filing of the complaint unless the statute of limitations are deemed to be tolled pursuant to subsection (3) of this section.

(2) Where the event, activity, or practice is alleged to be a violation of a collective bargaining agreement in addition to violating rights protected by chapter 47.64 RCW, and the complainant chooses also to file a request for grievance arbitration pursuant to RCW 47.64.150, the statute of limitations herein run only after the remedies available in the contractual grievance procedures have been exhausted. The commission may accept the final resolution of the grievance arbitration process and defer to that decision. If the commission determines that the grievance procedure did not satisfactorily resolve the entire charge of unfair labor practice, the commission may resume processing the remaining unfair labor practice issue(s).

(3) The limitation period specified in subsection (2) of this section may be tolled where the charging party did not have actual or constructive knowledge of the alleged unfair labor practice. In the instance that the respondent has engaged in fraudulent concealment and/or deception as to its unlawful conduct, the commission may determine the limitation tolled, both as to the filing of the complaint and as to the remedy.

AMENDATORY SECTION (Amending WSR 90-01-119, filed 12/20/89, effective 1/20/90)

**WAC 316-65-005 Grievance defined.** "Grievance" means a formal statement alleging injury, injustice, or violation of rights granted by rule, statute, ~~((or))~~ collective bargaining agreement, or past practice: *Provided*, That any grievance involving alleged violations ~~((enumerated in RCW 47.64.130 shall))~~ of rights protected by chapter 47.64 RCW may also be termed "unfair labor practices" and ~~((shall))~~ may also be filed and processed under chapter 316-45 WAC; And Provided Further, That because of the limitations on grievance arbitration decisions in RCW 47.64.150, requests for grievance arbitration and unfair labor practice complaints may not be consolidated for hearing and decision.

AMENDATORY SECTION (Amending WSR 90-01-119, filed 12/20/89, effective 1/20/90)

**WAC 316-65-010 Grievance—Who may file.** A statement of grievance may be filed by the department of transportation, an exclusive representative of employees or their agents, an employee, or by the parties jointly, ~~((in accordance with chapter 47.64 RCW))~~ pursuant to RCW 47.64.150.

**WSR 92-22-045  
PERMANENT RULES  
STATE BOARD FOR  
COMMUNITY AND TECHNICAL COLLEGES**  
[Order 137, Resolution 92-05-23—Filed October 28, 1992, 10:25 a.m.]

Date of Adoption: October 28, 1992.

Purpose: The rule specifies retirement options under the TIAA/CREF retirement plan. The amendments provide that employees who retire for disability have the same options as those who retire for age or longevity.

Citation of Existing Rules Affected by this Order: Amending WAC 131-16-062.

Statutory Authority for Adoption: RCW 28B.50.090.

Pursuant to notice filed as WSR 92-09-139 on April 22, 1992.

Changes Other than Editing from Proposed to adopted Version: Amendments to WAC 131-16-060 are withdrawn from further consideration per June 2, 1992, memo to code reviser.

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

October 28, 1992  
Claire C. Krueger  
Rules Coordinator



**AMENDATORY SECTION** (Amending Resolution No. 91-20, Order 129, filed 6/14/91, effective 7/15/91.)

**WAC 131-16-062 Benefit options after termination of employment.** (1) After termination of employment, participants (~~(having)~~ who have attained age fifty-five, or (~~(having)~~ who have completed thirty years of full-time service in this plan or any combination of Washington state sponsored retirement plans, or who have retired due to disability in accordance with WAC 131-16-040) may exercise any settlement option for receipt of retirement benefits being made available by TIAA/CREF at that time.

(2) The federal income tax consequences resulting from the exercise of any options of elections provided by this section shall be the sole responsibility of the individual participant, and all federal tax regulations related to the receipt of retirement income benefits shall apply.

(3) The provisions of this section shall apply only to TIAA and CREF account accumulations attributable to contributions made as a result of employment in institutions or agencies subject to the provisions of WAC 131-16-005 through 131-16-066.

**WSR 92-22-048A**  
PERMANENT RULES  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES  
(Public Assistance)

[Order 3471—Filed October 28, 1992, 2:50 p.m.]

Date of Adoption: October 28, 1992.

Purpose: Federal Regulations 7 CFR 273.21 (k)(2)(ii) gives the state the option of allowing households to be reinstated if the households file a completed monthly report by the last day of the issuance month when the household has been terminated for failure to file a completed monthly report.

Citation of Existing Rules Affected by this Order:  
Amending WAC 388-49-590 Monthly reporting.

Statutory Authority for Adoption: RCW 74.04.050.

Other Authority: 7 CFR 273.21 (k)(2)(ii).

Pursuant to notice filed as WSR 92-19-119 on September 21, 1992.

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

October 28, 1992

Rosemary Carr

Acting Director

Administrative Services

**AMENDATORY SECTION** (Amending Order 3395, filed 5/29/92, effective 7/1/92)

**WAC 388-49-590 Monthly reporting.** (1) The department shall require the following households to return a completed monthly report by the fifth day of the process month describing the household circumstances during the budget month:

(a) A household with earned income or with a recent work history except a:

(i) Migrant or seasonal farm worker household; or

(ii) Household in which all members are homeless individuals; or

(iii) Household with a recent work history in which all adult members are elderly or disabled.

(b) An AFDC household subject to monthly reporting.

(2) A household with a recent work history shall report for two months:

(a) Beginning the month following the month of opening at initial application; or

(b) After the last month of earnings during the certification period.

(3) The department shall require a household reporting monthly to verify the factors specified (~~(i#)~~ under WAC 388-49-110(5).

(4) The department shall notify a household if:

(a) Its monthly report is late;

(b) Its monthly report is incomplete; or

(c) Additional information is needed.

(5) If the household furnishes a completed report to the department by the end of the process month, the department shall:

(a) Accept the monthly report; and

(b) Continue benefits if the household remains eligible.

(6) The department shall:

(a) Terminate a household failing to return a completed report by the end of the process month (~~(, unless the household indicates it had returned a completed monthly report.))~~; and

(b) Notify the household (~~(claiming to have filed a monthly report))~~ that it (~~(must))~~ may return a completed monthly report by the last day of the (~~(issuance))~~ payment month to receive (~~(continued))~~ reinstated benefits.

(7) The department shall not require a household that reports monthly to report changes before reporting on the monthly report.

**WSR 92-22-049**  
PERMANENT RULES  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES  
(Public Assistance)

[Order 3472—Filed October 28, 1992, 2:54 p.m.]

Date of Adoption: October 28, 1992.

Purpose: Language clarification, delete redundant/outdated information.

Citation of Existing Rules Affected by this Order:  
Amending WAC 388-99-035 Resource standards.

Statutory Authority for Adoption: RCW 74.08.090.

Pursuant to notice filed as WSR 92-19-120 on September 21, 1992.

Changes Other than Editing from Proposed to Adopted Version: Subsection (1)(b) language changed to read: . . . shall determine the resource limitation for a family of two shall be three thousand dollars. . . Changing this language clarifies that a family of two is not only a "married couple."

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

October 28, 1992

Rosemary Carr

Acting Director

Administrative Services

AMENDATORY SECTION (Amending Order 2194, filed 1/17/85)

**WAC 388-99-035 Resource standards.** (1) The department shall ensure the total value of resources allowed and not otherwise excluded ((shall)) will not exceed the dollar amount in subsection (1)(a) of this ((subsection)) section for a single ((individual)) person or the dollar amount in subsection (1)(b) of this ((subsection)) section for a ((couple)) family. ((This amount is increased by \$50 for each additional family member in the household. If applicant has resources in excess of the standards the individual is not eligible and the application is denied.))

(a) Effective January 1, 1989, the department shall determine the resource limitation for a single ((individual shall)) person will be (((\$1,500 prior to January 1, 1985 and shall be increased to \$1,600 on January 1, 1985, to \$1,700 on January 1, 1986, to \$1,800 on January 1, 1987, to \$1,900 on January 1, 1988 and to \$2,000 on January 1, 1989)) two thousand dollars.

(b) Effective January 1, 1989, the department shall determine the resource limitation for a married couple shall be (((\$2,250 prior to January 1, 1985, and shall be increased to \$2,400 on January 1, 1985, to \$2,550 on January 1, 1986, to \$2,700 on January 1, 1987, to \$2,850 on January 1, 1988, and to \$3,000 on January 1, 1989)) three thousand dollars. The department shall increase this amount by fifty dollars for each additional family member in the household.

(2) See WAC 388-92-043 for regulations on transfer of resources without adequate consideration.

**WSR 92-22-051  
PERMANENT RULES  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES  
(Public Assistance)**

[Order 3475—Filed October 28, 1992, 2:55 p.m., effective December 1, 1992]

Date of Adoption: October 28, 1992.

Purpose: WAC 388-49-470 (1)(a), add language to clarify that income deduction from an income source, to repay an overpayment from the same income source, is excludable except for money repaid for an intentional public assistance overpayment. The previous language was correct, but the exception clause was necessary to clarify the intent; WAC 388-49-470 (1)(d), made a policy change with this subsection by adding language to limit an income exclusion for infrequent or irregular income to prospectively budgeted households. The previous language applied the exclusion to retrospectively and prospectively budgeted households; and WAC 388-49-470 (3)(b), added language as a technical correction to make the sentence grammatically correct. The previous language contained incomplete and confusing phrases.

Citation of Existing Rules Affected by this Order: Amending WAC 388-49-470 Income exclusions.

Statutory Authority for Adoption: RCW 74.04.510.

Other Authority: 7 CFR 273.9 (b)(5), (c)(2), and (c)(6).

Pursuant to notice filed as WSR 92-19-089 on September 16, 1992.

Effective Date of Rule: December 1, 1992.

October 28, 1992  
Rosemary Carr  
Acting Director  
Administrative Services

AMENDATORY SECTION (Amending Order 3392, filed 5/19/92, effective 6/19/92)

**WAC 388-49-470 Income—Exclusions.** (1) The department shall exclude the following income:

(a) Money withheld from an ((assistance payment, earned income, or other)) income source ((used)) to repay a prior overpayment from that same income source except for money withheld to recoup an intentional public assistance program overpayment;

(b) Income specifically excluded by any federal statute from consideration as income in the food stamp program;

(c) The earned income of household members who are:

(i) Seventeen years of age or under; and

(ii) Attending school at least half time.

(d) Infrequent or irregular income, received during a three-month period by a prospectively budgeted household, that:

(i) Cannot be reasonably anticipated as available; and

(ii) Shall not exceed thirty dollars for all household members.

(e) Loans, including those from private individuals and commercial institutions, other than educational loans where repayment is deferred;

(f) Nonrecurring lump sum payments;

(g) The cost of producing self-employment income;

(h) The portion of educational assistance earmarked by the school or actually used by the student for:

(i) Tuition;

(ii) Mandatory fees, including rental or purchase of equipment, materials, and supplies related to pursuing the course of study;

(iii) Books;

(iv) Supplies;

(v) Transportation; and

(vi) Miscellaneous personal expenses.

(i) Reimbursements for past or future expenses to the extent the reimbursements do not:

(i) Exceed the actual expense; and

(ii) Represent a gain or benefit to the household.

(j) Any gain or benefit not in money;

(k) Vendor payments as defined in WAC 388-49-020;

(l) Money received and used for the care and maintenance of a third-party beneficiary who is not a household member;

(m) Supplemental payments or allowances made under federal, state, or local laws for the purpose of offsetting increased energy costs;

(n) Energy allowances included in AFDC, continuing general assistance, and refugee assistance grants.

Number in Grant Assistance Unit	Energy Exclusion
1	\$ 55
2	71
3	86

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4	102
5	117
6	133
7	154
8 or more	170

**WSR 92-22-052**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Public Assistance)

[Order 3474—Filed October 28, 1992, 2:57 p.m.]

(o) Support payments owed to a household member, but specified by the support court order or other legally binding written support or alimony agreement to go directly to a third-party beneficiary rather than to the household;

(p) Support payments on behalf of a household member, not required by the support court order or other legally binding written support or alimony agreement and paid directly to a third party rather than to the household;

(q) Payments from the individual and family grant program;

(r) Public assistance payments:

(i) Over and above the regular warrant amount;

(ii) Not normally a part of the regular warrant; and

(iii) Paid directly to a third party on behalf of the household.

(s) From Jobs Training Partnership Act programs:

(i) Allowances; and

(ii) Earnings from on-the-job training by household members under parental control and eighteen years of age and younger.

(t) Cash donations based on need:

(i) Received directly by the household;

(ii) From one or more private, nonprofit, charitable organizations; and

(iii) Not exceeding three hundred dollars in any federal fiscal year quarter.

(u) Earned income credit.

(2) When earnings or amount of work performed by a household member described in subsection (1)(c) of this section, cannot be differentiated from the earnings or work performed by other household members, the department shall:

(a) Prorate the earnings equally among the working members; and

(b) Exclude the household member's pro rata share.

(3) When the intended beneficiaries of a single payment for care and maintenance of a third-party beneficiary include both household members and persons not in the household, the department shall exclude:

(a) Any identifiable portion intended and used for the care and maintenance of the person out of the household; or

(b) ~~((If the portions are not readily identified as))~~ The lessor of:

(i) ~~((An even pro rata share))~~ The actual amount used from a single payment for the care of a person outside the household; or

(ii) ~~((The amount actually used for the care and maintenance of the person out of the household, whichever is less))~~ A prorata share of the single payment when the single payment does not identify the portion intended for the care of the person outside the household.

Date of Adoption: October 28, 1992.

Purpose: Adds persons meeting Medicaid criteria for medically needy as eligible for school-based district medical services. Adds that the department shall pay for school-based district medical services provided as part of the individualized family service plan (IFSP). Adds limitation on when school district is reimbursed for such school-based medical services.

Citation of Existing Rules Affected by this Order: Amending WAC 388-86-022 School medical services for special education students.

Statutory Authority for Adoption: RCW 74.08.090.

Pursuant to notice filed as WSR 92-19-014 on September 4, 1992.

Changes Other than Editing from Proposed to Adopted Version: Subsections (3) and (4) are deleted as the recommendations are not part of the intent of this WAC amendment. Also, educational service districts (ESD) are added as eligible to be providers of this Medicaid services [service].

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

October 28, 1992

Rosemary Carr

Acting Director

Administrative Services

AMENDATORY SECTION (Amending Orders 3053 and 3053A, filed 8/21/90 and 8/27/90, effective 9/21/90 and 9/1/90)

WAC 388-86-022 School medical services ~~((by school districts))~~ for special education students. (1) The department shall pay school districts or Educational Service Districts (ESD) for medical services to an eligible Categorically Needy or Medically Needy child when a school district or ESD furnishes the medical services to a special education student as part of the child's individualized education program (IEP) or individualized family service plan (IFSP).

(2) Such medical services shall be provided by:

(a) Qualified Medicaid providers as described under WAC 388-87-005 ~~((shall provide such school district medical services))~~;

(b) Psychologists, licensed by the state of Washington or granted an educational staff associate certificate (ESA) by the state board of education; or

(c) A person trained and supervised by a licensed registered nurse.

(3) The department shall require recommendations and referrals to be updated at least annually.

(4) The department shall pay for such services according to the department-established rate or the billed amount, whichever is lower.

(5) The department shall not pay individual school practitioners who provide school-based medical services.

(6) For medical services billed to Medicaid, the department shall require school districts or ESD to pursue third-party resources.

**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 92-22-053**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Public Assistance)

[Order 3476—Filed October 28, 1992, 3:00 p.m.]

Date of Adoption: October 28, 1992.

Purpose: Language clarification. Clarifies that a Medicaid qualifying trust may be set up by a legal guardian, in addition to client or spouse.

Citation of Existing Rules Affected by this Order:  
 Amending WAC 388-92-041 Medicaid qualifying trusts.

Statutory Authority for Adoption: RCW 74.08.090.

Pursuant to notice filed as WSR 92-19-103 on September 17, 1992.

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

October 28, 1992

Rosemary Carr

Acting Director

Administrative Services

AMENDATORY SECTION (Amending Order 2486, filed 5/1/87)

**WAC 388-92-041 Medicaid qualifying trusts.** (1) A Medicaid qualifying trust is a grantor trust, or other similar legal device, set up by the client ~~((or)), client's~~ spouse~~((s))~~, or the legal guardian for an incompetent client under which:

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

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

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

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

(3) This section shall apply:

(a) Whether or not the Medicaid qualifying trust:

(i) Is irrevocable; or

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

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

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

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

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

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

(a) Prior to April 7, 1986; and

(b) Solely for the benefit of a mentally retarded client who lives in an intermediate care facility for the mentally retarded.

**WSR 92-22-054**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Public Assistance)

[Order 3477—Filed October 28, 1992, 3:01 p.m.]

Date of Adoption: October 28, 1992.

Purpose: Deletes hospital inpatient and outpatient care from the medical care services program coverage. Clarifies coverage under the medical care services program. These amendments allow hospitals to receive federal disproportionate share funding for these services to low-income clients.

Citation of Existing Rules Affected by this Order:  
 Amending WAC 388-86-120 Medical care services.

Statutory Authority for Adoption: RCW 74.08.090.

Pursuant to notice filed as WSR 92-19-006 on September 3, 1992.

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

October 28, 1992

Rosemary Carr

Acting Director

Administrative Services

AMENDATORY SECTION (Amending Order 2580, filed 12/31/87)

**WAC 388-86-120 Medical care services.** (1) A ~~((recipient of))~~ medical care services client shall be eligible to receive the same scope of care (WAC 388-86-005) as ~~((a recipient of))~~ available under Medicaid, except that the department shall not pay for the following services:

(a) ~~((No))~~ Care ~~((shall be provided))~~ outside the state of Washington other than in designated bordering cities as specified in chapter 388-82 WAC~~((, and))~~;

(b) ~~((Mental health services shall be provided only in community mental health centers and to the extent that the recipient meets the client definitions and priorities established in the Community Mental Health Act, and))~~ Case management services;

(c) Dental services ~~((shall not be provided))~~;

(d) Hospice services;

(e) Hospital inpatient and hospital outpatient services;

(f) Indian health center services; and

(g) Personal care services.

(2) The department shall only provide mental health services in community mental health centers and to the extent that the client meets the client definitions and priorities in the Community Mental Health Act.

(3) Eligibility for medical care services shall ~~((commence))~~ begin with the ~~((date of))~~ certification date under WAC 388-84-120. The department shall not retroactively certify for medical care services.

**WSR 92-22-055**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Public Assistance)

[Order 3473—Filed October 28, 1992, 3:02 p.m.]

Date of Adoption: October 28, 1992.

Purpose: The food and nutrition service adjusted various income and household deduction standards effective October 1, 1992. Income deductions to WAC 388-49-500 are raised. Utility allowances to WAC 388-49-505 are raised. Income eligibility standards to WAC 388-49-510 are raised.

Citation of Existing Rules Affected by this Order: Amending WAC 388-49-500 Income—Deductions; 388-49-505 Utility allowances; and 388-49-510 Income eligibility standards.

Statutory Authority for Adoption: RCW 74.04.510.

Other Authority: 7 CFR 273.9(a).

Pursuant to notice filed as WSR 92-19-078 on September 14, 1992.

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

October 28, 1992

Rosemary Carr

Acting Director

Administrative Services

AMENDATORY SECTION (Amending Order 3367, filed 4/7/92, effective 5/8/92)

**WAC 388-49-500 Income—Deductions.** (1) The department shall allow the following deductions when computing net income:

(a) A standard deduction of one hundred (~~twenty-two~~) twenty-seven dollars per household per month;

(b) An earned income deduction of twenty percent of gross earned income except as provided in WAC 388-49-640(8);

(c) A dependent care deduction of the actual amount incurred not to exceed one hundred sixty dollars per dependent when care is necessary for a household member to:

(i) Seek, accept, or continue employment; or

(ii) Attend training or education preparatory to employment.

(d) A deduction for nonreimbursable monthly medical expenses over thirty-five dollars incurred by an elderly or disabled household member;

(e) Shelter costs in excess of fifty percent of the household's income after deducting the standard, earned income, medical, and dependent care deductions. The shelter deduction shall not exceed (~~one hundred ninety-four~~) two hundred dollars; and

(f) An excess shelter deduction for the monthly amount exceeding fifty percent of the household's monthly income after all applicable deductions for households containing an elderly or disabled person.

(2) A household's shelter costs may include:

(a) Costs for a home not occupied because of employment, training away from the home, illness, or abandonment caused by casualty loss or natural disaster shall be allowed if the:

(i) Household intends to return to the home;

(ii) Current occupants, if any, are not claiming shelter costs for food stamp purposes; and

(iii) Home is not being leased or rented during the household's absence.

(b) Charges for the repair of the home substantially damaged or destroyed due to a natural disaster;

(c) The standard utility allowance when a household incurs any separate utility charges for heating or cooling costs. A household may incur a separate utility charge when the household:

(i) Has not yet received a billing for utilities;

(ii) Is billed monthly by the landlord for actual usage as determined through individual metering; or

(iii) Shares residence and utility costs with other persons, in which case the deduction is for the household's prorated share of the standard allowance.

(d) Actual utility costs rather than the standard utility allowance if the household is:

(i) Not entitled to the standard utility allowance; or

(ii) Requesting use of actual utility bills. A monthly telephone standard shall be allowed for households incurring telephone expenses if the household is not entitled to claim the standard utility allowance.

(e) A shelter amount of one hundred (~~twenty-eight~~) thirty-two dollars when all household members are homeless as specified under WAC 388-49-020(36) and the household incurs or expects to incur:

(i) Monthly shelter costs no greater than one hundred (~~twenty-eight~~) thirty-two dollars; or

(ii) Unverified shelter costs exceeding one hundred (~~twenty-eight~~) thirty-two dollars.

(3) A household may switch between actual utility costs and the standard utility allowance:

(a) At each recertification; and

(b) One additional time during each twelve-month period following the initial certification action.

(4) The department shall provide excess medical or shelter deductions effective with supplemental security income (SSI) eligibility when households:

(a) Become categorically eligible within the time limits specified under WAC 388-49-120 and 388-49-150 after a food stamp application;

(b) Receive food stamps as a nonassistance household until becoming categorically eligible; or

(c) Become categorically eligible after denial of nonassistance food stamps.

(5) The department shall not provide a deduction for that portion of a deductible expense, described under this section, paid by an excluded:

(a) Reimbursement; or

(b) Vendor payment, except for Low Income Home Energy Assistance Act (LIHEAA) payments.

(6) The department shall verify:

(a) Dependent care costs including changes, except in prospective budgeting; and

(b) Medical expenses and the reimbursement amounts resulting in a deduction:

(i) At recertification, if the amount has changed more than twenty-five dollars; and

(ii) On a monthly basis for a household subject to monthly reporting.

(c) Actual shelter costs for homeless households when such costs exceed the amount in subsection (2)(e) of this section.

~~((i) All household members are homeless individuals according to WAC 388-49-020(36) for the entire month; and~~

~~(ii) Such costs exceed the amount in subsection (1)(g) of this section.))~~

(7) If medical reimbursement cannot be verified, the department shall certify the household without allowing the deduction, except in prospective budgeting.

**AMENDATORY SECTION** (Amending Order 3154, filed 3/26/91, effective 4/26/91)

**WAC 388-49-505 Utility allowances.** (1) The department shall:

- (a) Establish an annualized standard utility allowance for use in calculating shelter costs;
- (b) Obtain FNS approval of the methodology used to establish the standard utility allowance;
- (c) Establish a separate annualized telephone allowance;
- (d) Obtain FNS approval of the methodology used to establish the telephone allowance.

(2) The annual standard utility allowance shall be one hundred and ~~((seventy-two))~~ ninety-six dollars.

(3) The monthly telephone standard shall be twenty-five dollars.

**AMENDATORY SECTION** (Amending Order 3292, filed 11/19/91, effective 12/20/91)

**WAC 388-49-510 Income eligibility standards.** (1) Categorically eligible households, as described in WAC 388-49-180, are not subject to the provisions of this section.

(2) The department shall determine eligibility on the basis of gross income and net food stamp income except for households in subsection (3) of this section.

(3) The department shall determine eligibility on the basis of net food stamp income for households containing an elderly or disabled member.

(4) The gross and net monthly maximum income standards as established by the department of agriculture are as follows:

<u>Gross Monthly Income Standard</u>	
Household Size	Maximum Standard
1	\$ <del>((718))</del> <u>738</u>
2	<del>((962))</del> <u>996</u>
3	<del>((1,207))</del> <u>1,254</u>
4	<del>((1,452))</del> <u>1,512</u>
5	<del>((1,697))</del> <u>1,770</u>
6	<del>((1,942))</del> <u>2,027</u>
7	<del>((2,187))</del> <u>2,285</u>
8	<del>((2,431))</del> <u>2,543</u>
9	<del>((2,676))</del>

	<u>2,801</u>
10	<del>((2,921))</del>
	<u>3,059</u>
Each additional person	+ <del>((245))</del>
	<u>258</u>

Net Monthly Income Standard

Household Size	Maximum Standard
1	\$ <del>((552))</del> <u>568</u>
2	<del>((740))</del> <u>766</u>
3	<del>((929))</del> <u>965</u>
4	<del>((1,117))</del> <u>1,163</u>
5	<del>((1,305))</del> <u>1,361</u>
6	<del>((1,494))</del> <u>1,560</u>
7	<del>((1,682))</del> <u>1,758</u>
8	<del>((1,870))</del> <u>1,956</u>
9	<del>((2,059))</del> <u>2,155</u>
10	<del>((2,248))</del> <u>2,354</u>
Each additional person	+ <del>((189))</del> <u>199</u>

**WSR 92-22-058**  
**PERMANENT RULES**  
**GAMBLING COMMISSION**  
[Filed October 29, 1992, 9:38 a.m.]

Date of Adoption: October 27, 1992.

Purpose: To place policy into rule.

Citation of Existing Rules Affected by this Order:  
Amending WAC 230-04-020, 230-04-220, and 230-46-070.  
Statutory Authority for Adoption: RCW 9.46.070.

Pursuant to notice filed as WSR 92-19-013 on September 3, 1992.

Effective Date of Rule: Thirty-one days after filing.  
October 27, 1992  
Sharon M. Tolton  
Rules Coordinator

**AMENDATORY SECTION** (Amending Order 203, filed 1/18/90, effective 2/18/90)

**WAC 230-04-020 Certification procedure—General requirements—Mandatory training required.** Applicants for license from the commission shall submit all applications, including the proper fee, as established by WAC 230-04-201, to the administrative office of the commission in Lacey. The application process is as follows:

(1) The application shall be made using a form provided by the commission. The application form must be completed in every respect, containing all the information and attachments requested;

(2) The application shall be signed under oath by an individual attesting that the information set forth in the application and any accompanying materials is true, accurate

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and complete and that they assume full responsibility for the fair and lawful operation of all licensed activities that the applicant conducts. The following person(s) shall sign the application:

- (a) The highest ranking officer/official of a charitable, nonprofit or profit seeking corporation;
- (b) The principal owner of a sole proprietorship;
- (c) All partners of a partnership or general partner of a limited partnership; and
- (d) The mayor or the mayor's designated representative if the application is being submitted by or on behalf of an incorporated city or town.

(e) The director may also require the following persons to sign the application:

- (i) The chairman of the board of directors or trustees;
- (ii) The person in charge of financial records; and/or
- (iii) Persons with a substantial interest in the applicant business or charitable/nonprofit organization.

(3) The commission will consider only those applications (~~submitted on the proper form and which all the applicable portions of the form are~~) that have been fully completed. Failure to respond to written notification of an incomplete application(~~, including submission of proper fees~~), within twenty days of such notice, shall be cause for administrative closure of the application. The following reasons will cause an application to be incomplete:

- (a) Failure to provide all information requested on the application form and/or attachments;
- (b) Failure to provide supplemental information requested during the licensing investigation;
- (c) Failure to attend mandatory preclicensing training;
- (d) Failure to provide fingerprints or samples of handwriting; and
- (e) Failure to submit proper fees.

(4) The commission may disclose to the public or discuss at a public meeting all information set forth in the application and all supplemental information submitted, except statements regarding arrests or convictions of any person.

(5) The commission shall not issue a license until it is satisfied that the applicant is completely qualified to operate the activity for which a license is requested. Prior to issuing a license, the commission will:

(a) Conduct a review and investigation of all information available, whether submitted as a part of the application or otherwise obtained, to the degree deemed necessary to attest to the qualification of the applicant and the gambling premises;

(b) Require all persons who sign the application, as set out in subsection (2) (~~above~~) of this section, plus the manager or other designated person(s) responsible for conducting the gambling activity or completing records, to complete a training course as established and provided by the commission: *Provided*, That mandatory training shall not be required for manufacturers; manufacturers representatives; or applicants or licensees with special circumstances as approved by the director. Mandatory training shall be completed within the following time lines:

(i) New applicants - Within (~~60~~) sixty days of application and prior to being granted a license: *Provided*, That cardroom employees and bingo managers must attend

training no later than (~~30~~) thirty days after the first day of work.

(ii) Annual recertification - No later than (~~60~~) sixty days after the effective date of the license: *Provided*, That only those person(s), as set out in subsection (2) (~~above~~) of this section, which are newly designated to sign the application since the last license application shall be required to attend training if they have not attended within the previous three (~~3~~) years; and

(iii) Changes to managers or other designated persons responsible for conducting gambling activities or completing records - No later than (~~60~~) sixty days after the first day of work.

AMENDATORY SECTION (Amending Order 51, filed 4/30/76)

**WAC 230-04-220 Prorating and refunding of fees(~~—Discontinuance of business~~).** (1) Unless otherwise provided by law, there will be no prorating or refunding of any license fee subsequent to issuance of a license for the following actions:

- (a) Discontinuance of business;
- (b) Voluntary surrender of a license or permit; and
- (c) When a license or permit has been suspended, revoked, or otherwise cancelled.

(2) Upon denial (~~of~~), voluntary withdrawal or administrative closure of an application for license, adoption or change of trade name, or change of location, the commission shall retain that portion of the fee tendered therewith as is necessary to offset its costs of processing and investigating the propriety of issuance of the license.

AMENDATORY SECTION (Amending Order 182, filed 8/16/88)

**WAC 230-46-070 Punchboards/pull tabs and pull tab dispensing devices not to be used in promotional contests—Exception.** (1) Punchboards/pull tabs and pull tab dispensing devices may not be used as a part of any promotional contest of chance as authorized in RCW 9.46.0355. This prohibition shall not apply to promotional game cards which could otherwise qualify as pull tabs when such game cards meet the following standards:

(a) The promotional game cards are readily distinguishable from any specific pull tab series or pull tab type used within the state of Washington;

(b) The promotional game cards are designed and manufactured for a specific and unique promotional contest of chance;

(c) The promotional game cards clearly display the name of the sponsoring business or the name of the product(s) being promoted;

(d) The promotional game cards do not or have never contained a price per play on the card; and

(e) The official rules of play including the language "no purchase necessary" are printed on the back of each promotional game card(~~—and~~

~~(f) A game card or prototype thereof, must be submitted to the commission for review prior to being utilized in this state).~~

(2) Promotional game cards, punchboards/pull tabs or dispensing devices found to be in violation of this prohibi-

tion shall be subject to immediate seizure pursuant to RCW 9.46.230.

**WSR 92-22-059  
PERMANENT RULES  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES**

(Public Assistance)

[Order 3479—Filed October 29, 1992, 11:45 a.m., effective December 1, 1992]

Date of Adoption: October 29, 1992.

Purpose: Clarifies the length of time allowed for out-of-state providers to bill. Technically changes language for easier reading. Deletes that an out-of-state provider has one year to bill after receiving their provider number. New language allows one year to bill from date of services.

Citation of Existing Rules Affected by this Order: Amending WAC 388-87-105 Payment—Medical care outside state of Washington.

Statutory Authority for Adoption: RCW 74.08.090.

Pursuant to notice filed as WSR 92-19-104 on September 17, 1992.

Effective Date of Rule: December 1, 1992.

October 29, 1992

Rosemary Carr

Acting Director

Administrative Services

AMENDATORY SECTION (Amending Order 3248, filed 9/24/91, effective 10/25/91)

**WAC 388-87-105 Payment—Medical care outside state of Washington.** (1) The department shall consider medical care furnished in designated bordering cities ((is not considered)) to be ((out of state)) care within Washington state. ((Payment is made to)) The department shall pay the provider of service as ((for)) if the care were provided within the state of Washington. Provider licensure requirements are those of the state in which care is rendered.

(2) ((Payment)) The department shall not ((be authorized)) authorize payment for out-of-state medical care furnished to state-funded ((recipients)) clients.

(3) The three-month retroactive coverage as defined under WAC 388-80-005 shall apply to out-of-state care given for covered medical care to eligible clients.

(4) The department shall furnish out-of-state providers, who do not have a current provider number (agreement), ((shall be furnished)) with necessary billing forms, instructions, and a core provider agreement.

(5) Upon receipt of the signed core provider agreement from the out-of-state provider, the department shall issue a provider number ((shall be issued)).

(6) ((Final charges from out-of-state providers without a current provider number must be presented no later than twelve months from the date of the issuance of a provider number.

(7) Out-of-state providers ((with a current provider number (agreement))) are subject to the billing requirements of WAC 388-87-010 and 388-87-015.

~~((8) If the deductible or coinsurance portions of)~~ (7) Providers shall submit Medicare ((are claimed, it will be necessary for the provider to submit his billing)) claims, on the appropriate Medicare billing form, to the intermediary or carrier in ((his own)) the provider's state ((on the appropriate Medicare billing form)). If the provider checks the Medicare billing form to show state of Washington ((is checked)) as being responsible for medical billing ((on the form,)) the intermediary or carrier may bill on behalf of the provider or may return the billing to the provider for submission to ((the)) Washington state.

~~((9))~~ (8) Approved out-of-state nursing facility reimbursement rate is the lower of:

(a) The billed amount; or

(b) The adjusted state-wide average reimbursement rate for in-state nursing facility care.

~~((10))~~ (9) The reimbursement rate for out-of-state hospitals is the lower of:

(a) The billed amount; or

(b) The adjusted state-wide average reimbursement rate for in-state hospitals.

~~((11))~~ (10) The reimbursement for other out-of-state services is the lower of:

(a) The billed amount; or

(b) The rate paid by the Washington state Title XIX Medicaid program.

**WSR 92-22-061  
PERMANENT RULES  
DEPARTMENT OF REVENUE**

[Filed October 29, 1992, 2:02 p.m.]

Date of Adoption: October 29, 1992.

Purpose: The rates of inflation are used to calculate interest in certain situations, by the county assessor.

Citation of Existing Rules Affected by this Order: Amending WAC 458-30-590.

Statutory Authority for Adoption: RCW 84.34.360.

Pursuant to notice filed as WSR 92-18-076 on September 1, 1992.

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

October 29, 1992

William N. Rice

Assistant Director

AMENDATORY SECTION (Amending WSR 90-24-087, filed 12/5/90, effective 1/5/91)

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

YEAR	PERCENT	YEAR	PERCENT	YEAR	PERCENT
1976	5.6	1981	10.3	1986	1.9
1977	6.5	1982	6.2	1987	3.7
1978	7.6	1983	3.2	1988	4.1
1979	11.3	1984	4.3	1989	4.8
1980	13.5	1985	3.5	1990	5.4
				1991	4.2

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**WSR 92-22-062****PERMANENT RULES****DEPARTMENT OF AGRICULTURE**

[Filed October 29, 1992, 2:32 p.m., effective December 1, 1992]

Date of Adoption: October 29, 1992.

Purpose: Establish a commodity commission for Washington farmed salmon.

Statutory Authority for Adoption: Chapter 15.65 RCW.

Pursuant to notice filed as WSR 92-14-117 on July 1, 1992.

Changes Other than Editing from Proposed to Adopted Version: WAC 16-580-020(4) Term of office, added specific dates for termination of position terms for the initial board members, i.e., December 31, 1993, 1994, 1995; WAC 16-580-020(5) Nominations and elections of board members, election of board members, (last sentence) when only one nominee is nominated for any position on the board, and the director deems that said nominee satisfies the requirements of the position, then it shall be deemed that said nominee has been duly elected. Subsection (6)(b) to read: If a nominee does not receive a majority of the votes on the first ballot, "a run off election shall be held by mail in a similar manner between the two candidates for such position receiving the largest number of vote."; WAC 16-580-040 Assessments and collections, inserted subsection (2) "The board shall determine the assessment rate each month on the basis of the total production reported, year to date, and bill the producer for his/her production for that month, at that rate." Corrected the paragraph numbers in this section to correlate with the insertion; WAC 16-580-041, added subsection (4) "The board shall submit an assessment invoice to the affected producers within fourteen days of the last day of each production month."; WAC 16-580-060, corrected to read "The order shall be terminated if the director finds that fifty-one percent by "number and" fifty-one percent by volume of production of the affected producers assent "to" such action."; and WAC 16-580-070, changed the effective date to on or after "October 1, 1992." Changed the date for termination to December 31, "1995."

Effective Date of Rule: December 1, 1992.

October 29, 1992

Michael V. Schwisow  
for C. Alan Pettibone  
Director

**Chapter 16-580 WAC****WASHINGTON FARMED SALMON COMMISSION****NEW SECTION**

**WAC 16-580-010 Definition of terms.** For the purpose of this marketing order:

(1) "Director" means the director of agriculture of the state of Washington or the duly appointed representative.

(2) "Department" means the department of agriculture of the state of Washington.

(3) "Act" means the Washington Agricultural Enabling Act of 1961 or chapter 15.65 RCW.

(4) "Person" means any person, firm, association, or corporation.

(5) "Affected producer" means any person who is an aquatic farmer as defined in chapter 15.85 RCW, registered to produce in Washington state farmed salmon (salmonids) in commercial quantities for marketing; or who contracts for the production in Washington state of farmed salmon (salmonids) in commercial quantities. This does not include marketing companies that buy, sell, or distribute salmonids produced by others.

(6) "Permitted" means all required state, local, and federal permits for operating a commercial salmon farm.

(7) "Commercial quantity" means any farmed salmon produced by an affected producer with an annual production of greater than fifty thousand pounds of dressed head-on equivalent.

(8) "Farmed salmon commodity board," hereinafter referred to as "board," means the commodity board formed under the provisions of this marketing order.

(9) "Farmed salmon" means native, nonnative, or hybrids of Pacific and Atlantic salmon, and steelhead, that are propagated, farmed, or cultivated for human food on aquatic farms under the supervision and management of a private sector aquatic farmer. Live fish, green eggs and eyed eggs are excluded.

(10) "Fiscal year" means the twelve-month period beginning with January 1 of any year and ending with December 31st, both dates being inclusive.

(11) "Affected area" means the production area.

(12) "Production area" means the state of Washington.

(13) "Sell" includes offer for sale, expose for sale, have in possession for sale, exchange, barter, or trade.

(14) "Affected unit" means pounds of salmon farmed for retail and wholesale markets, excluding live fish, green eggs and eyed eggs.

(15) "Order" means this marketing order.

(16) "Dressed head-on equivalent" means weight based on whole, head-on gutted weight.

(17) "Processors" means companies engaged in the commercial processing of farmed salmon.

(18) "Processing" means to prepare farmed salmon or manufacture farmed salmon products by canning, cooking, smoking, filleting, heading, gutting, fermenting, dehydrating, drying, or consumer packaging.

**NEW SECTION****WAC 16-580-020 Farmed salmon commodity board.**

(1) Administration. The provisions of this marketing order and the applicable provisions of chapter 15.65 RCW shall be administered and enforced by the board as the designee of the director.

(2) Board membership. The board shall consist of seven producer representatives. The director shall appoint one additional member who is not an affected producer to represent the department and the general public.

(3) Board membership qualifications. The affected producer members of the board shall be residents of the state of Washington, over the age of twenty-five years, each of whom is and has been actually engaged in the activities of an affected producer within the state of Washington for a period of one year and has, during that time, derived a substantial portion of his/her income therefrom. The

qualifications of members of the board as herein set forth must continue during the terms of office.

(4) Term of office.

(a) The term of office, for members of the board shall be three years, unless the marketing order is terminated earlier. One-third of the membership as nearly as possible shall be elected each year.

(b) Membership positions on the board shall be designated numerically; affected producers shall have positions one through seven and the member appointed by the director, position eight.

(c) The term of office for the initial board members shall be as follows:

Positions one and two - one year - shall terminate on December 31, 1993.

Positions three, four, and five - two years - shall terminate on December 31, 1994.

Positions six, seven, and eight - three years - shall terminate on December 31, 1995.

(5) Nomination and election of board members. Each year the director shall call for a nomination meeting. Such meeting shall be held at least thirty days in advance of the date set by the director for the election of board members. Notice of every such meeting shall be published in a newspaper of general circulation within the production area not less than ten days in advance of the date of such meeting; and, in addition, written notice of every such meeting shall be given to all affected producers according to the list maintained by the director pursuant to RCW 15.65.200. Nonreceipt of notice by any interested person shall not invalidate the proceedings at such nomination meeting. Any qualified affected producer may nominate a representative for membership on the board at such nomination meeting.

Nominations may also be made within five days after any such meeting by written petition filed with the director, signed by not less than five affected producers. At the inception of this marketing order, nominations may be made at the issuance hearing.

When only one nominee is nominated for any position on the board, and the director deems that said nominee satisfies the requirements of the position, then it shall be deemed that said nominee has been duly elected.

(6) Election of board members.

(a) Members of the board shall be elected by secret mail ballot within the month of October under the supervision of the director. Affected producer members of the board shall be elected by a majority of the votes cast by the affected producers. Each affected producer shall be entitled to one vote.

(b) If a nominee does not receive a majority of the votes on the first ballot, a run-off election shall be held by mail in a similar manner between the two candidates for such position receiving the largest number of votes.

(c) Notice of every election for board membership shall be published in a newspaper of general circulation within the production area not less than ten days in advance of the date of such election. Not less than ten days prior to every election for board membership, the director shall mail a ballot of the candidates to each affected producer entitled to vote whose name appears on the list of such affected producers maintained by the director in accordance with

RCW 15.65.200. Any other affected producer entitled to vote may obtain a ballot by application to the director upon establishing his qualifications. Nonreceipt of a ballot by any affected producer shall not invalidate the election of any board members.

(7) Removal of board members. A board member may be removed by a vote of the board if that member fails to attend any three consecutive meetings of the board, duly noticed.

(8) Vacancies prior to election. In the event of a vacancy on the board, the board shall appoint a qualified person to fill the unexpired term.

(9) Quorum. A majority of the members shall constitute a quorum for the transaction of all business and the carrying out of all duties of the board.

(10) Board compensation. No member of the board shall receive any salary or other compensation, but each member may be compensated for each day in actual attendance at or traveling to and from meeting of the board or on special assignment for the board in accordance with RCW 43.03.230 together with travel expenses in accordance with RCW 43.03.050 and 43.03.060.

(11) Powers and duties of the board. The board shall have the following powers and duties:

(a) To administer, enforce, and control the provisions of this order as the designee of the director.

(b) To elect a chairman and such other officers as the board deems advisable.

(c) To employ and discharge at its discretion such personnel as the board determines necessary and proper to carry out the purpose of the order and effectuate the policies of the act.

(d) To pay from moneys collected as assessments or advances thereon the costs arising in connection with the formulation, issuance, administration, and enforcement of the order. Such expenses and costs may be paid by check, draft, or voucher in such form and in such manner and upon the signature of the person as the board may prescribe.

(e) To reimburse any applicant who has deposited funds with the director in order to defray the costs of formulating the order.

(f) To establish a fund to be deposited in a bank or banks or financial institution or institutions, approved for the deposit of state funds, in which all money received by the board, except as the amount of petty cash for each day's needs, not to exceed one hundred dollars, shall be deposited each day.

(g) To keep or cause to be kept in accordance with accepted standards of good accounting practice, accurate records of all assessments, disbursements, moneys, and other financial transactions made and done pursuant to this order. Such records, books, and accounts shall be audited subject to procedures and methods lawfully prescribed by the state auditor. Such books and accounts shall be closed as of the last day of each fiscal year. A copy of such audit shall be delivered within thirty days after the completion thereof to the governor, the director, the state auditor, and the board.

(h) To require a bond of all board members and employees of the board in a position of trust in the amount the board shall deem necessary. The premium for such bond or bonds shall be paid by the board from assessments collected. Such bond shall not be necessary if any such

board member or employee is covered by any blanket bond covering officials or employees of the state of Washington.

(i) To prepare a budget or budgets covering anticipated income and expenses to be incurred in carrying out the provisions of the order during each fiscal year.

(j) To establish by resolution, a headquarters which shall continue as such unless and until so changed by the board. All records, books, and minutes of board meetings shall be kept at such headquarters.

(k) To adopt rules and regulations of a technical or administrative nature, subject to the provisions of chapter 34.05 RCW (Administrative Procedure Act).

(l) To carry out the provisions of RCW 15.65.510 covering the obtaining of information necessary of effectuate the provisions of the order and the act, along with the necessary authority and procedure for obtaining such information.

(m) To bring actions or proceedings upon joining the director as a party for specific performance, restraint, injunction, or mandatory injunction against any person who violates or refuses to perform the obligations or duties imposed upon the person by the act or the order.

(n) To confer with and cooperate with the legally constituted authorities of other states and of the United States for the purpose of obtaining uniformity in the administration of federal and state marketing regulations, licenses, agreements, or orders.

(o) To authorize the members of a commodity board, or their agents or designees, to participate in federal or state hearings or other proceedings concerning regulation of the manufacture, distribution, sale, or use of any pesticide as defined by RCW 15.38.030(1) or any agricultural chemical which is of use or potential use in producing the affected commodity, and may authorize the expenditure of commission funds for this purpose.

(p) To carry out any other grant of authority or duty provided designees and not specifically set forth in this section.

(q) To sue or be sued.

(12) Procedures for board.

(a) The board shall hold regular meetings, at least semiannually, and such meetings shall be held in accordance with chapter 42.30 RCW (Open Public Meeting Act).

(b) The board shall hold an annual membership meeting, at which time an annual report will be presented. The proposed budget shall be presented for discussion at the meeting. Notice of the annual meeting shall be given by the board at least ten days prior to the meeting by written notice to each producer and by notifying the regular news media.

(c) The board shall establish by resolution, the time, place, and manner of calling special meetings of the board with reasonable notice to the members.

#### NEW SECTION

**WAC 16-580-030 Marketing order purposes.** The marketing order is to promote the general welfare of the state, to enable producers of farmed salmon products to help themselves establish orderly, fair, sound, efficient, unhampered marketing. To carry out the purposes of the marketing order, the board may provide for programs in the following areas:

(1) Establish plans and conduct programs for advertising, labeling, sales, promotion, and consumer education, and/or other programs for maintaining present markets and/or creating new or larger markets for farmed salmon products. Such programs shall be directed toward increasing the sale of farmed salmon products without reference to any particular brand or trade name and shall neither make use of false or unwarranted claims in behalf of farmed salmon products nor disparage the quality, value, sale, or use of any other agricultural commodity.

(2) Provide for research in the production, processing, and/or marketing of farmed salmon products and expend the necessary funds for such purposes. Insofar as practicable, such research shall be carried on by experiment stations of Washington State University or the University of Washington, but if in the judgment of the board, said experiment stations do not have the facilities for a particular project or if some other research agency has better facilities therefore, the project may be carried out by other research agencies selected by the board.

(3) Provide for marketing information and services to affected producers.

(4) Investigate and take necessary action to prevent unfair trade practices and to correct where possible, trade practices which hinder marketing of Washington produced farmed salmon products.

(5) Allocation of assessments collected from affected producers shall be made by the board using the following formula:

(a) All operating costs will be borne by all affected producers.

(b) All programs, plans, research, and marketing deemed by the board to be in the collective best interest of all affected producers, regardless of crop, will be borne by all affected producers.

#### NEW SECTION

**WAC 16-580-040 Assessments and collections.** (1) The assessment on all farmed salmon products shall be one and one-half cents (\$.015) per pound on the first ten million pounds (dressed head-on equivalent); one cent (\$.01) per pound from ten to fifteen million pounds (dressed head-on equivalent); and one-half cent (\$.005) per pound over fifteen million pounds (dressed head-on equivalent) produced collectively by affected producers.

(2) The board shall determine the assessment rate each month on the basis of the total production reported, year to date, and bill the producer for his/her production for that month at that rate.

(3) For the purpose of collecting assessments, the board may require the person subject to the assessment to give adequate assurance or security for its payment.

(4) For the purpose of assuring compliance with the recordkeeping requirements and verifying reports filed by producers, the director and the board through its duly authorized employees, shall have access to and the authority to audit such records.

(5) All reports and records furnished or submitted by producers or to, or obtained by the employees of, the board which contain data or information constituting a trade secret or disclosing the trade position, financial condition, or

business operations of the particular producer or processor from whom received, shall be treated as confidential, and the reports and all information obtained from records shall not be disclosed to board members and shall at all times be kept in the custody and under the control of one or more employees of the board who shall not disclose such information to any person other than the director, or his authorized agents. Compilations of general reports from data and information submitted by producers is authorized subject to the prohibition of disclosure of individual producers' identity or operation.

(6) Any moneys collected or received by the board pursuant to the provisions of the marketing order during or with respect to any year, may be refunded on a pro rata basis at the close of such year or at the close of such period as the board determines to be reasonably adapted to effectuate the declared policies of this act and the purposes of such marketing order, to all persons from whom such moneys were collected or received or may be carried over into and used with respect to the next succeeding year.

(7) Any due and payable assessment herein levied in such specified amount as may be determined by the board pursuant to the provisions of the act and the marketing order, shall constitute a personal debt of every person so assessed or who otherwise owes the same, and the same shall be due and payable to the board when payment is called for by it. In the event any person fails to pay the board the full amount of such assessment or such other sum on or before the date due, the board may, and is hereby authorized to, add to such unpaid assessment or sum an amount not exceeding ten percent of the same to defray the cost of enforcing the collecting of the same. In the event of failure of such person or persons to pay any such due and payable assessment or other such sum, the board may bring a civil action against such person or persons in a state court of competent jurisdiction for the collection thereof, together with the above specified ten percent thereon, and such action shall be tried and judgment rendered as in any other cause of action for debt due and payable.

(8) Assessments may, with the concurrence of the affected producer, be collected prospectively.

#### NEW SECTION

**WAC 16-580-041 Time—Place—Method for payment and collection of assessments—Production reports.** The following procedure is established for the reporting and paying of assessments:

(1) The board shall collect from affected producers a per pound assessment, in accordance with WAC 16-580-040, of dressed head-on weight equivalent on all farmed salmon produced.

(2) In the case where more than one "affected producer" is involved, the person responsible for the cost of processing shall be assessed.

(3) A production report for Washington farmed salmon shall be submitted by processors to the board within seven days of the last day of each production month.

(4) The board shall submit an assessment invoice to the affected producers within fourteen days of the last day of each production month.

(5) Assessments shall be submitted to the board by the affected producer within thirty days of the last day of each production month.

(6) Production reports shall be reviewed by the board each quarter for consistency with Washington state department of fisheries production reports.

#### NEW SECTION

**WAC 16-580-050 Obligations of the board.** Obligations incurred by the board or employee or agent thereof pertaining to their performance or nonperformance or misperformance of any matters or things authorized, required, or permitted them by the act or this order, and any other liabilities or claims against them or any of them shall be enforced in the same manner as if the whole organization under the order were a corporation. No liability for the debts or actions of the board, employee, or agent incurred in their official capacity under this order shall exist either against the board, officers, employees, and/or agents in their individual capacity, nor against the state of Washington or any subdivision or instrumentality thereof nor against any other organization, administrator, or board (or employee or agent thereof) established pursuant to this act or the assets thereof. The board, and its agents and employees, shall not be held responsible individually in any way whatsoever to any person for errors in judgment, mistakes, or other acts, either of commission or omission, as principal, agent, person, or employee, except for their own individual acts of dishonesty or crime. No such person or employee shall be held responsible individually for any act or omission of any other board, member of the board, or other person. The liability of the members of the board shall be several and not joint and no member shall be liable for the default of any other member.

#### NEW SECTION

**WAC 16-580-060 Termination of the order.** The order shall be terminated if the director finds that fifty-one percent by number and fifty-one percent by volume of production of the affected producers assent to such action. The director may ascertain without compliance with RCW 15.65.050 through 15.65.130 of the act whether termination is assented to whenever twenty percent by number or twenty percent by volume of production of the affected producers file written applications with the director for termination. The termination shall become effective at the end of the fiscal year.

#### NEW SECTION

**WAC 16-580-070 Effective time.** This marketing order for farmed salmon products shall become effective on or after October 1, 1992, and remain in full force and effect until December 31, 1995, unless terminated prior thereto under the provisions of chapter 15.65 RCW: *Provided*, That if it remains in effect until December 31, 1995, the director shall conduct a referendum as required for the approval of an order under chapter 15.65 RCW at such time prior to such date so that he may determine if the affected producers desire that the order be terminated on such date or continued in full force and effect beyond such date. All costs of

conducting such election shall be defrayed from the funds of the commission.

### NEW SECTION

**WAC 16-580-080 Separability.** If any provisions hereof are declared invalid, or the applicability thereof to any person, circumstances, or thing is held invalid, the validity of the remainder hereof or of the applicability thereof to any other person, circumstances, or thing shall not be affected thereby.

**WSR 92-22-067  
PERMANENT RULES  
DEPARTMENT OF  
LABOR AND INDUSTRIES**

[Order 92-06—Filed October 30, 1992, 2:45 p.m., effective December 8, 1992]

Date of Adoption: October 30, 1992.

Purpose: Chapter 296-24 WAC, General safety and health standards, federal-initiated amendments to WAC 296-24-11001 through 296-24-119 make the existing state standards at-least-as-effective-as the comparable federal final rules by incorporating OSHA recommendations dated January 8, 1992. These recommendations are in response to state plan change supplements submitted on June 17, 1991, for lockout/tagout; chapter 296-37 WAC, Standards for commercial diving operations, federal-initiated amendments to WAC 296-37-510 through 296-37-590 incorporate recommended OSHA comments into the standard to make the WISHA standard at-least-as-effective-as the federal final rule. Prior changes to the standard were submitted for federal approval and returned with recommendations on June 6, 1991. Changes consist of additions, deletions, and changes to the narrative to make the standard more "near identical" to the federal rule. The amendments do not establish any significant new compliance requirements; chapter 296-56 WAC, Safety standards—Longshore, stevedore and related waterfront operations, federal-initiated amendments to 26 sections of this chapter incorporate recommended OSHA comments into the standards to make them at-least-as-effective-as the comparable federal rule. Prior changes to the standard were submitted for federal approval and returned with recommendations on January 17, 1991. Changes being incorporated consisted of additions, deletions and changes to narrative to make the standard more "near-identical" to the federal rule. The changes do not establish any significant new compliance requirements; chapter 296-62 WAC, General occupational health standards, state-initiated amendment to WAC 296-62-09005, relating to nonionizing radiation, is a housekeeping change to correct a typographical error within the text; and chapter 296-155 WAC, Safety standards for construction work, federal-initiated amendment to WAC 296-155-48536 makes the existing state standards at-least-as-effective-as the comparable federal final rules by incorporating OSHA recommendations dated June 17, 1991. These recommendations are in response to changes adopted by Administrative Order of Adoption Number 89-03 on May 15, 1989. Federal-initiated amendments to WAC 296-155-650 through 296-155-66411 incorporate recommended OSHA comments into the standard to make the WISHA standard at-least-as-effective-as the

comparable federal rule. Prior changes to the standard were submitted for federal approval and were returned with recommendations on November 8, 1991. Changes consist of additions, deletions and changes to narrative to make the standard more "near identical" to the federal rule. The changes do not establish any significant new compliance requirements. Federal-initiated housekeeping amendment to WAC 296-155-694 adds an illustration that was omitted from the section. This amendment is made to be identical to the federal final rule.

Citation of Existing Rules Affected by this Order: Amending WAC 296-24-11001 Scope, application, and purpose; 296-24-11003 Definitions applicable to this section; 296-24-11005 General requirements; 296-24-11007 Energy control procedure; 296-24-11009 Protective materials and hardware; 296-24-11011 Periodic inspection; 296-24-11013 Training and communication; 296-24-11015 Specific procedures; 296-24-11017 Additional requirements; 296-24-119 Appendices; 296-37-510 Scope and application; 296-37-515 Definitions; 296-37-550 Scuba diving; 296-37-560 Mixed-gas diving; 296-37-565 Liveboating; 296-37-570 Equipment; 296-37-575 Recordkeeping requirements; 296-37-580 Effective date; 296-37-585 Examples of conditions which may restrict or limit exposure to hyperbaric conditions; 296-56-60001 Scope and applicability; 296-56-60005 Definitions; 296-56-60007 Housekeeping; 296-56-60041 Log handling; 296-56-60043 Movement of barges and railcars; 296-56-60053 Hazardous atmospheres and substances; 296-56-60057 Fumigants, pesticides, insecticides and hazardous preservatives; 296-56-60073 Miscellaneous auxiliary gear; 296-56-60079 General rules applicable to vehicles; 296-56-60083 Cranes and derricks; 296-56-60085 Crane load and limit devices; 296-56-60091 Spouts, chutes, hoppers, bins and associated equipment; 296-56-60103 Terminals handling intermodal containers or roll-on roll-off operations; 296-56-60107 Terminal facilities handling menhaden and similar species of fish; 296-56-60109 Eye protection; 296-56-60115 Other protective measures; 296-56-60123 Guarding of edges; 296-56-60131 Elevators and escalators; 296-56-60209 Fixed ladders; 296-56-60215 Fixed stairways; 296-56-60223 Passage between levels and across openings; 296-56-60229 Sanitation; 296-56-60235 Welding, cutting and heating (hot work); 296-56-60237 Spray painting; 296-56-60239 Compressed air; 296-62-09005 Nonionizing radiation; 296-155-48536 Forklift elevated work platforms; 296-155-650 Scope, application, and definitions applicable to this part; 296-155-655 General protection requirements; 296-155-657 Requirements for protective systems; 296-155-66103 Reserved; 296-155-66105 Reserved; 296-155-66109 Reserved; 296-155-664 Appendices; and 296-155-694 Requirements for lift-slab construction operations.

Statutory Authority for Adoption: Chapter 49.17 RCW.

Other Authority: RCW 49.17.040, [49.17].050, and [49.17].060.

Pursuant to notice filed as WSR 92-15-147 on July 22, 1992.

Effective Date of Rule: December 8, 1992.

October 30, 1992

Joseph A. Dear  
Director

AMENDATORY SECTION (Amending Order 91-01, filed 5/20/91, effective 6/20/91)

**WAC 296-24-11001 Scope, application, and purpose.**

(1) Scope.

(a) This standard covers the ~~((operation,))~~ servicing and maintenance of ~~((all))~~ machines~~((,))~~ and equipment ~~((and systems))~~ in which the unexpected energization or start up~~((,))~~ of the machine or equipment or release of stored energy could cause injury to employees. This standard establishes minimum performance requirements for the control of such hazardous energy.

(b) This standard does not cover the following:

(i) Construction, agriculture, and maritime employment;

(ii) Installations under the exclusive control of electric utilities for the purpose of power generation, transmission, and distribution, including related equipment for communications or metering; and

(iii) Exposure to electrical hazards from work on, near, or with conductors or equipment in electric utilization installations, which is covered by Part L of chapter 296-24 WAC; and

(iv) Oil and gas well drilling and servicing.

(2) Application.

(a) This standard applies to the control of energy during servicing and/or maintenance of machines and equipment ~~((and systems)).~~

(b) Normal production operations are not covered by this standard ~~((where no personnel exposure exists))~~ (see Part C of chapter 296-24 WAC). Servicing and/or maintenance which takes place during normal production operations is covered by this standard ~~((when))~~ only if:

(i) An employee is required to remove or bypass a guard or other safety device; or

(ii) An employee is required to place any part of his or her body into an area on a machine or piece of equipment where work is actually performed upon the material being processed (point of operation) or where an associated danger zone exists during a machine operating cycle.

Note: Exception~~((s))~~ to subdivision (b) of this subsection. Minor tool changes and adjustments, and other minor servicing activities, which take place during normal production operations, are not covered by this standard if they are routine, repetitive, and integral to the use of the equipment for production, provided that the work is performed using alternative measures which provide effective protection ~~((and/or personnel exposure does not exist. See Appendix B for running adjustment procedures))~~ (see Part C of chapter 296-24 WAC).

(c) This standard does not apply to the following:

~~((i) ((When the Title 296 WAC vertical standard for an industry requires a lockout or tagout control program, the vertical standard shall be used for all requirements directly addressed by that standard. The horizontal requirements of this chapter shall supplement the vertical standards, including the details of issues such as the procedural and training requirements of this chapter.~~

~~((iii))~~ Work on cord and plug connected electric equipment ~~((when))~~ for which exposure to the hazards of unexpected energization or start up of the equipment is controlled by the unplugging of the equipment from the energy source and by the plug being under the exclusive control of the employee performing the servicing or maintenance.

~~((iii))~~ (ii) Hot tap operations involving transmission and distribution systems for substances such as gas, steam, water, or petroleum products when they are performed on pressurized pipelines, provided that the employer demonstrates that:

(A) Continuity of service is essential; ~~((and))~~

(B) Shutdown of the system is impractical; and

(C) Documented procedures are followed, and special equipment is used which will provide proven effective protection for employees~~((, and~~

~~((D) The employees involved are specifically trained and qualified on the equipment and procedures to be used.~~

~~((iv) Construction, agriculture, and maritime employment.~~

~~((v) Installations under the exclusive control of electric utilities for the purpose of power generation, transmission, and distribution, including related equipment for communications or metering.~~

~~Exposure to electrical hazards from work on, near, or with conductors or equipment in electric utilization installations, which is covered by WAC 296-24-956 through 296-24-960.~~

~~((vi) Oil and gas well drilling and servicing)).~~

(3) Purpose.

(a) This section requires employers to establish a written ~~((lockout/tagout))~~ program~~((, train affected employees and ensure that adequate))~~ and utilize procedures ~~((are used))~~ for affixing appropriate lockout devices or tagout devices to energy isolating devices, and to otherwise disable machines~~((,))~~ or equipment ~~((or systems))~~ to prevent unexpected energization, start-up, or release of stored energy in order to prevent injury to employees.

(b) When other Title 296 WAC vertical standards require the use of lockout or tagout, they shall be used and supplemented by the procedural and training requirements of this Part.

AMENDATORY SECTION (Amending Order 91-01, filed 5/20/91, effective 6/20/91)

**WAC 296-24-11003 Definitions applicable to this section.** (1) Affected employee. ~~((Any person))~~ An employee whose job requires him/her to operate or use a machine or equipment on which servicing or maintenance is being performed under lockout or tagout, or whose job requires him/her to ~~((be))~~ work in an area ~~((potentially influenced by the))~~ in which such servicing or maintenance is being performed.

(2) Authorized~~((designated individual shall mean an individual who is qualified by reason of training and to whom the authority and responsibility to perform a specific assignment has been given by the owner/management. With respect to the requirements of this Part A 4, such authority and responsibility shall include deactivating and locking or tagging out equipment and/or systems in compliance with the requirements of this chapter and the employers control program when servicing or maintenance activities could create exposure for the authorized person or other affected employee(s))~~ employee. A person who locks out or tags out machines or equipment in order to perform servicing or maintenance on that machine or equipment. An affected employee becomes an authorized employee when that

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employee's duties include performing servicing or maintenance covered under this section.

~~((3))~~ ~~(Authorized employer representative shall mean an individual who is specifically qualified by reason of training and to whom owner/management has designated authority and responsibility for a specific assignment.~~

~~((4))~~ Capable of being locked out. An energy isolating device is capable of being locked out if it has a hasp or other means of attachment to which, or through which, a lock can be affixed, or it has a locking mechanism built into it. Other energy isolating devices are capable of being locked out, if lockout can be achieved without the need to dismantle, rebuild, or replace the energy isolating device or permanently alter its energy control capability.

~~((5))~~ (4) Energized. Connected to an energy source or containing residual or stored energy.

~~((6))~~ (5) Energy isolating device. A mechanical device that physically prevents the transmission or release of energy, including but not limited to the following: A manually operated electrical circuit breaker; a disconnect switch; a manually operated switch by which the conductors of a circuit can be disconnected from all ungrounded supply conductors and, in addition, no pole can be operated independently; ~~((a slide gate; a slip blind;))~~ a line valve; a block; and any similar device used to block or isolate energy. ~~((The term does not include a))~~ Push buttons, selector (switch, remote control switches, automatic circuit activating devices, and other control circuit type) switches, and other control circuit type devices are not energy isolating devices.

~~((7))~~ (6) Energy source. Any source of electrical, mechanical, hydraulic, pneumatic, chemical, thermal or other energy, including gravity.

~~((8))~~ (7) Hot tap. A procedure used in the repair, maintenance, and services activities which involves welding on a piece of equipment (pipelines, vessels, or tanks) under pressure, in order to install connections or appurtenances. It is commonly used to replace or add sections of pipeline without the interruption of service for air, gas, water, steam, and petrochemical distribution systems.

~~((9))~~ (8) Lockout. The placement of a lockout device on an energy isolating device, in accordance with an established procedure, ensuring that the energy isolating device and the equipment being controlled cannot be operated until the lockout device is removed.

~~((10))~~ (9) Lockout device. A device that utilizes a positive means such as a lock, either key or combination type, to hold an energy isolating device in the safe position and prevents the energizing of a machine or equipment. Included are blank flanges and bolted slip blinds.

~~((11))~~ (10) Normal production operations. The utilization of a machine or equipment to perform its intended production function.

~~((12))~~ (11) Servicing and/or maintenance. Workplace activities such as constructing, installing, setting up, adjusting, inspecting, modifying, and maintaining and/or servicing machines or equipment. These activities include lubrication, cleaning, or unjamming of machines or equipment and making adjustments or tool changes, where the employee may be exposed to the unexpected energization or startup of the equipment or release of hazardous energy.

~~((13))~~ (12) Setting up. Any work performed to prepare a machine or equipment to perform its normal production operation.

~~((14))~~ (13) Tagout. The placement of a tagout device on an energy isolating device, in accordance with an established procedure, to indicate that the energy isolating device and the equipment being controlled may not be operated until the tagout device is removed.

~~((15))~~ (14) Tagout device. A prominent warning device, such as a tag and a means of attachment, which can be securely fastened to an energy isolating device in accordance with an established procedure, to indicate that the energy isolating device and the equipment being controlled may not be operated until the tagout device is removed ~~((in accordance with approved company procedures)).~~

AMENDATORY SECTION (Amending Order 91-01, filed 5/20/91, effective 6/20/91)

WAC 296-24-11005 General ((requirements)).  
~~((Energy control program.))~~

(1) Energy control program. The employer shall establish a written program consisting of an energy control procedure, employee training and periodic inspections to ensure that before any employee performs any servicing or maintenance on a machine or equipment where the unexpected energizing, start up, or release of stored energy could occur and cause injury, the machine~~((;))~~ or equipment~~((; system, or process))~~ shall be isolated from the energy source, and rendered inoperative~~((; in accordance with this Part A-4)).~~

(2) Lockout/tagout.

(a) If an energy isolating device is not capable of being locked out, the employer's energy control program under subsection (1) of this section shall utilize a tagout system.

(b) If an energy isolating device is capable of being locked out, the employer's energy control program under subsection (1) of this section shall utilize lockout unless the employer can demonstrate that the utilization of a tagout system will provide full employee protection as set forth in subsection (3) of this section.

(c) After the effective date of this section, whenever major replacement~~((;))~~ or major repair, renovation, ~~((relocation;))~~ or modification of a machine~~((s))~~ or equipment is performed, and whenever new machines or equipment are installed, energy isolating devices for such machines or equipment shall be designed to accept a lockout device.

(3) Full employee protection.

(a) When a tagout device is used on an energy isolating device which is capable of being locked out, the tagout device shall be attached at the same location that the lockout device would have been attached, and the employer shall demonstrate that

the tagout program will provide a level of safety equivalent to that obtained by using a lockout program.

(b) In demonstrating that a level of safety is achieved in the tagout program which is equivalent to the level of safety obtained by using a lockout program, the employer shall demonstrate full compliance with all tagout-related provisions of this standard together with such additional elements as are necessary to provide the equivalent safety available from the use of a lockout device. Additional means to be

considered as part of the demonstration of full employee protection shall include the implementation of additional safety measures such as the removal of an isolating circuit element, blocking of a controlling switch, opening of an extra disconnecting device, or the removal of a valve handle to reduce the likelihood of inadvertent energization.

(4) Energy control procedure.

(a) Procedures shall be developed, documented, and utilized for the control of potentially hazardous energy when employees are engaged in the activities covered by this section.

Note: Exception: The employer need not document the required procedure for a particular machine or equipment when all of the following elements exist:

- (i) The machine or equipment has no potential for stored or residual energy or reaccumulation of stored energy after shut down which could endanger employees;
- (ii) The machine or equipment has a single energy source which can be readily identified and isolated;
- (iii) The isolation and locking out of that energy source will completely deenergize and deactivate the machine or equipment;
- (iv) The machine or equipment is isolated from that energy source and locked out during servicing or maintenance;
- (v) A single lockout device will achieve a locked-out condition;
- (vi) The lockout device is under the exclusive control of the authorized employee performing the servicing or maintenance;
- (vii) The servicing or maintenance does not create hazards for other employees; and
- (viii) The employer, in utilizing this exception, has had no accidents involving the unexpected activation or reenergization of the machine or equipment during servicing or maintenance.

(b) The procedures shall clearly and specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy, and the means to enforce compliance including, but not limited to, the following:

(i) A specific statement of the intended use of the procedure;

(ii) Specific procedural steps for shutting down, isolating, blocking, and securing machines or equipment to control hazardous energy;

(iii) Specific procedural steps for the placement, removal, and transfer of lockout devices or tagout devices and the responsibility for them; and

(iv) Specific requirements for testing a machine or equipment to determine and verify the effectiveness of lockout devices, tagout devices, and other energy control measures.

(5) Protective materials and hardware.

(a) Locks, tags, chains, wedges, key blocks, adapter pins, self-locking fasteners, or other hardware shall be provided by the employer for isolating, securing, or blocking of machines or equipment from energy sources.

(b) Lockout devices and tagout devices shall be singularly identified; shall be the only device(s) used for controlling energy; shall not be used for other purposes; and shall meet the following requirements:

(i) Durable.

(A) Lockout devices and tagout devices shall be capable of withstanding the environment to which they are exposed for the maximum period of time that exposure is expected.

(B) Tagout devices shall be constructed and printed so that exposure to weather conditions or wet and damp

locations will not cause the tag to deteriorate or the message on the tag to become illegible.

(C) Tags shall not deteriorate when used in corrosive environments such as areas where acid and alkali chemicals are handled and stored.

(ii) Standardized. Lockout and tagout devices shall be standardized within the facility in at least one of the following criteria: Color; shape; or size; and additionally, in the case of tagout devices, print and format shall be standardized.

(iii) Substantial.

(A) Lockout devices. Lockout devices shall be substantial enough to prevent removal without the use of excessive force or unusual techniques, such as with the use of bolt cutters or other metal cutting tools.

(B) Tagout devices. Tagout devices, including and their means of attachment, shall be substantial enough to prevent inadvertent or accidental removal. Tagout device attachment means shall be of a nonreusable type, attachable by hand, self-locking, and nonreleasable with a minimum unlocking strength of no less than 50 pounds and having the general design and basic characteristics of being at least equivalent to a one-piece, all-environment-tolerant nylon cable tie.

(C) Identifiable. Lockout devices and tagout devices shall indicate the identity of the employee applying the device(s).

(c) Tagout devices shall warn against hazardous conditions if the machine or equipment is energized and shall include a legend such as the following: Do not start, do not open, do not close, do not energize, do not operate.

(6) Periodic inspection.

(a) The employer shall conduct a periodic inspection of the energy control procedure at least annually to ensure that the procedure and the requirements of this standard are being followed.

(i) The periodic inspection shall be performed by an authorized employee other than the one(s) utilizing the energy control procedure being inspected.

(ii) The periodic inspection shall be conducted to correct any deviations or inadequacies identified.

(iii) Where lockout is used for energy control, the periodic inspection shall include a review, between the inspector and each authorized employee, of that employee's responsibilities under the energy control procedure being inspected.

(iv) Where tagout is used for energy control, the periodic inspection shall include a review, between the inspector and each authorized and affected employee, of that employee's responsibilities under the energy control procedure being inspected, and the elements set forth in subsection (7)(b) of this section.

(b) The employer shall certify that the periodic inspections have been performed. The certification shall identify the machine or equipment on which the energy control procedure was being utilized, the date of the inspection, the employees included in the inspection, and the person performing the inspection.

(7) Training and communication.

(a) The employer shall provide training to ensure that the purpose and function of the energy control program are understood by employees and that the knowledge and skills required for the safe application, usage, and removal of the



energy controls are acquired by employees. The training shall include the following:

(i) Each authorized employee shall receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation and control.

(ii) Each affected employee shall be instructed in the purpose and use of the energy control procedure.

(iii) All other employees whose work operations are or may be in an area where energy control procedures may be utilized, shall be instructed about the procedure, and about the prohibition relating to attempts to restart or reenergize machines or equipment which are locked out or tagged out.

(b) When tagout systems are used, employees shall also be trained in the following limitations of tags:

(i) Tags are essentially warning devices affixed to energy isolating devices, and do not provide the physical restraint on those devices that is provided by a lock.

(ii) When a tag is attached to an energy isolating means, it is not to be removed without authorization of the authorized person responsible for it, and it is never to be bypassed, ignored, or otherwise defeated.

(iii) Tags must be legible and understandable by all authorized employees, affected employees, and all other employees whose work operations are or may be in the area, in order to be effective.

(iv) Tags and their means of attachment must be made of materials which will withstand the environmental conditions encountered in the workplace.

(v) Tags may evoke a false sense of security, and their meaning needs to be understood as part of the overall energy control program.

(vi) Tags must be securely attached to energy isolating devices so that they cannot be inadvertently or accidentally detached during use.

(c) Employee retraining.

(i) Retraining shall be provided for all authorized and affected employees whenever there is a change in their job assignments, a change in machines, equipment or processes that present a new hazard, or when there is a change in the energy control procedures.

(ii) Additional retraining shall also be conducted whenever a periodic inspection under subsection (6) of this section reveals, or whenever the employer has reason to believe, that there are deviations from or inadequacies in the employee's knowledge or use of the energy control procedures.

(iii) The retraining shall reestablish employee proficiency and introduce new or revised control methods and procedures, as necessary.

(d) The employer shall certify that employee training has been accomplished and is being kept up to date. The certification shall contain each employee's name and dates of training.

(8) Energy isolation. Lockout or tagout shall be performed only by authorized employees who are performing the servicing or maintenance.

(9) Notification of employees. Affected employees shall be notified by the employer or authorized employee of the application and removal of lockout devices or tagout devices.

Notification shall be given before the controls are applied, and after they are removed from the machine or equipment.

AMENDATORY SECTION (Amending Order 91-01, filed 5/20/91, effective 6/20/91)

WAC 296-24-11007 ((Energy control procedure))

Application of control. ((1) Procedures shall be developed, documented, and utilized for the control of potentially hazardous energy when employees are engaged in the activities covered by this section. Exception: The employer need not document the required procedure for a particular machine or equipment when all of the following elements exist:

(a) The machine or equipment has no potential for stored or residual energy or reaccumulation of stored energy after shut down which could endanger employees;

(b) The machine or equipment has a single energy source which can be readily identified and isolated;

(c) The isolation and locking out of that energy source will completely deenergize and deactivate the machine or equipment;

(d) The machine or equipment is isolated from that energy source and locked out during servicing or maintenance;

(e) A single lockout device will achieve a locked out condition;

(f) The lockout device is under the exclusive control of the authorized employee performing the servicing or maintenance;

(g) The servicing or maintenance does not create hazards for other employees;

(h) The employer, in utilizing this exception, has had no accidents involving the unexpected activation or reenergization of the machine or equipment during servicing or maintenance.

(2) The procedures shall clearly and specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy, and the means to enforce compliance including, but not limited to, the following:

(a) A specific statement of the intended use of the procedure;

(b) Specific procedural steps for shutting down, isolating, blocking, and securing machines or equipment to control hazardous energy;

(c) Specific procedural steps for the placement, removal, and transfer of lockout devices or tagout devices and the responsibility for them; and

(d) Specific requirements for testing a machine or equipment to determine and verify the effectiveness of lockout devices, tagout devices, and other energy control measures.)

(1) The established procedures for the application of energy control (the lockout or tagout procedures) shall cover the following elements and actions and shall be done in the following sequence:

(a) Preparation for shutdown. Before an authorized or affected employee turns off a machine or equipment, the authorized employee shall have knowledge of the type and magnitude of the energy, the hazards of the energy to be controlled, and the method or means to control the energy.

(b) Machine or equipment shutdown. The machine or equipment shall be turned off or shut down using the procedures established for the machine or equipment. An orderly shutdown must be utilized to avoid any additional or increased hazard(s) to employees as a result of equipment stoppage.

(c) Machine or equipment isolation. All energy isolating devices that are needed to control the energy to the machine or equipment shall be physically located and operated in such a manner as to isolate the machine or equipment from the energy source(s).

(2) Lockout or tagout device application.

(a) Lockout or tagout devices shall be affixed to each energy isolating device by authorized employees.

(b) Lockout devices, where used, shall be affixed in a manner that will hold the energy isolating devices in a "safe" or "off" position.

(c) Tagout devices, where used, shall be affixed in such a manner as will clearly indicate that the operation or movement of energy isolating devices from the "safe" or "off" position is prohibited.

(i) Where tagout devices are used with energy isolating devices designed with the capability of being locked, the tag attachment shall be fastened at the same point at which the lock would have been attached.

(ii) Where a tag cannot be affixed directly to the energy isolating device, the tag shall be located as close as safely possible to the device, in a position that will be immediately obvious to anyone attempting to operate the device.

(3) Stored energy.

(a) Following the application of lockout or tagout devices to energy isolating devices, all potentially hazardous stored or residual energy shall be relieved, disconnected, restrained, and otherwise rendered safe.

(b) If there is a possibility of reaccumulation of stored energy to a hazardous level, verification of isolation shall be continued until the servicing or maintenance is completed, or until the possibility of such accumulation no longer exists.

(4) Verification of isolation. Prior to starting work on machines or equipment that have been locked out or tagged out, the authorized employee shall verify that isolation and deenergization of the machine or equipment have been accomplished.

AMENDATORY SECTION (Amending Order 91-01, filed 5/20/91, effective 6/20/91)

WAC 296-24-11009 ((Protective materials and hardware)) Release from lockout or tagout. (((1) Locks, tags, chains, wedges, key blocks, adapter pins, self locking fasteners, or other hardware shall be provided by the employer for isolating, securing, or blocking of machines or equipment from energy sources.

(2) Lockout devices and tagout devices shall be singularly identified; shall be the only device(s) used for controlling energy; shall not be used for other purposes; and shall meet the following requirements:

(a) Durable.

(i) Lockout devices and tagout devices, including the attachment means, shall be capable of withstanding the

environment to which they are exposed for the maximum period of time that exposure is expected.

(ii) Tagout devices shall be constructed and printed so that exposure to weather conditions or wet and damp locations will not cause the message on the tag to become illegible.

(iii) Tags shall not deteriorate when used in corrosive environments such as areas where acid and alkali chemicals are handled and stored.

(b) Standardized.

(i) Lockout and tagout devices shall be standardized within the facility in at least one of the following criteria: Color; shape; or size; and additionally, in the case of tagout devices, print and format shall be standardized.

(ii) Employers should be guided by WAC 296-24-140, Specifications for accident prevention signs and tags, when designing/selecting the content and format of tagout devices.

(c) Substantial.

(i) Lockout devices. Lockout devices shall be substantial enough to prevent removal without the use of excessive force or unusual techniques, such as with the use of bolt cutters or other metal cutting tools.

(ii) Tagout devices. Tagout devices, including their means of attachment, shall be substantial enough to prevent inadvertent or accidental removal. Tagout device attachment means shall be of a nonreusable type, attachable by hand, self locking, and nonreleasable with a minimum unlocking strength of no less than 50 pounds and having the general design and basic characteristics of being at least equivalent to a one piece, all environment tolerant nylon cable tie.

(d) Identifiable. Lockout devices and tagout devices shall indicate the identity of the employee applying the device(s).

(3) Tagout devices shall warn against hazardous conditions if the machine or equipment is energized and shall include a legend such as the following: Do not start, do not open, do not close, do not energize, do not operate.))

(1) Release from lockout or tagout.

(a) Before lockout or tagout devices are removed and energy is restored to the machine or equipment, procedures shall be followed and actions taken by the authorized employee(s) to ensure the following:

(b) The machine or equipment. The work area shall be inspected to ensure that nonessential items have been removed and to ensure that machine or equipment components are operationally intact.

(2) Employees.

(a) The work area shall be checked to ensure that all employees have been safely positioned or removed.

(b) After lockout or tagout devices have been removed and before a machine or equipment is started, affected employees shall be notified that the lockout or tagout device(s) have been removed.

(3) Lockout or tagout devices removal. Each lockout or tagout device shall be removed from each energy isolating device by the employee who applied the device. Exception: When the authorized employee who applied the lockout or tagout device is not available to remove it, that device may be removed under the direction of the employer, provided that specific procedures and training for such removal have been developed, documented, and incorporated into the employer's energy control program. The employer shall

demonstrate that the specific procedure provides equivalent safety to the removal of the device by the authorized employee who applied it. The specific procedure shall include at least the following elements:

(a) Verification by the employer that the authorized employee who applied the device is not at the facility;

(b) Making all reasonable efforts to contact the authorized employee to inform him/her that his/her lockout or tagout device has been removed; and

(c) Ensuring that the authorized employee has this knowledge before he/she resumes work at that facility.

**AMENDATORY SECTION** (Amending Order 91-01, filed 5/20/91, effective 6/20/91)

**WAC 296-24-11011 ((Periodic inspection)) Additional requirements. ((1) The employer shall conduct a periodic inspection of the energy control procedure(s) at least annually to ensure that the procedure and the requirements of this standard are being followed.**

(a) The periodic inspection shall be performed by an authorized employee other than the one(s) utilizing the energy control procedure being inspected.

(b) The periodic inspection shall be conducted to correct any deviations or inadequacies identified.

(c) Where lockout is used for energy control, the periodic inspection shall include a review, between the inspector and each authorized employee, of that employee's responsibilities under the energy control procedure being inspected.

(d) Where tagout is used for energy control, the periodic inspection shall include a review, between the inspector and each authorized and affected employee, of that employee's responsibilities under the energy control procedure being inspected, and the elements set forth in WAC 296-24-11013.

(2) The employer shall certify that the periodic inspections have been performed. The certification shall identify the machine or equipment on which the energy control procedure was being utilized, the date of the inspection, the employees included in the inspection, and the person performing the inspection.)) (1) Testing or positioning of machines, equipment, or components thereof.

In situations in which lockout or tagout devices must be temporarily removed from the energy isolating device and the machine or equipment energized to test or position the machine, equipment or component thereof, the following sequence of actions shall be followed:

(a) Clear the machine or equipment of tools and materials in accordance with WAC 296-24-11009 (1)(b);

(b) Remove employees from the machine or equipment area in accordance with WAC 296-24-11009(2);

(c) Remove the lockout or tagout devices as specified in WAC 296-24-11009(3);

(d) Energize and proceed with testing or positioning;

(e) Deenergize all systems and reapply energy control measures in accordance with WAC 296-24-11007 to continue the servicing and/or maintenance.

(2) Outside personnel (contractors, etc.).

(a) Whenever outside servicing personnel are to be engaged in activities covered by the scope and application of this standard, the on-site employer and the outside employer

shall inform each other of their respective lockout or tagout procedures.

(b) The outside employer shall assure that his/her employees understand and comply with the restrictions and prohibitions of the on-site employer's energy control program.

(3) Group lockout or tagout.

(a) When servicing and/or maintenance is performed by a crew, craft, department or other group, they shall utilize a procedure which affords the employees a level of protection equivalent to that provided by the implementation of a personal lockout or tagout device.

(b) Group lockout or tagout devices shall be used in accordance with the procedures required by WAC 296-24-11005(4) including, but not necessarily limited to, the following specific requirements:

(i) Primary responsibility is vested in an authorized employee for a set number of employees working under the protection of a group lockout or tagout device (such as an operations lock);

(ii) Provision for the authorized employee to ascertain the exposure status of individual group members with regard to the lockout or tagout of the machine or equipment; and

(iii) When more than one crew, craft, department, etc., is involved, assignment of overall job-associated lockout or tagout control responsibility to an authorized employee designated to coordinate affected work forces and ensure continuity of protection; and

(iv) Each authorized employee shall affix a personal lockout or tagout device to the group lockout device, group lockbox, or comparable mechanism when he or she begins work, and shall remove those devices when he or she stops working on the machine or equipment being serviced or maintained.

(4) Shift or personnel changes. Specific procedures shall be utilized during shift or personnel changes to ensure the continuity of lockout or tagout protection, including provision for the orderly transfer of lockout or tagout device protection between off-going and oncoming employees, to minimize exposure to hazards from the unexpected energization or start-up of the machine or equipment, or release of stored energy.

**AMENDATORY SECTION** (Amending Order 91-01, filed 5/20/91, effective 6/20/91)

**WAC 296-24-11013 ((Training and communication)) Reserved. ((1) The employer shall provide training to ensure that the purpose and function of the energy control program are understood by employees and that the knowledge and skills required for the safe application, usage, and removal of the energy control devices are acquired by employees. The training shall include the following:**

(a) Each authorized employee shall receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation and control.

(b) Each affected employee shall be instructed in the purpose and use of the energy control procedure.

(c) All other employees whose work operations are or may be in an area where energy control procedures may be

utilized, shall be instructed about the procedure, and about the prohibition relating to attempts to restart or reenergize machines or equipment which are locked out or tagged out.

(2) When tagout systems are used, employees shall also be trained in the following limitations of tags:

(a) Tags are essentially warning devices affixed to energy isolating devices, and do not provide the physical restraint on those devices that is provided by a lock.

(b) When a tag is attached to an energy isolating means, it is not to be removed without authorization of the authorized person responsible for it, and it is never to be bypassed, ignored, or otherwise defeated.

(c) Tags must be legible and understandable by all authorized employees, affected employees, and all other employees whose work operations are or may be in the area, in order to be effective.

(d) Tags and their means of attachment must be made of materials which will withstand the environmental conditions encountered in the workplace.

(e) Tags may evoke a false sense of security, and their meaning needs to be understood as part of the overall energy control program.

(f) Tags must be securely attached to energy isolating devices so that they cannot be inadvertently or accidentally detached during use.

(3) Employee retraining.

(a) Retraining shall be provided for all authorized and affected employees whenever there is a change in their job assignments, a change in machines, equipment or processes that present a new hazard, or when there is a change in the energy control procedures.

(b) Additional retraining shall also be conducted whenever a periodic inspection reveals, or whenever the employer has reason to believe, that there are deviations from or inadequacies in the employee's knowledge or use of the energy control procedures.

(c) The retraining shall reestablish employee proficiency and introduce new or revised control methods and procedures, as necessary.

(4) The employer shall certify that employee training has been accomplished and is being kept up to date. The certification shall contain each employee's name and dates of training.)

**AMENDATORY SECTION** (Amending Order 91-01, filed 5/20/91, effective 6/20/91)

**WAC 296-24-11015 ((Specific procedures)) Re-served.** ((1) Energy isolation. Implementation of lockout or the tagout system shall be performed only by authorized/ designated employees.

(2) Notification of employees. Affected employees shall be notified by the authorized employer representative of the application and removal of lockout devices or tagout devices. Notification shall be given before the controls are applied, and after they are removed from the machine or equipment.

(3) Application of control. The established procedures for the application of energy control (the lockout or tagout procedures) shall cover the following elements and actions and shall be done in the following sequence:

(a) Preparation for shutdown. Before an authorized or affected employee turns off a machine or equipment, the

authorized employee shall have knowledge of the type and magnitude of the energy, the hazards of the energy to be controlled, and the method or means to control the energy.

(b) Machine or equipment shutdown. The machine or equipment shall be turned off or shut down using the procedures established for the machine or equipment. An orderly shutdown must be utilized to avoid any additional or increased hazard(s) to employees as a result of equipment stoppage.

(c) Machine or equipment isolation. All energy isolating devices that are needed to control the energy to the machine or equipment shall be physically located and operated in such a manner as to isolate the machine or equipment from the energy source(s).

(4) Lockout or tagout device application.

(a) Lockout or tagout devices shall be affixed to each energy isolating device by authorized employees.

(b) Lockout devices, where used, shall be affixed in a manner to that will hold the energy isolating devices in a "safe" or "off" position.

(c) An information tag shall be attached to each lockout point. This tag shall comply with all minimum requirements for tagout devices, see WAC 296-24-11009.

(d) Tagout devices, where used, shall be affixed in such a manner as will clearly indicate that the operation or movement of energy isolating devices from the "safe" or "off" position is prohibited.

(i) Where tagout devices are used with energy isolating devices designed with the capability of being locked, the tag attachment shall be fastened at the same point at which the lock would have been attached. Note: See WAC 296-24-11005.

(ii) Where a tag cannot be affixed directly to the energy isolating device, the tag shall be located as close as safely possible to the device, in a position that will be immediately obvious to anyone attempting to operate the device.

(5) Stored energy.

(a) Following the application of lockout or tagout devices to energy isolating devices, all potentially hazardous stored or residual energy shall be relieved, disconnected, restrained, blocked, and otherwise rendered safe.

(b) If there is a possibility of reaccumulation of stored energy to a hazardous level, verification of isolation shall be continued until the servicing or maintenance is completed, or until the possibility of such accumulation no longer exists.

(6) Verification of isolation. Prior to starting work on machines or equipment that have been locked out or tagged out, the authorized employee shall verify that isolation and deenergization of the machine or equipment have been accomplished.

(7) Release from lockout or tagout. Before lockout or tagout devices are removed and energy is restored to the machine or equipment, procedures shall be followed and actions taken by the authorized employee(s) to ensure the following:

(a) The machine or equipment. The work area shall be inspected to ensure that nonessential items have been removed and to ensure that machine or equipment components and guards are operationally intact.

(b) Employees.

~~(i) The authorized employee representative shall ensure that the work area is checked to assure that all employees are safely positioned or removed.~~

~~(ii) After lockout or tagout devices have been removed and before a machine or equipment is started or energized, affected employees shall be notified that the lockout or tagout device has been removed.~~

~~(c) Lockout or tagout devices removal. Each lockout or tagout device shall be removed from each energy isolating device by the employee who applied the device. Exception: When the authorized employee who applied the lockout or tagout device is not available to remove it, that device may be removed under the direction of the employer, provided that specific procedures and training for such removal have been developed, documented, and incorporated into the employer's energy control program. The employer shall demonstrate that the specific procedure provides equivalent safety to the removal of the device by the authorized employee who applied it. The specific procedure shall include at least the following elements:~~

~~(i) Verification by the employer that the authorized employee who applied the device is not at the facility;~~

~~(ii) Making all reasonable efforts to contact the authorized employee to inform him/her that his/her lockout or tagout device has been removed; and~~

~~(iii) Ensuring that the authorized employee has this knowledge before he/she resumes work at that facility.)~~

AMENDATORY SECTION (Amending Order 91-01, filed 5/20/91, effective 6/20/91)

**WAC 296-24-11017 ((Additional requirements))**  
**Reserved.** ((1) Testing or positioning of machines, equipment, or components thereof.

In situations in which lockout or tagout devices must be temporarily removed from the energy isolating device and the machine or equipment energized to test or position the machine, equipment or component thereof, the following sequence of actions shall be followed:

~~(a) Clear the machine or equipment of tools and materials in accordance with WAC 296-24-11015;~~

~~(b) Remove employees from the machine or equipment area in accordance with WAC 296-24-11015;~~

~~(c) Remove the lockout or tagout devices as specified in this section;~~

~~(d) Energize and proceed with testing or positioning;~~

~~(e) Deenergize all systems and reapply energy control measures in accordance with this Part A 4 to continue the servicing and/or maintenance.~~

~~(2) Outside personnel (contractors, etc.):~~

~~(a) Whenever outside servicing personnel are to be engaged in activities covered by the scope and application of this standard, the on-site employer and the outside employer shall inform each other of their respective lockout or tagout procedures.~~

~~(b) The outside employer shall assure that all outside personnel shall comply with all requirements of the on-site employer's lockout/tagout control program.~~

~~(c) Deviations from the on-site employer's control program are not permissible without specific prior approval.~~

~~(3) Group lockout or tagout.~~

~~(a) When servicing and/or maintenance is performed by a crew, craft, department or other group, they shall utilize a procedure which affords the employees a level of protection equivalent to that provided by the implementation of a personal lockout or tagout device.~~

~~(b) Group lockout or tagout devices shall be used in accordance with the procedures required by this section including, but not necessarily limited to, the following specific requirements:~~

~~(i) Primary responsibility is vested in an authorized employee for all employees working under the protection of a group lockout or tagout device (such as an operations lock); and~~

~~(ii) Provision for the authorized employee to ascertain the exposure status of individual group members with regard to the lockout or tagout of the machine or equipment; and~~

~~(iii) When more than one crew, craft, department, etc., is involved, job associated lockout or tagout control responsibility shall be assigned to an authorized employee designated to coordinate affected work forces and ensure continuity of protection; and~~

~~(iv) Each authorized employee shall affix a personal lockout or tagout device to the group lockout device, group lockbox, or comparable mechanism when he or she begins work, and shall remove those devices when he or she stops working on the machine or equipment being serviced or maintained.~~

~~(4) Shift or personnel changes. Specific procedures shall be utilized during shift or personnel changes to ensure the continuity of lockout or tagout protection, including provision for the orderly transfer of lockout or tagout device protection between off going and oncoming employees, to minimize exposure to hazards from the unexpected energization or start up of the machine or equipment, or release of stored energy.)~~

AMENDATORY SECTION (Amending Order 91-01, filed 5/20/91, effective 6/20/91)

### WAC 296-24-119 Appendices.

#### APPENDIX A

Appendix A ((is a nonmandatory appendix intended as an illustrative example to assist employers in setting up the company's individual minimum deactivating and control program. Nothing in this appendix is intended to either add or detract from any requirements of this Part A 4)) - Typical Minimal Lockout Procedure--Nonmandatory.

(1) General.

((a)) The following simple lockout procedure is provided to assist employers in developing their procedures so they meet the requirements of this standard. When the energy isolating devices are not lockable, tagout may be used, provided the employer complies with the provisions of the standard which require additional training and more rigorous periodic inspections. When tagout is used and the energy isolating devices are lockable, the employer must provide full employee protection (see WAC 296-24-11005(3)) and additional training and more rigorous periodic inspections are required. For more complex systems, more comprehensive procedures may need to be developed, documented and utilized.

**Lockout Procedure**

## Lockout procedure for

(Name of Company for single procedure or identification of equipment if multiple procedures are used.)

## (2) Purpose.

((a)) This procedure establishes the minimum requirements for the lockout of energy isolating devices whenever maintenance or servicing is done on machines or equipment. It shall be used to ensure that the machine or equipment is stopped, isolated from all potentially hazardous energy sources and locked out before employees perform any servicing or maintenance where the unexpected energization or start-up of the machine or equipment or release of stored energy could cause injury.

## (3) Compliance with this program.

(a) All employees are required to comply with the restrictions and limitations imposed upon them during the use of lockout. The authorized employees are required to perform the lockout in accordance with this procedure. All employees, upon observing a machine or piece of equipment which is locked out to perform servicing or maintenance shall not attempt to start, energize or use that machine or equipment.

(b) Type of compliance enforcement to be taken for violation of the above.

## (4) Sequence of lockout.

(a) Notify all affected employees that servicing or maintenance is required on a machine or equipment and that the machine or equipment must be shut down and locked out to perform the servicing or maintenance.

Name(s)/job title(s) of affected employees and how to notify.

(b) The authorized employee shall refer to the company procedure to identify the type and magnitude of the energy that the machine or equipment utilizes, shall understand the hazards of the energy, and shall know the methods to control the energy.

Type(s) and magnitude(s) of energy, its hazards and the methods to control the energy.

(c) If the machine or equipment is operating, shut it down by the normal stopping procedure (depress stop button, open switch, close valve, etc.).

Type(s) and location(s) of machine or equipment operating controls.

(d) Deactivate the energy isolating device(s) so that the machine or equipment is isolated from the energy source(s).

Type(s) and location(s) of energy isolating devices.

(e) Lock out the energy isolating device(s) with assigned individual lock(s).

(f) Stored or residual energy (such as that in capacitors, springs, elevated machine members, rotating flywheels, hydraulic systems, and air, gas, steam, or water pressure, etc.) must be dissipated or restrained by methods such as grounding, repositioning, blocking, bleeding down, etc.

Type(s) of stored energy - methods to dissipate or restrain.

(g) Ensure that the equipment is disconnected from the energy source(s) by first checking that no personnel are exposed, then verify the isolation of the equipment by operating the push button or other normal operating control(s) or by testing to make certain the equipment will not operate.

CAUTION: Return operating control(s) to neutral or "off" position after verifying the isolation of the equipment.

Method of verifying the isolation of the equipment.

(h) The machine or equipment is now locked out.

(5) Restoring equipment to service.

(a) When the servicing or maintenance is completed and the machine or equipment is ready to return to normal operating condition, the following steps shall be taken.

(b) Check the machine or equipment and the immediate area around the machine or equipment to ensure that nonessential items have been removed and that the machine or equipment components are operationally intact.

(c) Check the work area to ensure that all employees have been safely positioned or removed from the area.

(d) Verify that the controls are in neutral.

(e) Remove the lockout devices and reenergize the machine or equipment.

Note: The removal of some forms of blocking may require reenergization of the machine before safe removal.

(f) Notify affected employees that the servicing or maintenance is completed and the machine or equipment is ready for use.

## ((APPENDIX B

~~RUNNING ADJUSTMENT PROCEDURES - NONMANDATORY~~  
~~-APPENDIX~~

~~(1) Running Adjustment Procedures are intended to be limited to applications which require energizing the equipment in order to complete a task which cannot be accomplished while the equipment is locked out. Typical examples could include:~~

~~(a) A machine which must be in motion to make final adjustments of moving elements;~~

~~(b) A machine which must be in motion to remove production materials;~~

~~(c) A machine which must be in motion to "thread-on" new carrier ropes, belts or clothing elements;~~

~~(d) An electrical circuit which must be energized to test for continuity;~~

~~(e) A pipeline system which must be filled for testing or inspection purposes.~~

~~(2) When standard lockout procedures cannot be used to accomplish the necessary task, the following procedures shall be used to minimize the possibility of personnel exposure:~~

~~(a) The operating control(s) shall only be operated by a qualified operator/craftsman;~~

~~(b) The qualified operator/craftsman shall attend the control(s) at all times when the controls are not locked out;~~

~~(c) The equipment shall be operated at the slowest speed possible consistent with the task to be performed;~~

~~(d) All personnel shall remain in view of the person operating the controls or other means of communication shall be established;~~

~~(e) Extension tools which minimize personnel exposure shall be used where possible;~~

~~(f) All personnel shall be thoroughly trained in the exact procedure to be followed;~~

~~(g) All personnel shall be positioned beyond the reach of other machine elements or sections which are not locked out and may offer the potential for exposure. In any instance where a necessary work position offers exposure to other~~

sections or elements of the machine, such other sections shall be locked out before exposure occurs;

(h) Anytime that communications are lost between the operator and work crews or anytime that established and authorized procedures cannot be followed, all work offering potential exposure shall be stopped until agreement is reached on exactly how to proceed.

#### APPENDIX C

#### GROUP LOCKOUT PROCEDURES

(aka. ganglock or lockbox procedures)

#### NONMANDATORY APPENDIX

##### (1) Application.

(a) Lockbox procedures are intended and must be designed to provide positive isolation at any identified worksite without the necessity for every workman to apply personal lockout devices on every control device which could otherwise influence his/her individual worksite(s). Lockbox procedures are most useful in applications such as (but not limited to) the following:

(i) Multiple crews/crafts or multiple employers working on same job/machine/system;

(ii) Complex machines/systems with multiple controls, particularly when control locations are broadly spaced out or remote from the actual worksite(s).

(b) The following appendix text is purposely detailed because it has been conclusively established that all items listed need to be addressed in the employer's lockbox control program if the procedure is going to be successful in achieving assured isolation for all potentially influenced personnel.

##### (2) Program requirements.

(a) The employer's detailed lockbox procedure must be formally produced, employees and supervisors trained and adequate equipment provided prior to permitting any personnel to work under any form of an alternative lockout procedure.

(b) Overall procedural authority and responsibility must be vested in a designated and specifically qualified area supervisor or job lockout coordinator for each shutdown conducted under lockbox procedures.

(c) Each lockbox shutdown shall be conducted with a shutdown checklist. Every control necessary to assure isolation at all permissible worksites must be listed on the checklist. Where numerical identification system is used, controls shall be listed by both identification system and common language name.

(i) The responsible area supervisor, with assistance as necessary, must review the job shutdown checklist to assure that it is accurate and complete before each shutdown.

(ii) Each item on the job lockout checklist shall have boxes or space for the lockout crew to sign off when individual items are deactivated, locked out and tested.

(d) The minimum permissible lockout crew shall be not less than (2) two fully qualified employees.

(i) The job supervisor/designated lockout coordinator must participate as one member of the lockout crew which deactivates, secures and tests each control on the checklist. He/she must at least observe the test sequence on each control.

(ii) Additional qualified employees may be added to the lockout crew as job demands or special circumstances dictate.

(e) When the shutdown job will include work performed by personnel who are not within the owner's full time employee group (typically service reps, contract mechanics, laborers or engineers), the lockout crew:

(i) Must be supplemented by a specifically designated and qualified supervisor or leadman from each outside employer; or

(ii) The designated control authority (item (2)(b)) must explain the delineated boundaries of the secured equipment to each person before that person can sign in, lock the control box and enter the job.

(f) All lockbox shutdown jobs must be conducted with an everyman control requirement. Each person entering the job must sign the sign in sheet and apply a personal lockout device on the lockbox before he/she enters the job. Each person must also sign back out and remove their own lockout device when they leave the job for the last time each day.

(i) The designated control authority may leave his/her lock on the lockbox until the job is completed if desired.

##### (g) Lockbox.

(i) The job lockbox must be constructed so that the lockout keys are visible within the box but cannot be removed without opening the lockbox cover.

(ii) The lockbox cover must be constructed so that any single lock installed on the cover will prevent the keys inside from being removed.

##### (3) Procedure Sequence.

(a) The sign in/sign out sheet(s) shall remain in the possession of the job supervisor/lockout coordinator until the deactivating is complete, the controls locked out and the control keys are securely locked up inside the lockbox.

(b) The lockout crew shall deactivate, lockout and test each control on the job shutdown checklist in full compliance with the standard lockout procedures of this section.

(c) The lockout crew shall individually sign off for each item on the checklist when each item is locked and again when each item has passed the required test sequence to assure that deactivation is complete.

(d) Each listed control shall be locked in the deactivated position by a minimum of two members of the lockout crew except that when the lockout crew is required by this section to be supplemented by a foreman for each outside contractor, each contractor foreman shall also apply an additional lock on each control.

(e) Each person on the lockout crew shall use differently keyed padlocks not combination locks, to implement the lockbox procedures. Series locks may be used provided that no key is available which will open more than one lock on any given control.

(f) Padlocks used shall be individually identified or an information tag identifying the user, shall be attached to the lock.

(g) When all items on the job lockout checklist are deactivated, locked out, tested and signed off, all keys which will open any control padlock used shall be placed inside the job lockbox.

(4) The job supervisor shall then effect the following procedures in the sequence specified:

(a) Review the checklist to ascertain that lockout is complete;

(b) Assure that all keys for the control locks are placed in the lockbox;

(c) Apply a personal identified padlock on the lockbox in a manner to secure all control keys inside;

(d) Sign the checklist approving that the lockout is complete;

(e) Sign and release the sign in/sign out sheets to approve personnel entry;

(f) The sign in/sign out sheet(s) shall be kept with the job shutdown checkoff list(s) until the job is completed, all personnel have signed out and the equipment/system is authorized for restarting. The checklist and sign in sheets shall then be returned to the area supervisors office and retained as a record for not less than two (2) years.

(5) Workcrew personnel may only enter the job in accordance with the following procedures:

(a) Each person must apply a personally identified padlock on the lockbox in such a manner that the control keys inside are not removable until your lock is removed;

(b) Review the checklist to assure that the controls influencing your intended work position are locked out and tested;

(c) Individually sign in on the job sign in sheet;

(d) Work crew personnel must each remove their individual padlocks and personally sign back out when they leave the job.

(6) On locked out jobs which will continue into succeeding shifts, the lockout crew and job supervisor/coordinator shall be relieved in accordance with the following:

(a) When individually keyed and personally identified locks are used on individual machine/system controls, every person on the sign in sheet must clear the job, sign out and remove their individual locks off the lockbox. Nobody shall be permitted to re enter the job until the on-coming lockout crew has locked out all controls in accordance with all requirements of this section, then has provided a new completed checklist and sign in sheet. Personnel may then lock the new control keys in the lockbox, sign in and resume work.

(b) When series locks with information tags are used in lieu of personally identified locks on individual machine/system controls, the relief lockout crew and job supervisor/coordinator may relieve their individual counterpart person at the lockbox in accordance with the following procedure:

(i) Sign in on the existing job checklist including the date and time;

(ii) Install a personally identified lock on the lockbox;

(iii) Each off going individual shall then line out their name on the checklist, initial the change and record the time. He/she then stands relieved and may remove the time. He/she then stands relieved and may remove their personal lock from the lockbox.

**CRITERIA:** The lockbox must be locked at all times securing all keys for individual controls.

(iv) When the requirements of this item (6)(b) have been complied with, the locks and information tags on the individual machine/system controls shall not be required to be changed or amended. Retesting individual controls shall not be required and is not recommended.

~~(e) The on coming job supervisor shall sign both the checklist(s) and personnel sign in sheet(s) indicating the date and time when supervision authority changed.~~

~~(7) When all personal padlocks have been removed from the lockbox and all personnel have signed back out, the job supervisor must sign the checklist(s) and sign in sheet(s) to authorize reactivating the equipment/system. The supervisors signature shall include the date and time when authorization was granted.)~~

AMENDATORY SECTION (Amending Order 86-44, filed 12/26/86)

**WAC 296-37-510 Scope and application.** (1) The requirements included in this vertical chapter shall apply throughout the state wherever ((commercial)) diving takes place within the jurisdiction of the department of labor and industries. These requirements shall also be applicable to those diving related and supportive work activities not at the diving site but which have a direct effect on the safety of the diving operations. Examples may include but are not limited to: The supply of breathing air or gas; the supply of materials, equipment or supplies required by this chapter; the maintenance of diving equipment.

(2) This standard applies to diving and related support operations conducted in connection with all types of work and employments, including general industry, construction, ship repairing, shipbuilding, shipbreaking and longshoring. However, this standard does not apply to any diving operation:

(a) Performed solely for instructional purposes, using open-circuit, compressed-air SCUBA and conducted within the no-decompression limits; ((or))

(b) Performed solely for search, rescue, or related public safety purposes by or under the control of a governmental agency; or

(c) ((Performed by noncommercial divers whose exposures may be of an entirely different type and whose operations are approved by the department of labor and industries;

(d)) Governed by 45 CFR Part 46 (Protection of Human Subjects, United States Department of Health, Education, and Welfare and Human Services) or equivalent rules or regulations established by another federal agency, which regulate research, development, or related purposes involving human subjects((;)).

((e)) (d) Defined as scientific diving and which is under the direction and control of a diving program containing at least the following elements:

(i) Diving safety manual which includes at a minimum: Procedures covering all diving operations specific to the program; procedures for emergency care, including recompression((/decompression)) and evacuation; and criteria for diver training and certification((;)).

(ii) Diving control (safety) board, with the majority of its members being active divers, which shall at a minimum have the authority to: Approve and monitor diving projects; review and revise the diving safety manual; assure compliance with the manual; certify the depths to which a diver has been trained; take disciplinary action for unsafe practices; and, assure adherence to the buddy system (a diver is



accompanied by and is in continuous contact with another diver in the water) for SCUBA diving.

(3) This chapter shall augment the requirements of the general safety and health standard, chapter 296-24 WAC and the general occupational health standard, chapter 296-62 WAC. In instances where this chapter is in direct conflict with the requirements of any general horizontal standard, the requirements of this chapter shall apply.

(4) Hoisting gear used in diving operations shall be inspected and certified as required by chapter 296-56 WAC, safety standards for longshore, stevedore and related waterfront operations.

(5) Application in emergencies. An employer may deviate from the requirements of this standard to the extent necessary to prevent or minimize a situation which is likely to cause death, serious physical harm, or major environmental damage, provided that the employer:

(a) Notifies the assistant director of the department of labor and industries in Olympia or the (~~chief safety inspector~~) regional administrator for the region within 48 hours of the onset of the emergency situation indicating the nature of the emergency and extent of the deviation from the prescribed regulations; and

(b) Upon request from the authority notified, submits such information in writing.

(6) Employer obligation. The employer shall be responsible for compliance with:

(a) All provisions of this standard of general applicability; and

(b) All requirements pertaining to specific diving modes to the extent diving operations in such modes are conducted.

**AMENDATORY SECTION** (Amending Order 86-44, filed 12/26/86)

**WAC 296-37-515 Definitions.** As used in this standard, the listed terms are defined as follows:

(1) "Acfm": Actual cubic feet per minute.

(2) "ASME Code or equivalent": ASME (American Society of Mechanical Engineers) Boiler and Pressure Vessel Code, Section VIII, or an equivalent code which the employer can demonstrate to be equally effective.

(3) "ATA": Atmosphere absolute.

(4) "Bell": An enclosed compartment, pressurized (closed bell) or unpressurized (open bell), which allows the diver to be transported to and from the underwater work area and which may be used as a temporary refuge during diving operations.

(5) "Bottom time": The total elapsed time measured in minutes from the time when the diver leaves the surface in descent to the time that the diver begins ascent.

(6) "Bursting pressure": The pressure at which a pressure containment device would fail structurally.

(7) "Cylinder": A pressure vessel for the storage of gases.

(8) "Recompression/decompression chamber": A pressure vessel for human occupancy such as a surface decompression chamber, closed bell, or deep diving system used to decompress divers and to treat decompression sickness.

(9) "Decompression sickness": A condition with a variety of symptoms which may result from gas or bubbles in the tissues of divers after pressure reduction.

(10) "Recompression/decompression table": A profile or set of profiles of depth-time relationships for ascent rates and breathing mixtures to be followed after a specific depth-time exposure or exposures.

(11) "Dive location": A surface or vessel from which a diving operation is conducted.

(12) "Dive-location reserve breathing gas": A supply system of air or mixed-gas (as appropriate) at the dive location which is independent of the primary supply system and sufficient to support divers during the planned decompression.

(13) "Dive team": Divers and support employees involved in a diving operation, including the designated person-in-charge.

(14) "Diver": An employee working in water using underwater apparatus which supplies compressed breathing gas at the ambient pressure.

(15) "Diver-carried reserve breathing gas": A diver-carried supply of air or mixed gas (as appropriate) sufficient under standard operating conditions to allow the diver to reach the surface, or another source of breathing gas, or to be reached by a standby diver.

(16) "Diving mode": A type of diving requiring specific equipment, procedures and techniques (SCUBA, surface-supplied air, or mixed gas).

(17) "Fsw": Feet of seawater (or equivalent static pressure head).

(18) "Heavy gear": Diver-worn deep-sea dress including helmet, breastplate, dry suit, weighted shoes (~~and appropriate weights~~).

(19) "Hyperbaric conditions": Pressure conditions in excess of surface pressure.

(20) "Inwater stage": A suspended underwater platform which supports a diver in the water.

(21) "Liveboating": The practice of supporting a surfaced-supplied air or mixed gas diver from a vessel which is underway.

(22) "Mixed-gas diving": A diving mode in which the diver is supplied in the water with a breathing gas other than air.

(23) "No-decompression limits": The depth-time limits of the "no-decompression limits and repetitive dive group designation table for no-decompression air dives," U.S. Navy Diving Manual or equivalent limits which the employer can demonstrate to be equally effective.

(24) "Psi(g)": Pounds per square inch (gauge).

(25) "Scientific diving" means diving performed solely as a necessary part of a scientific, research, or educational activity by employees whose sole purpose for diving is to perform scientific research tasks. Scientific diving does not include performing any tasks usually associated with commercial diving such as: Placing or removing heavy objects underwater; inspection of pipelines and similar objects; construction; demolition; cutting or welding; or the use of explosives.

(26) "SCUBA diving": A diving mode independent of surface supply in which the diver uses open circuit self-contained underwater breathing apparatus.

(27) "Standby diver": A diver at the dive location properly equipped and available to assist a diver in the water.

(28) "Surface-supplied air diving": A diving mode in which the diver in the water is supplied from the dive location with compressed air for breathing.

(29) "Treatment table": A depth-time and breathing gas profile designed to treat decompression sickness.

(30) "Umbilical": The composite hose bundle between a dive location and a diver or bell, or between a diver and a bell, which supplies the diver or bell with breathing gas, communications, power, or heat as appropriate to the diving mode or conditions, and includes a safety line between the diver and the dive location.

(31) "Volume tank": A pressure vessel connected to the outlet of a compressor and used as an air reservoir.

(32) "Working pressure": The maximum pressure to which a pressure containment device may be exposed under standard operating conditions.

**AMENDATORY SECTION** (Amending Order 81-4, filed 3/17/81)

**WAC 296-37-550 Scuba diving.** (1) General. Employers engaged in scuba diving shall comply with the following requirements, unless otherwise specified.

(2) Limits. SCUBA diving shall not be conducted:

(a) At depths deeper than 130 fsw;

(b) At depths deeper than 100 fsw or outside the no-decompression limits unless a decompression chamber is ready for use;

(c) Against currents exceeding one knot unless line-tended (~~((this requirement does not preclude work swimming with, rather than against, the current)))~~); or

(d) In enclosed or physically confining spaces unless line-tended.

(3) Procedures. (a) A standby diver shall be available while a diver is in the water.

(b) A diver shall be line-tended from the surface, or accompanied by another diver in the water in continuous visual contact during the diving operations.

(c) A diver shall be stationed at the underwater point of entry when diving is conducted in enclosed or physically confining spaces and shall have positive means of communication with the diver or divers within the space.

(d) A diver-carried reserve breathing gas supply shall be provided for each diver consisting of:

(i) A manual reserve (J valve); or

(ii) An independent reserve cylinder with a separate regulator or connected to the underwater breathing apparatus.

(e) The valve of the reserve breathing gas supply shall be in the closed position prior to the dive.

**AMENDATORY SECTION** (Amending Order 78-18, filed 10/2/78)

**WAC 296-37-560 Mixed-gas diving.** (1) General. Employers engaged in mixed-gas diving shall comply with the following requirements, unless otherwise specified.

(2) Limits. Mixed-gas diving shall be conducted only when:

(a) A decompression chamber is ready for use at the dive location; and

~~((b))~~ (b) A bell is used at depths greater than 220 fsw or when the dive involves inwater decompression time of greater than 120 minutes, except when heavy gear is worn or when diving in physically confining spaces; or

~~((c))~~ (c) A closed bell is used at depths greater than 300 fsw, except when diving is conducted in physically confining spaces.

(3) Procedures.

(a) A separate dive team member shall tend each diver in the water.

(b) A standby diver shall be available while a diver is in the water.

(c) A diver shall be stationed at the underwater point of entry when diving is conducted in enclosed or physically confining spaces.

(d) Each diving operation shall have a primary breathing gas supply sufficient to support divers for the duration of the planned dive including decompression.

(e) Each diving operation shall have a dive-location reserve breathing gas supply.

(f) When heavy gear is worn:

(i) An extra breathing gas hose capable of supplying breathing gas to the diver in the water shall be available to the standby diver; and

(ii) An inwater stage shall be provided to divers in the water.

(g) An inwater stage shall be provided for divers without access to a bell for dives deeper than 100 fsw or outside the no-decompression limits.

(h) When a closed bell is used, one dive team member in the bell shall be available and tend the diver in the water.

(i) Except when heavy gear is worn or where physical space does not permit, a diver-carried reserve breathing gas supply shall be provided for each diver:

(i) Diving deeper than 100 fsw or outside the no-decompression limits; or

(ii) Prevented by the configuration of the dive area from directly ascending to the surface.

**AMENDATORY SECTION** (Amending Order 86-44, filed 12/26/86)

**WAC 296-37-565 Liveboating.** (1) General. Employers engaged in diving operations involving liveboating shall comply with the following requirements.

(2) Limits. Diving operations involving liveboating shall not be conducted:

(a) ~~((Liveboating.))~~ With an inwater decompression time of greater than ~~((30))~~ 120 minutes;

(b) Using surface-supplied air at depths deeper than 190 fsw, except that dives with bottom times of 30 minutes or less may be conducted to depths of 220 fsw;

(c) Using mixed gas at depths greater than 220 fsw;

(d) In rough seas which significantly impede diver mobility or work function; or

(e) In other than daylight hours.

(3) Procedures.

(a) The propeller of the vessel shall be stopped before the diver enters or exits the water.

(b) A device shall be used which minimizes the possibility of entanglement of the diver's hose in the propeller of the vessel.

(c) Two-way voice communication between the designated person-in-charge and the person controlling the vessel shall be available while the diver is in the water.

(d) A standby diver shall be available while a diver is in the water.

(e) A diver-carried reserve breathing gas supply shall be carried by each diver engaged in liveboating operations.

**AMENDATORY SECTION** (Amending Order 86-44, filed 12/26/86)

**WAC 296-37-570 Equipment.** (1) General.

(a) All employers shall comply with the following requirements, unless otherwise specified.

(b) Each equipment modification, repair, test, calibration or maintenance service shall be recorded by means of a tagging or logging system, and include the date and nature of work performed, and the name or initials of the person performing the work.

(2) Air compressor system((s)).

(a) Compressors used to supply air to the diver shall be equipped with a volume tank with a check valve on the inlet side, a pressure gauge, a relief valve, and a drain valve.

(b) A compressor shall be constructed and situated so as to avoid entry of contaminated air into the air-supply system and shall be equipped with a suitable in-line particulate filter followed by a bed of activated charcoal and, if necessary, a moisture absorber to further assure breathing air quality. These filters should be placed before any receiver and after the discharge in the compressor. If an oil-lubricated compressor is used, it shall be equipped with a carbon monoxide alarm or an equally as effective alternative if approved by the department.

(i) If a carbon monoxide alarm is used, it shall be calibrated to activate at or below 20 parts per million carbon monoxide at least once per month. A calibration and maintenance log shall be kept and shall be available for review and copying by the director or his or her designee. The log shall identify the test method, date, time of test, results, and the name of the person performing the test. The log shall be retained for at least one year from the date of the test.

(ii) If the use of an alarm at the compressor will not effectively provide warning to the diver or tender of a carbon monoxide problem, a remote alarm or other means of warning the wearer shall be used.

(iii) Breathing air couplings shall be incompatible with outlets for nonrespirable plant air or other gas systems to prevent inadvertent servicing of air-line breathing apparatus with nonrespirable gases.

(c) Respirable air supplied to a diver shall not contain:

(i) A level of carbon monoxide (CO) greater than 20 ppm;

(ii) A level of carbon dioxide (CO<sub>2</sub>) greater than 1,000 ppm;

(iii) A level of oil mist greater than 5 milligrams per cubic meter; or

(iv) A noxious or pronounced odor.

(d) Compressor systems providing surface air to divers must have a low pressure warning device installed at the air purification system inlet to alert dive tenders of low air pressure.

The minimum alarm setting shall be 45 Psi plus an additional 15 Psi for each working atmosphere.

1 ATM = 33 fsw or 15 Psi

2 ATM = 66 fsw or 30 Psi

3 ATM = 99 fsw or 45 Psi

4 ATM = 132 fsw or 60 Psi

5 ATM = 165 fsw or 75 Psi

6 ATM = 198 fsw or 90 Psi

(e) The output of air compressor systems shall be tested for air purity every six months by means of samples taken at the connection to the distribution system, except that nonoil lubricated compressors need not be tested for oil mist.

(3) Breathing gas supply hoses.

(a) Breathing gas supply hoses shall:

(i) Have a working pressure at least equal to the working pressure of the total breathing gas system;

(ii) Have a rated bursting pressure at least equal to four times the working pressure;

(iii) Be tested at least annually to 1.5 times their working pressure; and

(iv) Have their open ends taped, capped or plugged when not in use.

(b) Breathing gas supply hose connectors shall:

(i) Be made of corrosion-resistant materials;

(ii) Have a working pressure at least equal to the working pressure of the hose to which they are attached; and

(iii) Be resistant to accidental disengagement.

(c) Umbilicals shall:

(i) Include a safety line which shall be attached in a manner to remove strain from the air supply hose;

(ii) Be marked in 10-foot increments to 100 feet beginning at the diver's end, and in 50 foot increments thereafter;

(iii) Be made of kink-resistant materials; and

(iv) Have a working pressure greater than the pressure equivalent to the maximum depth of the dive (relative to the supply source) plus 100 psi.

(4) Buoyancy control.

(a) Helmets or masks connected directly to the dry suit or other buoyancy-changing equipment shall be equipped with an exhaust valve.

(b) A dry suit or other buoyancy-changing equipment not directly connected to the helmet or mask shall be equipped with an exhaust valve.

(c) When used for SCUBA diving, a buoyancy compensator shall have an inflation source separate from the breathing gas supply.

(d) An inflatable flotation device capable of maintaining the diver at the surface in a face-up position, having a manually activated inflation source independent of the breathing supply, an oral inflation device, and an exhaust valve shall be used for SCUBA diving.

(5) Compressed gas cylinders. ((a)) Compressed gas cylinders shall:

((b)) (a) Be designed, constructed and maintained in accordance with the applicable provisions of ((WAC 296-24-920 through 296-24-94003)) WAC 296-24-295 and 296-24-940 of the General safety and health standards.

((c)) (b) Be stored in a ventilated area and protected from excessive heat;

((d)) (c) Be secured from falling; and

~~((iv))~~ (d) Have shut-off valves recessed into the cylinder or protected by a cap, except when in use or manifolded, or when used for SCUBA diving.

(6) Recompression/decompression chambers.

(a) Each recompression/decompression chamber manufactured after the effective date of this standard, shall be built and maintained in accordance with the ASME Code or equivalent.

(b) Each recompression/decompression chamber manufactured prior to the effective date of this standard shall be maintained in conformity with the code requirements to which it was built, or equivalent.

(c) Each recompression/decompression chamber shall be equipped with:

(i) Means to maintain the atmosphere below a level of 25% oxygen by volume;

(ii) Mufflers on intake and exhaust lines, which shall be regularly inspected and maintained;

(iii) Suction guards on exhaust line openings; and

(iv) A means for extinguishing fire, and shall be maintained to minimize sources of ignition and combustible material.

(7) Gauges and timekeeping devices.

(a) Gauges indicating diver depth which can be read at the dive location shall be used for all dives except SCUBA.

(b) Each depth gauge shall be ~~((dead-weight))~~ dead-weight tested or calibrated against a master reference gauge every six months, and when there is a discrepancy greater than two percent of full scale between any two equivalent gauges.

(c) A cylinder pressure gauge capable of being monitored by the diver during the dive shall be worn by each SCUBA diver.

(d) A timekeeping device shall be available at each dive location.

(8) Masks and helmets.

(a) Surface-supplied air and mixed-gas masks and helmets shall have:

(i) A nonreturn valve at the attachment point between helmet or mask and hose which shall close readily and positively; and

(ii) An exhaust valve.

(b) Surface-supplied air masks and helmets shall have a minimum ventilation rate capability of 4.5 acfm at any depth at which they are operated or the capability of maintaining the diver's inspired carbon dioxide partial pressure below 0.02 ATA when the diver is producing carbon dioxide at the rate of 1.6 standard liters per minute.

(9) Oxygen safety.

(a) Equipment used with oxygen or mixtures containing over forty percent (40%) by volume oxygen shall be designed for oxygen service.

(b) Components (except umbilicals) exposed to oxygen or mixtures containing over forty percent (40%) by volume oxygen shall be cleaned of flammable materials before use.

(c) Oxygen systems over 125 psig and compressed air systems over 500 psig shall have slow-opening shut-off valves.

(10) Weights and harnesses.

(a) Except when heavy gear is worn, divers shall be equipped with a weight belt or assembly capable of quick release.

(b) Except when heavy gear is worn or in SCUBA diving, each diver shall wear a safety harness with:

(i) A positive buckling device;

(ii) An attachment point for the umbilical to prevent strain on the mask or helmet; and

(iii) A lifting point to distribute the pull force of the line over the diver's body.

AMENDATORY SECTION (Amending Order 86-44, filed 12/26/86)

**WAC 296-37-575 Recordkeeping requirements.** (1) Recording and reporting.

(a) The employer shall ~~((record and report occupational injuries and illnesses in accordance))~~ comply with the requirements of chapters 296-27 and 296-350 WAC.

(b) The employer shall record the occurrence of any diving-related injury or illness which requires any dive team member to be hospitalized for 24 hours or more, specifying the circumstances of the incident and the extent of any injuries or illnesses.

(2) Availability of records.

(a) Upon the request of the director of the department of labor and industries or his duly authorized designees, the employer shall make available for inspection and copying any record or document required by this standard.

~~((Note: Requests for information or copies of records and reports by OSHA or NIOSH shall be made to the director of the department of labor and industries.))~~

(b) Records and documents required by this standard shall be provided upon request to employees, designated representatives, and the assistant director in accordance with WAC 296-62-05201 through 296-62-05209 and 296-62-05213 through 296-62-05217. Safe practices manuals (WAC 296-37-530), depth-time profiles (WAC 296-37-540), recording of dives (WAC 296-37-545), ~~((recompression/))~~decompression procedure assessment evaluations (WAC 296-37-545), and records of hospitalizations (WAC 296-37-575) shall be provided in the same manner as employee exposure records or analyses using exposure or medical records. Equipment inspections and testing records which pertain to employees (WAC 296-37-570) shall also be provided upon request to employees and their designated representatives.

(c) Records and documents required by this standard shall be retained by the employer for the following period:

(i) Dive team member medical records (physician's reports) (WAC 296-37-525) - five years;

(ii) Safe practices manual (WAC 296-37-530) - current document only;

(iii) Depth-time profile (WAC 296-37-540) - until completion of the recording of dive, or until completion of ~~((recompression/))~~decompression procedure assessment where there has been an incident of decompression sickness;

(iv) Recording dive (WAC 296-37-545) one year, except five years where there has been an incident of decompression sickness;

(v) ~~((Recompression/))~~ Decompression procedure assessment evaluations (WAC 296-37-545) - five years;

(vi) Equipment inspections and testing records (WAC 296-37-570) - current entry or tag, or until equipment is withdrawn from service;

(vii) Records of hospitalizations (WAC 296-37-575) - five years.

(d) After the expiration of the retention period of any record required to be kept for five years, the employer shall forward such records to the National Institute for Occupational Safety and Health, Department of Health and Human Services. The employer shall also comply with any additional requirements set forth in WAC 296-62-05215.

~~((Note: Forward the records to the following address:  
National Institute for Occupational  
Safety and Health  
Department of Health and Human Services  
Surveillance Branch  
Mail Stop R-18 Ridge  
PHS CDC-NIOSH  
4676 Columbia Park Way  
Cincinnati, Ohio 45226))~~

(e) In the event the employer ceases to do business:

(i) The successor employer shall receive and retain all dive and employee medical records required by this standard; or

(ii) If there is no successor employer, dive and employee medical records shall be forwarded to the National Institute for Occupational Safety and Health, Department of Health ~~((and Human Services)), Education, and Welfare.~~

AMENDATORY SECTION (Amending Order 78-18, filed 10/2/78)

~~WAC 296-37-580 ((Effective date)) Reserved. ((This standard shall be effective 30 days after being filed with the code reviser.))~~

AMENDATORY SECTION (Amending Order 78-18, filed 10/2/78)

**WAC 296-37-585 Appendix A to chapter 296-37 WAC—Examples of conditions which may restrict or limit exposure to hyperbaric conditions.** (1) The following disorders may restrict or limit occupational exposure to hyperbaric conditions depending on severity, presence of residual effects, response to therapy, number of occurrences, diving mode, or degree and duration of isolation.

(a) History of seizure disorder other than early febrile convulsions.

(b) Malignancies (active) unless treated and without recurrence for five years.

(c) Chronic inability to equalize sinus and/or middle ear pressure.

(d) Cystic or cavitory disease of the lungs.

(e) Impaired organ function caused by alcohol or drug use.

(f) Conditions requiring continuous medication for control (e.g., antihistamines, steroids, barbiturates, mood altering drugs, or insulin).

(i) Meniere's disease.

(ii) Hemoglobinopathies.

(iii) Obstructive or restrictive lung disease.

(iv) Vestibular end organ destruction.

(v) Pneumothorax.

(vi) Cardiac abnormalities (e.g., pathological heart block, valvular disease, intraventricular conduction defects

other than isolated right bundle branch block, angina pectoris, arrhythmia, coronary artery disease).

(vii) Juxta-articular osteonecrosis.

### NEW SECTION

**WAC 296-37-590 Appendix B to chapter 296-37 WAC—Guidelines for scientific diving.** This appendix contains guidelines that will be used in conjunction with WAC 296-37-510 (2)(e) to determine those scientific diving programs which are exempt from the requirements for commercial diving. The guidelines are as follows:

(1) The diving control board consists of a majority of active scientific divers and has autonomous and absolute authority over scientific diving program's operations.

(2) The purpose of the project using scientific diving is the advancement of science; therefore, information and data resulting from the project are nonproprietary.

(3) The tasks of a scientific diver are those of an observer and data gatherer. Construction and troubleshooting tasks traditionally associated with commercial diving are not included within scientific diving.

(4) Scientific divers, based on the nature of their activities, must use scientific expertise in studying the underwater environment and, therefore, are scientists or scientists in training.

AMENDATORY SECTION (Amending Order 91-07, filed 11/22/91, effective 12/24/91)

**WAC 296-56-60001 Scope and applicability.** (1) The rules included in this chapter apply throughout the state of Washington, to any and all waterfront operations under the jurisdiction of the department of labor and industries, division of industrial safety and health.

(2) These minimum requirements are promulgated in order to augment the general safety and health standards, and any other safety and health standards promulgated by the department of labor and industries which are applicable to all places of employment under the jurisdiction of the department of labor and industries. The rules of this chapter, and the rules of chapters 296-24 and 296-62 WAC are applicable to all longshore, stevedore and related waterfront operations: *Provided*, That such rules shall not be applicable to those operations under the exclusive safety jurisdiction of the federal government.

(3) The provisions of this chapter shall prevail in the event of a conflict with, or duplication of, provisions contained in chapters 296-24 and 296-62 WAC. Specific standards which are applicable include, but are not limited to:

(a) Electrical—Chapter 296-24 WAC Part L.

(b) Toxic and hazardous substances are regulated by chapter 296-62 WAC. Where references to this chapter are given they are for informational purposes only. Where specific requirements of this chapter conflict with the provisions of chapter 296-62 WAC this chapter prevails. Chapter 296-62 WAC does not apply when a substance or cargo is contained within a manufacturer's original, sealed, intact means of packaging or containment complying with the department of transportation or International Maritime Organization requirements.

(c) Hearing conservation—Chapter 296-62 WAC Part K.

(d) Standards for commercial diving operations—Chapter 296-37 WAC.

(e) Safety requirements for scaffolding—Chapter 296-24 WAC Part J-1.

(f) Safe practices of abrasive blasting operations—Chapter 296-24 WAC Part H-2.

(g) Access to employee exposure and medical records—Chapter 296-62 WAC Part B.

(h) Respiratory protection—Chapter 296-62 WAC Part E.

(i) Safety standards for grain handling facilities—Chapter 296-99 WAC.

(j) Hazard communication purpose—Chapter 296-62 WAC Part C.

(k) Asbestos—Chapters 296-62 Part I-1 and 296-65 WAC.

(l) Confined space—Chapter 296-62 WAC Part M.

(m) Servicing multi-piece and single-piece rim wheels—Chapter 296-24 WAC Part D.

(4) The provisions of this chapter do not apply to the following:

(a) Fully automated bulk coal handling facilities contiguous to electrical power generating plants.

(b) Facilities subject to the regulations of the office of pipeline safety regulation of the materials transportation bureau, department of transportation, to the extent such regulations apply.

AMENDATORY SECTION (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60005 Definitions.** (1) "Apron" means that open portion of a marine terminal immediately adjacent to a vessel berth and used in the direct transfer of cargo between the terminal and vessel.

(2) "Assistant director for the division of industrial safety and health" means the assistant director of industrial safety and health, department of labor and industries or his authorized representative.

(3) "Authorized," in reference to an employee's assignment, means selected by the employer for that purpose.

(4) "Cargo door" (transit shed door) means a door designed to permit transfer of cargo to and from a marine terminal structure.

(5) "Cargo packaging" means any method of containment for shipment, including cases, cartons, crates and sacks, but excluding large units such as intermodal containers, vans or similar devices.

(6) "Confined space" means any space having a limited means of egress which is subject to the accumulation of toxic or flammable contaminants or an oxygen deficient atmosphere. Confined spaces include, but are not limited to, intermodal tank containers, brailwater tanks, bins, storage tanks, boilers, ventilation or exhaust ducts, tunnels, and portable tanks.

(7) "Conveyor" means a device designed exclusively for transporting bulk materials, packages or objects in a predetermined path and having fixed or selective points of loading or discharge.

(8) "Danger zone" means any place in or about a machine or piece of equipment where an employee may be struck by or caught between moving parts, caught between

moving and stationary objects or parts of the machine, caught between the material and a moving part of the machine, burned by hot surfaces or exposed to electric shock. Examples of danger zones are nip and shear points, shear lines, drive mechanisms, and areas beneath counterweights.

(9) "Designated person" means a person who possesses specialized abilities in a specific (~~capacity~~) area and is assigned by the employer to perform a specific task in that area.

(10) "Dock" means a wharf or pier forming all or part of a waterfront facility, including marginal or quayside berthing facilities; not to be confused with "loading dock" as at a transit shed or container freight station, or with the body of water between piers or wharves.

(11) "Dock facilities" includes all piers, wharves, sheds, aprons, dolphins, cranes, or other gear or equipment owned or controlled by the dock or facility owner, where cargo or materials are loaded, moved or handled to or from a vessel.

(12) "Dockboard" (bridge plate or car plate) means a device utilized to span the gap between railroad cars, or between railroad cars or highway vehicles and the loading dock or platform. A car plate may be fixed, adjustable, portable, powered, or unpowered.

(13) "Enclosed space" means an indoor space, other than a confined space, that may contain or accumulate a hazardous atmosphere due to inadequate natural ventilation. Examples of enclosed spaces (~~include~~) are trailers, railcars, and storage rooms.

(14) "Examination," as applied to material handling devices required to be certified by this chapter, means a comprehensive survey consisting of the criteria outlined in WAC 296-56-60093 through 296-56-60097. The examination is supplemented by a unit proof test in the case of annual survey.

(15) "Flammable atmosphere" means an atmosphere containing more than ten percent of the lower (~~explosive~~) flammable limit (LEL) of a flammable or combustible vapor or dust mixed with air. Such atmospheres are usually toxic as well as flammable.

(16) "Front-end attachments."

(a) As applied to power-operated industrial trucks, means the various devices, such as roll clamps, rotating and sideshifting carriages, magnets, rams, crane arms or booms, load stabilizers, scoops, buckets, and dumping bins, attached to the load end for handling lifts as single or multiple units.

(b) As applied to cranes, means various attachments applied to the basic machine for the performance of functions such as lifting, clamshell or magnet services.

(17) "Fumigant" is a substance or mixture of substances, used to kill pests or prevent infestation, which is a gas or is rapidly or progressively transformed to the gaseous state even though some nongaseous or particulate matter may remain and be dispersed in the treatment space.

(18) "Hazardous cargo, material, substance or atmosphere" means:

(a) Any substance listed in chapter 296-62 WAC;

(b) Any material in the hazardous materials table and hazardous materials communications regulations of the Department of Transportation, 49 CFR Part 172;

(c) Any article not properly described by a name in the hazardous materials table and hazardous materials communi-

cations regulations of the Department of Transportation, 49 CFR Part 172, but which is properly classified under the definition of those categories of dangerous articles given in 49 CFR Part 173;

(d) Atmospheres having concentrations of airborne chemicals in excess of permissible exposure limits as defined in chapter 296-62 WAC; or

(e) Any atmosphere with an oxygen content of less than nineteen and one-half percent by volume.

(19) "House falls" means spans and supporting members, winches, blocks, and standing and running rigging forming part of a marine terminal and used with a vessel's cargo gear to load or unload by means of married falls.

(20) "Inspection," as applied to material handling devices required to be certified by this chapter, includes a complete visual examination of all visible parts of the device.

(21) "Intermodal container" means a reusable cargo container of rigid construction and rectangular configuration intended to contain one or more articles of cargo or bulk commodities for transportation by water and one or more other transport modes without intermediate cargo handling. The term includes completely enclosed units, open top units, fractional height units, units incorporating liquid or gas tanks and other variations fitting into the container system, (~~demounted~~) demountable or with attached wheels. It does not include cylinders, drums, crates, cases, cartons, packages, sacks, unitized loads or any other form of packaging.

(22) "Loose gear" means removable or replaceable components of equipment or devices which may be used with or as a part of assembled material handling units for purposes such as making connections, changing line direction and multiplying mechanical advantage. Examples include shackles and snatch blocks.

(23) "Marina" means a small harbor or boat basin providing dockage, supplies, and services for small craft.

(24) "Marine terminal" means wharves, bulkheads, quays, piers, docks and other berthing locations and adjacent storage or contiguous areas and structures associated with the primary movement of cargo or materials from vessel to shore or shore to vessel. It includes structures which are devoted to receiving, handling, holding, consolidation, loading or delivery of waterborne shipments and passengers, and areas devoted to the maintenance of the terminal or equipment. The term does not include production or manufacturing areas having their own docking facilities and located at a marine terminal nor storage facilities directly associated with those production or manufacturing areas.

AMENDATORY SECTION (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60007 Housekeeping.** (1) Active work areas shall be kept free of equipment and materials not in use, and clear of debris, projecting nails, strapping and other sharp objects not necessary for the work in progress.

(2) Hatch beams, covers, and pontoons placed in terminal working areas shall be stowed in stable piles with beams secured against tipping or falling. Alternatively, beams may be laid on their sides. When beams and pontoons are stowed in tiers more than one high, dunnage or other suitable material shall be used under and between tiers.

(3) Cargo and material shall not obstruct access to vessels, cranes, vehicles, or buildings. Means of access and egress within buildings shall be unobstructed.

(4) The employer shall eliminate, to the extent possible, conditions causing slippery working or walking surfaces in immediate work areas used by employees.

AMENDATORY SECTION (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60041 Log handling.** (1) The employer shall ensure that structures (bunks) used to contain logs have rounded corners and rounded structural parts to avoid sling damage.

(2) Two or more binders or equivalently safe means of containment shall remain on logging trucks and railcars to secure logs during movement of the truck or car within the terminal. During unloading, logs shall be prevented from moving while binders are being removed.

(3) Logs shall be hoisted by two slings or by other gear designed for safe hoisting.

(4) Logs placed adjacent to vehicle curbs on the dock shall not be over one tier high unless placed in bunks or (~~retained to prevent rolling~~) so stacked as not to roll or otherwise creating a hazard to employees.

(5) Before logs are slung up from the dock, they shall be stably supported to prevent spreading and to allow passage of slings beneath the load. When bunks or similar retaining devices are used, no log shall be higher than the stanchions or retaining members of the device.

(6) A draft of logs for hoisting aboard ship shall not vary in length more than twenty percent.

(7) Audible alarms.

(a) All bidirectional machines, shall be equipped with a horn, distinguishable from the surrounding noise level, which shall be operated as needed when the machine is moving in either direction. The horn shall be maintained in operable condition.

(b) Automatic back-up alarms shall be installed on bidirectional equipment used to handle logs or containers and shall be maintained in operable condition.

AMENDATORY SECTION (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60043 Movement of barges and railcars.** Barges and railcars shall not be moved by cargo runners (running rigging) from vessel cargo booms, cranes or other equipment not (~~designed~~) suitable for the purpose.

AMENDATORY SECTION (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60053 Hazardous atmospheres and substances.** (1) Purpose and scope. This section covers areas where a hazardous atmosphere or substance may exist, except where one or more of the following sections apply: WAC 296-56-60049 Hazardous cargo; WAC 296-56-60051 Handling explosives or hazardous materials; WAC 296-56-60055 Carbon monoxide; WAC 296-56-60057 Fumigants, pesticides, insecticides and hazardous preservatives; WAC 296-56-60107 Terminal facilities handling menhaden and similar species of fish; WAC 296-56-60235 Welding, cutting

and heating (hot work); and WAC 296-56-60237 Spray painting.

(2) Determination of hazard.

(a) Whenever a room, building, vehicle, railcar or other space contains or has contained a hazardous atmosphere, a designated and appropriately equipped person shall test the atmosphere before entry to determine whether a hazardous atmosphere exists.

(b) Records of results of any tests required by this section shall be maintained for at least thirty days.

(3) Testing during ventilation. When mechanical ventilation is used to maintain a safe atmosphere, tests shall be made by a designated person to ensure that the atmosphere is not hazardous.

(4) Entry into hazardous atmospheres. Only designated persons shall enter hazardous atmospheres. The following provisions shall apply:

(a) Persons entering a space containing a hazardous atmosphere shall be protected by respiratory and emergency protective equipment meeting the requirements of WAC 296-62-071 through 296-62-07121;

(b) Persons entering a space containing a hazardous atmosphere shall be instructed in the nature of the hazard, precautions to be taken, and the use of protective and emergency equipment. Standby observers, similarly equipped and instructed, shall continuously monitor the activity of employees within such space; and

(c) Except for emergency or rescue operations, employees shall not enter into any atmosphere which has been identified as flammable or oxygen deficient (less than nineteen and one-half percent oxygen). Persons who may be required to enter flammable or oxygen deficient atmospheres in emergency operations shall be instructed in the dangers attendant to those atmospheres and instructed in the use of self-contained breathing apparatus, which shall be utilized.

(d) To prevent inadvertent employee entry into spaces that have been identified as having hazardous, flammable or oxygen deficient atmospheres, appropriate warning signs or equivalent means shall be posted at all means of access to those spaces.

(5) When the packaging of asbestos cargo leaks, spillage shall be cleaned up by designated employees protected from the harmful effects of asbestos as required by WAC 296-62-07517 and chapter 296-65 WAC.

**AMENDATORY SECTION** (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60057 Fumigants, pesticides, insecticides and hazardous preservatives.** (1) Whenever cargo in a space is or has been stowed, handled, or treated with a fumigant, pesticide, insecticide, or hazardous preservative, a determination shall be made as to whether a hazardous atmosphere is present in the space. Only employees protected as required in subsection (5) of this section shall enter the space if it is hazardous.

(2) Tests to determine the atmospheric concentration of chemicals used to treat cargo shall be:

- (a) Appropriate for the hazard involved;
- (b) Conducted by designated persons; and

(c) Performed at the intervals necessary to ensure that employee exposure does not exceed the permissible exposure limit for the chemical involved, see chapter 296-62 WAC.

(3) Results of any tests shall be available for at least thirty days.

(4) Chemicals shall only be applied to cargoes by designated persons.

(5) Only designated persons shall enter hazardous atmospheres. Whenever a hazardous atmosphere is entered the following provisions apply.

(a) Persons entering a space containing a hazardous atmosphere shall be protected by respiratory and emergency protective equipment meeting the requirements of ((WAC 296-62-071 through 296-62-07121)) subpart G of this standard; and

(b) Persons entering a space containing a hazardous atmosphere shall be instructed in the nature of the hazard, precautions to be taken, and the use of protective and emergency equipment. Standby observers, similarly equipped and instructed, shall continuously monitor the activity of employees within such a space.

(6) Signs shall be clearly posted where fumigants, pesticides or hazardous preservatives have created a hazardous atmosphere. These signs shall note the danger, identify specific chemical hazards, and give appropriate information and precautions, including instructions for the emergency treatment of employees affected by any chemical in use.

**AMENDATORY SECTION** (Amending Order 91-01, filed 5/20/91, effective 6/20/91)

**WAC 296-56-60073 Miscellaneous auxiliary gear.** (1) Routine inspection.

(a) At the completion of each use, loose gear such as slings, chains, bridles, blocks, and hooks shall be so placed as to avoid damage to the gear. Loose gear shall be inspected and any defects corrected before re-use.

(b) All loose gear shall be inspected by the employer or his authorized representative before each use and, when necessary, at intervals during its use, to ensure that it is safe. Any gear which is found upon inspection to be unsafe shall not be used until it is made safe.

(c) Defective gear shall not be used. Distorted hooks, shackles, or similar gear shall be discarded.

(d) Chains or other gear which have been lengthened, altered, or repaired by welding shall be properly heat treated, and before again being put into use, shall be tested and reexamined in the manner set forth in WAC 296-56-60097 and 296-56-60098.

(2) The employer shall maintain a record of the dates and results of the tests with each unit of gear concerned clearly identified. The records shall be available for examination by division of industrial safety and health personnel and the employee safety committee.

(3) Wire rope and wire rope slings.

(a) (~~Four by twenty nine (4 x 29) wire rope shall not be used in any running rigging.~~

~~(b))~~) The employer shall ascertain and adhere to the manufacturer's recommended ratings for wire rope and wire rope slings and shall have such ratings available at the terminal. When the manufacturer is unable to supply such ratings, the employer shall use the tables for wire rope and



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wire rope slings found in American National Safety Standard for Slings, ANSI/ASME B30.9-1984. A design safety factor of at least five shall be maintained for the common sizes of running wire used as falls, in purchases or in such uses as light load slings. Wire rope with a safety factor of less than five may be used only:

- (i) In specialized equipment, such as cranes designed to be used with lesser wire rope safety factors;
  - (ii) In accordance with design factors in standing rigging applications; or
  - (iii) For heavy lifts or other purposes for which a safety factor of five is impractical and for which the employer can demonstrate that equivalent safety is ensured.
- ((e)) (b) Wire rope or wire rope slings exhibiting any of the following conditions shall not be used:
- (i) Ten randomly distributed broken wires in one rope lay or three or more broken wires in one strand in one rope lay;
  - (ii) Kinking, crushing, bird caging, or other damage resulting in distortion of the wire rope structure;
  - (iii) Evidence of heat damage;
  - (iv) Excessive wear, corrosion, deformation or other defect in the wire or attachments, including cracks in attachments;
  - (v) Any indication of strand or wire slippage in end attachments; or
  - (vi) More than one broken wire in the close vicinity of a socket or swaged fitting.

(c) Four by twenty-nine (4 x 29) wire rope shall not be used in any running rigging.

(d) Protruding ends of strands in splices on slings and bridles shall be covered or blunted. Coverings shall be removable so that splices can be examined. Means used to cover or blunt ends shall not damage the wire.

(e) Where wire rope clips are used to form eyes, the employer shall adhere to the manufacturer's recommendations, which shall be available at the terminal. If "U" bolt clips are used and the manufacturer's recommendations are not available, Table C-1 shall be used to determine the number and spacing of clips. "U" bolts shall be applied with the "U" section in contact with the dead end of the rope.

one-half of the wire cut from each strand. Other forms of splices or connections which are demonstrated to be equally safe may be used.

(i) Except for eye splices in the ends of wires and for endless rope slings, each wire rope used in hoisting or lowering, or in bulling cargo, shall consist of one continuous piece without knot or splice.

(4) Natural fiber rope.

(a) The employer shall ascertain the manufacturer's ratings for the specific natural fiber rope used and have such ratings available at the terminal. The manufacturer's ratings shall be adhered to and a minimum design safety factor of five maintained.

(b) Eye splices shall consist of at least three full tucks. Short splices shall consist of at least six full tucks, three on each side of the center line.

(5) Synthetic rope.

(a) The employer shall adhere to the manufacturer's ratings and use recommendations for the specific synthetic fiber rope used and shall have such ratings available at the terminal.

(b) Unless otherwise recommended by the manufacturer, when synthetic fiber ropes are substituted for manila ropes of less than three inches (7.62 cm) circumference, the substitute shall be of equal size. Where substituted for manila rope of three inches or more in circumference, the size of the synthetic rope shall be determined from the formula:

$$C = \sqrt{.6(C_s^2) + .4(C_m^2)}$$

Where C = the required circumference of the synthetic rope in inches, C<sub>s</sub> = the circumference to the nearest one-quarter inch of a synthetic rope having a breaking strength not less than that of the size manila rope that would be required by subsection (4) of this section, and C<sub>m</sub> = the circumference of manila rope in inches which would be required by subsection (4) of this section. In making such substitution, it shall be ascertained that the inherent characteristics of the synthetic fiber are suitable for hoisting.

(6) Removal of natural and synthetic rope from service. Natural or synthetic rope having any of the following defects shall be removed from service:

- (a) Abnormal wear;
  - (b) Powdered fiber between strands;
  - (c) Sufficient cut or broken fibers to affect the capacity of the rope;
  - (d) Variations in the size or roundness of strands;
  - (e) Discolorations other than stains not associated with rope damage;
  - (f) Rotting; or
  - (g) Distortion or other damage to attached hardware.
- (7) Thimbles. Properly fitting thimbles shall be used where any rope is secured permanently to a ring, shackle or attachment, where practical.
- (8) Synthetic web slings.

(a) Slings and nets or other combinations of more than one piece of synthetic webbing assembled and used as a single unit (synthetic web slings) shall not be used to hoist loads in excess of the sling's rated capacity.

(b) Synthetic web slings shall be removed from service if they exhibit any of the following defects:

- (i) Acid or caustic burns;

Improved Plain Steel Rope Diameter	Minimum Number of Clips		Minimum Spacing
	Drop Forged	Other Material	Inches/feet
1/2 or less (1.5)	3	4	3 (7.6)
5/8 (1.6)	3	4	3 3/4 (9.5)
3/4 (1.9)	4	5	4 1/2 (11.4)
7/8 (2.2)	4	5	5 1/4 (13.3)
1 (2.5)	5	7	6 (15.2)
1 1/8 (2.7)	6	7	6 3/4 (17.1)
1 1/4 (3.2)	6	8	7 1/2 (19.3)
1 3/8 (3.5)	7	8	8 1/4 (21.6)
1 1/2 (3.8)	7	9	9 (22.9)

(f) Wire rope shall not be secured by knots.

(g) Eyes in wire rope bridles, slings, bull wires, or in single parts used for hoisting shall not be formed by wire rope clips or knots.

(h) Eye splices in wire ropes shall have at least three tucks with a whole strand of the rope and two tucks with

- (ii) Melting or charring of any part of the sling surface;
- (iii) Snags, punctures, tears or cuts;
- (iv) Broken or worn stitches; or
- (v) Distortion or damage to fittings.

(c) Defective synthetic web slings removed from service shall not be returned to service unless repaired by a sling manufacturer or similar entity. Each repaired sling shall be proof tested by the repairer to twice the slings' rated capacity prior to its return to service. The employer shall retain a certificate of the proof test and make it available for examination.

(d) Synthetic web slings provided by the employer shall only be used in accordance with the manufacturer's recommendations, which shall be made available upon request.

(e) Fittings shall have a breaking strength at least equal to that of the sling to which they are attached and shall be free of sharp edges.

(9) Chains and chain slings used for hoisting.

(a) The employer shall adhere to the manufacturer's recommended ratings for safe working loads for the sizes of the wrought iron and alloy steel chains and chain slings used and shall have such ratings available. When the manufacturer is unable to provide such ratings, the employer shall use the tables for chains and chain slings found in American National Safety Standard for Slings, ANSI B30.9-1971.

(b) Proof coil steel chain, also known as common or hardware chain, and other chain not recommended by the manufacturer for slinging or hoisting shall not be used for slinging or hoisting.

(c)(i) Sling chains, including end fastenings, shall be inspected for visible defects before each day's use and as often as necessary during use to ensure integrity of the sling.

(ii) Thorough inspections of chains in use shall be made quarterly to detect wear, defective welds, deformation, increase in length or stretch. The month of inspection shall be indicated on each chain by color of paint on a link or by other effective means.

(iii) Chains shall be removed from service when maximum allowable wear, as indicated in Table C-2, is reached at any point of link.

(iv) Chain slings shall be removed from service when stretch has increased the length of a measured section by more than five percent; when a link is bent, twisted or otherwise damaged; or when a link has a raised scarf or defective weld.

(v) Only designated persons shall inspect chains used for slinging and hoisting.

CHAIN SIZE		MAXIMUM ALLOWABLE WEAR	
inches	(mm)	inches	(mm)
1/4 (9/32)	(8.6)	3/64	(8.1)
3/8	(11.0)	5/64	(8.2)
1/2	(12.7)	7/64	(9.3)
5/8	(15.9)	9/64	(9.4)
3/4	(19.1)	5/32	(9.4)
7/8	(22.2)	1 1/64	(9.4)
1	(25.4)	3/16	(9.5)
1 1/8	(31.8)	7/32	(9.6)
1 1/4	(38.1)	1/4	(9.6)
1 3/8	(44.5)	3/32	(9.7)
1 1/2	(50.8)	5/16	(9.8)
1 3/4	(57.1)	1 1/32	(9.9)

(d) Chains shall only be repaired under qualified supervision. Links or portions of chain defective under any of the criteria of WAC 296-56-60073 (9)(c) shall be replaced with properly dimensioned links or connections of material similar to that of the original chain. Before repaired chains are returned to service, they shall be tested to the proof test load recommended by the manufacturer for the original chain. Tests shall be performed by the manufacturer or shall be certified by an agency accredited for the purpose under WAC 296-56-60093. Test certificates shall be available at the terminal.

(e) Wrought iron chains in constant use shall be annealed or normalized at intervals not exceeding six months. Heat treatment certificates shall be available at the terminal. Alloy chains shall not be annealed.

(f) Kinked or knotted chains shall not be used for lifting. Chains shall not be shortened by bolting, wiring or knotting. Makeshift links or fasteners such as wire, bolts or rods shall not be used.

(g) Hooks, rings, links and attachments affixed to sling chains shall have rated capacities at least equal to that of the chains to which they are attached.

(h) Chain slings shall bear identification of size, grade and rated capacity.

(10) Shackles.

(a) If available, the manufacturer's recommended safe working loads for shackles shall not be exceeded. In the absence of manufacturer's recommendations, Table C-3 shall apply.

(b) Screw pin shackles used aloft in house fall or other gear, except in cargo hook assemblies, shall have their pins moused or otherwise effectively secured.

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**TABLE C-1  
SAFE WORKING LOADS FOR SHACKLES**

MATERIAL SIZE		PIN DIAMETER		SAFE WORKING LOAD IN 2,000 LB TONS
Inches	(cm)	Inches	(cm)	
1/4	(1.3)	5/8	(1.6)	1.4
5/8	(1.6)	3/4	(1.9)	2.2
3/4	(1.9)	7/8	(2.1)	3.2
7/8	(2.1)	1	(2.5)	4.3
1	(2.5)	1 1/8	(2.9)	5.6
1 1/8	(2.9)	1 1/4	(3.2)	6.7
1 1/4	(3.2)	1 3/8	(3.5)	8.2
1 3/8	(3.5)	1 1/2	(3.8)	10.0
1 1/2	(3.8)	1 5/8	(4.1)	11.9
1 5/8	(4.1)	2	(5.1)	16.2
2	(5.1)	2 1/4	(6.1)	21.2

(c) Tables G-2 through G-5 shall be used to determine the safe working loads of various sizes and classifications of improved plow steel wire rope slings with various types of terminals. For sizes, classifications and grades not included in these tables the safe working load recommended by the manufacturer for specific, identifiable products shall be followed, however, a safety factor of not less than five shall be maintained.

**TABLE C-2  
MANILA ROPE**  
(By particular need 200 pounds)

Circumference	Inches	Diameter	30 Degrees		45 Degrees		60 Degrees	
			6	9	6	9	6	9
3/4	1 1/4	1/8	120	204	170	170	170	170
1	1 3/4	1/4	200	346	281	280	280	280
1 1/8	2	5/16	270	467	380	380	380	380
1 3/8	2 1/4	3/8	350	606	493	490	490	490
1 1/2	2 3/4	7/16	430	772	638	630	630	630
1 5/8	3	1/2	510	913	750	750	750	750
2	3 1/4	9/16	600	1050	873	870	870	870
2 1/8	3 1/2	5/8	690	1200	990	990	990	990
2 1/4	3 3/4	3/4	780	1350	1100	1100	1100	1100
2 1/2	4	7/8	870	1500	1220	1220	1220	1220
2 3/4	4 1/4	1	960	1650	1340	1340	1340	1340
3	4 1/2	1 1/8	1050	1800	1460	1460	1460	1460

In making such a substitution it should be ascertained that the inherent characteristics of the synthetic fiber are suitable for the intended service of the rope.

**TABLE G-1 RATED CAPACITIES FOR IMPROVED PLOW STEEL, INDEPENDENT WIRE ROPE CORE, WIRE ROPE AND WIRE SLINGS**  
(In TONS OF 2,000 POUNDS)

Rope Diameter Inches	Slings by					
	Vertical			Choker		
	A	B	C	A	B	C
4 x 19 Classification						
1/4"	.79	.58	.33	.44	.41	.40
3/8"	1.2	.87	.51	.71	.68	.68
1/2"	1.7	1.2	.68	1.0	.96	.96
5/8"	2.2	1.6	.87	1.3	1.25	1.25
3/4"	2.7	1.9	1.1	1.6	1.55	1.55
7/8"	3.2	2.2	1.3	1.9	1.8	1.8
1"	3.7	2.6	1.5	2.2	2.1	2.1
1 1/8"	4.2	3.0	1.7	2.5	2.4	2.4
1 1/4"	4.7	3.4	1.9	2.8	2.7	2.7
1 1/2"	5.2	3.8	2.1	3.1	3.0	3.0
1 3/4"	5.7	4.2	2.3	3.4	3.3	3.3
2"	6.2	4.6	2.5	3.7	3.6	3.6
4 x 27 Classification						
1 1/4"	13	12	10	12	12	12
1 1/2"	16	15	13	15	15	15
1 3/4"	19	17	15	18	17	17
2"	22	20	18	21	20	20
2 1/4"	26	24	21	25	24	24
(A) - Socket or Swept Terminal attachment, (B) - Mechanical Shree attachment, (C) - Hand Tucked Splice attachment.						

**TABLE G-2 RATED CAPACITIES FOR IMPROVED PLOW STEEL, INDEPENDENT WIRE ROPE CORE, WIRE ROPE SLINGS**  
(IN TONS OF 2,000 POUNDS)

Rope dia. Inches	Two-leg bridle or basket ends									
	Vertical			45 degrees			60 degrees			
	A	B	C	A	B	C	A	B	C	
4 x 19 Classification										
1/4"	1.2	1.1	1.0	.97	.9	.82	.79	.7	.64	.59
3/8"	1.8	1.6	1.5	1.4	1.3	1.2	1.1	1.0	.9	.83
1/2"	2.4	2.2	2.1	2.0	1.8	1.7	1.6	1.5	1.4	1.3
5/8"	3.0	2.8	2.7	2.6	2.4	2.3	2.2	2.1	2.0	1.9
3/4"	3.6	3.4	3.3	3.2	3.0	2.9	2.8	2.7	2.6	2.5
7/8"	4.2	4.0	3.9	3.8	3.6	3.5	3.4	3.3	3.2	3.1
1"	4.8	4.6	4.5	4.4	4.2	4.1	4.0	3.9	3.8	3.7
1 1/8"	5.4	5.2	5.1	5.0	4.8	4.7	4.6	4.5	4.4	4.3
1 1/4"	6.0	5.8	5.7	5.6	5.4	5.3	5.2	5.1	5.0	4.9
1 1/2"	6.6	6.4	6.3	6.2	6.0	5.9	5.8	5.7	5.6	5.5
1 3/4"	7.2	7.0	6.9	6.8	6.6	6.5	6.4	6.3	6.2	6.1
2"	7.8	7.6	7.5	7.4	7.2	7.1	7.0	6.9	6.8	6.7
2 1/4"	8.4	8.2	8.1	8.0	7.8	7.7	7.6	7.5	7.4	7.3
4 x 27 Classification										
1 1/4"	26	24	22	21	19	17	16	15	14	13
1 1/2"	32	29	28	26	23	21	20	19	18	17
1 3/4"	38	36	34	32	29	26	25	24	23	22
2"	44	41	40	38	34	31	30	29	28	27
2 1/4"	50	47	46	44	40	36	35	34	33	32
2 1/2"	56	53	52	50	46	42	41	40	39	38
3"	62	59	58	56	52	48	47	46	45	44
3 1/4"	68	65	64	62	58	54	53	52	51	50
(A) - Socket or Swept Terminal Attachment, (B) - Mechanical Shree Attachment, (C) - Hand Tucked Splice Attachment.										

**TABLE G-3 RATED CAPACITIES FOR IMPROVED PLOW STEEL, FIBER CORE, WIRE ROPE AND WIRE SLINGS**  
(In TONS OF 2,000 POUNDS)

Rope dia. Inches	Slings by					
	Vertical			Choker		
	A	B	C	A	B	C
4 x 19 Classification						
1/4"	.35	.31	.29	.41	.38	.37
3/8"	.51	.45	.43	.59	.55	.54
1/2"	.67	.60	.58	.80	.75	.74
5/8"	.83	.75	.73	.99	.93	.92
3/4"	1.0	.91	.89	1.2	1.1	1.1
7/8"	1.2	1.1	1.0	1.5	1.4	1.4
1"	1.4	1.3	1.2	1.8	1.7	1.7
1 1/8"	1.6	1.5	1.4	2.1	2.0	2.0
1 1/4"	1.8	1.7	1.6	2.4	2.3	2.3
1 1/2"	2.0	1.9	1.8	2.7	2.6	2.6
1 3/4"	2.2	2.1	2.0	3.0	2.9	2.9
2"	2.4	2.3	2.2	3.3	3.2	3.2
4 x 27 Classification						
1 1/4"	12	11	10	12	12	12
1 1/2"	15	14	13	15	15	15
1 3/4"	18	17	16	18	18	18
2"	21	20	19	21	21	21
2 1/4"	24	23	22	24	24	24
2 1/2"	27	26	25	27	27	27
(A) - Socket or Swept Terminal attachment, (B) - Mechanical Shree attachment, (C) - Hand Tucked Splice attachment.						

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**TABLE G-2 RATED CAPACITIES FOR IMPROVED FLOW STEEL, FIBER CORE, WIRE ROPE SLINGS (In Tons of 2,000 Pounds)**

Towing bridle or basket bridle

Rope dia. inches	Vertical			45 degree			30 degree		
	A	B	C	A	B	C	A	B	C
6 x 19 Classification									
1/4	1.1	1.8	2.9	2.8	2.6	2.7	2.5	2.1	2.0
3/8	1.4	2.3	3.7	3.4	3.1	3.2	2.9	2.4	2.3
1/2	2.3	3.7	5.7	5.4	4.9	5.0	4.5	3.6	3.5
5/8	3.7	5.7	8.6	8.0	7.3	7.4	6.7	5.3	5.1
3/4	5.2	8.0	12.1	11.3	10.3	10.4	9.4	7.4	7.1
7/8	7.1	11.0	16.4	15.3	14.0	14.1	12.8	10.1	9.7
1	9.7	14.6	21.8	20.4	18.8	18.9	17.2	13.6	13.1
1-1/8	12.1	18.1	27.1	25.5	23.5	23.6	21.5	16.6	16.0
6 x 27 Classification									
1-1/4	15	22	34	31	28	28	25	19	18
1-3/8	19	28	43	39	35	35	31	23	22
1-1/2	24	35	54	49	44	44	39	29	28
1-3/4	31	45	69	63	56	56	50	37	35
2	40	58	88	80	72	72	64	47	45

(A) - Basket or Sprung Terminal attachment.  
 (B) - Handhook Slings attachment.  
 (C) - Hand Touch-off Splice attachment.

**TABLE G-3 ALLOY STEEL CHAIN (In Tons of 2,000 Pounds)**

Nominal size chain stock inch.	Single leg	45 degree	45 degree	30 degree
1/4	1.62	1.81	1.87	1.91
3/8	1.90	2.16	2.23	2.28
1/2	2.62	2.97	3.05	3.11
5/8	3.25	3.68	3.77	3.83
3/4	4.15	4.67	4.77	4.83
7/8	5.43	6.07	6.17	6.23
1	7.07	7.83	7.93	8.00
1-1/8	9.15	10.07	10.17	10.23
1-1/4	11.73	12.83	12.93	13.00
1-3/8	14.83	16.17	16.27	16.33
1-1/2	18.43	20.07	20.17	20.23
1-3/4	22.53	24.67	24.77	24.83
2	27.13	29.67	29.77	29.83

(11) Hooks other than hand hooks.

(a) The manufacturer's recommendations shall be followed in determining the safe working loads of the various sizes and types of specific and identifiable hooks. All hooks for which no applicable manufacturer's recommendations are available shall be tested to twice the intended safe working load before they are initially put into use. The employer shall maintain a record of the dates and results of such tests.

(b) Loads shall be applied to the throat of the hook since loading the point may overstress, bend, or spring the hook.

(c) Hooks shall be inspected once a month to see that they have not been bent by overloading. Bent or sprung hooks shall not be used.

(d) Crane hooks. Magnetic particle or other suitable crack detecting inspection shall be performed at least once each year. When testing by x-ray, the pertinent provisions of the Nuclear Regulatory Commission's standards for protection against radiation, relating to protection against occupational radiation exposure, shall apply.

(e) Any activity which involves the use of radioactive materials or x-rays, whether or not under license from the Nuclear Regulatory Commission, shall be performed by competent persons specially trained in the proper and safe operation of such equipment. In the case of materials used under commission license, only persons actually licensed, or competent persons under direction and supervision of the licensee, shall perform such work.

(f) Teeth of case hooks shall not be split, cracked, or deformed.

(g) Jaws of patent clamp type plate hooks shall be kept in safe condition so that they will grip plates securely.

(12) Pallets.

(a) Pallets shall be made and maintained to safely support and carry loads being handled. Fastenings of reusable pallets used for hoisting shall be bolts and nuts, drive screws (helically threaded nails), annular threaded nails or fastenings of equivalent holding strength.

(b) Damaged pallets shall be stored in designated areas and identified.

(c) Reusable wing or lip-type pallets shall be hoisted by bar bridles or other suitable gear and shall have an overhanging wing or lip of at least three inches (76.2 mm). They shall not be hoisted by wire slings alone.

(d) Loaded pallets that do not meet the requirements of this paragraph shall be hoisted only after being placed on pallets meeting such requirements or shall be handled by other means providing equivalent protection.

(e) Bridles for handling flush end or box-type pallets shall be designed to prevent disengagement from the pallet under load.

(f) Pallets shall be stacked or placed to prevent falling, collapsing or otherwise causing a hazard under standard operating conditions.

(g) Disposable pallets intended only for one use shall not be re-used for hoisting.

AMENDATORY SECTION (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60079 General rules applicable to vehicles.** (1) The requirements of this section apply to general vehicle use within marine terminals except in cases where the provisions of subsections (3) and (13) of this section are preempted by regulations of the department of transportation.

(2) Private vehicle parking in marine terminals shall be allowed only in designated areas.

(3) Trailers shall not be disconnected from tractors at loading docks until the road wheels have been immobilized. The road wheels shall be immobilized from the time the brake system is disconnected until braking is again provided. Supplementary front end support shall be employed as necessary to prevent tipping when a trailer is entered by a material handling vehicle. Rear end support shall be employed if rear wheels are so far forward as to allow tipping when the trailer is entered.

(4) The employer shall direct motor vehicle operators to comply with any posted speed limits, other traffic control signs or signals, and written traffic instructions.

(5) Stop signs shall be posted at main entrances and exits of structures where visibility is impaired, and at blind intersections, unless direct traffic control, warning mirror systems or other systems of equivalent safety are provided.

(6) Vehicular routes, traffic rules and parking areas shall be established, identified and used.

(7) Vehicle drivers shall warn anyone in traffic lanes of the vehicle's approach.

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(8) Signs indicating pedestrian traffic shall be clearly posted at vehicular check-in and check-out lines and similar locations where employees may be working.

(9) A distance of not less than twenty feet (4.5 m) shall be maintained between the first two vehicles in a check-in or check-out line, or vessel loading or discharging line. This distance shall be maintained between any vehicles behind which employees work.

(10) No unattended vehicle shall be left with its engine running unless secured against movement (see WAC 296-56-60077 for powered industrial trucks).

(11) When the rear of a vehicle is elevated to facilitate loading or discharging, a ramp shall be provided and secured. The vehicle shall be secured against accidental movement during loading or discharging.

(12) Only vehicle floors in safe condition shall be used.

(13) When flatbed trucks, platform containers or similar conveyances are loaded or discharged and the cargo consists of pipe or other products which could spread or roll to endanger employees, the cargo shall be contained to prevent movement.

(14) Vehicles used to transport employees within a terminal shall be maintained in safe working order and safety devices shall not be removed or made inoperable.

**AMENDATORY SECTION** (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60083 Cranes and derricks.** (1) Scope.

(a) This section applies to every kind of crane and derrick and to any other type of equipment performing the functions of a crane or derrick except as noted in (b) of this subsection.

(b) This section does not apply to small industrial truck-type cranes, container handling toploaders and sideloaders, chain hoists, and mobile straddle-type cranes incapable of straddling two or more intermodal containers (sixteen feet (4.88 m) in width).

(2) Ratings.

(a) Except for bridge cranes covered by subsection (7) of this section, cranes and derricks having ratings that vary with boom length, radius (outrage) or other variables shall have a durable rating chart visible to the operator, covering the complete range of the manufacturer's (or design) capacity ratings. The rating chart shall include all operating radii (outrage) for all permissible boom lengths and jib lengths as applicable, with and without outriggers, and alternate ratings for optional equipment affecting such ratings. Precautions or warnings specified by the owner or manufacturer shall be included.

(b) The manufacturer's (or design) rated loads for the conditions of use shall not be exceeded.

(c) Designated working loads shall not be increased beyond the manufacturer's ratings or original design limitations unless such increase receives the manufacturer's approval. When the manufacturer's services are not available or where the equipment is of foreign manufacture, engineering design analysis shall be performed or approved by a person accredited for certifying the equipment under WAC 296-56-60093. Cranes shall conform with the manufacturer's specifications or any current ANSI standards that apply. Engineering design analysis shall be performed

by a registered professional engineer competent in the field of cranes and derricks. Any structural changes necessitated by the change in rating shall be carried out.

(3) Radius indicator. When the rated load varies with the boom radius, the crane or derrick shall be fitted with a boom angle or radius indicator visible to the operator.

(4) Prohibited usage.

(a) Equipment shall not be used in a manner that exerts sideloading stresses upon the crane or derrick boom.

(b) No crane or derrick having a visible or known defect that affects safe operation shall be used.

(5) Protective devices.

(a) When exposed moving parts such as gears, chains and chain sprockets present a hazard to employees during crane and derrick operations, those parts shall be securely guarded.

(b) Crane hooks shall be latched or otherwise secured to prevent accidental load disengagement.

(c) When hoisting personnel in an approved man basket, the hook shall have a positive safety latch to prevent rollouts.

(6) General.

(a) Operating controls.

(i) Crane and derrick operating controls shall be clearly marked, or a chart indicating their function shall be posted at the operator's position.

(ii) All crane controls shall operate in a uniform manner within a given port.

(iii) Overhead bridge and container gantry crane operating control levers shall be self-centering so that they will automatically move to the "off" position when the operator releases the control.

(b) Booms. Cranes with elevatable booms and without operable automatic limiting devices shall be provided with boom stops if boom elevation can exceed maximum design angles from the horizontal.

(c) Foot pedals. Foot pedals shall have a nonskid surface.

(d) Access. Ladders, stairways, stanchions, grab irons, foot steps or equivalent means shall be provided as necessary to ensure safe access to footwalks, cab platforms, the cab and any portion of the superstructure which employees must reach.

(i) Footwalks shall be of rigid construction, and shall be capable of supporting a load of one hundred pounds (4.79 kPa) per square foot.

(ii) If more than twenty feet (6.1 m) in height, vertical ladders shall comply with WAC 296-56-60209 (4), (5)(a), (5)(b)(iii) and (5)(b)(iv).

(iii) Stairways on cranes shall be equipped with rigid handrails meeting the requirements of WAC 296-56-60123 (5)(a).

(iv) If the top of a ladder or stairway or any position thereof is located where a moving part of a crane, such as a revolving house, could strike an employee ascending or descending the ladder or stairway, a prominent warning sign shall be posted at the foot of the ladder or stairway. A system of communication (such as a buzzer or bell) shall be established and maintained between the foot of the ladder or stairway and the operator's cab.

(e) Operator's station. The cab, controls, and mechanism of the equipment shall be so arranged that the operator

has a clear view of the load or signalman, when one is used. Cab glass, when used, shall be safety plate glass or equivalent and good visibility shall be maintained through the glass. Clothing, tools and equipment shall be stored so as not to interfere with access, operation, or the operator's view.

(f) Counterweights or ballast. Cranes shall be operated only with the specified type and amount of ballast or counterweights. Ballast or counterweight shall be located and secured only as provided in the manufacturer's or design specifications, which shall be ~~((made))~~ available ~~((upon request))~~.

(g) Outriggers. Outriggers shall be used according to the manufacturer's specifications or design data, which shall be ~~((made))~~ available ~~((upon request))~~. Floats, when used, shall be securely attached to the outriggers. Wood blocks or other support shall be of sufficient size to support the outrigger, free of defects that may affect safety and of sufficient width and length to prevent the crane from shifting or toppling under load.

(h) Exhaust gases. Engine exhaust gases shall be discharged away from the normal position of crane operating personnel.

(i) Electrical equipment shall be so located or enclosed that live parts will not be exposed to accidental contact. Designated persons may work on energized equipment only if necessary during inspection, maintenance, or repair.

(j) Fire extinguisher.

(i) At least one portable fire extinguisher of at least 5-BC rating or equivalent shall be accessible in the cab of the crane or derrick.

(ii) No portable fire extinguisher using carbon tetrachloride or chlorobromomethane extinguishing agents shall be used.

(k) Rope on drums. At least three full turns of rope shall remain on ungrooved drums, and two turns on grooved drums, under all operating conditions. Wire rope shall be secured to drums by clamps, U-bolts, shackles, or equivalent means. Fiber rope fastenings are prohibited.

(l) Assembly or disassembly of boom sections. Mobile crane booms being assembled or disassembled on the ground with or without the support of the boom harness shall be blocked to prevent dropping of the boom or boom sections.

(m) Brakes.

(i) Each independent hoisting unit of a crane shall be equipped with at least one holding brake, applied directly to the motor shaft or gear train.

(ii) Each independent hoisting unit of a crane, except worm geared hoists, the angle of whose worm is such as to prevent the load from accelerating in the lowering direction, shall, in addition to a holding brake, be equipped with a controlled braking means to control lowering speeds.

(iii) Holding brakes for hoist units shall have not less than the following percentage of the rated load hoisting torque at the point where the brake is applied:

(A) One hundred twenty-five percent when used with a controlled braking means.

(B) One hundred percent when used with a mechanically-controlled braking means.

(C) One hundred percent when two holding brakes are provided.

(iv) All power control braking means shall be capable of maintaining safe lowering speeds of rated loads.

(n) Each crane or derrick shall be equipped with sufficient lights to maintain five foot candles in the working area around the load hook. All crane ladders and machinery houses shall be illuminated at a minimum of two candle power.

(o) Light fixtures connected to the boom, gantry legs, or machinery house shall be provided with safety devices which will prevent the light fixture from falling in case of bracket failure.

(p) Electronic devices may be installed to prevent collision subject to approval of the accredited certification agency.

(q) On all rail gantry cranes, truck guards shall extend on the ends of the trucks, close to the top of the rail to prevent worker's feet from being caught between the rail and wheel. This subsection does not apply if rail sweeps are present.

(r) All hydraulic cylinders used to control crane booms or to provide crane stability (outriggers) shall be equipped with a pilot operated check valve or a device which will prevent the boom or outrigger from retracting in case of failure of a component of the hydraulic system.

(s) Gantry cranes shall be provided with automatic rail clamps or other devices to prevent the crane from moving when not being used or when power is off.

(7) Rail-mounted cranes (excluding locomotive types).

(a) For the purposes of this section, rail-mounted cranes include bridge cranes and portal cranes.

(b) Rated load marking. The rated loads of bridge cranes shall be plainly marked on each side of the crane and in the cab. If there is more than one hoisting unit, each hoist shall have its rated load marked on it or on its load block. Marking shall be legible from the ground level.

(c) Wind-indicating devices.

(i) Each rail-mounted bridge and portal crane located outside of an enclosed structure shall be fitted with an operable wind-indicating device.

(ii) The wind indicating device shall provide a visible or audible warning to alert the operator of high wind conditions. That warning shall be transmitted whenever the following circumstances are present:

(A) When wind velocity reaches the warning speed, not exceeding the crane manufacturer's recommendations; and

(B) When wind velocity reaches the shutdown speed, not exceeding the crane manufacturer's recommendations, at which work is to be stopped and the crane secured.

(iii) Instructions. The employer shall post operating instructions for high wind conditions in the operator's cab of each crane. Operators shall be directed to comply with these instructions. The instructions shall include procedures for responding to high wind alerts and for any coordination necessary with other cranes.

(d) Securing of cranes in high winds.

(i) When the wind reaches the crane's warning speed:

(A) Gantry travel shall be stopped; and

(B) The crane shall be readied for shutdown.

(ii) When the wind reaches the crane's shutdown speed:

(A) Any portion of the crane spanning or partially spanning a vessel shall be moved clear of the vessel if safe to do so; and

(B) The crane shall be secured against travel, using all available means of securing.

(e) The employer shall monitor local weather conditions by subscribing to a weather service or using equally effective means.

(f) Stops and bumpers.

(i) The ends of all tracks shall be equipped with stops or bumpers. If a stop engages the tread of the wheel, it shall be of a height not less than the radius of the wheel.

(ii) When more than one crane operates on the same runway or more than one trolley on the same bridge, each crane or trolley shall be equipped with bumpers or equivalent devices at adjacent ends subject to impact.

(g) Employee exposure to crane movement. When employees may be in the vicinity of the tracks, crane trucks shall be equipped with personnel-deflecting guards.

(h) Pedestrian clearance. If the track area is used for employee passage or for work, a minimum clearance of three feet (0.9 m) shall be provided between trucks or the structures of rail-mounted cranes and any other structure or obstruction. When the required clearance is not available on at least one side of the crane's trucks, the area shall not be used and shall be marked and identified.

(i) Warning devices. Rail-mounted cranes shall be equipped with an effective (~~travel~~) audible and visible(~~s~~) travel warning device which shall be used to warn employees who may be in the path of the moving crane.

(j) Communications.

(i) Means of communication shall be provided between the operator's cab and the base of the gantry of all rail-mounted cranes. This requirement may be met by telephone, radio, sound-signaling system or other effective methods, but not solely by hand-signaling.

(ii) All rail-mounted cranes thirty ton and above capacity shall be equipped with a voice hailing device (PA system) from the operator to the ground, audible within one hundred feet.

(k) Cranes and crane operations—Scope and application. The sections of this chapter, WAC 296-56-60083 through 296-56-60099, apply to cranes and crane operations.

(l) Signalmen. A signalman shall be required when a crane operator's visibility is obstructed. When a signalman is required to transmit hand signals, he shall be in such a position that the operator can plainly see the signals.

(m) Signals. All operators and signalmen shall use standard signals as illustrated for longshore crane operations. (See Appendices C and D, at the end of this chapter.)

(n) Signalman for power units. Where power units, such as cranes and winches are utilized and signaling is required, the operator shall be instructed as to who is authorized to give signals. The operator shall take signals only from such authorized person. In case of emergency, any worker shall be authorized to give a stop signal.

(i) No draft shall be hoisted unless the winch or crane operator can clearly see the draft itself or see the signals of any signalman associated with the operation.

(ii) Loads requiring continuous manual guidance while in motion shall be provided with tag lines.

(o) Landing loads. Persons assisting in landing a load shall face the load and use caution to prevent themselves from getting in a position where they may be caught between the load and a fixed object.

(8) Stabilizing of locomotive cranes. Loads may be hoisted by locomotive cranes only if outriggers are in place, unless means are taken to prevent the load being carried by the truck springs of the crane.

(9) Operations.

(a) Use of cranes together. When two or more cranes hoist a load in unison, a designated person shall direct the operation and instruct personnel in positioning, rigging of the load and movements to be made.

(b) Guarding of swing radius. Accessible areas within the swing radius of the body of a revolving crane shall be physically guarded during operations to prevent an employee from being caught between the body of the crane and any fixed structure or between parts of the crane.

(c) Securing mobile crane components in transit. The crane's superstructure and boom shall be secured against rotation and carried in line with the direction of travel except when negotiating turns with an operator in the cab or when the boom is supported on a dolly. The empty hook or other attachment shall be secured.

(d) Unattended cranes. The following steps shall be taken before leaving a crane unattended between work periods:

(i) Suspended loads, such as those hoisted by lifting magnets or clamshell buckets, shall be landed unless the storage position or maximum hoisting of the suspended device will provide equivalent safety;

(ii) Clutches shall be disengaged;

(iii) The power supply shall be shut off;

(iv) The crane shall be secured against accidental travel; and

(v) The boom shall be lowered or secured against movement.

(e) Operating near electric power lines.

(i) Clearance. Unless electrical distribution and transmission lines are deenergized and visibly grounded at point of work, or unless insulating barriers not a part of or an attachment to the crane have been erected to prevent physical contact with lines, cranes may be operated near power lines only in accordance with following:

(A) For lines rated 50 kV or below, minimum clearance between the lines and any part of the crane or load shall be ten feet (3 m);

(B) For lines rated over 50 kV, minimum clearance between the lines and any part of the crane or load shall be either 10 feet (3 m) plus 0.4 inch (10 mm) for each 1 kV over 50 kV, or twice the length of the line insulator, but never less than ten feet; and

(C) In transit with no load and boom lowered, the clearance shall be a minimum of four feet (1.2 m).

(ii) Boom guards. Cage-type boom guards, insulating links or proximity warning devices may be used on cranes, but they shall not be used in place of the clearances required by subsection (9)(e)(i) of this section.

(iii) Determination of energized lines. Any overhead line shall be presumed to be energized until the owner of the line indicates that it is not energized.

(10) Protection for employees being hoisted.

(a) No employee shall be hoisted by the load hoisting apparatus of a crane or derrick except:

(i) On intermodal container spreaders, equipped in accordance with this subsection; or

(ii) In a boatswain's chair or other device rigged to prevent it from accidental disengagement from the hook or supporting member; or

(iii) On a platform meeting the following requirements:

(A) Enclosed by a railing or other means providing protection equivalent to that described in WAC 296-56-60123(3). If equipped with open railings, the platform shall be fitted with toe boards;

(B) Having a safety factor of four based on ultimate strength;

(C) Bearing a plate or permanent marking indicating maximum load rating, which shall not be exceeded, and the weight of the platform itself;

(D) Equipped with a device to prevent access doors, when used, from opening accidentally;

(E) Equipped with overhead protection for employees on the platform if they are exposed to falling objects or overhead hazards;

(F) Secured to the load line by means other than wedge and socket attachments, unless the free (bitter) end of the line is secured back to itself by a clamp placed as close above the wedge as possible.

(b) Except in an emergency, the hoisting mechanism of all overhead and container gantry cranes used to hoist personnel shall operate in power up and power down, with automatic brake application when not hoisting or lowering.

(c) Variable radius booms of a crane or derrick used to hoist personnel shall be so constructed or secured as to prevent accidental boom movement.

(d) Platforms or devices used to hoist employees shall be inspected for defects before each day's use and shall be removed from service if defective.

(e) Employees being hoisted shall remain in continuous sight of and communication with the operator or signalman.

(f) Operators shall remain at the controls when employees are hoisted.

(g) Cranes shall not travel while employees are hoisted, except in emergency or in normal tier to tier transfer of employees during container operations.

(h) When intermodal container spreaders are used to transfer employees to or from the tops of containers, the spreaders shall be equipped with a personnel platform equipped with fixed railings, provided that the railings have one or more openings for access. The openings shall be fitted with a means of closure, such as chains with hooks. Existing railings shall be at least thirty-six inches (0.91 m) in height. New railings installed after October 3, 1983 shall be forty-two inches (1.07 m), plus or minus three inches (7.6 cm), in height. The provisions of (a)(iii)(C), (D), and (F) of this subsection also apply to personnel platforms when container spreaders are used.

(i) Positive safety latch-type hooks or moused hooks shall be used.

(11) Routine inspection.

(a) Designated persons shall visually inspect each crane and derrick on each day of use for defects in functional operating components and shall report any defect found to the employer. The employer shall inform the operator of the findings.

(b) A designated person shall thoroughly inspect all functional components and accessible structural features of each crane or device at monthly intervals.

(c) Any defects found during such inspections which may create a safety hazard shall be corrected before further use. Repairs shall be performed only by designated persons.

(d) A record of monthly inspections shall be maintained for six months in or on the crane or derrick or at the terminal.

**AMENDATORY SECTION** (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60085 Crane load and limit devices.**

(1) Except as provided in subsection (8) of this section, every crane shall be fitted with a load indicating device or alternative device in proper working condition.

The type or model or any load indicating or alternate device which is used shall provide:

(a) A direct indication in the cab of actual weight hoisted or a means of determining this by referencing a weight indication to crane ratings posted and visible to the operator. The use of a dynamometer or simple scale alone shall not meet this requirement; or

(b) Indications in the cab according to the radius and load at the moment; or

(c) A direct means to prevent an overload from occurring.

(2) Accuracy of the devices required by this section shall be such that any indicated load (or limit), including the sum of actual weight hoisted and additional equipment or "add ons" such as slings, sensors, blocks, etc., is within the range from no less than ninety-five percent of the actual true total load (five percent overload) to one hundred ten percent of the actual true total load (ten percent underload). Such accuracy shall be required over the range of the daily operating variables to be expected under the conditions of use.

(3) The device shall permit the operator to determine, before making any lift, that the indicating or substitute system is operative. In the alternative, if a device is so mounted or attached to preclude such a determination, it may not be used unless it has been certified by the manufacturer to remain operable within the limits stated in subsection (2) of this section for a specific period of use. Checks for accuracy, using known values of load, shall be performed at the time of every certification survey (see WAC 296-56-60093) and at such additional times as may be recommended by the manufacturer.

(4) When a load indicating device or alternative system is so arranged in the supporting system (crane structure) that its failure could cause the load to be dropped, its strength shall not be the limiting factor of the supporting system (crane structure).

(5) Marking shall be conspicuously placed giving: Units of measure in pounds or both pounds and kilograms, capacity of the indicating system, accuracy of the indicating system, and operating instructions and precautions. In the case of systems utilizing indications other than actual weights, the marking shall include data on: The means of measurement, capacity of the system, accuracy of the system, operating instructions and precautions. If the system used provides no read-out, but it is such as to automatically cease crane operation when the rated load limit under any specific condition of use is reached, marking shall be



provided giving the make and model of the device installed, a description of what it does, how it is operated, and any necessary precautions regarding the system. All weight indications, other types of loading indications, and other data required shall be readily visible to the operator.

(6) All load indicating devices shall be operative over the full operating radius. Overall accuracy shall be based on actual applied load and not on full scale (full capacity) load.

Explanatory note. For example, if accuracy of the load indicating device is based on full scale load and the device is arbitrarily set at plus or minus ten percent, it would accept a reading between ninety thousand and one hundred ten thousand pounds, at full capacity of a machine with one hundred thousand pounds, maximum rating, but would also allow a reading between zero and twenty thousand pounds, at that outreach (radius) at which the rating would be ten thousand pounds capacity—an unacceptable figure. If, however, accuracy is based on actual applied load under the same conditions, the acceptable range would remain the same with the one hundred thousand pound load but becomes a figure between nine thousand and eleven thousand pounds, a much different and acceptable condition, at the ten thousand pound load.

(7) When the device uses the radius as a factor in its use or in its operating indications, the indicated radius (which may be in feet and/or meters, or degrees of boom angle, depending on the system used) shall be a figure which is within the range of a figure no greater than one hundred ten percent of the actual radius to a figure which is no less than ninety-seven percent of the actual (true) radius. A conversion chart shall be provided whenever it is necessary to convert between degrees of radius and feet or meters.

(8) The load indicating device requirements of this section do not apply to a crane:

(a) Of trolley equipped bridge type while handling container known to be and identified as empty, or loaded, and in either case in compliance with the provisions of WAC 296-56-60103, or while hoisting other lifts by means of a lifting beam supplied by the crane manufacturer for the purpose, and in all cases within the crane rating;

(b) While handling bulk commodities or cargoes by means of clamshell bucket or magnet;

(c) While used to handle or hold hoses in connection with transfer of bulk liquids or other hose handled products; or

(d) While the crane is used exclusively to handle cargo or equipment the total actual gross weight of which is known by means of marking of the unit or units hoisted, when such total actual gross weight never exceeds eleven thousand two hundred pounds, and when eleven thousand two hundred pounds, is less than the rated capacity of the crane at the maximum outreach that is possible under the conditions of use at the time.

(9) Limit switches shall be installed on the main line and whip line assemblies which will deactivate the hoisting power when a load reaches the upper limits of travel and at such other places as required by this chapter. Line limit switches shall be tested prior to or at the beginning of each shift to determine if they are functioning properly. Any malfunction shall be reported to the person in charge immediately and shall be repaired at the first reasonable opportunity.

AMENDATORY SECTION (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60091 Spouts, chutes, hoppers, bins, and associated equipment.** (1) Standing and running rigging and associated gear used as a permanent part of spouts, chutes or similar devices shall be inspected before each use and shall not be used if it has any functional defects. (See WAC 296-56-60093 for certification requirements.)

(2) Direct communication shall be provided between the discharge or shipboard control end of loading spouts or chutes, and the point in the terminal from which the flow of cargo is controlled.

(3) Chute and hopper openings which present a hazard shall be guarded to prevent employees from falling through.

(4) When employees are working on hoppers, the hopper shall be equipped with a safe walkway and safe means of access.

(5) ~~((Whenever employees are exposed to the hazard of falling objects, chutes shall be equipped with sideboards.))~~  
When necessary for the safety of employees, chutes shall be equipped with sideboards to afford protection from falling objects.

(6) Chutes shall be firmly placed and secured to prevent them from falling.

(7) When necessary for the safety of employees, provisions shall be made for braking objects other than bulk commodities at the delivery end of the chute.

(8) Before an employee enters an empty bin:

(a) Personnel controlling the flow of cargo into the bin shall be notified of the entry; and

(b) The power supply to the equipment carrying the cargo to the bin shall be turned off, locked out and tagged.

(9) Before an employee enters a bin containing a bulk commodity such as coal or sugar, the employer shall ensure that:

(a) Personnel controlling the flow of cargo into the bin shall be notified of the entry;

(b) The power supply to the equipment carrying the cargo to the bin shall be turned off, locked out and tagged;

(c) The employee entering the bin shall wear a life-line and safety harness; and

(d) A standby attendant equipped to perform a rescue shall be continuously stationed outside the bin until the employee has left the bin.

(10) Bin top openings that present a hazard to employees shall be covered to prevent employees from falling into bins.

(11) Chutes and hoppers shall be repaired only by designated persons.

(12)(a) Before power shoveling operations begin, a designated person shall inspect the equipment to be used. The inspection shall include at least the eye bolts, wires, and sheaves.

(b) Power shovels and associated equipment with defects affecting safe operation shall not be used.

(c) Before adjustments are made to a power shovel, wire, or associated equipment, the power supply to the shovel shall be turned off, locked out, and tagged, the belt stopped, and the hopper closed.

**AMENDATORY SECTION** (Amending Order 89-03, filed 5/15/89, effective 6/30/89)

**WAC 296-56-60103 Terminals handling intermodal containers or roll-on roll-off operations.** (1) Every intermodal container shall be legibly and permanently marked with:

- (a) The weight of the container when empty, in pounds;
- (b) The maximum cargo weight the container is designed to carry, in pounds; and
- (c) The sum of the maximum weight of the container with cargo, in pounds (gross container capacity).

(2) No container shall be hoisted by any crane or derrick unless the following conditions have been met:

(a) The employer shall ascertain from the carrier whether a container to be hoisted is loaded or empty. Empty containers shall be identified before loading or discharge in such a manner as will inform every supervisor and foreman on the site and in charge of loading or discharging, and every crane or other hoisting equipment operator and signalman, if any, that the container is empty. Methods of identification may include cargo plans, manifests or markings on the container.

(b) In the case of a loaded container:

(i) The actual gross weight shall be plainly marked so as to be visible to the crane operator, other hoisting equipment operator, signalman, and to every supervisor and foreman on the site and in charge of the operation; or

(ii) The cargo stowage plan or equivalent permanently recorded display serving the same purpose, containing the actual gross weight and the serial number or other positive identification of that specific container, shall be provided to the crane or other hoisting equipment operator and signalman, if any, and to every supervisor and foreman on the site and in charge of the operation.

(c) Every outbound loaded container which is received at a marine terminal ready to load aboard a vessel without further consolidation or loading shall be weighed to obtain the actual gross weight before being hoisted.

(d)(i) When container weighing scales are located at a marine terminal, any outbound container with a load consolidated at that terminal shall be weighed to obtain an actual weight before being hoisted.

(ii) If the terminal has no scales, the actual gross weight may be calculated on the basis of the container's contents and the container's empty weight. The weights used in the calculation shall be posted conspicuously on the container, with the name of the person making the calculation and the date.

(iii) Container weights shall be subject to random sample weight checks at the nearest weighing facility. In cases where such weight checks or experience otherwise indicate consistently inaccurate weights, the weight of containers so calculated at the source from which the inaccurate weights originated shall no longer be recognized as true gross weights. Such containers shall not be hoisted unless actual gross weights have been obtained by weighing.

(e) The following containers are exempted from the requirements of (c) and (d) of this subsection:

- (i) Open type vehicle containers.

(ii) Dry, or closed type containers, which are being used to transport vehicles and which contain no other cargo, and have the contents clearly marked on the outside.

(iii) Containers built specifically for the carriage of compressed gases.

(f) The weight of loaded inbound containers from foreign ports shall be determined by weighing or by the method of calculation described in (d)(ii) of this subsection or by shipping documents.

(g) Any scale used within Washington state to weigh containers for the purpose of the requirements of this section shall meet the accuracy standards of the state or local public authority in which the scale is located.

(3) No container shall be hoisted if its actual gross weight exceeds the weight marked as required in subsection (1)(c) of this section, or if it exceeds the capacity of the crane or other hoisting device intended to be used.

(4)(a) Marked or designated areas shall be set aside within a container or roll-on roll-off terminal for passage of employees to and from active cargo transfer points, except where transportation to and from those points is provided by the employer.

(b) The employer shall direct employees to stay clear of the area beneath a suspended container. Employees shall stay clear of the area beneath a suspended container.

(5) Employees working in the immediate area of container handling equipment or in the terminal's traffic lanes shall wear high visibility vests, decals, reflectors or equivalent protection.

(6) Containers shall be handled using lifting fittings or other arrangements suitable and intended for the purposes as set forth in (a) and (c) of this subsection, except when damage to an intermodal container makes special means of handling necessary.

(a) Loaded intermodal containers of twenty feet (6.1 m) or more in length shall be hoisted as follows:

(i) When hoisting by the top fittings, the lifting forces shall be applied vertically from at least four top fittings or by means which will safely lift the container without damage. The lifting fittings provided shall be used.

(ii) If hoisted from bottom fittings, the hoisting connections shall bear on the fittings only, making no other contact with the container. The angles of the four bridle legs shall not be less than thirty degrees to the horizontal in the case of forty foot (12.2 m) containers, thirty-seven degrees in the case of thirty foot (9.1 m) containers, or forty-five degrees in the case of twenty foot (6.1 m) containers.

(iii) Lifting containers by fork lift trucks or by grappling arms from above or from one side may be done only if the container is designed for this type of handling.

(b) Other means of hoisting (~~other than those required by subsection (2) of this section~~) may be used only if the containers and hoisting means are designed for such use.

(c)(i) When using intermodal container spreaders that employ lanyards for activation of load-disengagement, all possible precautions shall be taken to prevent accidental release of the load.

(ii) Intermodal container spreader twistlock systems shall be designed and used so that a suspended load cannot accidentally be released.

~~((7))~~ (d) Flat bed trucks or container chassis used to move intermodal containers shall be equipped with pins,

flanges, or other means to prevent the container from shifting.

~~((8))~~ (7)(a) Intermodal containers shall be inspected for defects in structural members or fittings before handling.

(b) Any intermodal container found to be unsafe shall be identified as such, promptly removed from service and repaired before being returned to service.

~~((9))~~ (8) Containers shall not be hoisted unless all engaged chassis twist locks are released.

**AMENDATORY SECTION** (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60107 Terminal facilities handling menhaden and similar species of fish.** (1)(a) Tanks in terminal areas used for receiving or storing brailwater for recirculating into vessel holds in discharging operations shall be opened or ventilated to minimize contamination of water circulated to the vessel. Brailwater tanks shall be thoroughly drained upon completion of each day's operations and shall be left open to the air. Drainage is unnecessary when brailwater has been treated to remove hydrogen sulfide-producing contaminants and the efficiency of such treatment has been established.

(b) Before employees enter a dock tank, it shall first be drained, rinsed and tested for hydrogen sulfide and oxygen deficiency. Employees shall not enter the tank when the hydrogen sulfide level exceeds twenty ppm or oxygen content is less than nineteen and one-half percent, except in emergencies ~~((see subsection (3) of this section))~~.

(c) Tests shall be conducted by designated personnel with suitable test equipment and respiratory protective equipment complying with the provisions of this chapter and chapter 296-62 WAC.

(2) Pipelines and hoses on the dock or terminal used for receiving and circulating used brailwater shall be completely drained upon completion of each day's operation and left open to the air.

(3) At least four units of respiratory protective equipment consisting of supplied-air respirators or self-contained breathing apparatus complying with the requirements of chapter 296-62 WAC shall be available in a suitably labeled cabinet for immediate use in case of an emergency caused by oxygen deficiency or hydrogen sulfide. Any employee entering a tank in an emergency shall, in addition to respiratory protective equipment, wear a lifeline and safety harness to facilitate rescue. At least two other employees, similarly equipped, shall be continuously stationed outside the tank to observe and to provide rescue services.

(4) The plant superintendent and foremen shall be trained and knowledgeable about the hazards of hydrogen sulfide and oxygen deficiency. They shall be trained in the use of appropriate respiratory and other protective equipment, and in rescue procedures. Other supervisory plant personnel shall be informed of these hazards and instructed in the necessary safety measures, including use of respiratory and rescue equipment.

(5) Supervisory personnel shall be on hand at dockside to supervise discharging of brailwater from vessels.

**AMENDATORY SECTION** (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60109 Eye protection.** (1)(a) When employees perform work hazardous to the eyes, the employer shall provide eye protection equipment marked or labeled as meeting the manufacturing specifications of American National Standards Practice for Occupational and Educational Eye and Face Protection, ANSI Z87.1-1968 ~~((The employer))~~, and shall direct that ~~((eye protection is))~~ it be used.

(b) For employees wearing corrective spectacles, eye protection equipment required by (a) of this subsection shall be of a type which can be worn over spectacles. Prescription ground safety lenses may be substituted if they provide equivalent protection.

(c) For additional requirements covering eye protection against radiant energy, see WAC 296-56-60235(8).

(2) Eye protection equipment shall be maintained in good condition.

(3) Used eye protection equipment shall be cleaned and disinfected before reissuance to another employee.

**AMENDATORY SECTION** (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60115 Other protective measures.** (1) Protective clothing.

(a) Employees performing work that requires special protective clothing shall be directed by the employer to wear the necessary special protective clothing.

(b) When necessary, protective clothing previously worn shall be cleaned and disinfected before reissuance.

(2) Personal floatation devices.

(a) The employer shall provide, and shall direct the wearing of personal floatation devices for those employees, such as line handlers, who are engaged in work in which they may fall into the water:

(i) When such employees are working in isolation: or

(ii) Where physical limitations of available working space creates a hazard of falling into the water; or

(iii) Where the work area is obstructed by cargo or other obstacles so as to ~~((hinder))~~ prevent employees from obtaining safe footing for their work.

(b) Employees working on, over or along water, where the danger of drowning exists, shall be provided with and shall wear approved personal floatation devices.

(i) Employees are not considered exposed to the danger of drowning when:

(A) The water depth is known to be less than chest deep on the exposed individual;

(B) Working behind standard height and strength guardrails;

(C) Working inside operating cabs or stations which eliminate the possibility of accidental falling into the water;

(D) Wearing approved safety belts with lifeline attached so as to preclude the possibility of falling into the water.

(ii) Prior to and after each use, personal floatation devices shall be inspected for defects which would reduce their designed effectiveness. Defective personal floatation devices shall not be used.

(iii) To meet the requirement of (b) of this subsection, a personal floatation device shall be approved by the United

States Coast Guard as a Type I PFD, Type II PFD, Type III PFD, or Type V PFD, or equivalent, pursuant to 46 CFR 160 (Coast Guard Lifesaving Equipment Specifications) and 33 CFR 175.23 (Coast Guard Table of Devices Equivalent to Personal Floatation Devices). Ski belt or inflatable type personal floatation devices are specifically prohibited.

(c) Life rings.

(i) Along docks, walkways or other fixed installations on or adjacent to open water more than five feet deep, approved life rings with line attached shall be provided. The life rings shall be spaced at intervals not to exceed two hundred feet and shall be kept in easily visible and readily accessible locations.

(ii) When employees are assigned work at other casual locations where exposure to drowning exists, at least one approved life ring with line attached shall be provided in the immediate vicinity of the work.

(iii) Work assigned over water where the vertical drop from an accidental fall exceeds fifty feet, is subject to specific procedures approved by the department.

(iv) Lines attached to life rings shall be at least ninety feet in length, at least one-quarter inch in diameter and have a minimum breaking strength of five hundred pounds.

(v) Life rings must be United States Coast Guard approved thirty inch size.

(vi) Life rings and attached lines must be maintained to retain at least seventy-five percent of their designed buoyancy and strength.

(3) Emergency facilities. When employees are exposed to hazardous substances which may require emergency bathing, eye washing or other facilities, the employer shall provide such facilities and maintain them in good working order.

**AMENDATORY SECTION** (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60123 Guarding of edges.** (1) Vehicle protection.

(a) Vehicle curbs, bull rails, or other effective barriers at least six inches (13.74 cm) in height and six inches in width, shall be provided at the waterside edges of aprons and bulkheads, except where vehicles are prohibited. Curbs or bull rails installed after January 1, 1985, shall be at least ten inches (22.9 cm) in height.

(b) The provisions of (a) of this subsection also apply at the edge of any fixed level above the common floor area from which vehicles may fall, except at loading docks, platforms and skids where cargo is moved by vehicles.

(2) Employee protection.

(a) Guardrails shall be provided at locations where employees are exposed to falls of more than four feet from floor or wall openings or waterside edges, including bridges or gangway-like structures leading to pilings, vessel mooring or berthing installations.

(b) Guardrails are not required:

(i) At loading platforms and docks;

(ii) At waterside edges used for cargo or mooring line handling;

(iii) On the working sides of work platforms, skids, or similar workplaces which abut the work area; or

(iv) On railroad rolling stock, highway vehicles, intermodal containers, or similar equipment.

(c) Where guardrails are impractical due to machinery requirements or work processes, an alternate means of fall protection, such as nets, shall be used.

(3) Criteria for guardrails. Guardrails shall meet the following criteria:

(a) They shall be capable of withstanding a force of at least two hundred pounds (890 N) applied in any direction at mid-span of the top rail (when used), or at the uppermost point if there is no guard rail.

(b) If not of solid baluster, grillwork, slatted, or similar construction, guardrails shall consist of top rails and midrails. Midrails, when used, shall be positioned at approximately half the height of the top rail.

(c) The top surface of guardrails installed before October 3, 1983, shall be at least thirty-six inches (.091 m) high. Those installed after October 3, 1983, shall be forty-two inches (1.07 m) high, plus or minus two inches (5.1 cm), high.

(d) Any nonrigid railing such as chain or wire rope shall have a maximum sag, at the mid-point between posts, of not more than six inches (15.2 cm).

(e) Top rails shall be free of sharp edges and maintained in good repair.

(f) Rail ends shall not overhang. This does not prohibit scrollwork, boxed ends or similar nonhazardous projections.

(4) Toeboards. Toeboards shall be provided when employees below could be exposed to falling objects such as tools. Toeboards shall be at (~~least~~) least three and one-half inches (8.9 cm) in height from top edge to floor level, and be capable of withstanding a force of fifty pounds (220 N) applied in any direction. Drainage clearance not in excess of one-eighth inch under toeboards is permitted.

(5) Stair railings. Stair railings shall be capable of withstanding a force of at least two hundred pounds (890 N) applied in any direction, and shall not be more than thirty-six inches (0.9 m) nor less than thirty-two inches (0.8 m) in height from the upper top rail surface to the tread surface in line with the leading edge of the tread. Railings and midrails shall be provided at any stairway having four or more risers, as follows:

(a) For stairways less than forty-four inches (1.12 m) wide, at least one railing; and

(b) For stairways more than forty-four inches (1.12 m) but less than eighty-eight inches (2.24 m) wide, a stair rail or handrail on each side, and if eighty-eight or more inches wide, an additional intermediate handrail.

(6) Condition. Railings shall be maintained free of sharp edges and in good repair.

**AMENDATORY SECTION** (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60131 Elevators and escalators.** (1) "Elevator" means a permanent hoisting and lowering mechanism with a car or platform moving vertically in guides and serving two or more floors of a structure. The term excludes such devices as conveyors, tiering or piling machines, material hoists, skip or furnace hoists, wharf ramps, lift bridges, car lifts, and dumpers.

(2) "Escalator" means a power-driven continuous moving stairway principally intended for the use of persons.

(3) No elevator or escalator with a defect which ((adversely)) affects safety shall be used.

(4) Elevator safety devices shall not be overridden or made inoperable.

(5) Elevators and escalators shall be thoroughly inspected at intervals not exceeding one year. Additional monthly inspections for satisfactory operation shall be conducted by designated persons. Records of the results of the latest annual elevator inspections shall be posted in elevators. Records of annual escalator inspections shall be posted in the vicinity of the escalator or be available at the terminal.

(6) Elevator landing openings shall be provided with doors, gates, or equivalent protection, which shall be in place when the elevator is not at that landing, to prevent employees from falling into the shaft.

(7) The elevator or escalator maximum load limits shall be posted and shall not be exceeded. Elevator load limits shall be posted conspicuously both inside and outside of the car.

(8) Elevators shall be operated only by designated persons except for automatic or door interlocking elevators which provide full shaft door closing and automatic car leveling.

**AMENDATORY SECTION** (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60209 Fixed ladders.** (1) Scope. This section applies to all fixed ladders except:

(a) Ladders forming an integral part of railway cars, highway carriers, cargo containers, or other transportation carrier equipment;

(b) Climbing devices such as step bolts or structural members of tanks and towers;

(c) Ladders built into or vertically attached to tubular scaffold framing; and

(d) Ladders used only for fire fighting or emergency purposes are exempt from the provisions of subsection (5) of this section. All other requirements of this section apply.

(2) Definitions.

(a) "Cage" (basket guard) means a barrier enclosing or nearly enclosing a ladder's climbing space and fastened to one or both of the ladder's side rails or to another structure.

(b) "Fixed ladder" means a ladder, including individual rung ladders, permanently attached to a structure, building, or piece of equipment.

(c) "Ladder safety device" means a support system limiting an employee's drop or fall from the ladder, and which may incorporate friction brakes, lifelines and lanyards, or sliding attachments.

(d) "Well" means a permanent complete enclosure around a fixed ladder, which is attached to the walls of the well.

(3) Defects.

(a) Ladders with broken, split, or missing rungs, steps or rails, broken welds or connections, corrosion or wastage, or other defect which may affect safe use shall be removed from service.

(b) Ladder repairs shall provide strength at least equivalent to that of the original ladder.

(4) Ladder specifications.

(a)(i) Ladders installed before October 3, 1983, shall be capable of withstanding without damage a minimum concentrated load, applied uniformly over a three and one-half inch (8.8 cm) width at the rung center, of two hundred pounds (890 N).

(ii) Ladders installed after October 3, 1983, shall be capable of withstanding two hundred fifty pounds (1120 N) applied as described in (a)(i) of this subsection. If used by more than one employee simultaneously, the ladder as a unit shall be capable of simultaneous additional loading in two hundred fifty pound (1120 N) increments for each additional employee, applied to a corresponding number of rungs. The unit shall have a safety factor of four based on ultimate strength, in the designed service.

(b)(i) Ladders installed before October 3, 1983, shall have rungs evenly spaced from nine to sixteen and one-half inches (22.9 to 41.9 cm) apart, center to center.

(ii) Ladders installed after October 3, 1983, shall have rungs evenly spaced twelve inches apart, plus or minus two inches (30 cm, plus or minus 5 cm), center to center.

(c)(i) Ladders installed before October 3, 1983, shall have a width between side rails of at least ten inches (25.4 cm).

(ii) Ladders installed after October 3, 1983, shall have a width between side rails of at least twelve inches (30.48 cm).

(d) The minimum distance between the rung center line and the nearest permanent object behind the rung shall be four inches (10.2 cm), except that in ladders installed after October 3, 1983, the minimum distance shall be seven inches (17.8 cm) unless physical limitations make a lesser distance, not less than four and one-half inches (11.5 cm), necessary.

(e) When a ladder passes through an opening or past overhead obstructions, a minimum twenty-four inch (.61 m) clearance shall exist between the climbing side and any obstruction. Where this distance is less than thirty inches (0.76 m), a deflection device shall be installed for guidance through the opening.

(f) The side rails of ladders shall extend at least thirty-six inches (0.91 m) above the top landing surface, unless grab bars or equivalent holds are provided.

(g) Ladders whose pitch exceeds ninety degrees to the horizontal (slanting backward on the climbing side) shall not be used.

(5) Protection against falls.

(a) Fixed ladders more than twenty feet (6.1 m) in height shall be provided with a cage, well, or ladder safety device.

(b) When a well or cage is used, ladders with length of climb exceeding thirty feet (9.14 m) shall comply with the following provisions:

(i) The ladder shall consist of multiple sections not exceeding thirty feet (9.14 m) each;

(ii) Each section shall be horizontally offset from adjacent sections, except as specified in (b)(iv) of this subsection; and

(iii) A landing platform capable of supporting a load of one hundred pounds per square foot (4.79 kPa) and fitted with guardrails complying with WAC 296-56-60123(3) shall be provided at least every thirty feet, except as specified in (b)(iv) of this subsection;

(iv) For ladders installed after October 3, 1983, offset sections and landing platforms are not required if hinged platforms capable of supporting one hundred pounds per square foot (4.79 kPa), and which are kept closed except when opened for passage, are within the cage or well at intervals not exceeding thirty feet (9.14 m).

(c) Ladders equipped with ladder safety devices shall have rest platforms:

(i) Capable of supporting a load of one hundred pounds per square foot (4.79 kPa);

(ii) Located at intervals of one hundred fifty feet (46 m) or less; and

(iii) Protected by guardrails complying with WAC 296-56-60123(3) on three sides.

(d) Where used, ladder safety devices shall:

(i) Be installed and maintained in accordance with the manufacturer's instructions, which shall be available for inspection upon request;

(ii) Be repaired only with replacement parts having performance capability at least equal to that of the original parts;

(iii) Have a connection length between carrier centerlines and safety belts of ~~((102))~~ 10 ± 2 inches (~~((25.45-08))~~ 25.4 ± 5.08 cm); and

(iv) Be installed in a manner that does not reduce the ladder's structural capacity.

(e) Ladder cages or wells shall:

(i) Be of rigid construction that allows unobstructed use but prevents an employee from falling through or dislodging the cage or well by falling against it;

(ii) Have smooth inner surfaces;

(iii) Extend at least thirty-six inches (0.9 m) above landings; and

(iv) Extend to within eight feet (2.4 m) above the ground or base, except that a maximum of twenty feet (6.1 m) is permitted where the cage or well would extend into traffic lanes.

(f) Ladders installed after January 1, 1985, on radio, microwave communications, electrical power and similar towers, poles and structures, including stacks and chimneys, shall meet the requirements of this subsection.

(6) Individual rung ladders. Ladders consisting of individual rungs that are attached to walls, conical manhole sections or river cells shall:

(a) Be capable of supporting a load of three hundred fifty pounds (1557 N) without deformation;

(b) Form a continuous ladder, uniformly spaced vertically from twelve inches to sixteen inches (30.5 to 41 cm) apart, with a minimum width of ten inches (25.4 cm), and projecting at least four and one-half inches (~~((1))~~) 11.43 cm from the wall;

(c) Be so constructed that an employee's foot cannot slide off the ends; and

(d) Be firmly attached and without sharp edges.

**AMENDATORY SECTION** (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60215 Fixed stairways.** (1) Definition. "Fixed stairway" means interior or exterior stairs serving machinery, tanks, or equipment, and stairs to or from floors, platforms, or pits. The term does not apply to stairs intend-

ed only for fire exit purposes, to articulated stairs (the angle of which changes with the rise and fall of the base support) or to stairs forming an integral part of machinery.

(2) New installations.

(a) Fixed stairs installed after October 3, 1983, shall be positioned within the range of thirty degrees to fifty degrees to the horizontal with uniform riser height and tread width throughout each run and be capable of a minimum loading of one hundred pounds per square foot (448 N) and a minimum concentrated load of three hundred pounds (1344 N) at the center of any treadspan. Riser height shall be from six to seven and one-half inches (15.2 to 19.0 cm), stair width a minimum of twenty-two inches (56 cm) between vertical barriers, and tread depth (~~((shall be from 8 to 11 inches (20.3 to 27.8 cm)))~~) a minimum of 12 ± 2 inches (30.48 ± 5.08 cm), and tread nosing shall be straight leading edges.

(b) Stair landings shall be at least twenty inches (51 cm) in depth. Where doors or gates open on a stairway, a landing platform shall be provided. Door swing shall not reduce the effective standing area on the landing to less than eighteen inches (45.7 cm) in depth.

(c) Fixed stairs having four or more risers shall have stair railings or handrails complying with WAC 296-56-60123(3).

(d) The railing height from tread surface at the riser face shall be 33 plus or minus 3 inches (83 plus or minus 7.6 cm).

(e) Restricted areas. When physical features require stairs steeper than those provided for by (a) of this subsection, stairs at angles of fifty degrees to seventy-five degrees from the horizontal may be used if they:

(i) Are capable of supporting a single concentrated load of two hundred pounds (890 N) at the tread centers;

(ii) Have open treads at least four inches (10.2 cm) in depth and eighteen inches (45.7 cm) in width with a uniformly spaced vertical rise between treads of six to nine and one-half inches (15.2 to 24.1 cm); and

(iii) Have handrails that meet the requirements of WAC 296-56-60123(3) on both sides that are not less than thirty inches (76.2 cm) in height from the tread surface at the riser face.

(f) Maintenance. Fixed stairways shall be maintained in safe condition and shall not be obstructed.

**AMENDATORY SECTION** (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60223 Passage between levels and across openings.** (1) General. The employer shall provide safe means of passage between different surface levels and across openings.

(2) Definitions.

(a) "Dockboards (car and bridge plates)" mean devices for spanning short distances between rail cars or highway vehicles and loading platforms which do not expose employees to falls greater than four feet (1.2 m).

(b) "Ramps" means other flat-surface devices for passage between levels and across openings not included in "dockboards."

(3) Dockboards (car and bridge plates).

(a) Dockboards shall be strong enough to support the loads imposed on them.

(b) Portable dockboards shall be anchored in position or be equipped with devices to prevent their movement.

(c) Hand holds or other effective means shall be provided on portable dockboards to permit safe handling.

(d) Positive means shall be used to prevent railcars or highway vehicles from being moved while dockboards or bridge plates are in position.

(4) Ramps.

(a) Ramps shall be strong enough to support the loads imposed on them, provided with sideboards, properly secured and well maintained.

(b) Ramps shall be equipped with guardrails meeting the requirements of WAC 296-56-60123(3) if the slope is more than twenty degrees to the horizontal or if employees could fall more than four feet (1.2 m).

(c) Ramps shall have slip-resistant surfaces.

(d) When necessary to prevent displacement by vehicle wheels, steel plates or similar devices, used to temporarily bridge(;) or cover uneven surfaces or tracks, shall be anchored.

**AMENDATORY SECTION** (Amending Order 91-01, filed 5/20/91, effective 6/20/91)

**WAC 296-56-60229 Sanitation.** (1) Washing and toilet facilities.

(a) The employer shall provide accessible washing and toilet facilities sufficient for the sanitary requirements of employees. The facilities shall have:

(i) Running water, including hot((;)) and cold or tepid water (when cargo handling is conducted at locations without permanent facilities, containers of potable water may be provided in lieu of running water);

(ii) Soap;

(iii) Individual hand towels, clean individual sections of continuous toweling or warm air blowers; and

(iv) Fixed or portable toilets in separate compartments with latch-equipped doors.

(b) Separate toilet facilities shall be provided for male and female employees except when toilet rooms are occupied by only one person at a time. A means of locking shall be provided.

(c) Washing and toilet facilities shall be regularly cleaned and maintained in good order.

(2) Drinking water.

(a) Potable drinking water shall be accessible to employees at all times.

(b) Potable drinking water containers shall be clean, containing only water and ice, and shall be fitted with covers.

(c) Common drinking cups are prohibited.

(3) Prohibited eating areas. Consumption of food or beverages in areas where hazardous materials are being stored or handled shall be prohibited.

(4) Garbage and overboard discharges. Work shall not be conducted in the immediate vicinity of uncovered garbage or in the area of overboard discharges from the vessel's sanitary lines unless employees are protected from the garbage or discharge by a baffle or splash boards.

**AMENDATORY SECTION** (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60235 Welding, cutting and heating (hot work).** (1) Definition. "Hot work" means riveting, welding, flame cutting or other fire or spark-producing operation.

(2) Hot work in confined spaces. Hot work shall not be performed in a confined space until a designated person has tested the atmosphere and determined that it is not hazardous.

(3) Fire protection.

(a) To the extent possible, hot work shall be performed in designated locations that are free of fire hazards.

(b) When hot work must be performed in a location that is not free of fire hazards, all necessary precautions shall be taken to confine heat, sparks, and slag so that they cannot contact flammable or combustible material.

(c) Fire extinguishing equipment suitable for the location shall be immediately available and shall be maintained in readiness for use at all times.

(d) When the hot work operation is such that normal fire prevention precautions are not sufficient, additional personnel shall be assigned to guard against fire during hot work and for a sufficient time after completion of the work to ensure that no fire hazard remains. The employer shall instruct all employees involved in hot work operations as to potential fire hazards and the use of fire fighting equipment.

(e) Drums and containers which contain or have contained flammable or combustible liquids shall be kept closed. Empty containers shall be removed from the hot work area.

(f) When openings or cracks in flooring cannot be closed, precautions shall be taken to ensure that no employees or flammable or combustible materials are exposed to sparks dropping through the floor. Similar precautions shall be taken regarding cracks or holes in walls, open doorways and open or broken windows.

(g) Hot work shall not be performed:

(i) In flammable or potentially flammable atmospheres;

(ii) On or in equipment or tanks that have contained flammable gas or liquid or combustible liquid or dust-producing material, until a designated person has tested the atmosphere inside the equipment or tanks and determined that it is not hazardous; or

(iii) Near any area in which exposed readily ignitable materials such as bulk sulphur, baled paper or cotton are stored. Bulk sulphur is excluded from this prohibition if suitable precautions are followed, the person in charge is knowledgeable and the person performing the work has been instructed in preventing and extinguishing sulphur fires.

(h)(i) Drums, containers or hollow structures that have contained flammable or combustible substances shall either be filled with water or cleaned, and shall then be ventilated. A designated person shall test the atmosphere and determine that it is not hazardous before hot work is performed on or in such structures.

(ii) Before heat is applied to a drum, container or hollow structure, an opening to release built-up pressure during heat application shall be provided.

(4) Gas welding and cutting.

(a) Compressed gas cylinders:

(i) Shall have valve protection caps in place except when in use, hooked up or secured for movement. Oil shall not be used to lubricate caps;

(ii) Shall be hoisted only while secured, as on a cradle or pallet, and shall not be hoisted by magnet, choker sling or cylinder caps;

(iii) Shall be moved only by tilting or rolling on their bottom edges;

(iv) Shall be secured when moved by vehicle;

(v) Shall be secured while in use;

(vi) Shall have valves closed when cylinders are empty, being moved or stored;

(vii) Shall be secured upright except when hoisted or carried;

(viii) Shall not be freed when frozen by prying the valves or caps with bars or by hitting the valve with a tool;

(ix) Shall not be thawed by boiling water;

(x) Shall not be exposed to sparks, hot slag, or flame;

(xi) Shall not be permitted to become part of electrical circuits or have electrodes struck against them to strike arcs;

(xii) Shall not be used as rollers or supports;

(xiii) Shall not have contents used for purposes not authorized by the supplier;

(xiv) Shall not be used if damaged or defective;

(xv) Shall not have gases mixed within, except by gas suppliers;

(xvi) Shall be stored so that oxygen cylinders are separated from fuel gas cylinders and combustible materials by either a minimum distance of twenty feet (6 m) or a barrier having a fire-resistance rating of thirty minutes; and

(xvii) Shall not have objects that might either damage the safety device or obstruct the valve placed on top of the cylinder when in use.

(b) Use of fuel gas. Fuel gas shall be used only as follows:

(i) Before regulators are connected to cylinder valves, the valves shall be opened slightly (cracked) and closed immediately to clear away dust or dirt. Valves shall not be cracked if gas could reach possible sources of ignition;

(ii) Cylinder valves shall be opened slowly to prevent regulator damage and shall not be opened more than one and one-half turns. Any special wrench required for emergency closing shall be positioned on the valve stem during cylinder use. For manifolded or coupled cylinders, at least one wrench shall be immediately available. Nothing shall be placed on top of a cylinder or associated parts when the cylinder is in use;

(iii) Pressure-reducing regulators shall be attached to cylinder valves when cylinders are supplying torches or devices equipped with shut-off valves;

(iv) Cylinder valves shall be closed and gas released from the regulator or manifold before regulators are removed;

(v) Leaking fuel gas cylinder valves shall be closed and the gland nut tightened. If the leak continues, the cylinder shall be tagged, removed from service, and moved to a location where the leak will not be hazardous. If a regulator attached to a valve stops a leak, the cylinder need not be removed from the workplace but shall be tagged and may not be used again before it is repaired; and

(vi) If a plug or safety device leaks, the cylinder shall be tagged, removed from service, and moved to a location where the leak will not be hazardous.

(c) Hose.

(i) Fuel gas and oxygen hoses shall be easily distinguishable from each other by color or sense of touch. Oxygen and fuel hoses shall not be interchangeable. Hoses having more than one gas passage shall not be used.

(ii) When oxygen and fuel gas hoses are taped together, not more than four of each twelve inches (10.2 cm of each 30.5 cm) shall be taped.

(iii) Hose shall be inspected before use. Hose subjected to flashback or showing evidence of severe wear or damage shall be tested to twice the normal working pressure but not less than two hundred p.s.i. (1378.96 kPa) before re-use. Defective hose shall not be used.

(iv) Hose couplings shall not unlock or disconnect without rotary motion.

(v) Hose connections shall be clamped or securely fastened to withstand twice the normal working pressure but not less than three hundred p.s.i. (2068.44 kPa) without leaking.

(vi) Gas hose storage boxes shall be ventilated.

(d) Torches.

(i) Torch tip openings shall only be cleaned with devices designed for that purpose.

(ii) Torches shall be inspected before each use for leaking shut-off valves, hose couplings and tip connections. Torches shall be inspected before each use for leaking shut-off valves, hose couplings and tip connections. Torches with such defects shall not be used.

(iii) Torches shall not be lighted from matches, cigarette lighters, other flames or hot work.

(e) Pressure regulators. Pressure regulators, including associated gauges, shall be maintained in safe working order.

(f) Operational precaution. Gas welding equipment shall be maintained free of oil and grease.

(5) Arc welding and cutting.

(a) Manual electrode holders.

(i) The employer shall ensure that only manual electrode holders intended for arc welding and cutting and capable of handling the maximum current required for such welding or cutting shall be used.

(ii) Current-carrying parts passing through those portions of the holder gripped by the user and through the outer surfaces of the jaws of the holder shall be insulated against the maximum voltage to ground.

(b) Welding cables and connectors.

(i) Arc welding and cutting cables shall be insulated, flexible and capable of handling the maximum current required by the operation, taking into account the duty cycles.

(ii) Only cable free from repair or splice for ten feet (3 m) from the electrode holder shall be used unless insulated connectors or splices with insulating quality equal to that of the cable are provided.

(iii) When a cable other than the lead mentioned in (b)(ii) of this subsection wears and exposes bare conductors, the portion exposed shall not be used until it is protected by insulation equivalent in performance capacity to the original.

(iv) Insulated connectors of equivalent capacity shall be used for connecting or splicing cable. Cable lugs, where



used as connectors, shall provide electrical contact. Exposed metal parts shall be insulated.

(c) Ground returns and machine grounding.

(i) Ground return cables shall have current-carrying capacity equal to or exceeding the total maximum output capacities of the welding or cutting units served.

(ii) Structures or pipelines, other than those containing gases or flammable liquids or conduits containing electrical circuits, may be used in the ground return circuit if their current-carrying capacity equals or exceeds the total maximum output capacities of the welding or cutting units served.

(iii) Structures or pipelines forming a temporary ground return circuit shall have electrical contact at all joints. Arcs, sparks or heat at any point in the circuit shall cause rejection as a ground circuit.

(iv) Structures or pipelines acting continuously as ground return circuits shall have joints bonded and maintained to ensure that no electrolysis or fire hazard exists.

(v) Arc welding and cutting machine frames shall be grounded, either through a third wire in the cable containing the circuit conductor or through a separate wire at the source of the current. Grounding circuits shall have resistance low enough to permit sufficient current to flow to cause the fuse or circuit breaker to interrupt the current.

(vi) Ground connections shall be mechanically and electrically adequate to carry the current.

(d) When electrode holders are left unattended, electrodes shall be removed and holders placed to prevent employee injury.

(e) Hot electrode holders shall not be dipped in water.

(f) The employer shall ensure that when arc welders or cutters leave or stop work or when machines are moved, the power supply switch is kept in the off position.

(g) Arc welding or cutting equipment having a functional defect shall not be used.

(h)(i) Arc welding and cutting operations shall be separated from other operations by shields, screens, or curtains to protect employees in the vicinity from the direct rays and sparks of the arc.

(ii) Employees in areas not protected from the arc by screening shall be protected by appropriate filter lenses in accordance with subsection (8) of this section. When welders are exposed to their own arc or to each other's arc, they shall wear filter lenses complying with the requirements of subsection (8) of this section.

(i) The control apparatus of arc welding machines shall be enclosed, except for operating wheels, levers, and handles.

(j) Input power terminals, top change devices and live metal parts connected to input circuits shall be enclosed and accessible only by means of insulated tools.

(k) When arc welding is performed in wet or high-humidity conditions, employees shall use additional protection, such as rubber pads or boots, against electric shock.

(6) Ventilation and employee protection in welding, cutting and heating.

(a) Mechanical ventilation requirements. The employer shall ensure that general mechanical ventilation or local exhaust systems shall meet the following requirements:

(i) General mechanical ventilation shall maintain vapors, fumes and smoke below a hazardous level;

(ii) Local exhaust ventilation shall consist of movable hoods positioned close to the work and shall be of such capacity and arrangement as to keep breathing zone concentrations below hazardous levels;

(iii) Exhausts from working spaces shall be discharged into the open air, clear of intake air sources;

(iv) Replacement air shall be clean and respirable; and

(v) Oxygen shall not be used for ventilation, cooling or cleaning clothing or work areas.

(b) Hot work in confined spaces. Except as specified in (c)(ii) and (iii) of this subsection, when hot work is performed in a confined space the employer shall, in addition to the requirements of WAC 296-62-145 through 296-62-14529, ensure that:

(i) General mechanical or local exhaust ventilations shall be provided; or

(ii) Employees in the space shall wear supplied air respirators in accordance with WAC 296-62-071 et seq. and a standby observer on the outside shall maintain communication with employees inside the space and shall be equipped and prepared to provide emergency aid.

(c) Welding, cutting or heating of toxic metals.

(i) In confined or enclosed spaces, hot work involving the following metals shall only be performed with general mechanical or local exhaust ventilation that ensures that employees are not exposed to hazardous levels of fumes:

(A) Lead base metals;

(B) Cadmium-bearing filler materials; and

(C) Chromium-bearing metals or metals coated with chromium-bearing materials.

(ii) In confined or enclosed spaces, hot work involving the following metals shall only be performed with local exhaust ventilation meeting the requirements of this subsection or by employees wearing supplied air respirators in accordance with chapter 296-62 WAC;

(A) Zinc-bearing base or filler metals or metals coated with zinc-bearing materials;

(B) Metals containing lead other than as an impurity, or coated with lead-bearing materials;

(C) Cadmium-bearing or cadmium-coated base metals; and

(D) Metals coated with mercury-bearing materials.

(iii) Employees performing hot work in confined or enclosed spaces involving beryllium-containing base or filler metals shall be protected by local exhaust ventilation and wear supplied air respirators or self-contained breathing apparatus, in accordance with the requirements of chapter 296-62 WAC.

(iv) The employer shall ensure that employees performing hot work in the open air that involves any of the metals listed in (c)(i) and (ii) of this subsection shall be protected by respirators in accordance with the requirements of chapter 296-62 WAC and those working on beryllium-containing base or filler metals shall be protected by supplied air respirators, in accordance with the requirements of chapter 296-62 WAC.

(v) Any employee exposed to the same atmosphere as the welder or burner shall be protected by the same type of respiratory and other protective equipment as that worn by the welder or burner.

(d) Inert-gas metal-arc welding. Employees shall not engage in and shall not be exposed to the inert-gas metal-arc welding process unless the following precautions are taken:

(i) Chlorinated solvents shall not be used within two hundred feet (61 m) of the exposed arc. Surfaces prepared with chlorinated solvents shall be thoroughly dry before welding is performed on them.

(ii) Employees in areas not protected from the arc by screening shall be protected by appropriate filter lenses in accordance with the requirements of subsection (8) of this section. When welders are exposed to their own arc or to each other's arc, filter lenses complying with the requirements of subsection (8) of this section shall be worn to protect against flashes and radiant energy.

(iii) Employees exposed to radiation shall have their skin covered completely to prevent ultraviolet burns and damage. Helmets and hand shields shall not have leaks, openings or highly reflective surfaces.

(iv) Inert-gas metal-arc welding on stainless steel shall not be performed unless exposed employees are protected either by local exhaust ventilation or by wearing supplied air respirators.

(7) Welding, cutting and heating on preservative coatings.

(a) Before hot work is commenced on surfaces covered by a preservative coating of unknown flammability, a test shall be made by a designated person to determine the coating's flammability. Preservative coatings shall be considered highly flammable when scrapings burn with extreme rapidity.

(b) Appropriate precaution(s) shall be taken to prevent ignition of highly flammable hardened preservative coatings. Highly flammable coatings shall be stripped from the area to be heated. An uncoiled fire hose with fog nozzle, under pressure, shall be immediately available in the hot work area.

(c) Surfaces covered with preservative coatings shall be stripped for at least four inches (10.2 cm) from the area of heat application or employees shall be protected by supplied air respirators in accordance with the requirements of chapter 296-62 WAC.

(8) Protection against radiant energy.

(a) Employees shall be protected from radiant energy eye hazards by spectacles, cup goggles, helmets, hand shields or face shields with filter lenses complying with the requirements of this subsection.

(b) Filter lenses shall have an appropriate shade number, as indicated in Table G-1, for the work performed. Variations of one or two shade numbers are permissible to suit individual preferences.

(c) If filter lenses are used in goggles worn under the helmet, the shade numbers of both lenses equals the value shown in Table G-1 for the operation.

Table G-1.—Filter Lenses for Protection Against Radiant Energy

Operation	Shade No.
Soldering . . . . .	2
Torch Brazing . . . . .	3 or 4
Light cutting, up to 1 inch . . . . .	3 or 4
Medium cutting, 1-6 inches . . . . .	4 or 5

Heavy cutting, over 6 inches . . . . .	5 or 6
Light gas welding, up to 1/8 inch . . . . .	4 or 5
Medium gas welding, 1/8-1/2 inch . . . . .	5 or 6
Heavy gas welding, over 1/2 inch . . . . .	6 or 8
Shielded Metal-Arc Welding 1/16 to 5/32-inch electrodes . . . . .	10
Inert gas Metal-Arc Welding (non-ferrous) 1/16 to 5/32-inch electrodes . . . . .	11
Shielded Metal-Arc Welding: 3/16 to 1/4-inch electrodes . . . . .	12
5/16 and 3/8-inch electrodes . . . . .	14

**AMENDATORY SECTION** (Amending Order 91-07, filed 11/22/91, effective 12/24/91)

**WAC 296-56-60237 Spray painting.** (1) Scope. This section covers painting operations connected with maintenance of structures, equipment and gear at the marine terminal and of transient equipment serviced at the terminal. It does not apply to overall painting of terminal structures under construction, major repair or rebuilding of terminal structures, or portable spraying apparatus not used regularly in the same location.

(2) Definitions.

(a) "Spraying area" means any area where flammable vapors, mists or combustible residues, dusts or deposits may be present due to paint spraying operations.

(b) "Spray booth" means an enclosure containing a flammable or combustible spraying operation and confining and limiting the escape of paint, vapor and residue by means of a powered exhaust system.

(c) "Approved" means, for the purpose of this section, that the equipment has been approved for the specified use by a nationally recognized testing laboratory.

(3) Spray painting requirements for indoor and outdoor spraying areas and booths.

(a) Shut-off valves, containers or piping with attached hoses or flexible connections shall have shut-off valves closed at the connection when not in use.

(b) Pumps used to transfer paint supplies shall have automatic pressure-relieving devices.

(c) Hoses and couplings shall be inspected before use. Hoses showing deterioration, leakage or weakness in the carcass or at the couplings shall be removed from service.

(d)(i) No open flame or spark-producing equipment shall be within ((20)) twenty feet (6 m) of a spraying area unless it is separated from the spraying area by a fire-retardant partition.

(ii) Hot surfaces shall not be located in spraying areas.

(iii) Whenever combustible residues may accumulate on electrical installations, wiring shall be in rigid conduit or in boxes containing no taps, splices or connections.

(iv) Portable electric lights shall not be used during spraying operations. Lights used during cleaning or repairing operations shall be approved for the location in which they are used.

(e) When flammable or combustible liquids are being transferred between containers, both containers shall be bonded and grounded.

(f)(i) Spraying shall be performed only in designated spray booths or spraying areas.

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(ii) Spraying areas shall be kept as free from combustible residue accumulations as practical.

(iii) Residue scrapings, debris, rags, and waste shall be removed from the spraying area as they accumulate.

(g) Spraying with organic peroxides and other dual-component coatings shall only be conducted in sprinkler-equipped spray booths.

(h) Only the quantity of flammable or combustible liquids required for the operation shall be allowed in the spraying area, and in no case shall the amount exceed a one-day supply.

(i) Smoking shall be prohibited and "No Smoking" signs shall be posted in spraying and paint storage areas.

(4) Additional requirements for spraying areas and spray booths.

(a) Distribution or baffle plates shall be of noncombustible material and shall be removable or accessible for cleaning. They shall not be located in exhaust ducts.

(b) Any discarded filter shall be removed from the work area or placed in water.

(c) Filters shall not be used when the material being sprayed is highly susceptible to spontaneous heating and ignition.

(d) Filters shall be noncombustible or of an approved type. The same filter shall not be used when spraying with different coating materials if the combination of materials may spontaneously ignite.

(e) Spraying areas shall be mechanically ventilated for removal of flammable and combustible vapor and mist.

(f) Mechanical ventilation shall be in operation during spraying operations and long enough thereafter to (~~thoroughly~~) exhaust hazardous vapor concentrations.

(g) Rotating fan elements shall be nonsparking or the casing shall consist of or be lined with nonsparking material.

(h) Piping systems conveying flammable or combustible liquids to the spraying booth or area shall be made of metal and be both electrically bonded and grounded.

(i) Air exhausted from spray operations shall not contaminate makeup air or other ventilation intakes. Exhausted air shall not be recirculated unless it is first cleaned of any hazardous contaminants.

(j) Original closed containers, approved portable tanks, approved safety cans or a piping system shall be used to bring flammable or combustible liquids into spraying areas.

(k) If flammable or combustible liquids are supplied to spray nozzles by positive displacement pumps, the pump discharge line shall have a relief valve discharging either to a pump section or detached location, or the line shall be equipped with a device to stop the prime mover when discharge pressure exceeds the system's safe operating pressure.

(l) Wiring, motors and equipment in a spray booth shall be of approved explosion-proof type for Class I, Group D locations and conform with the requirements of chapter 296-24 WAC Part L for Class I, Division 1, Hazardous Locations. Wiring, motors and equipment within ((20)) twenty feet (6 m) of any interior spraying area and not separated by vapor-tight partitions shall not produce sparks during operation and shall conform to the requirements of chapter 296-24 WAC Part L for Class I, Division 2, Hazardous Locations.

(m) Outside electrical lights within ((40)) ten feet (3 m) of spraying areas and not separated from the areas by partitions shall be enclosed and protected from damage.

(5) Additional requirements for spray booths.

(a) Spray booths shall be substantially constructed of noncombustible material and have smooth interior surfaces. Spray booth floors shall be covered with noncombustible material. As an aid to cleaning, paper may be used to cover the floor during painting operations if it is removed after the painting is completed.

(b) Spray booths shall be separated from other operations by at least 3 feet (0.91 m) or by fire-retardant partitions or walls.

(c) A space of at least 3 feet (0.91 m) on all sides of the spray booth shall be maintained free of storage or combustible materials.

(d) Metal parts of spray booths, exhaust ducts, pipings, airless high-pressure spray guns and conductive objects being sprayed shall be grounded.

(e) Electric motors driving exhaust fans shall not be located inside booths or ducts.

(f) Belts shall not enter ducts or booths unless the belts are completely enclosed.

(g) Exhaust ducts shall be made of steel, shall have sufficient access doors to permit cleaning, and shall have a minimum clearance of 18 inches (0.46 m) from combustible materials. Any installed dampers shall be fully opened when the ventilating system is operating.

(h) Spray booths shall not be alternately used to spray different types of coating materials if the combination of the materials may spontaneously ignite unless deposits of the first material are removed from the booth and from exhaust ducts before spraying of the second material begins.

AMENDATORY SECTION (Amending Order 86-02, filed 1/17/86)

**WAC 296-56-60239 Compressed air.** Employees shall be protected by appropriate eye protection and personal protective equipment complying with the requirements of WAC ((296-56-60019)) 296-56-60109 through 296-56-60115 during cleaning with compressed air. Compressed air used for cleaning shall not exceed a pressure of thirty p.s.i. Compressed air shall not be used to clean employees.

AMENDATORY SECTION (Amending Order 84-24, filed 12/11/84)

**WAC 296-62-09005 Nonionizing radiation.** (1) Introduction. Employees shall be protected from exposure to hazardous levels of nonionizing radiation. Health standards have been established for ultraviolet, radiofrequency/microwave, and laser radiations which shall be used to promote a healthful working environment. These standards refer to levels of nonionizing radiation and represent conditions under which it is believed that nearly all workers may be repeatedly exposed day after day without adverse effects. They are based on the best available information from experimental studies. Because of the wide variations in individual susceptibility, exposure of an occasional individual at, or even below, the permissible limit, may result in discomfort, aggravation of a preexisting condition, or physiological damage.

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(a) Permissible exposure limits (PELs) refer to a time weighted average (TWA) of exposure for an 8-hour work day within a 40-hour workweek. Exceptions are those limits which are given a ceiling value.

(b) These PELs should be interpreted and applied only by technically qualified persons.

(c) Ceiling value. There are nonionizing radiations which produce physiological responses from short intense exposure and the PELs for these radiations are more appropriately based on this particular hazard. Nonionizing radiations with this type of hazard are best controlled by a ceiling value which is a maximum level of exposure which shall not be exceeded.

(2) The employer shall establish and maintain a program for the control and monitoring of nonionizing radiation hazards. This program shall provide employees adequate supervision, training, facilities, equipment, and supplies, for the control and assessment of nonionizing radiation hazards.

(3) Radiofrequency/microwave radiation permissible exposure limits.

(a) Definition: "Partial body exposure" means the case in which only the hands and forearms or the feet and legs below the knee are exposed.

(b) Warning symbol.

(i) The warning symbol for radiofrequency/microwave radiation shall consist of a red isosceles triangle above an inverted black isosceles triangle, separated and outlined by an aluminum color border. The words "Warning Radiofrequency/microwave radiation hazard" shall appear in the upper triangle. See Figure 1.

(ii) All areas where entry may result in an exposure to radiofrequency/microwave radiation in excess of the PEL shall have a warning symbol prominently displayed at their entrance.

(iii) American National Standard Safety Color Code for Marking Physical Hazards and the Identification of Certain Equipment, Z53.1-1953, shall be used for color specification. All lettering and the border shall be of aluminum color.

(iv) The inclusion and choice of warning information or precautionary instructions is at the discretion of the user. If such information is included it shall appear in the lower triangle of the warning symbol.

- RADIATION SYMBOL**
1. Cross-hatched area is to be magenta or purple.
  2. Background is to be yellow.

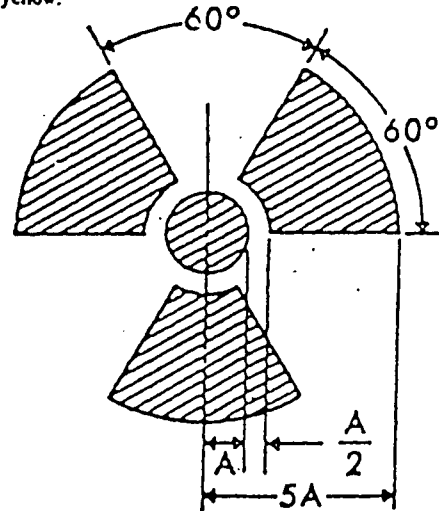


FIGURE G-10

(c) These PELs refer to radiofrequency/microwave radiation exposures in the frequency range of 300 kHz to 100 GHz. Based on current knowledge, it is believed that workers may be exposed at these PELs without adverse health effects.

(i) Table I gives the PELs in terms of the mean squared electric (E) and magnetic (H) field strengths and in terms of the equivalent plane-wave free-space power density, as a function of frequency.

(ii) The average exposure for any 6 minute (0.1 hour) period shall not exceed the PEL.

(iii) Measurements shall be made at distances of 5 cm or greater from any object.

(iv) For mixed or broadband fields at a number of frequencies for which there are different PELs, the fraction of the PEL incurred within each frequency interval shall be determined and the sum of these fractions shall not exceed unity.

(v) PELs given in Table I for frequencies between 300 kHz and 1 GHz may be exceeded for partial body exposures if the output power of the radiating device is 7 watts or less.

**Table I. Radiofrequency/Microwave Radiation Permissible Exposure Limits (PELs).**

Frequency(f)	Power Density*	Electric Field	Magnetic Field
		Strength Squared*	Strength Squared*
	<u>mW/cm<sup>2</sup></u>	<u>V<sup>2</sup>/m<sup>2</sup></u>	<u>A<sup>2</sup>/m<sup>2</sup></u>
0.3 to 3 MHz	100	400,000	2.5
3 to 30 MHz	900/f <sup>2</sup>	4000(900/f <sup>2</sup> )	0.025(900/f <sup>2</sup> )
30 to 300 MHz	1.0	4000	0.025
300 to 1500 MHz	f/300	4000(f/300)	0.025(f/300)
1.5 to 100 GHz	5.0	20,000	0.125

Note: f=frequency (MHz)

\* Ceiling value

- (4) Laser radiation permissible exposure limits.  
 (a) Definitions.

(i) "Diffuse reflection" means a change of the spatial distribution of a beam of radiation when it is reflected in many directions by a surface or medium.

(ii) "Specular reflection" means a mirrorlike reflection.

(iii) "Accessible radiation" means laser radiation to which human access is possible.

(b) All lasers and laser systems shall be classified in accordance with the Federal Laser Product Performance Standards (21 CFR 1040.10) or, if manufactured prior to August 2, 1976, in accordance with ANSI Z136.1-1980.

(i) Class I. Laser systems that are considered to be incapable of producing damaging radiation levels and are thereby exempt from control measures. This is a no hazard category.

(ii) Class II. Visible wavelength laser systems that have a low hazard potential because of the expected aversion response. There is some possibility of injury if stared at. This is a low hazard category.

(iii) Class III. Laser systems in which intrabeam viewing of the direct beam or specular reflections of the beam may be hazardous. This class is further subdivided into IIIa and IIIb. This is a moderate hazard category.

(iv) Class IV. Laser systems whose direct or diffusely reflected radiation may be hazardous and where the beam may constitute a fire hazard. Class IV systems require the use of controls that prevent exposure of the eye and skin to specular or diffuse reflections of the beam. This is a high hazard category.

(c) Warning signs and classification labels shall be prepared in accordance with 21 CFR 1040.10 when classifying lasers and laser systems, and ANSI Z136.1 - 1980 when using classified lasers and laser systems. All signs and labels shall be conspicuously displayed.

(i) The signal word "CAUTION" shall be used with all signs and labels associated with Class II and Class IIIa lasers and laser systems.

(ii) The signal word "DANGER" shall be used with all signs and labels associated with Class IIIb and Class IV lasers and laser systems.

(d) Personal protective equipment shall be provided at no cost to the employee and shall be worn whenever operational conditions or maintenance of lasers may result in a potentially hazardous exposure.

(i) Protective eyewear shall be specifically designed for protection against radiation of the wavelength and radiant energy of the laser or laser system. Ocular exposure shall not exceed the recommendations of ANSI Z136.1 - 1980.

(ii) For Class IV lasers and laser systems protective eyewear shall be worn for all operational conditions or maintenance which may result in exposures to laser radiation.

(e) Engineering controls shall be used whenever feasible to reduce the accessible radiation levels for Class IV lasers and laser systems to a lower classification level. These controls may include, but are not limited to: Protective housings, interlocks, optical system attenuators, enclosed beam paths, remote controls, beam stops, and emission delays with audible warnings.

(f) All employees who may be exposed to laser radiation shall receive laser safety training. The training shall ensure that the employees are knowledgeable of the potential hazards and control measures for the laser equipment in use.

(5) Ultraviolet radiation.

(a) These permissible exposure limits refer to ultraviolet radiation in the spectral region between 200 and 400 nanometer (nm) and represent conditions under which it is believed that nearly all workers may be repeatedly exposed without adverse effect. These values for exposure of the eye or the skin apply to ultraviolet radiation from arcs, gas, and vapor discharges, and incandescent sources, but do not apply to ultraviolet lasers or solar radiation. These levels should not be used for determining exposure of photosensitive individuals to ultraviolet radiation. These values shall be used in the control of exposure to continuous sources where the exposure relation shall not be less than 0.1 sec.

(b) The permissible exposure limit for occupational exposure to ultraviolet radiation incident upon skin or eye where irradiance values are known and exposure time is controlled are as follows:

(i) For the near ultraviolet spectral region (320 to 400 nanometer (nm)), total irradiance incident upon the unprotected skin or eye shall not exceed 1.0 milliwatt/sq. centimeter for periods greater than 101 seconds (approximately 16 minutes) and for exposure times less than ((403)) 101 seconds shall not exceed one Joule((s))/sq. centimeter.

(ii) For the actinic ultraviolet spectral region (200 - 315 nm), radiant exposure incident upon the unprotected skin or eye shall not exceed the values given in Table 4 within an 8-hour period.

(iii) To determine the effective irradiance of a broadband source weighted against the peak of the spectral effectiveness curve (270 nanometer (nm)), the following weighting formulas shall be used.

$$e_{\text{eff}} = \sum (E\text{-}\lambda) (S\text{-}\lambda) (\Delta\lambda)$$

Where:

$e_{\text{eff}}$  = effective irradiance relative to a monochromatic source at 270nm

E- $\lambda$  = spectral irradiance in Watts/sq. centimeter/nanometer.

S- $\lambda$  = relative spectral effectiveness (unitless)

$\Delta\lambda$  = band width in nanometers

(iv) Permissible exposure time in seconds for exposure to actinic ultraviolet radiation incident upon the unprotected skin or eye may be computed by dividing 0.003 Joules/sq. centimeter by  $e_{\text{eff}}$  in Watts/sq. centimeter. The exposure time may also be determined using Table 5 which provides exposure times corresponding to effective irradiances in  $\mu\text{W}/\text{cm}^2$ .

TABLE 4

Wavelength nanometer	PEL millijoules/sq. centimeters	Relative Spectral Effectiveness S Lambda
200	100	0.03
210	40	0.075
220	25	0.12
230	16	0.19
240	10	0.30
250	7.0	0.43
254	6.0	0.5

260	4.6	0.65	5.0	1.50	1.714	1.92
270	3.0	1.0				
280	3.4	0.88				
290	4.7	0.64	6.0	1.93	2.143	2.35
300	10	0.30	7.0	2.36	2.572	2.78
305	50	0.06				
310	200	0.015				
315	1000	0.003				

8	2.79	3.000	3.21
9	3.22	3.429	3.63
10	3.64	3.857	4.06
11	4.07	4.286	4.49
12	4.50	4.715	4.92
13	4.93	5.143	5.35
14	5.36	5.571	5.78

TABLE 5

Duration of Exposure Per Day	Effective Irradiance <sup>eff</sup> (μW/cm <sup>2</sup> )
8 hrs.	0.1
4 hrs.	0.2
2 hrs.	0.4
1 hr.	0.8
1/2 hr.	1.7
15 min.	3.3
10 min.	5
5 min.	10
1 min.	50
30 sec.	100
10 sec.	300
1 sec.	3,000
0.5 sec.	6,000
0.1 sec.	30,000

TABLE 6

Densities and Transmissions (in Percent); also Tolerances in Densities and Transmissions of Various Shades of Glasses for Protection Against Injurious Rays

(Shades 3 to 8, inclusive, are for use in goggles, shades 10 to 14, inclusive, for welder's helmets and face shields)

[CODIFICATION NOTE: The graphic presentation of this table has been varied slightly in order that it would fall within the printing specifications for the Washington Administrative Code. In the following table, the original table had columns relating to (1) "Optical Density" which is now "Part 1," (2) "Total Visible Luminous Transmittance" and "Maximum total Infrared" which are now "Part 2," (3) "Maximum Ultraviolet Transmission" which is now "Part 3," and (4) "Recommended Uses" which is now "Part 4." These columns were all positioned side by side. In the new WAC format these are split up into four separate tables.]

TABLE 6—Part 1

Shade No.	Optical Density		
	Minimum CO.D.	Standard O.D.	Maximum O.D.
3.0	.64	.857	1.06
4.0	1.07	1.286	1.49

TABLE 6—Part 2

Shade No.	Total Visible Luminous Transmittance			Maximum Total Infrared %
	Maximum %	Standard %	Minimum %	
3.0	22.9	13.9	8.70	9.0
4.0	8.51	5.18	3.24	5.0
5.0	3.16	1.93	1.20	2.5
6.0	1.18	.72	.45	1.5
7.0	.44	.27	.17	1.3
8	.162	.100	.062	1.0
9	.060	.037	.023	.8
10	.0229	.0139	.0087	.6
11	.0085	.0052	.0033	.5
12	.0032	.0019	.0012	.5
13	.00118	.00072	.00045	.4
14	.00044	.00027	.00017	.3

TABLE 6—Part 3

Shade No.	Maximum Ultraviolet Transmission			
	313mu %	334mu %	365mu %	405mu %
3.0	.2	.2	.5	1.0
4.0	.2	.2	.5	1.0
5.0	.2	.2	.2	.5
6.0	.1	.1	.1	.5
7.0	.1	.1	.1	.5

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8	.1	.1	.1	.5
9	.1	.1	.1	.5
10	.1	.1	.1	.5
11	.05	.05	.05	.1
12	.05	.05	.05	.1
13	.05	.05	.05	.1
14	.05	.05	.05	.1

TABLE 6—Part 4

Shade No.	Recommended Uses
3.0	Glare of reflected sunlight from snow, water, sand, etc., stray light from cutting and welding metal pouring and work around furnaces and foundries.
4.0	
5.0	Light acetylene cutting and welding; light electric spot welding.
6.0	
7.0	Acetylene cutting and medium welding; arc welding up to 30 amperes.
8	
9	Heavy acetylene welding; arc cutting and welding between 30 and 75 amperes.
10	
11	Arc cutting and welding between 75 and 200 amperes.
12	
13	Arc cutting and welding between 200 and 400 amperes.
14	Arc cutting and welding above 400 amperes.

- a. American Standard Safety Code for the Protection of Heads, Eyes, and Respiratory Organs.
- b. Standard density is defined as the logarithms (base 10) of the reciprocal of the transmission. Shade number is determined by the density according to the relations:

Shade number = 7/3 density + 1 with tolerances as given in the table.

Note: Safety glasses are available with lenses which protect the eyes against ultraviolet radiation.

**Reviser's note:** The spelling 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 89-03, filed 5/15/89, effective 6/30/89)

**WAC 296-155-48536 Forklift elevated work platforms.** When a forklift truck is used for elevating workers a platform shall be specifically built for that purpose and shall comply with the following requirements:

(1) The platform shall be securely attached to the forks and shall have standard guardrails and toeboards on all open sides.

(2) The hydraulic system of the forklift shall be so designed that the lift mechanism will not drop faster than one hundred thirty-five feet per minute in the event of a failure in any part of the system. Forklifts used for elevating platforms shall be identified that they are so designed.

(3) A safety strap shall be installed or the control lever shall be locked to prevent the boom from tilting.

(4) An operator shall be at the controls of the forklift equipment while persons are on the platform.

(5) The operator shall be in the normal operating position while raising or lowering the platform.

(6) The vehicle shall not travel from point to point while workers are on the platform except that inching or maneuvering at very slow speed is permissible.

(7) The area between workers on the platform and the mast shall be adequately guarded to prevent contact with chains or other shear points.

(8) All platforms shall be visually inspected daily or before each use by the person in charge of the work being performed, and shall be tested as frequently as is necessary to maintain minimum safety factors.

(9) Whenever a truck, except for high lift order picker trucks, is equipped with vertical hoisting controls elevatable with the lifting carriage or forks, the following precautions shall be taken for the protection of personnel being elevated.

(a) Provide a platform secured to the lifting carriage and/or forks.

(b) Provide means whereby personnel on the platform can shut off power to the truck.

(c) Provide such protection from falling objects as indicated necessary by the operating conditions.

**AMENDATORY SECTION** (Amending Order 90-18, filed 1/10/91, effective 2/12/91)

**WAC 296-155-650 Scope, application, and definitions applicable to this part.** (1) Scope and application. This part applies to all open excavations made in the earth's surface. Excavations are defined to include trenches.

(2) Definitions applicable to this part.

(a) "Accepted engineering requirements or practices." Those requirements ~~((or practices that))~~ which are compatible with standards of practice required by a registered professional engineer.

~~(((2)) "Actual slope." The slope of which an excavation site is excavated.~~

~~(3)) (b) "Aluminum hydraulic shoring." A preengineered shoring system comprised of aluminum hydraulic cylinders (crossbraces) used in conjunction with vertical rails (uprights) or horizontal rails (walers). Such system is designed, specifically to support the sidewalls of an excavation and prevent cave-ins.~~

~~(((4))) (c) "Bell-bottom pier hole." A type of shaft or footing excavation, the bottom of which is made larger than the cross section above to form a belled shape.~~

(d) "Benching (benching system)." A method of protecting employees from cave-ins by excavating the sides of an excavation to form one or a series of horizontal levels or steps, usually with vertical or near-vertical surfaces between levels.

(e) "Cave-in." The separation of a mass of soil or rock material from the side of an excavation, or loss of soil from

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under a trench shield or support system, and its sudden movement into the excavation in quantity that it could entrap, bury, injure, or immobilize a person.

((5)) (f) "Competent person." One who can identify existing or predictable hazards in the surroundings that are unsanitary, hazardous, or dangerous to employees. Also has authorization or authority by the nature of their position to take prompt corrective measures to eliminate them. The person shall be knowledgeable in the requirements of this part.

((6)) (g) "Cross braces." The horizontal members of a shoring system installed perpendicular to the sides of the excavation, the ends of which bear against either uprights or wales.

((7) "~~Distress.~~" Soil in a condition where a cave-in is imminent or likely to occur. ~~Distress indications may be fissures, slumping, spalling, ravelling, or small amounts of materials separating from the face. The bottom may bulge or heave and the edge may sink or lower.~~

(8) "~~Equipment.~~" Ladders, scaffolds, ramps, runways, railings, barricades, sheet piling, shoring, bracing and any such safeguards. ~~Protective construction and devices used in affording protection to the workers engaged in excavation work.~~

(9) "~~Embankment.~~" An artificial or man-made bank of earthen material.

((10)) (h) "~~Excavation.~~" Any man-made cut, cavity, trench, or depression in the earth's surface, ~~((including its sides, walls, or faces, formed by earth removal and producing unsupported earth conditions by reasons of the excavation. If installed forms or similar structures reduce the depth to width relationship, an excavation may become a trench))~~ formed by earth removal.

((11)) (i) "~~Faces or sides.~~" The vertical or inclined earth surfaces formed ~~((because))~~ as a result of excavation work.

((12)) (j) "~~Failure.~~" The breakage, displacement, or permanent deformation of a structural member or connection so as to reduce its structural integrity and its supportive capabilities.

((13)) (k) "~~Hazardous atmosphere.~~" A atmosphere which by reason of being explosive, flammable, poisonous, corrosive, oxidizing, irritating, oxygen deficient, toxic, or otherwise harmful, may cause death, illness, or injury.

(l) "~~Kickouts.~~" Accidental release or failure of a ~~((shore or))~~ cross brace.

((14) "~~Maximum allowable slope.~~" The steepest incline of an excavation face that is acceptable for the most favorable site conditions as the ratio of horizontal distance to vertical rise (H:V).

(15) "~~Moving ground.~~" Any ground, which for any reason, will not remain in its original location.

(16)) (m) "~~Protective system.~~" A method of protecting employees from cave-ins, from material that could fall or roll from an excavation face or into an excavation, or from the collapse of adjacent structures. Protective systems include support systems, sloping and benching systems, shield systems, and other systems that provide the necessary protection.

((17)) (n) "~~Ramp.~~" An inclined walking or working surface that is used ~~((as))~~ to gain access ~~((from))~~ to one

point to another ~~((They may be)), and is~~ constructed from earth or from structural materials such as steel or wood.

((18)) (o) "~~Registered professional engineer.~~" A person ~~((that))~~ who is registered as a professional engineer in the state of Washington. The registered professional engineer shall comply with the Washington state department of licensing requirements, chapter 18.43 RCW.

((19)) (p) "~~Sheeting.~~" The members of a shoring system that retain the earth in position and in turn are supported by other members of the shoring system ~~((:~~

~~Tight sheeting: The use of specially edged timber planks (e.g., tongue and groove) at least three inches thick, steel sheet piling, or similar construction that when driven or paced in position provide a tight wall to resist the lateral pressure of water and to prevent the loss of backfill material.~~

~~Close sheeting: The placement of planks side by side allowing as little space as possible between them.~~

(20) "~~Sheet pile.~~" A pile, or sheeting, that may form a continuous interlocking line. A row of timber, concrete, or steel piles, driven in close contact providing a tight wall to resist the lateral pressure of water, adjacent earth, or other material ~~)).~~

((21)) (q) "~~Shield (shield system).~~" A structure that ~~((can))~~ is able to withstand the forces imposed on it by a cave-in and thereby protect employees within the structure. Shields can be permanent structures or can be designed to be portable and moved along as work progresses. Additionally, shields can be either premanufactured or job-built ((according to data from the manufacture or designed by a registered professional engineer)) in accordance with WAC 296-155-657 (3)(c) or (d). Shields used in trenches are usually ~~((called))~~ referred to as "trench boxes" or "trench shields."

((22)) (r) "~~Shoring (shoring system).~~" A structure such as a metal hydraulic, mechanical, or timber shoring system that supports the sides of an excavation ~~((that))~~ and which is designed to prevent cave-ins.

((23)) (s) "~~Sides ((, "walls," or "faces." The vertical or inclined earth surfaces formed because of excavation work.))~~" See "faces."

((24)) (t) "~~Sloping (sloping system).~~" A method of protecting employees from cave-ins by excavating to form sides of an excavation that are inclined away from the excavation so as to prevent cave-ins. The angle of incline required to prevent a cave-in varies with differences in such factors as the soil type, environmental conditions of exposure, and application of surcharge loads.

((25)) (u) "~~Stable rock.~~" A natural solid mineral material that can be excavated with vertical sides and will remain intact while exposed. Unstable rock is considered to be stable when the rock material on the side or sides of the excavation is secured against caving-in or movement by rock bolts or by another protective system that has been designed by a registered professional engineer.

(v) "~~Structural ramp.~~" A ramp built of steel or wood, usually used for vehicle access. Ramps made of soil or rock are not considered structural ramps.

(w) "~~Support system.~~" A structure such as underpinning, bracing or shoring, which provides support to an adjacent structure, underground installation, or the sides of an excavation.



~~((26)) (x) "Tabulated data." Tables and charts approved by a registered professional engineer and used to design and construct a protective system.~~

~~(y) "Trench (trench excavation)." A narrow excavation in relation to its length made below the surface of the ground. In general, the depth is ((generally)) greater than the width, but the width of a trench (measured at the bottom) is not greater than 15 feet (4.6m). If forms or other structures are installed or constructed in an excavation so as to reduce the dimension measured from the forms or structure to the side of the excavation to 15 feet (4.6 m) or less (measured at the bottom of the excavation), the excavation is also considered to be a trench.~~

~~(z) Trench box. See "Shield."~~

~~((27) "Trench jack." Screw or hydraulic type jacks used as cross bracing in a trench shoring system.~~

~~(28)) (aa) "Trench shield((" or "trench box))." See "shield ((in this section))."~~

~~((29)) (bb) "Uprights." The vertical members of a trench shoring system placed in contact with the earth and usually positioned so that individual members do not contact each other. Uprights placed so that individual members are closely spaced, in contact with or interconnected to each other, are often called "sheeting."~~

~~((30) "Unstable rock." Rock material on the side or sides of the excavation not secured against caving in or movement by rock bolts or by another protective system that has been designed by a registered professional engineer.~~

~~(31) "Unstable soil." Earth material, other than running because of its nature cannot be depended upon to remain in place without extra support that would be furnished by a system of shoring.~~

~~(32)) (cc) "Wales." Horizontal members of a shoring system placed parallel to the excavation face whose sides bear against the vertical members of the shoring system or earth.~~

AMENDATORY SECTION (Amending Order 90-18, filed 1/10/91, effective 2/12/91)

**WAC 296-155-655 General protection requirements.**

(1) ~~((Protection systems for use in excavations more than 20 feet in depth shall be designed by a registered professional engineer according to WAC 296-155-66109.~~

(2) ~~Trench and excavation protection. Except in solid rock, the sides of trenches and excavations, including embankments, 4 feet or more in depth shall be shored, sheeted, braced, sloped, or supported by a means of sufficient strength to protect employees.~~

(3) ~~Protection for trenches less than 4 feet. Trenches less than 4 feet in depth shall be effectively protected when there are indications that hazardous ground movement is possible.~~

(4) ~~Storage of excavated material.~~

(a) ~~In excavations or trenches that employees are required to enter, excavated or other material shall be stored and retained at least 2 feet away from the edge of the excavation or trench.~~

(b) ~~Barriers or other effective retaining devices may be used to prevent excavated or other material from falling or rolling into the excavation or trench.~~

~~(5) Excavation and trench exits. When employees are required to be in excavations or trenches 4 feet deep or more, an adequate means of exit, such as a ladder or steps, shall be provided and located within 25 feet of lateral travel. An earth ramp is acceptable providing all following requirements are met:~~

~~(a) The stability of the earth is adequate for good footing; and~~

~~(b) The total travel distance does not exceed 25 feet; and~~

~~(c) Adequate shoring or equivalent protection is provided for the entire escape route.~~

~~(6) When sloping does not extend to the bottom of the trench, shoring shall be required to support the vertical part of the trench. The shoring shall extend above the bottom of the slope a minimum of 18 inches to prevent material from sliding or rolling into the trench.~~

~~(7) Surface encumbrances. Trees, boulders, utility poles and other surface encumbrances, located to create a hazard to employees involved in excavation or trenching work or in the vicinity during operations, shall be removed or made safe before excavation or trenching is begun or continued.~~

~~(8) Installation and removal of support.~~

~~(a) Members of support systems shall be securely connected to prevent sliding, falling, kickouts, or other predictable failure.~~

~~(b) Support systems shall be installed and removed in a way that protects employees from cave ins, structural collapses, or from other members of the support system.~~

~~(c) Individual members of support systems shall not be subjected to loads exceeding their design.~~

~~(d) Before removal of individual members begins, additional pre cautions shall be taken to ensure the safety of employees installing other structural members to carry the loads imposed on the support system may be required.~~

~~(e) Removal shall begin at the bottom of the excavation. Members shall be released slowly, noting any indication of possible failure of the remaining members or possible cave in.~~

~~(f) Backfilling shall progress together with the removal of support systems from excavations.~~

~~(9) Physical barrier protection.~~

~~(a) Adequate physical barrier protection shall be provided at all remotely located excavations or trenches.~~

~~(b) All wells, pits, shafts, etc., shall be barricaded or covered.~~

~~(c) Upon completion of exploration and similar operations, temporary wells, pits, shafts, etc., shall be completely backfilled.~~

~~(10) Inspections.~~

~~(a) Daily inspections of excavations, adjacent areas, and protective systems shall be made by a competent person for a situation that could result in cave ins, failure of protective systems, or other hazardous conditions. An inspection shall be conducted by the competent person before the start of work and as needed throughout the shift. Inspections shall be made after every rainstorm or other hazard increasing occurrence.~~

~~(b) When the competent person finds evidence of a situation that could result in a possible cave in, failure of protective systems or other hazardous conditions, exposed~~

~~employees shall be removed from the area until the necessary precautions have been taken.~~

~~(11) Manufactured materials and equipment used for protective systems shall be used and maintained consistent with the manufacturer's recommendations.~~

~~(12)) Surface encumbrances. All surface encumbrances that are located so as to create a hazard to employees shall be removed or supported, as necessary, to safeguard employees.~~

(2) Underground installations.

(a) The location of utility installations, such as sewer, telephone, fuel, electric, water lines, or any other underground installations that reasonably may be expected to be encountered during excavation work, shall be located prior to opening an excavation.

(b) Utility companies or owners shall be contacted within established or customary local response times, advised of the proposed work, and asked to locate the underground utility installation prior to the start of actual excavation.

(c) When excavation operations approach the location of underground installations, the exact location of the installations shall be determined by safe and acceptable means.

(d) While the excavation is open, underground installations shall be protected, supported, or removed as necessary to safeguard employees.

(3) Access and egress.

(a) Structural ramps.

(i) Structural ramps that are used solely by employees as a means of access or egress from excavations shall be designed by a competent person. Structural ramps used for access or egress of equipment shall be designed by a competent person qualified in structural design, and shall be constructed in accordance with the design.

(ii) Ramps and runways constructed of two or more structural members shall have the structural members connected together to prevent displacement.

(iii) Structural members used for ramps and runways shall be of uniform thickness.

(iv) Cleats or other appropriate means used to connect runway structural members shall be attached to the bottom of the runway or shall be attached in a manner to prevent tripping.

(v) Structural ramps used in lieu of steps shall be provided with cleats or other surface treatments on the top surface to prevent slipping.

(b) Means of egress from trench excavations. A stairway, ladder, ramp or other safe means of egress shall be located in trench excavations that are 4 feet (1.22 m) or more in depth so as to require no more than 25 feet (7.62 m) of lateral travel for employees.

(4) Exposure to vehicular traffic. Employees exposed to public vehicular traffic shall be provided with, and shall wear, warning vests or other suitable garments marked with or made of reflectorized or high-visibility material.

(5) Exposure to falling loads. No employee shall be permitted underneath loads handled by lifting or digging equipment. Employees shall be required to stand away from any vehicle being loaded or unloaded to avoid being struck by any spillage or falling materials. Operators may remain in the cabs of vehicles being loaded or unloaded when the vehicles are equipped, in accordance with WAC 296-155-610

(2)(g), to provide adequate protection for the operator during loading and unloading operations.

(6) Warning system for mobile equipment. When mobile equipment is operated adjacent to an excavation, or when such equipment is required to approach the edge of an excavation, and the operator does not have a clear and direct view of the edge of the excavation, a warning system shall be utilized such as barricades, hand or mechanical signals, or stop logs. If possible, the grade should be away from the excavation.

(7) Hazardous atmospheres.

(a) Testing and controls. In addition to the requirements set forth in parts B-1, C, and C-1 of this chapter (296-155 WAC) to prevent exposure to harmful levels of atmospheric contaminants and to assure acceptable atmospheric conditions, the following requirements shall apply:

(i) Where oxygen deficiency (atmospheres containing less than 19.5 percent oxygen) or a hazardous atmosphere exists or could reasonably be expected to exist, such as in excavations in landfill areas or excavations in areas where hazardous substances are stored nearby, the atmospheres in the excavation shall be tested before employees enter excavations greater than 4 feet (1.22 m) in depth.

(ii) Adequate precautions shall be taken to prevent employee exposure to atmospheres containing less than 19.5 percent oxygen and other hazardous atmospheres. These precautions include providing proper respiratory protection or ventilation in accordance with parts B-1 and C of this chapter respectively.

(iii) Adequate precaution shall be taken such as providing ventilation, to prevent employee exposure to an atmosphere containing a concentration of a flammable gas in excess of 20 percent of the lower flammable limit of the gas.

(iv) When controls are used that are intended to reduce the level of atmospheric contaminants to acceptable levels, testing shall be conducted as often as necessary to ensure that the atmosphere remains safe.

(b) Emergency rescue equipment.

(i) Emergency rescue equipment, such as breathing apparatus, a safety harness and line, or a basket stretcher, shall be readily available where hazardous atmospheric conditions exist or may reasonably be expected to develop during work in an excavation. This equipment shall be attended when in use.

(ii) Employees entering bell-bottom pier holes, or other similar deep and confined footing excavations, shall wear a harness with a lifeline securely attached to it. The lifeline shall be separate from any line used to handle materials, and shall be individually attended at all times while the employee wearing the lifeline is in the excavation.

Note: See chapter 296-62 WAC, Part M for additional requirements applicable to confined space operations.

(8) Protection from hazards associated with water accumulation.

(a) Employees shall not work in excavations in which there is accumulated water, or in excavations in which water is accumulating, unless adequate precautions have been taken to protect employees against the hazards posed by water accumulation. The precautions necessary to protect employees adequately vary with each situation, but could include special support or shield systems to protect from cave-ins,

water removal to control the level of accumulating water, or use of a safety harness and lifeline.

(b) If water is controlled or prevented from accumulating by the use of water removal equipment, the water removal equipment and operations shall be monitored by a competent person to ensure proper operation.

(c) If excavation work interrupts the natural drainage of surface water (such as streams), diversion ditches, dikes, or other suitable means shall be used to prevent surface water from entering the excavation and to provide adequate drainage of the area adjacent to the excavation. Excavations subject to runoff from heavy rains will require an inspection by a competent person and compliance with subdivisions (a) and (b) of this subsection.

(9) Stability of adjacent structures.

(a) Where the stability of adjoining buildings, walls, or other structures is endangered by excavation operations, support systems such as shoring, bracing, or underpinning shall be provided to ensure ~~((their))~~ the stability of such structures for the protection of employees.

(b) Excavation below the level of the base~~((s))~~ or footing of any foundation or retaining wall that could be reasonably expected to pose a hazard to employees shall not be permitted ~~((unless))~~ except when:

(i) A support system, such as underpinning, is provided to ensure the safety of employees and the stability of the structure; or

(ii) The excavation is in stable rock; or

(iii) A registered professional engineer has ~~((determined))~~ approved the determination that the structure is sufficiently removed from the excavation ((and)) so as to be unaffected by the excavation activity; or

(iv) A registered professional engineer has ~~((determined))~~ approved the determination that such excavation work will not pose a hazard to employees.

(c) Sidewalks, pavements, and ~~((other))~~ appurtenant structure((s)) shall not be undermined unless a support system or another method of protection is provided to protect employees from the possible collapse of such structures.

~~((13) Underground utilities. Before opening an excavation or trench, underground utilities such as sewer, telephone, fuel, electric, water line, or other installations shall be located. The appropriate utility company shall be notified and requested to identify the exact location of the underground installation.~~

~~(a) Proper supports and precautions shall be provided for existing utility installations.~~

~~(b) When electric lines are of the direct burial type, a qualified person shall make positive identification of the cable.~~

~~(c) Mechanical excavating equipment shall maintain a 2-foot clearance from the direct burial cable.~~

~~(14) When excavation operations approach the location of underground installations, the exact location of the installations shall be determined by safe and acceptable means.~~

~~(15) While the excavation is open, underground installations shall be protected, supported, or removed as necessary to safeguard employees.~~

~~(16) Water main safeguards. When existing loop water mains are running laterally within two feet of the excavation~~

~~or trench wall, the valve the greatest distance from the work site shall be closed.~~

~~(a) The exact location of the open valve and the valve key shall be given to the workers before they enter the excavation or trenches.~~

~~(b) The open valve location shall be marked and clear access to the valve maintained.~~

~~(17) Protection from hazards associated with water accumulation. Employees shall not work in excavations when water is accumulating unless adequate precautions have been taken to protect employees against the hazards of water accumulation. Precautions necessary to protect employees adequately vary with each situation, but could include special support, shield systems to protect from cave-ins, or water removal to control the water level.~~

~~(18) Surface water control. Diversion ditches, dikes, adequate drainage, or other suitable means shall be used next to the excavation or trench to prevent surface water from entering.~~

~~(19) Ramps and runways.~~

~~(a) Ramps or runways used for vehicles shall be of a width of not less than four feet wider than the vehicle used and shall be provided with:~~

~~(i) Timber guards no less than 8 inches by 8 inches placed parallel to and secured to the sides of the runway or ramp; or~~

~~(ii) Berms on earthen ramps; or~~

~~(iii) Other equivalent protection.~~

~~(b) All ramps and runways shall receive daily inspection, and shall be maintained in a safe and serviceable condition.~~

~~(c) Workers shall stay off ramps and runways when vehicles are passing over them.~~

~~(d) All ruts and holes shall be filled in, humps leveled off, and the runway or ramp made smooth.~~

~~(20) Walkway and bridge requirements. Where employees or equipment cross over excavations or trenches, walkways or bridges with standard guardrails shall be provided. Such walkways or bridges shall be designed and constructed by competent persons according to accepted engineering requirements and practices.~~

~~(21) Employees next to excavations, and not directly involved in the excavation work, shall be protected by standard guardrails or equivalent means to prevent their falling.~~

~~(22) Top person. No person shall be allowed to work in a trench over 4 feet in depth unless there is a top person in constant attendance. The top person shall be in addition to the equipment operator when the person in the trench is not in constant view of the equipment operator.~~

~~(23) Signaller. Signallers shall be used to direct equipment when backfilling when the operator does not have a clear view of the excavation.~~

~~(24) Stop logs. When mobile equipment is used or allowed next to excavations or trenches, stop logs, or barricades shall be installed. Such devices shall not be required for equipment doing the actual excavating or backfilling operation.~~

~~(25) Dust control. Dust conditions shall be minimized by using water, or other effective means.)) (10) Protection of employees from loose rock or soil.~~

(a) Adequate protection shall be provided to protect employees from loose rock or soil that could pose a hazard by falling or rolling from an excavation face. Such protection shall consist of scaling to remove loose material; installation of protective barricades at intervals as necessary on the face to stop and contain falling material; or other means that provide equivalent protection.

(b) Employees shall be protected from excavated or other materials or equipment that could pose a hazard by falling or rolling into excavations. Protection shall be provided by placing and keeping such materials or equipment at least 2 feet (.61 m) from the edge of excavations, or by the use of retaining devices that are sufficient to prevent materials or equipment from falling or rolling into excavations, or by a combination of both if necessary.

(11) Inspections.

(a) Daily inspections of excavations, the adjacent areas, and protective systems shall be made by a competent person for evidence of a situation that could result in possible cave-ins, indications of failure of protective systems, hazardous atmospheres, or other hazardous conditions. An inspection shall be conducted by the competent person prior to the start of work and as needed throughout the shift. Inspections shall also be made after every rainstorm or other hazard increasing occurrence. These inspections are only required when employee exposure can be reasonably anticipated.

(b) Where the competent person finds evidence of a situation that could result in a possible cave-in, indications of failure of protective systems, hazardous atmospheres, or other hazardous conditions, exposed employees shall be removed from the hazardous area until the necessary precautions have been taken to ensure their safety.

(12) Fall protection.

(a) Where employees or equipment are required or permitted to cross over excavations, walkways or bridges with standard guardrails shall be provided.

(b) Adequate barrier physical protection shall be provided at all remotely located excavations. All wells, pits, shafts, etc., shall be barricaded or covered. Upon completion of exploration and similar operations, temporary wells, pits, shafts, etc., shall be backfilled.

**AMENDATORY SECTION** (Amending Order 90-18, filed 1/10/91, effective 2/12/91)

**WAC 296-155-657 ((Sloping)) Requirements for protective systems.** (1) ~~((Scope and application. This section contains specifications for sloping used as a method of protecting employees working in excavations from cave-ins.~~

~~(2) Soil and rock deposits shall be classified according to WAC 296-155-664, Appendix A.~~

~~(3) Design of sloping systems. Slopes and configurations shall be selected and constructed by the employer or his designee and shall be according to the requirements of this section.~~

~~(4) Maximum allowable slope. The maximum allowable slope for soil or rock deposit shall be determined from Table 1.~~

~~(5) Actual slope.~~

~~(a) The actual slope shall not be steeper than the maximum allowable slope.~~

~~(b) The actual slope shall be less steep than the maximum allowable slope when there are signs of distress. If that situation occurs, the slope shall be cut back to an actual slope that is at least 1/2 horizontal to 1 vertical (1/2H:1V) less steep than the maximum allowable slope.~~

~~(c) When surcharge loads from stored material, equipment or traffic is present, a competent person shall determine the degree the actual slope must be reduced below the maximum allowable slope, and shall assure the reduction is achieved.~~

~~(6) Configurations. Configurations of sloping systems shall be according to Figures A-1 through D-6.~~

~~(7) Sloping systems. Employees shall not work on the faces of sloped excavations at levels above other employees unless employees at the lower levels are protected from the hazard of falling, rolling, sliding material, or equipment.~~

TABLE I  
MAXIMUM ALLOWABLE SLOPES

SOIL OR ROCK TYPE	MAXIMUM ALLOWABLE SLOPES (H:V) <sup>(1)</sup> FOR EXCAVATIONS LESS THAN 20 FEET DEEP <sup>(2)</sup>
STABLE ROCK	VERTICAL (90°)
TYPE A	3/4:1 (53°)
TYPE B	1:1 (45°)
TYPE C	1 1/2:1 (34°)

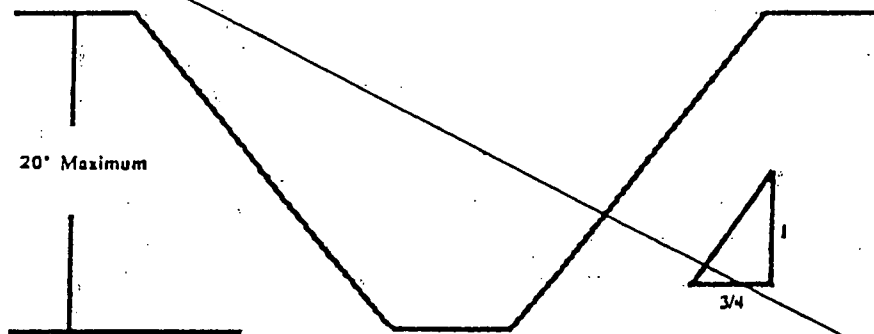
NOTES:

- (1) Numbers shown in parentheses next to maximum allowable slopes are angles expressed in degrees from the horizontal. Angles have been rounded off.
- (2) Sloping for excavations greater than 20 feet deep shall be designed by a registered professional engineer.

Figure A-1

Slope Configuration for Type A Soil

(All Slopes stated below are in the horizontal to vertical ratio)



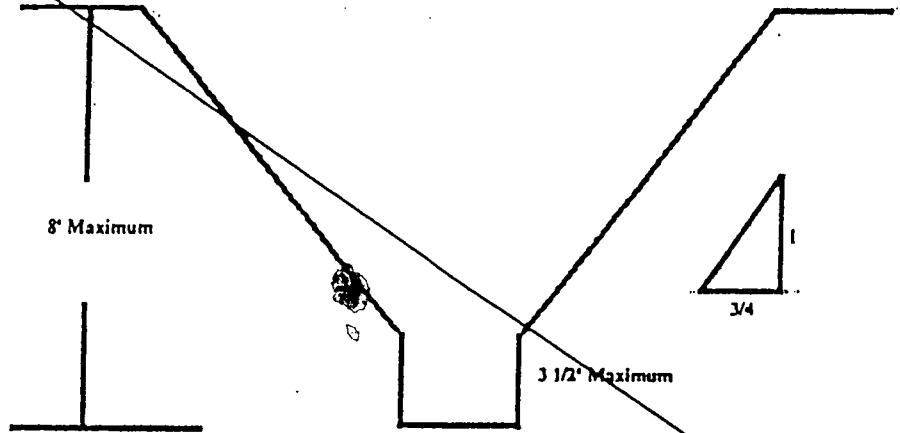
Simple Slope - General

Simple slope excavation 20 feet or less in depth shall have a maximum allowable slope of 3/4:1

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Figure A-2

Slope Configuration for Type A Soil

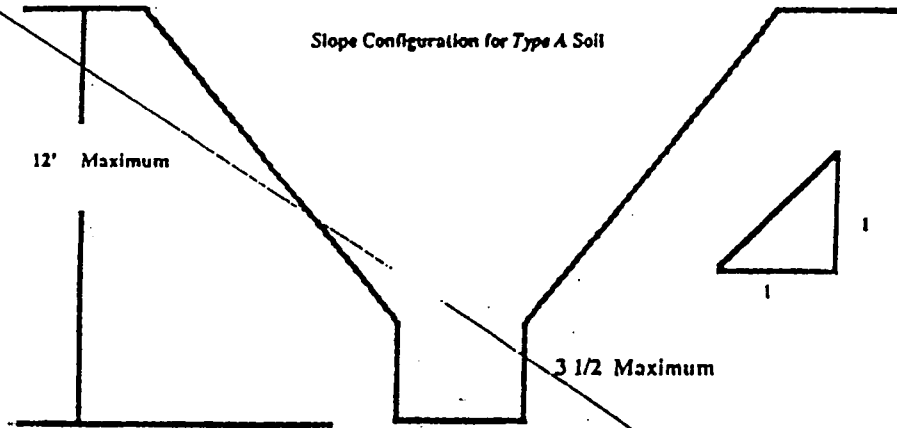


Unsupported Vertically Sided Lower Portion -- Maximum 8 Feet in Depth

- 4. All excavations 8 feet or less in depth which have unsupported vertically sided lower portions shall have a maximum vertical side of 3 1/2 feet.

Figure A-3

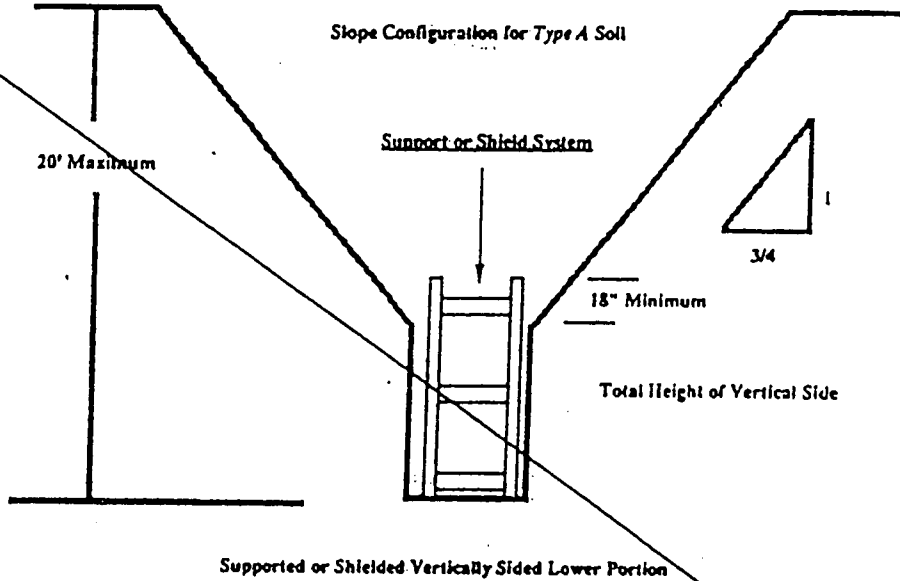
Slope Configuration for Type A Soil



Unsupported Vertically Sided Lower Portion--Maximum 12 Feet in Depth

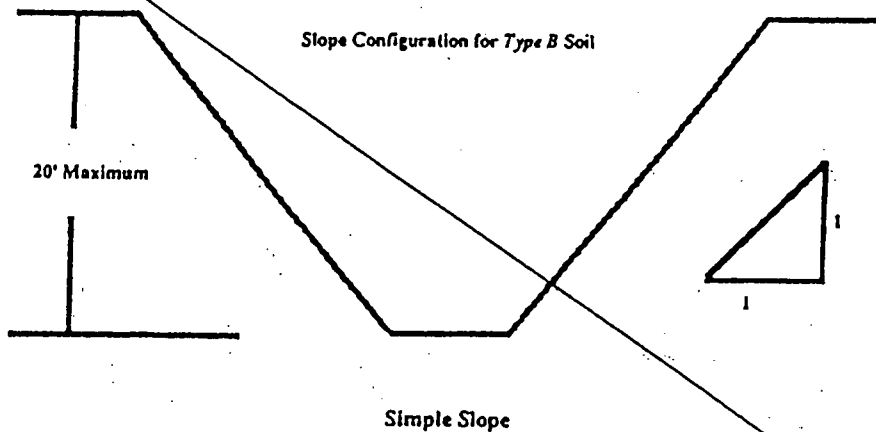
- 5. All excavations more than 8 feet but not more than 12 feet in depth with unsupported vertically sided lower portions shall have a maximum allowable slope of 1:1 and a maximum vertical side of 3 1/2 feet.

Figure A-4



Excavations 20 feet or less in depth which have vertically sided lower portions that are supported or shielded shall have a maximum allowable slope of 3/4:1. The support or shield system must extend at least 18 inches above the top of the vertical side.

Figure B-1

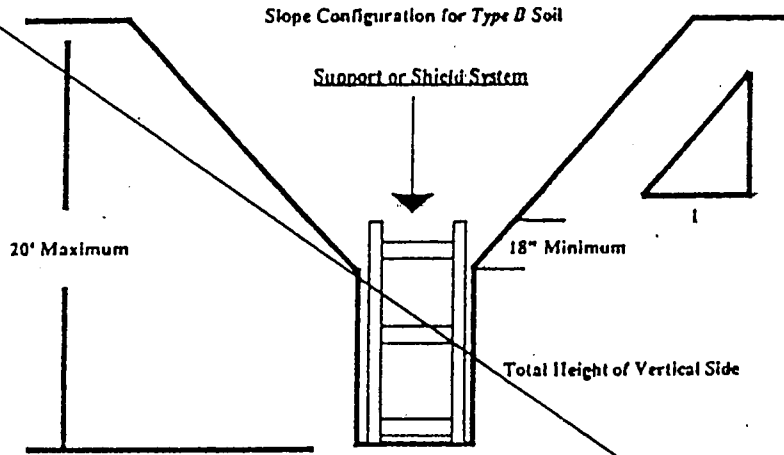


1. All simple slope excavations 20 feet or less in depth shall have a maximum allowable slope of 1:1.

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Figure B-2

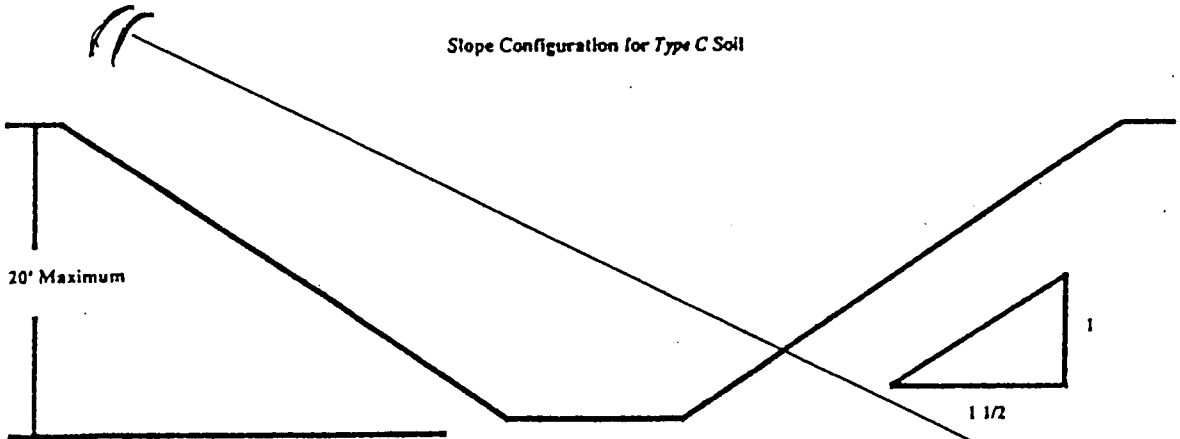


Vertically Sided Lower Portion

Excavations 20 feet or less in depth which have vertically sided lower portions shall be shielded or supported to a height at least 18 inches above the top of the vertical side. All such excavations shall have a maximum allowable slope of 1:1.

Figure C-1

Slope Configuration for Type C Soil

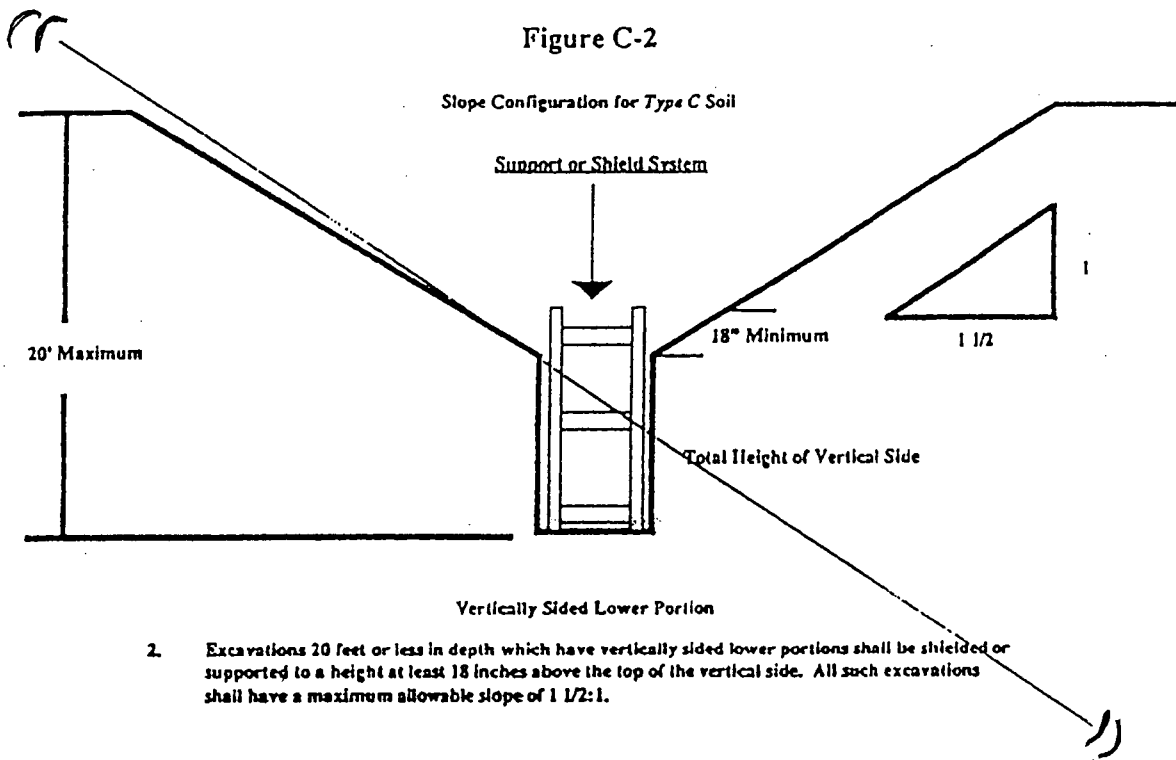


Simple Slope

1. Simple slope excavations 20 feet or less in depth shall have a maximum allowable slope of 1 1/2:1.



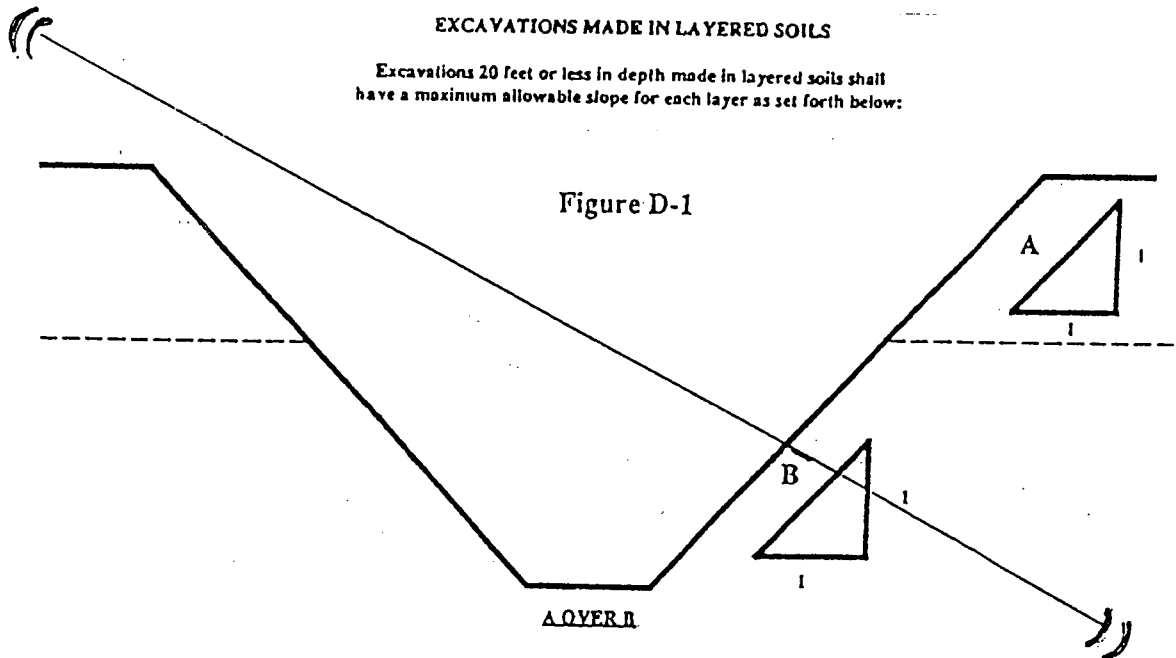
Figure C-2



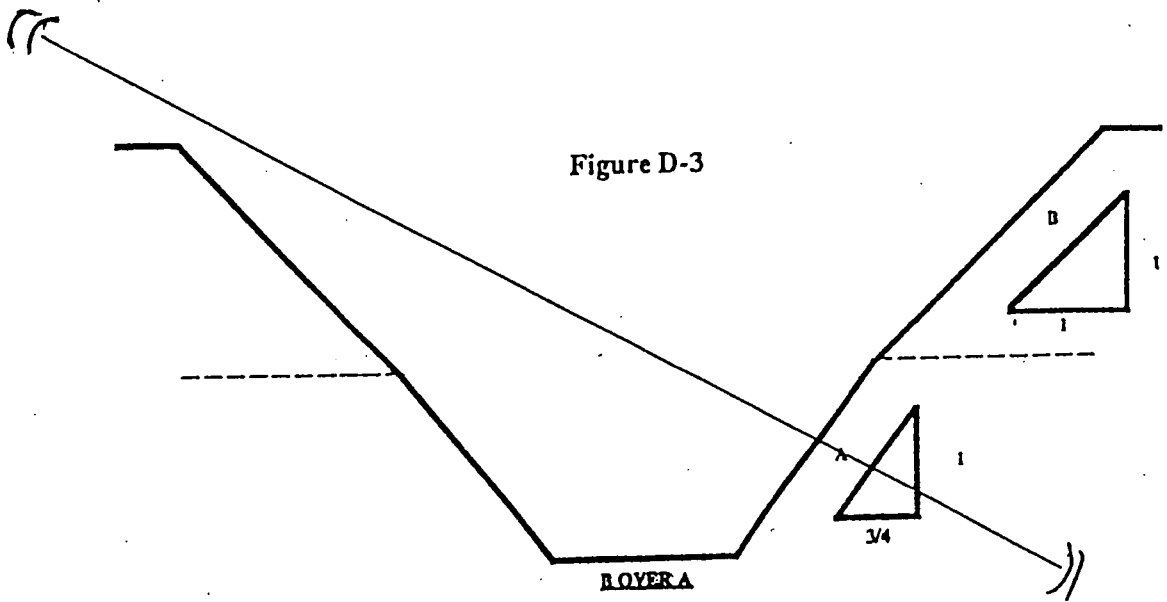
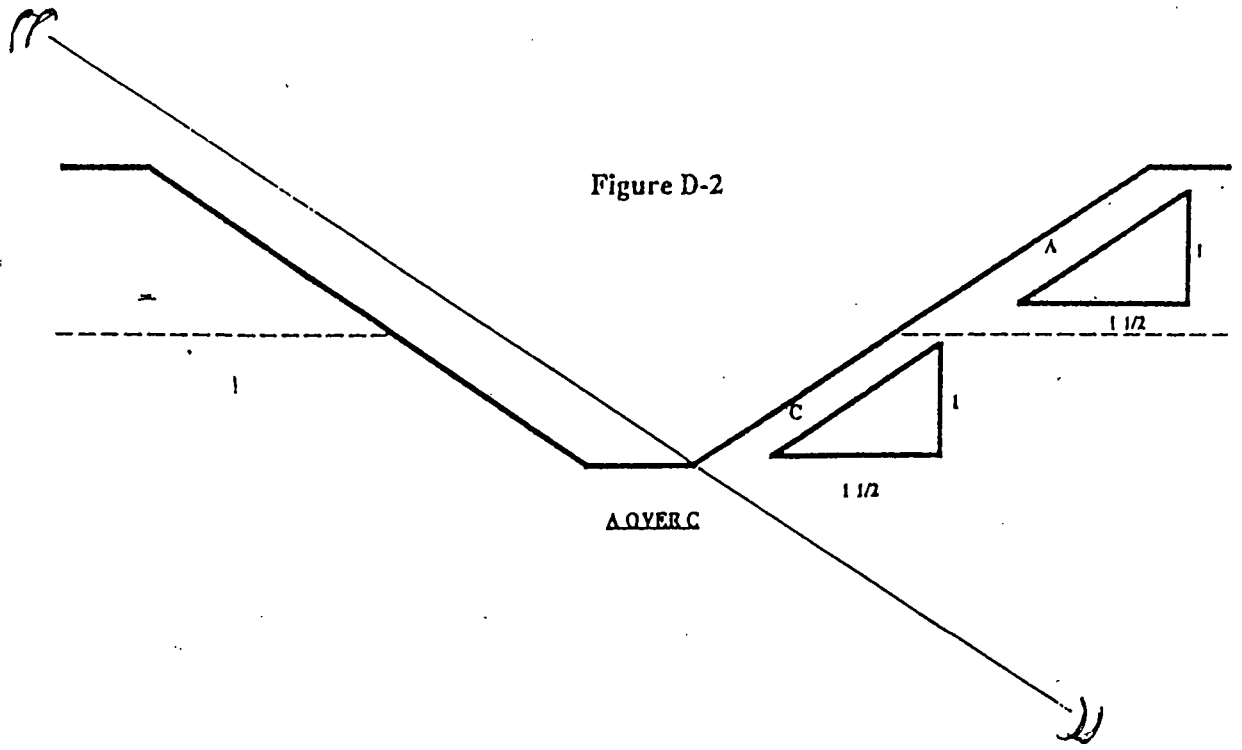
EXCAVATIONS MADE IN LAYERED SOILS

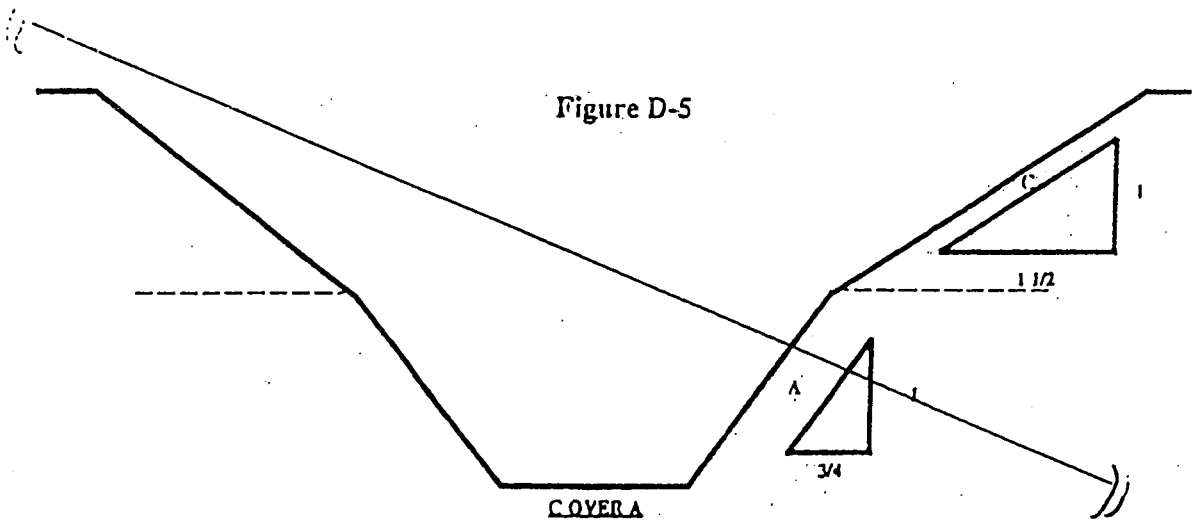
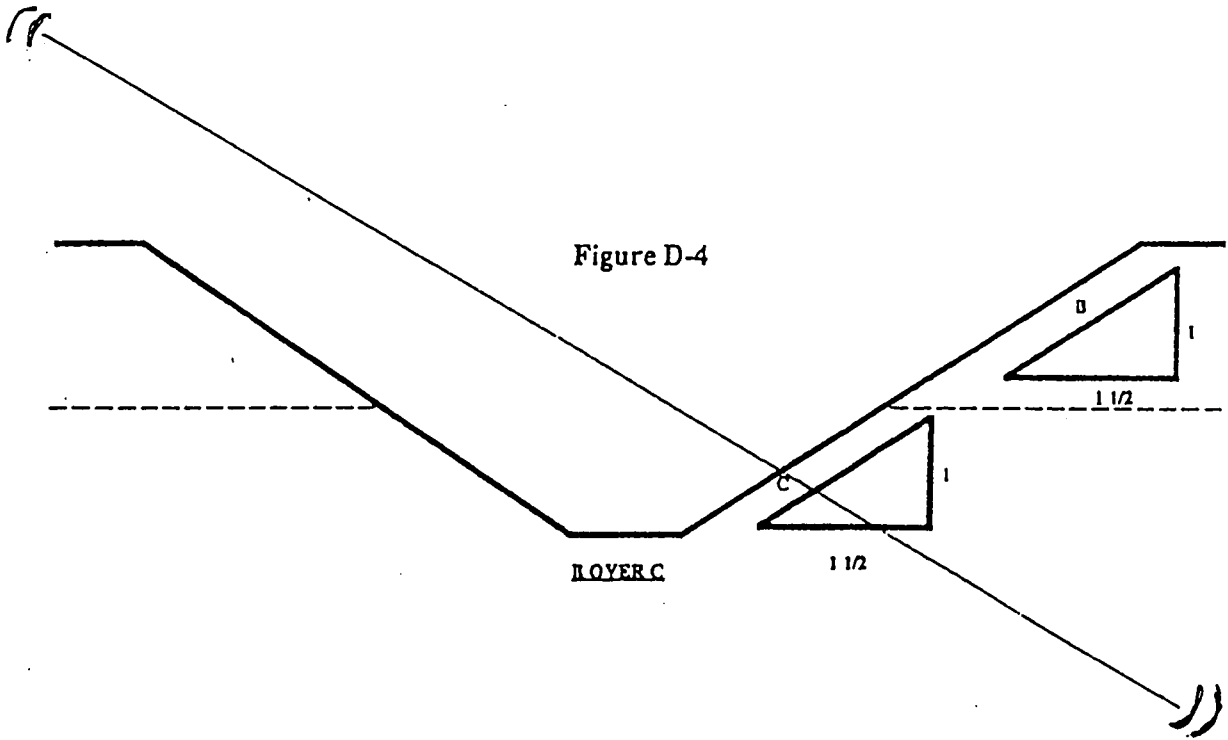
Excavations 20 feet or less in depth made in layered soils shall have a maximum allowable slope for each layer as set forth below:

Figure D-1

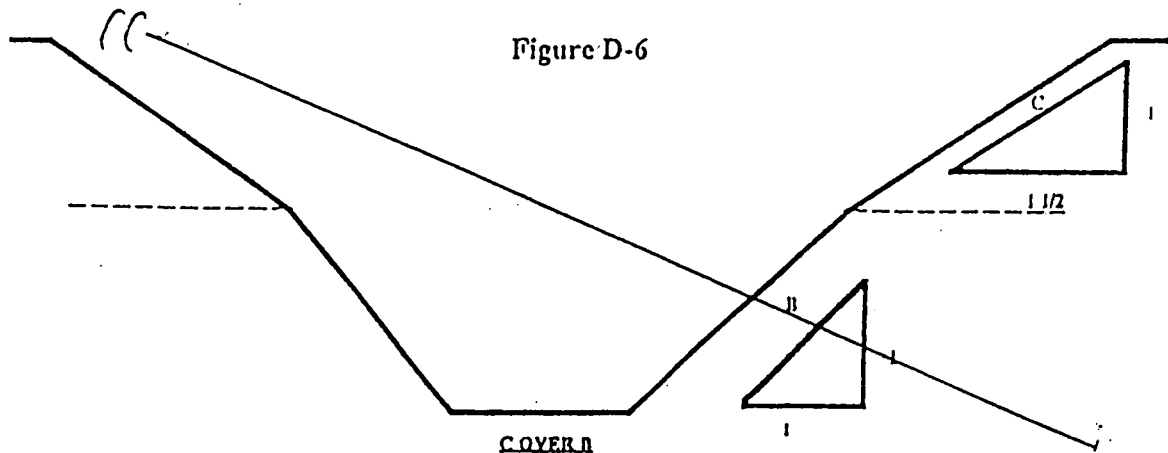


PERMANENT





PERMANENT



Protection of employees in excavations.

(a) Each employee in an excavation shall be protected from cave-ins by an adequate protective system designed in accordance with subsections (2) or (3) of this section except when:

- (i) Excavations are made entirely in stable rock; or
- (ii) Excavations are less than 4 feet (1.22m) in depth and examination of the ground by a competent person provides no indication of a potential cave-in.

(b) Protective systems shall have the capacity to resist without failure all loads that are intended or could reasonably be expected to be applied or transmitted to the system.

(2) Design of sloping and benching systems. The slopes and configurations of sloping and benching systems shall be selected and constructed by the employer or employer's designee and shall be in accordance with the requirements of subdivision (a); or, in the alternative, subdivision (b); or, in the alternative, subdivision (c); or, in the alternative, subdivision (d), as follows:

(a) Option 1—Allowable configurations and slopes.

(i) Excavations shall be sloped at an angle not steeper than one and one-half horizontal to one vertical (34 degrees measured from the horizontal), unless the employer uses one of the other options listed below.

(ii) Slopes specified in item (i) of this subdivision, shall be excavated to form configurations that are in accordance with the slopes shown for Type C soil in Appendix B to this part.

(b) Option 2—Determination of slopes and configurations using Appendices A and B. Maximum allowable slopes, and allowable configurations for sloping and benching systems, shall be determined in accordance with the conditions and requirements set forth in appendices A and B to this part.

(c) Option 3—Designs using other tabulated data.

(i) Designs of sloping or benching systems shall be selected from and be in accordance with tabulated data, such as tables and charts.

(ii) The tabulated data shall be in written form and shall include all of the following:

(A) Identification of the parameters that affect the selection of a sloping or benching system drawn from such data;

(B) Identification of the limits of use of the data, to include the magnitude and configuration of slopes determined to be safe;

(C) Explanatory information as may be necessary to aid the user in making a correct selection of a protective system from the data.

(iii) At least one copy of the tabulated data which identifies the registered professional engineer who approved the data, shall be maintained at the jobsite during construction of the protective system. After that time the data may be stored off the jobsite, but a copy of the data shall be made available to the director upon request.

(d) Option 4—Design by a registered professional engineer.

(i) Sloping and benching systems not utilizing Option 1 or Option 2 or Option 3 under subsection (2) of this section shall be approved by a registered professional engineer.

(ii) Designs shall be in written form and shall include at least the following:

(A) The magnitude of the slopes that were determined to be safe for the particular project;

(B) The configurations that were determined to be safe for the particular project; and

(C) The identity of the registered professional engineer approving the design.

(iii) At least one copy of the design shall be maintained at the jobsite while the slope is being constructed. After that time the design need not be at the jobsite, but a copy shall be made available to the director upon request.

(3) Design of support systems, shield systems, and other protective systems. Designs of support systems, shield systems, and other protective systems shall be selected and constructed by the employer or employer's designee and shall be in accordance with the requirements of subdivision (a); or, in the alternative, subdivision (b); or, in the alterna-

tive, subdivision (c); or, in the alternative, subdivision (d) as follows:

(a) Option 1—Designs using appendices A, C, and D. Designs for timber shoring in trenches shall be determined in accordance with the conditions and requirements set forth in appendices A and C to this part. Designs for aluminum hydraulic shoring shall be in accordance with subdivision (b) of this subsection, but if manufacturer's tabulated data cannot be utilized, designs shall be in accordance with appendix D.

(b) Option 2—Designs using manufacturer's tabulated data.

(i) Design of support systems, shield systems, or other protective systems that are drawn from manufacturer's tabulated data shall be in accordance with all specifications, recommendations, and limitations issued or made by the manufacturer.

(ii) Deviation from the specifications, recommendations, and limitations issued or made by the manufacturer shall only be allowed after the manufacturer issues specific written approval.

(iii) Manufacturer's specifications, recommendations, and limitations, and manufacturer's approval to deviate from the specifications, recommendations, and limitations shall be in written form at the jobsite during construction of the protective system. After that time this data may be stored off the jobsite, but a copy shall be made available to the director upon request.

(c) Option 3—Designs using other tabulated data.

(i) Designs of support systems, shield systems, or other protective systems shall be selected from and be in accordance with tabulated data, such as tables and charts.

(ii) The tabulated data shall be in written form and include all of the following:

(A) Identification of the parameters that affect the selection of a protective system drawn from such data;

(B) Identification of the limits of use of the data;

(C) Explanatory information as may be necessary to aid the user in making a correct selection of a protective system from the data.

(iii) At least one copy of the tabulated data, which identifies the registered professional engineer who approved the data, shall be maintained at the jobsite during construction of the protective system. After that time the data may be stored off the jobsite, but a copy of the data shall be made available to the director upon request.

(d) Option 4—Design by a registered professional engineer.

(i) Support systems, shield systems, and other protective systems not utilizing Option 1, Option 2 or Option 3, above, shall be approved by a registered professional engineer.

(ii) Designs shall be in written form and shall include the following:

(A) A plan indicating the sizes, types, and configurations of the materials to be used in the protective system; and

(B) The identity of the registered professional engineer approving the design.

(iii) At least one copy of the design shall be maintained at the jobsite during construction of the protective system. After that time, the design may be stored off the jobsite, but

a copy of the design shall be made available to the director upon request.

(4) Materials and equipment.

(a) Materials and equipment used for protective systems shall be free from damage or defects that might impair their proper function.

(b) Manufactured materials and equipment used for protective systems shall be used and maintained in a manner that is consistent with the recommendations of the manufacturer, and in a manner that will prevent employee exposure to hazards.

(c) When material or equipment that is used for protective systems is damaged, a competent person shall examine the material or equipment and evaluate its suitability for continued use. If the competent person cannot assure the material or equipment is able to support the intended loads or is otherwise suitable for safe use, then such material or equipment shall be removed from service, and shall be evaluated and approved by a registered professional engineer before being returned to service.

(5) Installation and removal of support.

(a) General.

(i) Members of support systems shall be securely connected together to prevent sliding, falling, kickouts, or other predictable failure.

(ii) Support systems shall be installed and removed in a manner that protects employees from cave-ins, structural collapses, or from being struck by members of the support system.

(iii) Individual members of support systems shall not be subjected to loads exceeding those which those members were designed to withstand.

(iv) Before temporary removal of individual members begins, additional precautions shall be taken to ensure the safety of employees, such as installing other structural members to carry the loads imposed on the support system.

(v) Removal shall begin at, and progress from, the bottom of the excavation. Members shall be released slowly so as to note any indication of possible failure of the remaining members of the structure or possible cave-in of the sides of the excavation.

(vi) Backfilling shall progress together with the removal of support systems from excavations.

(b) Additional requirements for support systems for trench excavations.

(i) Excavation of material to a level no greater than 2 feet (.61 m) below the bottom of the members of a support system shall be permitted, but only if the system is designed to resist the forces calculated for the full depth of the trench, and there are no indications while the trench is open of a possible loss of soil from behind or below the bottom of the support system.

(ii) Installation of a support system shall be closely coordinated with the excavation of trenches.

(6) Sloping and benching systems. Employees shall not be permitted to work on the faces of sloped or benched excavations at levels above other employees except when employees at the lower levels are adequately protected from the hazard of falling, rolling, or sliding material or equipment.

(7) Shield systems.

(a) General.

(i) Shield systems shall not be subjected to loads exceeding those which the system was designed to withstand.

(ii) Shields shall be installed in a manner to restrict lateral or other hazardous movement of the shield in the event of the application of sudden lateral loads.

(iii) Employees shall be protected from the hazard of cave-ins when entering or exiting the areas protected by shields.

(iv) Employees shall not be allowed in shields when shields are being installed, removed, or moved vertically.

(b) Additional requirement for shield systems used in trench excavations. Excavations of earth material to a level not greater than 2 feet (.61 m) below the bottom of a shield shall be permitted, but only if the shield is designed to resist the forces calculated for the full depth of the trench, and there are no indications while the trench is open of a possible loss of soil from behind or below the bottom of the shield.

AMENDATORY SECTION (Amending Order 90-18, filed 1/10/91, effective 2/12/91)

**WAC 296-155-66103 ((~~Timber shoring for trenches~~))**

**Reserved.** (((1) Scope and application. This section shall be used when designing a timber shoring protective system. Shoring systems for use in situations that are not covered by this section shall be designed as specified in other sections of this part.

(2) Soil and rock deposits shall be classified according to WAC 296-166-664, Appendix A.

(3) Design of support systems. Support systems, shield systems, and other protective systems shall be selected and constructed by the employer or his designee.

(4) The support system shall extend to the bottom of the trench or excavation. The system shall be designed to resist the forces calculated for the full depth of the trench.

(5) Installation of a support system shall be closely coordinated with the excavation of trenches.

(6) When voids form in the sides or face of the trench, after placement of shoring or bracing, they shall be promptly filled with compacted material and blocking. Voids are filled to uniformly distribute the load onto the shoring or bracing.

(7) When any of the following conditions are present, the members specified in the tables are not considered adequate. Either an alternate timber shoring system must be designed or another type of protective system designed in accordance with WAC 296-155-66109.

(a) When loads imposed by structures or by stored material adjacent to the trench weigh in excess of the load imposed by a two-foot soil surcharge. (The term "adjacent" as used here means the area within a horizontal distance from the edge of the trench equal to the depth of the trench.)

(b) When vertical loads imposed on crossbraces exceed a 240 pound gravity load distributed on a one-foot section of the center of the crossbrace.

(c) When surcharge loads are present from equipment weighing more than 20,000 pounds.

(d) When only the lower portion of a trench is shored and the upper portion of the trench is sloped unless:

(i) The sloped portion shall be at an angle of at least 3 horizontal to 1 vertical; or

(ii) The shoring members shall be selected from the tables for the total depth of the trench.

(8) Protective systems.

(a) The timber trench shoring system used in trenches or excavations shall be according to tables 1 through 3.

(b) When conditions are saturated or submerged tight sheeting shall be used.

(c) All spacing shall be measured center to center.

(d) Wales shall be installed with greater dimension horizontal.

(e) Trench jacks may be used instead of, or in combination with timber crossbraces.

(f) Placement of crossbraces. When the vertical spacing of crossbraces is 4 feet, place the top crossbrace no more than 2 feet below the top of the trench. When the vertical spacing of crossbraces is 5 feet, place the top crossbrace no more than 2.5 feet below the top of the trench.

(9) Plywood used shall be 1.125 inch thick softwood or 0.75 inch thick, 14 ply, arctic white birch (Finland form). Plywood is not intended as a structural member, but only for preservation of local raveling (sloughing of the trench face) between shores.

**TABLE 1**  
**TIMBER TRENCH SHORING - MINIMUM TIMBER REQUIREMENTS\***

SOIL TYPE A  $P_s = 25 X H + 72$  psf (2 ft. Surcharge)

DEPTH OF TRENCH (FEET)	NOMINAL SIZE AND SPACING OF MEMBERS**													
	HORIZ. SPACING (FEET)	CROSS BRACES					VERT. SPACING (FEET)	WALES		UPRIGHTS				
		WIDTH OF TRENCH (FEET)						SIZE (IN)	VERT. SPACING (FEET)	MAXIMUM ALLOWABLE HORIZONTAL SPACING (FEET)				
	Up To 4	Up To 6	Up To 9	Up To 12	Up To 15				CLOSE	4	5	6	8	
4 TO 10	Up to 4	4X4	4X4	4X4	4X4	4X6	4	Not Required	Not Required				4X6	
	Up to 6	4X4	4X4	4X4	4X4	4X6	4	Not Required	Not Required					4X6
	Up to 10	4X6	4X6	4X6	4X6	4X6	4	4X8	4			4X6		
10 TO 15	Up to 6	4X4	4X4	4X4	4X4	4X6	4	Not Required	Not Required				4X10	
	Up to 8	4X6	4X6	4X6	4X6	4X6	4	4X8	4			4X6		
	Up to 10	4X6	4X6	4X6	4X6	4X6	4	4X8	4			4X8		
15 TO 20	Up to 10	4X6	4X6	4X6	4X6	4X6	4	4X10	4			4X6		4X10
	Up to 12	4X6	4X6	4X6	4X6	4X6	4	4X8	4	3X6				
	Up to 15	4X6	4X6	4X6	4X6	4X6	4	4X8	4	3X6	4X12			
OVER 20	Protective systems for trenches over 20 feet shall be designed by a registered professional engineer. See WAC 296-155-655(1)													

\* Douglas Fir or Equivalent with a Bending Strength not less than 1500 psi.  
\*\* Manufactured Members of Equivalent Strength may be Substituted for Wood.

**TABLE 2**  
**TIMBER TRENCH SHORING - MINIMUM TIMBER REQUIREMENTS\***

SOIL TYPE B  $P_s = 45 X H + 72$  psf (2 ft. Surcharge)

DEPTH OF TRENCH (FEET)	NOMINAL SIZE AND SPACING OF MEMBERS**													
	HORIZ. SPACING (FEET)	CROSS BRACES					VERT. SPACING (FEET)	WALES		UPRIGHTS				
		WIDTH OF TRENCH (FEET)						SIZE (IN)	VERT. SPACING (FEET)	MAXIMUM ALLOWABLE HORIZONTAL SPACING (FEET)				
	Up To 4	Up To 6	Up To 9	Up To 12	Up To 15				CLOSE	1	2	3	4	
4 TO 10	Up to 4	4X4	4X4	4X4	4X4	4X6	5	4X8	5				4X10	
	Up to 6	4X4	4X4	4X4	4X4	4X6	5	4X8	5			4X8		
	Up to 10	4X6	4X6	4X6	4X6	4X6	5	4X10	5			4X6		
10 TO 15	Up to 6	4X4	4X4	4X4	4X4	4X6	5	4X8	5	3X6	4X10			
	Up to 8	4X6	4X6	4X6	4X6	4X6	5	4X10	5	3X6	4X10			
	Up to 10	4X6	4X6	4X6	4X6	4X6	5	4X12	5	3X6	4X10			
15 TO 20	Up to 10	4X6	4X6	4X6	4X6	4X6	5	4X12	5	4X8				
	Up to 12	4X6	4X6	4X6	4X6	4X6	5	4X12	5	4X8				
	Up to 15	4X6	4X6	4X6	4X6	4X6	5	4X12	5	4X8				
OVER 20	Protective systems for trenches over 20 feet shall be designed by a registered professional engineer. See WAC 296-155-655(1)													

\* Douglas Fir or Equivalent with a Bending Strength not less than 1500 psi.  
\*\* Manufactured Members of Equivalent Strength may be Substituted for Wood.

PERMANENT

**TABLE 1**  
**TIMBER TRENCH SHORING - MINIMUM TIMBER REQUIREMENTS\***

SOIL TYPE C  $P_u = 40 \times H + 72$  psf (2 ft. Surcharge)

DEPTH OF TRENCH (FEET)	NOMINAL SIZE AND SPACING OF MEMBERS**												
	HORIZ. SPACING (FEET)	CROSS BRACES					VERT. SPACING (FEET)	WALES		UPRIGHTS			
		WIDTH OF TRENCH (FEET)						SIZE (IN)	VERT. SPACING (FEET)	MAXIMUM ALLOWABLE HORIZONTAL SPACING (FEET)			
		Up To 4	Up To 6	Up To 9	Up To 12	Up To 15			CLOSE	1	2	3	
4 TO 10	4	4x4	4x4	4x4	4x4	4x4	2	4x4	2	4x4			
	6	4x4	4x4	4x4	4x4	4x4	3	4x4	2	4x4			
	10	4x4	4x4	4x4	4x4	4x4	3	4x4	2	4x4			
10 TO 15	4	4x4	4x4	4x4	4x4	4x4	2	4x4	2	4x4			
	6	4x4	4x4	4x4	4x4	4x4	3	4x4	2	4x4			
	10	4x4	4x4	4x4	4x4	4x4	3	4x4	2	4x4			
15 TO 20	4	4x4	4x4	4x4	4x4	4x4	2	4x4	2	4x4			
	6	4x4	4x4	4x4	4x4	4x4	3	4x4	2	4x4			
	10	4x4	4x4	4x4	4x4	4x4	3	4x4	2	4x4			
OVER 20	Protective systems for trenches over 20 feet shall be designed by a registered professional engineer. See WAC 296-155-415(1).												

\* Douglas Fir or Equivalent with a Bending Strength not less than 1,500 psi.  
\*\* Manufactured Members of Equivalent Strength may be Substituted for Wood.

PERMANENT

**AMENDATORY SECTION** (Amending Order 90-18, filed 1/10/91, effective 2/12/91)

**WAC 296-155-66105 ((Aluminum hydraulic shoring for trenches)) Reserved.** ((1) Scope. This section shall be used for the design of an aluminum hydraulic protective system when the trench does not exceed 20 feet in depth.

(2) Soil and rock deposits shall be classified according to WAC 296-155-664 Appendix A.

(3) Tables D-1 through D-4 shall be used for an aluminum hydraulic shoring system.

(a) All spacing indicated shall be measured center to center.

(b) Vertical shoring rails shall have a minimum section modulus of 0.40 inch.

(c) When vertical shores are used, there must be a minimum of 3 shores spaced equally, horizontally, in a group.

(d) Plywood shall be 1.125 inch thick softwood or 0.75 inch thick, 14 ply, arctic white birch (Finland-form). Plywood is not intended as a structural member, only for prevention of local raveling (sloughing of the trench face) between shores.

(4) When any of the following conditions are present, the members specified in the tables are not considered adequate. Here the aluminum hydraulic shoring system or other type of protective system shall be designed using manufacturer's data or designed according to WAC 296-155-66109.

(a) When vertical loads imposed on crossbraces exceed a 100-pound gravity load distributed on a one foot section of the center of the hydraulic cylinder.

(b) When surcharge loads are present from equipment weighing more than 20,000 pounds.

(c) When only the lower portion of a trench is shored and the upper portion of the trench is sloped:

(i) The sloped portion shall be at an angle of at least 3 horizontal to 1 vertical; or

(ii) The shoring members shall be selected from the tables for the total depth of the trench.

(5) Hydraulic cylinders capacities.

(a) Two inch cylinders shall be a minimum 2 inch inside diameter with a safe working capacity of not less than 18,000 pounds axial compressive load at maximum extension. Maximum extension is to include full range of cylinder extensions as recommended by product manufacturer.

(b) Three inch cylinders shall be a minimum 3 inch inside diameter with a safe work capacity of not less than 30,000 pounds axial compressive load at maximum extension. Maximum extension is to include full range of cylinder extensions as recommended by product manufacturer.

(6) Shield systems.

(a) Shield systems shall be designed by a registered professional engineer.

(b) Shield systems shall be designed to resist the forces calculated for the full depth of the trench.

(c) Plans and calculations prepared by the registered professional engineer shall be made available at the work site to the director or authorized representative.



(d) The employer shall establish a permanent means of identifying the shield system.

(e) Shield systems shall not be subjected to loads exceeding those the system is designed to withstand.

(f) Shields shall be installed to restrict lateral or other hazardous movements if sudden lateral loads are applied.

(g) Employees shall be protected from the hazard of cave-ins when entering or exiting the areas protected by shields.

(h) Employees shall not be allowed in shields when shields are being installed, removed, or moved vertically.

(i) Shields shall extend to the bottom of the trench.

TABLE D-1  
ALUMINUM HYDRAULIC SHORING  
VERTICAL SHORES  
FOR SOIL TYPE A

Depth of Trench (Feet)	Maximum Horizontal Spacing (Feet)	Maximum Vertical Spacing (Feet)	Hydraulic Cylinders		
			Width of Trench (Feet)		
			Up to 8	Over 8 Up to 12	Over 12 Up to 15
Over 4 Up to 10	8	4	2 INCH DIAMETER	2 INCH DIAMETER See NOTE (1)	3 INCH DIAMETER
Over 10 Up to 15	8				
Over 15 Up to 20	7				
Over 20	Protective systems for trenches over 20 feet shall be designed by a registered professional engineer. See WAC 296-155-435(1).				

NOTE (1): 2 inch diameter cylinders, at this width, shall have structural steel tube (3.5 X 3.5 X 0.1875) oversleeves, or structural oversleeves of manufacturer's specification, extending the full, collapsed length.

PERMANENT

**TABLE D-2  
ALUMINUM HYDRAULIC SHORING  
VERTICAL SHORES  
FOR SOIL TYPE B**

Depth of Trench (Feet)	Maximum Horizontal Spacing (Feet)	Maximum Vertical Spacing (Feet)	Hydraulic Cylinders		
			Width of Trench (Feet)		
			Up to 8	Over 8 Up to 12	Over 12 Up to 15
Over 4 Up to 10	8	4	2 INCH DIAMETER	2 INCH DIAMETER See NOTE (1)	3 INCH DIAMETER
Over 10 Up to 15	6.5				
Over 15 Up to 20	5.5				
Over 20	Protective systems for trenches over 20 feet shall be designed by a registered professional engineer. See WAC 296-155-655(1)				

NOTE (1): 2 inch diameter cylinders, at this width, shall have structural steel tube (3.5 X 3.5 X 0.1875) over sleeves, or structural over sleeves of manufacturer's specification, extending the full, collapsed length.

**TABLE D-3  
ALUMINUM HYDRAULIC SHORING  
WALER SYSTEMS  
FOR SOIL TYPE B**

Depth of Trench (Feet)	Vertical Spacing (Feet)	Waler Section Modulus (in <sup>3</sup> )	Hydraulic Cylinders						Flange Spacing		
			Width of Trench (Feet)						Solid Sheet	3 Feet	3 Feet
			Up to 8	Over 8 - Up to 12	Over 12 - Up to 15	Up to 8	Over 8 - Up to 12	Over 12 - Up to 15			
Over 4 Up to 10	4	3.3	8.0	1 IN	8.0	3 IN	8.0	3 IN	---	---	3 X 12
		7.0	9.0	2 IN	9.0	3 IN	9.0	3 IN			
		14.0	10.0	3 IN	12.0	3 IN	12.0	3 IN			
Over 10 Up to 15	4	3.3	6.0	2 IN	6.0	3 IN	6.0	3 IN	---	3 X 12	---
		7.0	8.0	3 IN	8.0	3 IN	8.0	3 IN			
		14.0	10.0	3 IN	10.0	3 IN	10.0	3 IN			
Over 15 Up to 20	4	3.3	5.5	3 IN	5.5	3 IN	5.5	3 IN	3 X 12	---	---
		7.0	6.0	3 IN	6.0	3 IN	6.0	3 IN			
		14.0	9.0	3 IN	9.0	3 IN	9.0	3 IN			
Over 20	Protective systems for trenches over 20 feet shall be designed by a registered professional engineer. See WAC 296-155-655(1)										

NOTE (1): 2 inch diameter cylinders, at this width, shall have structural steel tube (3.5 X 3.5 X 0.1875) over sleeves, or structural over sleeves of manufacturer's specification, extending the full, collapsed length.  
\*Consult product manufacturer and/or qualified engineer for Section Modulus of available walers.

PERMANENT

TABLE D-4  
ALUMINUM HYDRAULIC SHORING  
WATER SYSTEMS  
FOR SOIL TYPE C

Depth of Trench (Feet)	Vertical Spacing (Feet)	Section* Modulus (lb/ft <sup>2</sup> )	Hydraulic Conditions Width of Trench (Feet)						Timber Uprights Max. Allowable Spacing		
			Up to 6		Over 6 - Up to 11		Over 11 - Up to 15		Solid Shear	1 Foot	2 Feet
			Water Pressure	Groundwater Pressure	Water Pressure	Groundwater Pressure	Water Pressure	Groundwater Pressure			
Over 4 Up to 10	4	3.5	6.0	2 DM	6.0	2 DM	6.0	3 DM	3 X 12	---	---
		7.0	6.5	3 DM	6.5	2 DM	6.5	3 DM			
		14.0	10.0	3 DM	10.0	3 DM	10.0	3 DM			
Over 10 Up to 15	4	3.5	6.0	3 DM	6.0	3 DM	6.0	3 DM	3 X 12	---	---
		7.0	5.5	3 DM	5.5	3 DM	5.5	3 DM			
		14.0	8.0	3 DM	8.0	3 DM	8.0	3 DM			
Over 15 Up to 20	4	3.5	3.5	2 DM	3.5	2 DM	3.5	3 DM	3 X 12	---	---
		7.0	5.0	3 DM	5.0	3 DM	5.0	3 DM			
		14.0	6.0	3 DM	6.0	3 DM	6.0	3 DM			
Over 20	Protective systems for trenches over 20 feet shall be designed by a registered professional engineer. See WAC 296-155-439(1)										

NOTE (1) 3 inch diameter cylinders, in this table, shall have structural steel tube (3.5 X 3.5 X 0.1473) overburden, or structural steel tubes of manual miller's specifications, exceeding the full, unyielded length.  
\*Consult product manufacturers and/or qualified engineer for Section Modulus of available wales.

PERMANENT

**AMENDATORY SECTION** (Amending Order 90-18, filed 1/10/91, effective 2/12/91)

**WAC 296-155-66109** (~~Approval or design by a registered professional engineer~~) **Reserved.** ((1) Sloping systems, support systems, shield systems, or other protective systems not meeting the requirements of this part shall be approved by a registered professional engineer. Approval or designs shall be in written form and shall include the following:

- (a) The magnitude of the slopes that were determined to be safe for the particular project and the configurations that were determined to be safe for the project; or a plan indicating the sizes, types, and configurations of the materials to be used in the protective system.
  - (b) The identity of the registered professional engineer approving the design.
  - (c) A copy of the approval or design shall be maintained at the work site and made available to the director or the authorized representative of the director upon request.
- (2) Excavations not meeting the requirements of this part which are approved by a registered professional engineer shall be monitored as follows:
- (a) The registered professional engineer shall inspect the work site at the beginning of each shift, after any change in weather conditions, and after any change in the circumstances of adjacent property.
  - (b) The registered professional engineer shall make a written report of each inspection, the report shall be kept on file at the work site, and the report shall be made available to the director or the authorized representative of the director upon request.
  - (c) All recommendations of the registered professional engineer regarding the excavation and soil conditions shall be followed.)

**AMENDATORY SECTION** (Amending Order 90-18, filed 1/10/91, effective 2/12/91)

**WAC 296-155-664** (~~Appendix A - Soil classification~~) **Appendices.** ((1) Scope and application - Scope. This appendix describes a method of classifying soil and rock deposits based on site and environmental conditions, and on the structure and composition of the earth deposits. The appendix contains definitions, sets forth requirements, and describes acceptable visual and manual tests for use in classifying soils.

- (2) This appendix applies when constructing or using a protective system according to the requirements set forth in this part.
- (3) Definitions. The definitions and examples below are based on the American Society for Testing Materials (ASTM) Standards D653-85 and D2488: The Unified Soils Classification System, U.S. Department of Agriculture (USDA) Textural Classification Scheme, and The National Bureau of Standards Report BSS 121.
  - (a) Cemented soil. A soil where the particles are held together by a chemical agent, such as calcium carbonate. A hand-size sample cannot be crushed into powder or individual soil particles by finger pressure.
  - (b) Cohesive soil. Dry clay (fine grained soil), or soil with a high clay content, which has cohesive strength. Cohesive soil does not crumble, can be excavated with vertical sideslopes, and is plastic when moist. Cohesive soil is hard to break up when dry, and exhibits significant cohesion when submerged. Cohesive soils include clayey silt, sandy clay, clay and organic clay.
  - (c) Dry soil. Soil that does not exhibit visible signs of moisture content.
  - (d) Fissured. A soil material that tends to break along definite planes of fracture with little resistance, or a material that exhibits open cracks, such as tension cracks, in an exposed surface.

~~(e) Granular soil. Gravel, sand, or silt, (coarse grained soil) with little or no clay content. Granular soil lacks no cohesive strength. Some moist granular soils exhibit apparent cohesion. Granular soil cannot be molded when moist and crumbles easily when dry.~~

~~(f) Layered system. Two or more distinctly different soil or rock types arranged in layers. Micaceous seams or weakened planes in rock or shale are considered layered.~~

~~(g) Moist soil. A condition in which a soil looks and feels damp. Moist cohesive soil can easily be shaped into a ball and rolled into small diameter threads before crumbling. Moist granular soil that contains some cohesive material will exhibit signs of cohesion between particles.~~

~~(h) Plastic. A property of a soil that allows the soil to be deformed or molded without cracking, or appreciable volume change.~~

~~(i) Saturated soil. A soil in which the voids are filled with water. Saturation does not require flow. Saturation, or near saturation, is necessary for the proper use of instruments such as a pocket penetrometer or shear vane.~~

~~(j) Soil classification system. This section categorizes rock and soil into stable rock, type A, B, and C soils, in decreasing order of stability. Categories are based on properties analysis, performance characteristics, and environmental conditions.~~

~~(k) Stable rock. Natural solid mineral matter that can be excavated with vertical sides and remain intact while exposed.~~

~~(l) Submerged soil. Soil which is underwater or is free seeping.~~

~~(m) Type A. Cohesive soils with an unconfined compressive strength of 1.5 ton per square foot (tfs) or greater. Examples of cohesive soils are clay, silty clay, sandy clay, clay loam and, sometimes, silty clay loam and sandy clay loam. Cemented soils such as caliche and hardpan are also considered Type A. No soil is Type A if:~~

~~(i) The soil is fissured; or~~

~~(ii) The soil is subject to vibration from heavy traffic, pile driving, or similar effects; or~~

~~(iii) The soil has been previously disturbed; or~~

~~(iv) The soil is part of a sloped, layered system where the layers dip into the excavation on a slope of 4 horizontal to 1 vertical (4H:1V) or greater; or~~

~~(v) The material is subject to other factors that would require it to be classified as a less stable material.~~

~~(n) Type B.~~

~~(i) Cohesive soil with an unconfined compressive strength greater than 0.5 tsf, but less than 1.5 tfs; or~~

~~(ii) Granular cohesionless soils including angular gravel (similar to crushed rock), silt, silt loam, sand loam and, sometimes, silty clay loam and sandy clay loam.~~

~~(iii) Previously disturbed soils except those that would otherwise be classified as Type C soil.~~

~~(iv) Soil that meets the unconfined compressive strength or cementation requirements for Type A, but is fissured or subject to vibration; or~~

~~(v) Dry rock that is not stable; or~~

~~(vi) A sloped, layered system where the layers dip into the excavation on a slope less than 4 horizontal to 1 vertical (4H:1V), but only if the material would otherwise be classified as Type B.~~

~~(o) Type C.~~

~~(i) Cohesive soil with an unconfined compressive strength of 0.5 or less; or~~

~~(ii) Granular soils including gravel, sand, and loamy sand; or~~

~~(iii) Submerged soil or soil from which water is freely seeping; or~~

~~(iv) Submerged rock that is not stable; or~~

~~(v) Material in a sloped, layered system where the layers dip into the excavation on a slope of 4 horizontal to 1 vertical (4H:1V) or steeper.~~

~~(p) Unconfined compressive strength. The load per unit area at which a soil will fail in compression. It can be determined by laboratory testing, or estimated in the field using a pocket penetrometer, by thumb penetration tests, and other methods.~~

~~(q) Wet soil. Soil that contains significantly more moisture than moist soil, but in such a range of values that cohesive material will slump or begin to flow when vibrated. Granular material that would exhibit cohesive properties when moist will lose those cohesive properties when wet.~~

~~(4) Requirements—Classification of soil and rock deposits.~~

~~(a) Each soil and rock deposit shall be classified by a competent person as Stable Rock, Type A, B, or C according to the definitions set forth in subsection (3) of this appendix.~~

~~(b) Basis of classification. The classification of the deposits shall be made based on the results of at least one visual and at least one manual analysis. Such analyses shall be conducted by a competent person using tests in subsection (5) or in other recognized methods of soil classification and testing such as those adopted by the American Society for Testing Materials, or the U.S. Department of Agriculture textural classification system.~~

~~(c) Visual and manual analyses. The visual and manual analyses, such as noted in subsection (5) of this appendix, shall be designed and conducted to provide quantitative and qualitative information necessary to identify properly the properties, factors, and conditions affecting the classification of deposits.~~

~~(d) Layered systems. In a layered system, the system shall be classified according to its weakest layer. Each layer may be classified individually where a more stable layer lies under a less stable layer.~~

~~(e) Reclassification. If, after classifying a deposit, the properties, factors, or conditions affecting its classification change in any way, the changes shall be evaluated by a competent person. The deposit shall be reclassified as necessary to reflect the changed circumstances.~~

~~(5) Acceptable visual and manual tests.~~

~~(a) Visual tests. Visual analysis is conducted to determine qualitative information regarding the excavation site soil next to the excavation, soil at the sides of the excavation, and the soil taken as samples from excavated material.~~

~~(i) Observe samples of soil that are excavated and soil in the sides of the excavation. Estimate the range of particle sizes and the relative amounts of the particle sizes. Soil that is primarily composed of fine grained material is cohesive material. Soil composed primarily of coarse grained sand or gravel is granular material.~~

(ii) Observe soil as it is excavated. Soil that remains in clumps when excavated is cohesive. Soil that breaks up easily and does not stay in clumps is granular.

(iii) Observe the side of the opened excavation and the surface area by the excavation. Crack like openings such as tension cracks could suggest fissured material. If chunks of soil spall off a vertical side, the soil could be fissured. Small spalls are evidence of moving ground and are indications of potentially hazardous situations.

(iv) Observe the area by the excavation and the excavation itself for evidence of existing utility and other underground structures, and to identify previously disturbed soil.

(v) Observe the opened side of the excavation to identify layered systems. Examine layered systems to identify if the layers slope toward the excavation. Estimate the degree of slope of the layers.

(vi) Observe the excavation and sides of the excavation for evidence of surface water, water seeping from the sides of the excavation, or the level of the water table.

(vii) Observe the area by the excavation and the area within the excavation for sources of vibration that may affect the stability of the excavation face.

(b) Manual tests. Manual analysis of soil samples is conducted to find quantitative, also, qualitative properties of soil and to provide more information in order to classify soil properly.

(i) Plasticity. Mold a moist or wet sample of soil into a ball and attempt rolling it into threads as thin as 1/8 inch in diameter. Cohesive material can be successfully rolled into threads without crumbling. For example, if at least a 2 inch length of 1/8 inch thread can be held on one end without tearing, the soil is cohesive.

(ii) Dry strength. If the soil is dry and crumbles on its own or with moderate pressure into grains or fine powder, it is granular (any combination of gravel, sand, or silt). If the soil is dry, falls into clumps that break into smaller clumps, and those clumps are broken with difficulty, it may be clay with gravel, sand or silt. If dry soil clumps are broken with difficulty into smaller clumps, and there is no indication the soil is fissured, it may be considered unfissured.

(iii) Thumb penetration. The thumb penetration test can be used to estimate the unconfined compressive strength of cohesive soils. (This test is based on the thumb penetration test described in American Society for Testing and Materials (ASTM) Standard designation D2488 "Standard Recommended Practice for Description of Soils (Visual Manual Procedure).") Type A soils with an unconfined compressive strength of 1.5 tsf can be readily indented by the thumb and penetrated by the thumb with great effort. Type C soils with an unconfined compressive strength of 0.5 tsf can be easily penetrated several inches by the thumb, and can be molded by light finger pressure. This test should be conducted on an undisturbed soil sample, such as a large clump of spoil, soon after excavation to keep drying effects to a minimum. If the excavation is later exposed to wetting (rain, flooding), the classification of the soil must be changed accordingly.

(iv) Other strength tests. Estimates of unconfined compressive strength of soils also can be obtained by use of a pocket penetrometer or by using a hand operated shear vane.

(v) Drying test. The basic purpose of the drying test is to differentiate between cohesive material with fissures, unfissured cohesive material, and granular material. The procedure for the drying test involves drying a sample of soil that is approximately 1 inch thick and 6 inches in diameter until it is thoroughly dry:

(A) If the sample develops cracks as it dries, significant fissures are indicated.

(B) Samples that dry without cracking are to be broken by hand. If considerable force is necessary to break a sample, the soil has significant cohesive material content. The soil can be classified as a unfissured cohesive material and the unconfined compressive strength should be determined.

(C) If a sample breaks easily by hand, it is either a fissured cohesive material or a granular material. To distinguish between the two, pulverize the dried clumps of the sample by hand or by stepping on them. If the clumps do not pulverize easily, the material is cohesive with fissures. If they pulverize easily into very small fragments, the material is granular.))

#### NEW SECTION

**WAC 296-155-66401 Appendix A—Soil classification.** (1) Scope and application.

(a) Scope. This appendix describes a method of classifying soil and rock deposits based on site and environmental conditions, and on the structure and composition of the earth deposits. The appendix contains definitions, sets forth requirements, and describes acceptable visual and manual tests for use in classifying soils.

(b) Application. This appendix applies when a sloping or benching system is designed in accordance with the requirements set forth in WAC 296-155-657 (2)(b) as a method of protection for employees from cave-ins. This appendix also applies when timber shoring for excavations is designed as a method of protection from cave-ins in accordance with appendix C to part N of this chapter, and when aluminum hydraulic shoring is designed in accordance with appendix D. This Appendix also applies if other protective systems are designed and selected for use from data prepared in accordance with the requirements set forth in WAC 296-155-657(3), and the use of the data is predicated on the use of the soil classification system set forth in this appendix.

(2) Definitions. The definitions and examples given below are based on, in whole or in part, the following; American Society for Testing Materials (ASTM) Standards D653-85 and D2488; The Unified Soils Classification System, The U.S. Department of Agriculture (USDA) Textural Classification Scheme; and The National Bureau of Standards Report BSS-121.

(a) Cemented soil. A soil in which the particles are held together by a chemical agent, such as calcium carbonate such that a hand-size sample cannot be crushed into powder or individual soil particles by finger pressure.

(b) Cohesive soil. Clay (fine grained soil), or soil with a high clay content, which has cohesive strength. Cohesive soil does not crumble, can be excavated with vertical sideslopes, and is plastic when moist. Cohesive soil is hard to break up when dry, and exhibits significant cohesion when

submerged. Cohesive soils include clayey silt, sandy clay, silty clay, clay and organic clay.

(c) Dry soil. Soil that does not exhibit visible signs of moisture content.

(d) Fissured. A soil material that has a tendency to break along definite planes of fracture with little resistance, or a material that exhibits open cracks, such as tension cracks, in an exposed surface.

(e) Granular soil. Gravel, sand, or silt, (coarse grained soil) with little or no clay content. Granular soil has no cohesive strength. Some moist granular soils exhibit apparent cohesion. Granular soil cannot be molded when moist and crumbles easily when dry.

(f) Layered system. Two or more distinctly different soil or rock types arranged in layers. Micaceous seams or weakened planes in rock or shale are considered layered.

(g) Moist soil. A condition in which a soil looks and feels damp. Moist cohesive soil can easily be shaped into a ball and rolled into small diameter threads before crumbling. Moist granular soil that contains some cohesive material will exhibit signs of cohesion between particles.

(h) Plastic. A property of a soil which allows the soil to be deformed or molded without cracking, or appreciable volume change.

(i) Saturated soil. A soil in which the voids are filled with water. Saturation does not require flow. Saturation, or near saturation, is necessary for the proper use of instruments such as a pocket penetrometer or shear vane.

(j) Soil classification system. For the purpose of this part, a method of categorizing soil and rock deposits in a hierarchy of Stable Rock, Type A, Type B, and Type C, in decreasing order of stability. The categories are determined based on an analysis of the properties and performance characteristics of the deposits and the environmental conditions of exposure.

(k) Stable rock. Natural solid mineral matter that can be excavated with vertical sides and remain intact while exposed.

(l) Submerged soil. Soil which is underwater or is free seeping.

(m) Type A. Cohesive soils with an unconfined compressive strength of 1.5 ton per square foot (tsf) (144 kPa) or greater. Examples of cohesive soils are: Clay, silty clay, sandy clay, clay loam and, in some cases, silty clay loam and sandy clay loam. Cemented soils such as caliche and hardpan are also considered Type A. No soil is Type A if:

(i) The soil is fissured; or

(ii) The soil is subject to vibration from heavy traffic, pile driving, or similar effects; or

(iii) The soil has been previously disturbed; or

(iv) The soil is part of a sloped, layered system where the layers dip into the excavation on a slope of 4 horizontal to 1 vertical (4H.1V) or greater; or

(v) The material is subject to other factors that would require it to be classified as a less stable material.

(n) Type B.

(i) Cohesive soil with an unconfined compressive strength greater than 0.5 tsf (48 kPa) but less than 1.5 tsf (144 kPa): or

(ii) Granular cohesionless soils including: Angular gravel (similar to crushed rock), silt, silt loam, sandy loam and, in some cases, silty clay loam and sandy clay loam.

(iii) Previously disturbed soils except those which would otherwise be classed as Type C soil.

(iv) Soil that meets the unconfined compressive strength or cementation requirements for Type A, but is fissured or subject to vibration; or

(v) Dry rock that is not stable: or

(vi) Material that is part of a sloped, layered system where the layers dip into the excavation on a slope less steep than 4 horizontal to 1 vertical (4H.1V), but only if the material would otherwise be classified as Type B.

(o) Type C.

(i) Cohesive soil with an unconfined compressive strength of 0.5 tsf (48 kPa) or less: or

(ii) Granular soils including gravel, sand, and loamy sand: or

(iii) Submerged soil or soil from which water is freely seeping: or

(iv) Submerged rock that is not stable, or

(v) Material in a sloped, layered system where the layers dip into the excavation on a slope of 4 horizontal to 1 vertical (4H.1V) or steeper.

(p) Unconfined compressive strength. The load per unit area at which a soil will fail in compression. It can be determined by laboratory testing, or estimated in the field using a pocket penetrometer, by thumb penetration tests, and other methods.

(q) Wet soil. Soil that contains significantly more moisture than moist soil, but in such a range of values that cohesive material will slump or begin to flow when vibrated. Granular material that would exhibit cohesive properties when moist will lose those cohesive properties when wet.

(3) Requirements.

(a) Classification of soil and rock deposits. Each soil and rock deposit shall be classified by a competent person as Stable Rock, Type A, Type B, or Type C in accordance with the definitions set forth in subsection (2) of this section.

(b) Basis of classification. The classification of the deposits shall be made based on the results of at least one visual and at least one manual analysis. Such analyses shall be conducted by a competent person using tests in subsection (4) of this section or in other recognized methods of soil classification and testing such as those adopted by the American Society for Testing Materials, or the U.S. Department of Agriculture textural classification system.

(c) Visual and manual analyses. The visual and manual analyses, such as those noted as being acceptable in subsection (4) of this section, shall be designed and conducted to provide sufficient quantitative and qualitative information as may be necessary to identify properly the properties, factors, and conditions affecting the classification of the deposits.

(d) Layered systems. In a layered system, the system shall be classified in accordance with its weakest layer. However, each layer may be classified individually where a more stable layer lies under a less stable layer.

(e) Reclassification. If, after classifying a deposit, the properties, factors, or conditions affecting its classification change in any way, the changes shall be evaluated by a competent person. The deposit shall be reclassified as necessary to reflect the changed circumstances.

**(4) Acceptable visual and manual tests.**

(a) **Visual tests.** Visual analysis is conducted to determine qualitative information regarding the excavation site in general, the soil adjacent to the excavation, the soil forming the sides of the open excavation, and the soil taken as samples from excavated material.

(i) Observe samples of soil that are excavated and soil in the sides of the excavation. Estimate the range of particle sizes and the relative amounts of the particle sizes. Soil that is primarily composed of fine-grained material is cohesive material. Soil composed primarily of coarse-grained sand or gravel is granular material.

(ii) Observe soil as it is excavated. Soil that remains in clumps when excavated is cohesive. Soil that breaks up easily and does not stay in clumps is granular.

(iii) Observe the side of the opened excavation and the surface area adjacent to the excavation. Crack-like openings such as tension cracks could indicate fissured material. If chunks of soil spall off a vertical side, the soil could be fissured. Small spalls are evidence of moving ground and are indications of potentially hazardous situations.

(iv) Observe the area adjacent to the excavation and the excavation itself for evidence of existing utility and other underground structures, and to identify previously disturbed soil.

(v) Observe the opened side of the excavation to identify layered systems. Examine layered systems to identify if the layers slope toward the excavation. Estimate the degree of slope of the layers.

(vi) Observe the area adjacent to the excavation and sides of the open excavation for evidence of surface water, water seeping from the sides of the excavation, or the location of the level of the water table.

(vii) Observe the area adjacent to the excavation and the area within the excavation for sources of vibration that may affect the stability of the excavation face.

(b) **Manual tests.** Manual analysis of soil samples is conducted to determine quantitative as well as qualitative properties of soil and to provide more information in order to classify soil properly.

(i) **Plasticity.** Mold a moist or wet sample of soil into a ball and attempt to roll it into threads as thin as 1/8-inch in diameter. Cohesive material can be successfully rolled into threads without crumbling. For example, if at least a 2 inch (50 mm) length of 1/8-inch thread can be held on one end without tearing, the soil is cohesive.

(ii) **Dry strength.** If the soil is dry and crumbles on its own or with moderate pressure into individual grains or fine powder, it is granular (any combination of gravel, sand, or silt). If the soil is dry and falls into clumps which break up into smaller clumps, but the smaller clumps can only be broken up with difficulty, it may be clay in any combination with gravel, sand or silt. If the dry soil breaks into clumps which do not break up into small clumps and which can only be broken with difficulty, and there is no visual indication the soil is fissured, the soil may be considered unfissured.

(iii) **Thumb penetration.** The thumb penetration test can be used to estimate the unconfined compressive strength of cohesive soils. (This test is based on the thumb penetration test described in American Society for Testing and Materials (ASTM) Standard designation D2488-"Standard Recommended Practice for Description of Soils (Visual—Manual

Procedure).") Type A soils with an unconfined compressive strength of 1.5 tsf can be readily indented by the thumb; however, they can be and penetrated by the thumb only with very great effort. Type C soils with an unconfined compressive strength of 0.5 tsf can be easily penetrated several inches by the thumb, and can be molded by light finger pressure. This test should be conducted on an undisturbed soil sample, such as a large clump of spoil, as soon as practicable after excavation to keep to a minimum the effects of exposure to drying influences. If the excavation is later exposed to wetting influences (rain, flooding), the classification of the soil must be changed accordingly.

(iv) **Other strength tests.** Estimates of unconfined compressive strength of soils can also be obtained by use of a pocket penetrometer or by using a hand-operated shear vane.

(v) **Drying test.** The basic purpose of the drying test is to differentiate between cohesive material with fissures, unfissured cohesive material, and granular material. The procedure for the drying test involves drying a sample of soil that is approximately 1 inch thick (2.54 cm) and 6 inches (15.24 cm) in diameter until it is thoroughly dry:

(A) If the sample develops cracks as it dries, significant fissures are indicated.

(B) Samples that dry without cracking are to be broken by hand. If considerable force is necessary to break a sample, the soil has significant cohesive material content. The soil can be classified as a unfissured cohesive material and the unconfined compressive strength should be determined.

(C) If a sample breaks easily by hand, it is either a fissured cohesive material or a granular material. To distinguish between the two, pulverize the dried clumps of the sample by hand or by stepping on them. If the clumps do not pulverize easily, the material is cohesive with fissures. If they pulverize easily into very small fragments, the material is granular.

**NEW SECTION**

**WAC 296-155-66403 Appendix B—Sloping and benching.** (1) Scope and application. This appendix contains specifications for sloping and benching when used as methods of protecting employees working in excavations from cave-ins. The requirements of this appendix apply when the design of sloping and benching protective systems is to be performed in accordance with the requirements set forth in WAC 296-155-657 (2)(b).

**(2) Definitions.**

(a) **Actual slope.** The slope to which an excavation face is excavated.

(b) **Distress.** Soil that is in a condition where a cave-in is imminent or is likely to occur. Distress is evidenced by such phenomena as the development of fissures in the face of or adjacent to an open excavation; the subsidence of the edge of an excavation; the slumping of material from the face or the bulging or heaving of material from the bottom of an excavation; the spalling of material from the face of an excavation; and raveling, i.e., small amounts of material such as pebbles or little clumps of material suddenly separating from the face of an excavation and trickling or rolling down into the excavation.

(c) Maximum allowable slope. The steepest incline of an excavation face that is acceptable for the most favorable site conditions as protection against cave-ins, and is expressed as the ratio of horizontal distance to vertical rise (H:V).

(3) Requirements.

(a) Soil classification. Soil and rock deposits shall be classified in accordance with appendix A of this Part.

(b) Maximum allowable slope. The maximum allowable slope for a soil or rock deposit shall be determined from Table N-1 of this appendix.

(c) Actual slope.

(i) The actual slope shall not be steeper than the maximum allowable slope.

(ii) The actual slope shall be less steep than the maximum allowable slope, when there are signs of distress. If that situation occurs, the slope shall be cut back to an actual slope which is at least 1/2 horizontal to one vertical (1/2H:1V) less steep than the maximum allowable slope.

(iii) When surcharge loads from stored material or equipment, operating equipment, or traffic are present, a competent person shall determine the degree to which the actual slope must be reduced below the maximum allowable slope, and shall assure that such reduction is achieved. Surcharge loads from adjacent structures shall be evaluated in accordance with WAC 296-155-655(9).

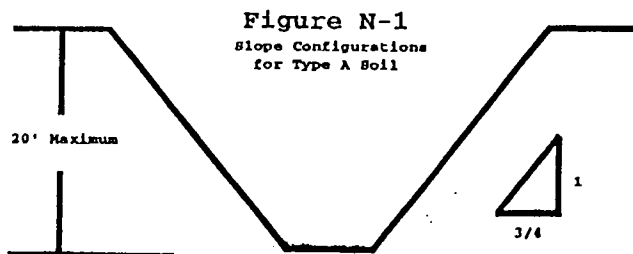
(d) Configurations. Configurations of sloping and benching systems shall be in accordance with Figures N-1 through N-18.

TABLE N-1  
MAXIMUM ALLOWABLE SLOPES

SOIL OR ROCK TYPE	MAXIMUM ALLOWABLE SLOPES (H:V) <sup>(1)</sup> FOR EXCAVATION LESS THAN 20 FEET DEEP <sup>(2)</sup>
STABLE ROCK	VERTICAL (90°)
TYPE A	3/4:1 (53°)
TYPE B	1:1 (45°)
TYPE C	1 1/2:1 (34°)

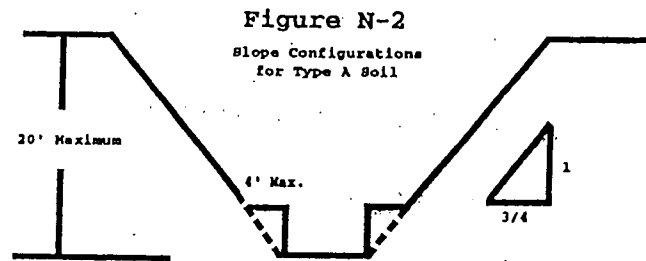
NOTES:

- (1) Numbers shown in parentheses next to maximum allowable slopes are angles expressed in degrees from the horizontal. Angles have been rounded off.
- (2) Sloping or benching for excavations greater than 20 feet deep shall be designed by a registered professional engineer.



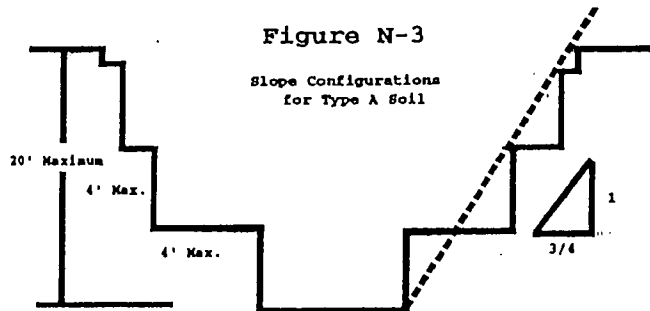
Simple Slope - General

All simple slope excavations 20 feet or less in depth shall have a maximum allowable slope of 3/4:1



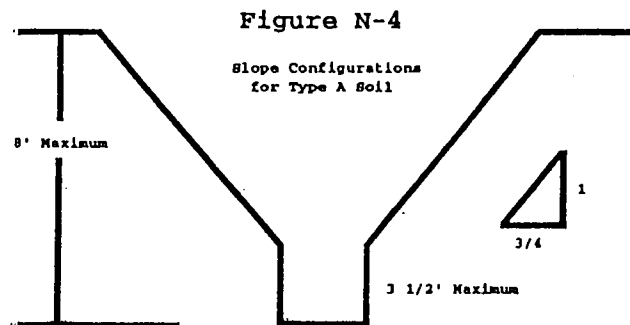
Simple Bench

All benched excavations 20 feet or less in depth shall have a maximum allowable slope of 3/4 to 1 and maximum bench dimensions of 4 feet.



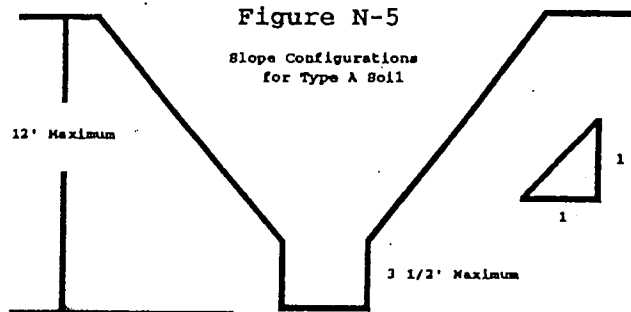
Multiple Bench

All benched excavations 20 feet or less in depth shall have a maximum allowable slope of 3/4:1 and maximum bench dimensions of 4 feet.



Unsupported Vertically Sided Lower Portion -- Maximum 8 feet in Depth

All excavations 8 feet or less in depth which have unsupported vertically sided lower portions shall have a maximum vertical side of 3 1/2 feet.

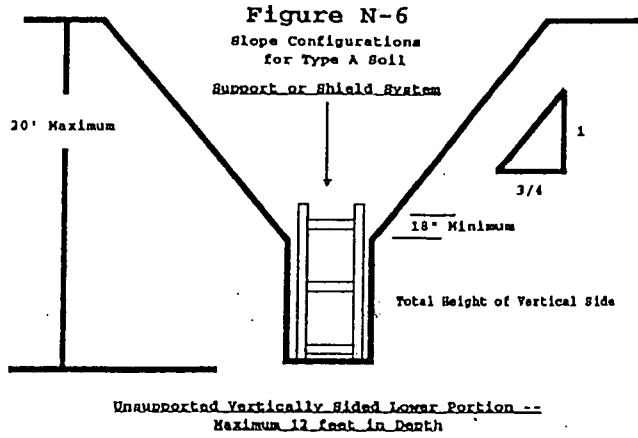


Unsupported Vertically Sided Lower Portion -- Maximum 12 feet in Depth

All excavations more than 8 feet but not more than 12 feet in depth with unsupported vertically sided lower portions shall have a maximum allowable slope of 1:1 and a maximum vertical side of 3 1/2 feet.

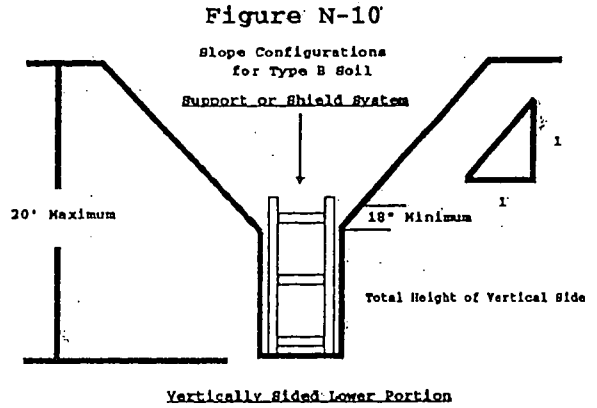
PERMANENT



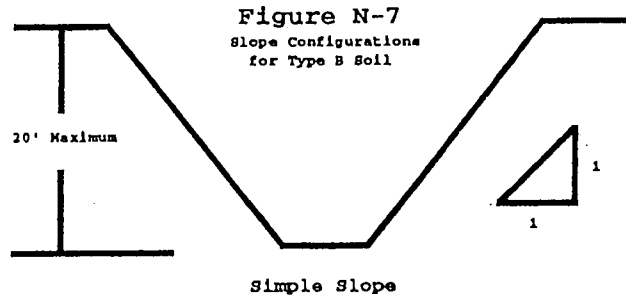


All excavations 20 feet or less in depth which have vertically sided lower portions that are supported or shielded shall have a maximum allowable slope of 3/4:1. The support or shield system must extend at least 18 inches above the top of the vertical side.

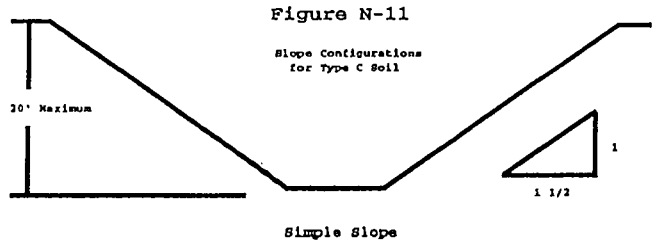
All other simple slope, compound slope, and vertically sided lower portion excavations shall be in accordance with other options permitted under WAC 296-155-637(2).



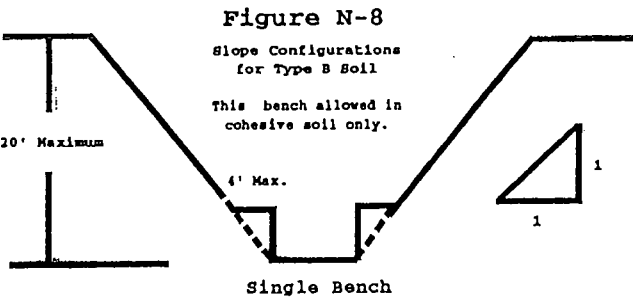
All excavations 20 feet or less in depth which have vertically sided lower portions shall be shielded or supported to a height at least 18 inches above the top of the vertical side. All such excavations shall have a maximum allowable slope of 1:1



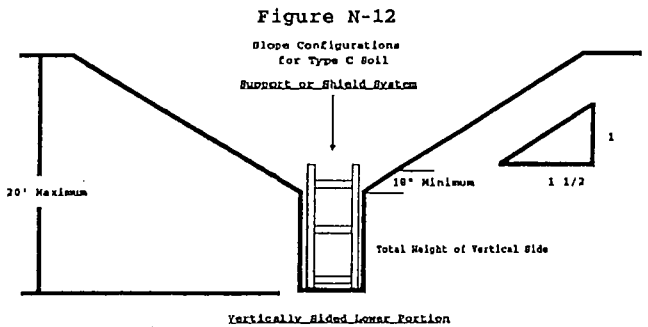
All simple slope excavations 20 feet or less in depth shall have a maximum allowable slope of 1:1



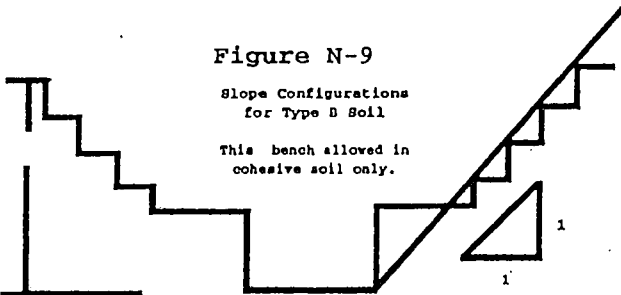
All simple slope excavations 20 feet or less in depth shall have a maximum allowable slope of 1 1/2:1



All benched excavations 20 feet or less in depth shall have a maximum allowable slope of 1:1 and maximum bench dimensions of 4 feet.



All excavations 20 feet or less in depth which have vertically sided lower portions shall be shielded or supported to a height at least 18 inches above the top of the vertical side. All such excavations shall have a maximum allowable slope of 1 1/2:1



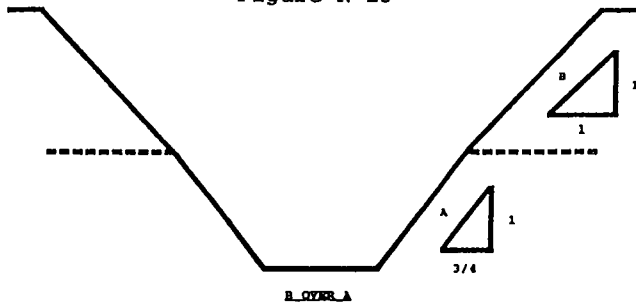
All benched excavations 20 feet or less in depth shall have a maximum allowable slope of 1:1 and maximum bench dimensions of 4 feet.

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**EXCAVATIONS MADE IN LAYERED SOILS**

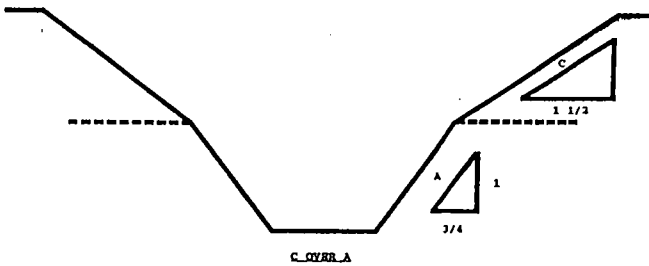
All excavations 20 feet or less in depth made in layered soils shall have a maximum allowable slope for each layer as set forth below.

Figure N-13



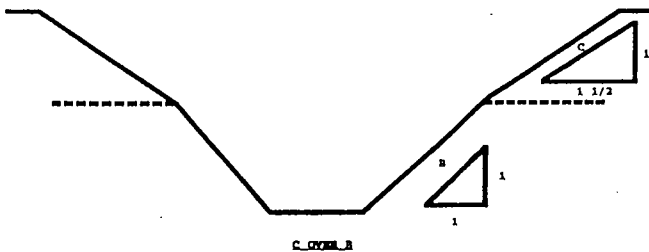
B OVER A

Figure N-14



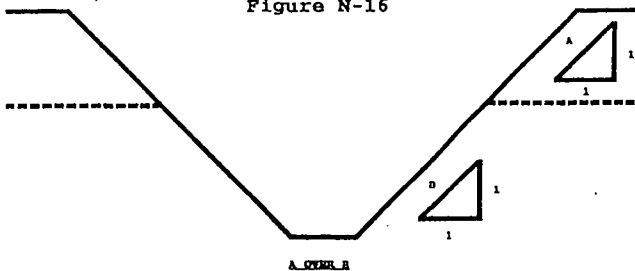
C OVER A

Figure N-15



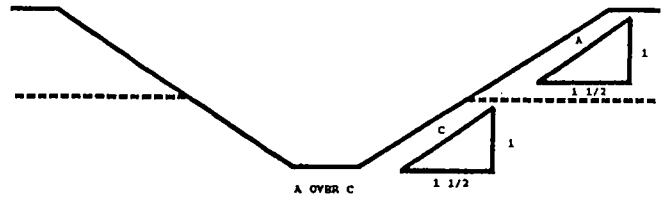
C OVER B

Figure N-16



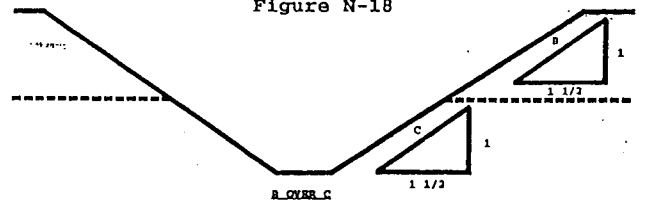
A OVER B

Figure N-17



A OVER C

Figure N-18



B OVER C

**NEW SECTION**

**WAC 296-155-66405 Appendix C—Timber shoring for trenches.** (1) Scope. This appendix contains information that can be used when timber shoring is provided as a method of protection from cave-ins in trenches that do not exceed 20 feet (6.1 m) in depth. This appendix must be used when design of timber shoring protective systems is to be performed in accordance with WAC 296-155-657 (3)(a). Other timber shoring configurations; other systems of support such as hydraulic and pneumatic systems; and other protective systems such as sloping, benching, shielding, and freezing systems must be designed in accordance with the requirements set forth in WAC 296-155-657 (2) and (3).

(2) Soil classification. In order to use the data presented in this appendix, the soil type or types in which the excavation is made must first be determined using the soil classification method set forth in appendix A of this part.

(3) Presentation of information. Information is presented in several forms as follows:

(a) Information is presented in tabular form in Tables N-2 through N-7 following subsection (7) of this appendix. Each table presents the minimum sizes of timber members to use in a shoring system, and each table contains data only for the particular soil type in which the excavation or portion of the excavation is made. The data are arranged to allow the user the flexibility to select from among several acceptable configurations of members based on varying the horizontal spacing of the crossbraces. Stable rock is exempt from shoring requirements and therefore, no data are presented for this condition.

(b) Information concerning the basis of the tabular data and the limitations of the data is presented in subsection (4) of this appendix, and on the tables themselves.

(c) Information explaining the use of the tabular data is presented in subsection (5) of this appendix.

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(d) Information illustrating the use of the tabular data is presented in subsection (6) of this appendix.

(e) Miscellaneous notations regarding Tables N-2 through N-7 are presented in subsection (7) of this Appendix.

(4) Basis and limitations of the data.

(a) Dimensions of timber members.

(i) The sizes of the timber members listed in Tables N-2 through N-7 are taken from the National Bureau of Standards (NBS) report, "Recommended Technical Provisions for Construction Practice in Shoring and Sloping of Trenches and Excavations." In addition, where NBS did not recommend specific sizes of members, member sizes are based on an analysis of the sizes required for use by existing codes and on empirical practice.

(ii) The required dimensions of the members listed in Tables N-2, N-3, and N-4 refer to actual dimensions and not nominal dimensions of the timber. Employers wanting to use nominal size shoring are directed to Tables N-5, N-6, and N-7, or have this choice under WAC 296-155-657 (3)(c), and are referred to The Corps of Engineers, The Bureau of Reclamation or data from other acceptable sources.

(b) Limitation of application.

(i) It is not intended that the timber shoring specification apply to every situation that may be experienced in the field. These data were developed to apply to the situations that are most commonly experienced in current trenching practice. Shoring systems for use in situations that are not covered by the data in this appendix must be designed as specified in WAC 296-155-657(3).

(ii) When any of the following conditions are present, the members specified in the tables are not considered adequate. Either an alternate timber shoring system must be designed or another type of protective system designed in accordance with WAC 296-155-657.

(A) When loads imposed by structures or by stored material adjacent to the trench weigh in excess of the load imposed by a two-foot soil surcharge. The term "adjacent" as used here means the area within a horizontal distance from the edge of the trench equal to the depth of the trench.

(B) When vertical loads imposed on cross braces exceed a 240-pound gravity load distributed on a one-foot section of the center of the crossbrace.

(C) When surcharge loads are present from equipment weighing in excess of 20,000 pounds.

(D) When only the lower portion of a trench is shored and the remaining portion of the trench is sloped or benched unless: The sloped portion is sloped at an angle less steep than three horizontal to one vertical; or the members are selected from the tables for use at a depth which is determined from the top of the overall trench, and not from the toe of the sloped portion.

(5) Use of Tables. The members of the shoring system that are to be selected using this information are the cross braces, the uprights, and the wales, where wales are required. Minimum sizes of members are specified for use in different types of soil. There are six tables of information, two for each soil type. The soil type must first be determined in accordance with the soil classification system described in appendix A of this Part. Using the appropriate table, the selection of the size and spacing of the members is then

made. The selection is based on the depth and width of the trench where the members are to be installed and, in most instances, the selection is also based on the horizontal spacing of the crossbraces. Instances where a choice of horizontal spacing of crossbracing is available, the horizontal spacing of the crossbraces must be chosen by the user before the size of any member can be determined. When the soil type, the width and depth of the trench, and the horizontal spacing of the crossbraces are known, the size and vertical spacing of the crossbraces, the size and vertical spacing of the wales, and the size and horizontal spacing of the uprights can be read from the appropriate table.

(6) Examples to illustrate the use of Tables N-2 through N-4.

(a) Example 1.

A trench dug in Type A soil is 13 feet deep and five feet wide.

From Table N-2, for acceptable arrangements of timber can be used.

Arrangement #1

Space 4x4 crossbraces at six feet horizontally and four feet vertically.

Wales are not required.

Space 3x8 uprights at six feet horizontally. This arrangement is commonly called "skip shoring."

Arrangement #2

Space 4x6 crossbraces at eight feet horizontally and four feet vertically.

Space 8x8 wales at four feet vertically.

Space 2x6 uprights at four feet horizontally.

Arrangement #3

Space 6x6 crossbraces at 10 feet horizontally and four feet vertically.

Space 8x10 wales at four feet vertically.

Space 2x6 uprights at five feet horizontally.

Arrangement #4

Space 6x6 crossbraces at 12 feet horizontally and four feet vertically.

Space 10x10 wales at four feet vertically.

Space 3x8 uprights at six feet horizontally.

(b) Example 2.

A trench dug in Type B soil is 13 feet deep and five feet wide.

From Table N-3 three acceptable arrangements of members are listed.

Arrangement #1

Space 6x6 crossbraces at six feet horizontally and five feet vertically.

Space 8x8 wales at five feet vertically.

Space 2x6 uprights at two feet horizontally.

Arrangement #2

Space 6x8 crossbraces at eight feet horizontally and five feet vertically.

Space 10x10 wales at five feet vertically.

Space 2x6 uprights at two feet horizontally.

Arrangement #3

Space 8x8 crossbraces at 10 feet horizontally and five feet vertically.

Space 10x12 wales at five feet vertically.

Space 2x6 uprights at two feet vertically.

(c) Example 3.

A trench dug Type C soil is 13 feet deep and five feet wide.

From Table N-4 two acceptable arrangements of members can be used.

Arrangement #1

Space 8x8 crossbraces at six feet horizontally and five feet vertically.

Space 10x12 wales at five feet vertically.

Position 2x6 uprights as closely together as possible.

If water must be retained use special tongue and groove uprights to form tight sheeting.

Arrangement #2

Space 8x10 crossbraces at eight feet horizontally and five feet vertically.

Space 12x12 wales at five feet vertically.

Position 2x6 uprights in a close sheeting configuration unless water pressure must be resisted. Tight sheeting must be used where water must be retained.

(d) Example 4.

A trench dug in Type C soil is 20 feet deep and 11 feet wide. The size and spacing of members for the section of trench that is over 15 feet in depth is determined using Table N-4. Only one arrangement of members is provided.

Space 8x10 crossbraces at six feet horizontally and five feet vertically.

Space 12x12 wales at five feet vertically.

Use 3x6 tight sheeting.

Use of Tables N-5, N-6, and N-7 would follow the same procedures.

(7) Notes for all tables.

(a) Member sizes at spacings other than indicated are to be determined as specified in WAC 296-155-657(3). "Design of Protective Systems."

(b) When conditions are saturated or submerged use Tight Sheeting. Tight Sheeting refers to the use of specially-edged timber planks (e.g., tongue and groove) at least three inches thick, steel sheet piling, or similar construction that when driven or placed in position provide a tight wall to resist the lateral pressure of water and to prevent the loss of backfill material. Close Sheeting refers to the placement of planks side-by-side allowing as little space as possible between them.

(c) All spacing indicated is measured center to center.

(d) Wales to be installed with greater dimension horizontal.

(e) If the vertical distance from the center of the lowest crossbrace to the bottom of the trench exceeds two and one-half feet, uprights shall be firmly embedded or a mudsill shall be used. Where uprights are embedded, the vertical distance from the center of the lowest crossbrace to the bottom of the trench shall not exceed 36 inches. When mudsills are used, the vertical distance shall not exceed 42 inches. Mudsills are wales that are installed at the toe of the trench side.

(f) Trench jacks may be used in lieu of or in combination with timber crossbraces.

(g) Placement of crossbraces. When the vertical spacing of crossbraces is four feet, place the top crossbrace no more than two feet below the top of the trench. When the vertical spacing of crossbraces is five feet, place the top crossbrace no more than 2.5 feet below the top of the trench.

TABLE N4  
TIMBER TRENCH SHORING - MINIMUM MEMBER REQUIREMENTS \*  
SOIL TYPE A, P<sub>c</sub> = 25 X 11 + 72 psf (1.8 Berenberg)

Table with columns for Depth of Trench (Feet), Cross Braces (Width of Trench, Vertical Spacing, Size, Spacing), and Uprights (Maximum Allowable Horizontal Spacing). Rows include depths from 4 to 20 feet and 'OVER 20'.

\* Mixed oak or equivalent with a bending strength not less than 120 psi.  
\*\* All manufactured members of equivalent strength may be substituted for wood.

TABLE N5  
TIMBER TRENCH SHORING - MINIMUM MEMBER REQUIREMENTS \*  
SOIL TYPE B, P<sub>c</sub> = 45 X 11 + 72 psf (1.8 Berenberg)

Table with columns for Depth of Trench (Feet), Cross Braces (Width of Trench, Vertical Spacing, Size, Spacing), and Uprights (Maximum Allowable Horizontal Spacing). Rows include depths from 4 to 20 feet and 'OVER 20'.

\* Mixed oak or equivalent with a bending strength not less than 120 psi.  
\*\* All manufactured members of equivalent strength may be substituted for wood.

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TABLE M4  
TIMBER TRENCH SHORING - MINIMUM MEMBER REQUIREMENTS \*  
SOIL TYPE C,  $P_u = 26 \text{ k} \cdot \text{ft} + 72 \text{ psf}$  (2 R. Sorensen)

Table M4: Timber trench shoring - minimum member requirements for soil type C. Columns include depth of trench (feet), cross bracing (width of trench, vertical spacing, size, vertical spacing), walls (size, vertical spacing), maximum allowable horizontal spacing (feet), and uprights (close, 1, 2, 3, 4, 6).

\* Douglas fir or equivalent with a bending strength not less than 1300 psi.  
\*\* Manufactured members of equivalent strength may be substituted for wood.

TABLE M5  
TIMBER TRENCH SHORING - MINIMUM MEMBER REQUIREMENTS \*  
SOIL TYPE B,  $P_u = 45 \text{ k} \cdot \text{ft} + 72 \text{ psf}$  (2 R. Sorensen)

Table M5: Timber trench shoring - minimum member requirements for soil type B. Columns include depth of trench (feet), cross bracing (width of trench, vertical spacing, size, vertical spacing), walls (size, vertical spacing), maximum allowable horizontal spacing (feet), and uprights (close, 1, 2, 3, 4, 6).

\* Douglas fir or equivalent with a bending strength not less than 1300 psi.  
\*\* Manufactured members of equivalent strength may be substituted for wood.

TABLE M6  
TIMBER TRENCH SHORING - MINIMUM MEMBER REQUIREMENTS \*  
SOIL TYPE A,  $P_u = 35 \text{ k} \cdot \text{ft} + 72 \text{ psf}$  (2 R. Sorensen)

Table M6: Timber trench shoring - minimum member requirements for soil type A. Columns include depth of trench (feet), cross bracing (width of trench, vertical spacing, size, vertical spacing), walls (size, vertical spacing), maximum allowable horizontal spacing (feet), and uprights (close, 1, 2, 3, 4, 6).

\* Douglas fir or equivalent with a bending strength not less than 1300 psi.  
\*\* Manufactured members of equivalent strength may be substituted for wood.

TABLE M7  
TIMBER TRENCH SHORING - MINIMUM MEMBER REQUIREMENTS \*  
SOIL TYPE C,  $P_u = 26 \text{ k} \cdot \text{ft} + 72 \text{ psf}$  (2 R. Sorensen)

Table M7: Timber trench shoring - minimum member requirements for soil type C. Columns include depth of trench (feet), cross bracing (width of trench, vertical spacing, size, vertical spacing), walls (size, vertical spacing), maximum allowable horizontal spacing (feet), and uprights (close, 1, 2, 3, 4, 6).

\* Douglas fir or equivalent with a bending strength not less than 1300 psi.  
\*\* Manufactured members of equivalent strength may be substituted for wood.

NEW SECTION

WAC 296-155-66407 Appendix D—Aluminum hydraulic shoring for trenches. (1) Scope. This appendix contains information that can be used when aluminum hydraulic shoring is provided as a method of protection against cave-ins in trenches that do not exceed 20 feet (6.1m) in depth. This appendix must be used when design of the aluminum hydraulic protective system cannot be performed in accordance with WAC 296-155-657 (3)(b).

(2) Soil Classification. In order to use data presented in this appendix, the soil type or types in which the excavation is made must first be determined using the soil classification method set forth in appendix A of this Part.

(3) Presentation of information. Information is presented in several forms as follows:

(a) Information is presented in tabular form in Tables N-8 through N-11. Each table presents the maximum vertical and horizontal spacings that may be used with various

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aluminum member sizes and various hydraulic cylinder sizes. Each table contains data only for the particular soil type in which the excavation or portion of the excavation is made. Tables N-8 and N-9 are for vertical shores in Types A and B soil. Tables N-10 and N-11 are for horizontal waler systems in Types B and C soil.

(b) Information concerning the basis of the tabular data and the limitations of the data is presented in subsection (4) of this appendix.

(c) Information explaining the use of the tabular data is presented in subsection (5) of this appendix.

(d) Information illustrating the use of the tabular data is presented in subsection (6) of this appendix.

(e) Miscellaneous notations (footnotes) regarding Table N-8 through N-11 are presented in subsection (7) of this appendix.

(f) Figures, illustrating typical installations of hydraulic shoring, are included just prior to the Tables. The illustrations page is entitled "Aluminum Hydraulic Shoring: Typical Installations."

(4) Basis and limitations of the data.

(a) Vertical shore rails and horizontal wales are those that meet the Section Modulus requirements in Tables N-8 through N-10. Aluminum material is 6061-T6 or material of equivalent strength and properties.

(b) Hydraulic cylinders specifications.

(i) 2-inch cylinders shall be a minimum 2-inch inside diameter with a minimum safe working capacity of no less than 18,000 pounds axial compressive load at maximum extension. Maximum extension is to include full range of cylinder extensions as recommended by product manufacturer.

(ii) 3-inch cylinders shall be a minimum 3-inch inside diameter with a safe working capacity of not less than 30,000 pounds axial compressive load at extensions as recommended by product manufacturer.

(c) Limitation of application.

(i) It is not intended that the aluminum hydraulic specification apply to every situation that may be experienced in the field. These data were developed to apply to the situations that are most commonly experienced in current trenching practice. Shoring systems for use in situations that are not covered by the data in this appendix must be otherwise designed as specified in WAC 296-155-657(3).

(ii) When any of the following conditions are present; the members specified in the Tables are not considered adequate. In this case, an alternative aluminum hydraulic shoring system or other type of protective system must be designed in accordance with WAC 296-155-657.

(A) When vertical loads imposed on cross braces exceed a 100 Pound gravity load distributed on a one foot section of the center of the hydraulic cylinder.

(B) When surcharge loads are present from equipment weighing in excess of 20,000 pounds.

(C) When only the lower portion of a trench is shored and the remaining portion of the trench is sloped or benched unless: The slope portion is sloped at an angle less steep than three horizontal to one vertical; or the members are selected from the tables for use at a depth which is determined from the top of the overall trench, and not from the toe of the sloped portion.

(5) Use of Tables N-8 through N-11. The members of the shoring system that are to be selected using this information are the hydraulic cylinders, and either the vertical shores or the horizontal wales. When a waler system is used the vertical timber sheeting to be used is also selected from these tables. The Tables N-8 and N-9 for vertical shores are used in Type A and B soils that do not require sheeting. Type B soils that may require sheeting, and Type C soils that always require sheeting are found in the horizontal wale Tables N-10 and N-11. The soil type must first be determined in accordance with the soil classification system described in appendix A of this Part. Using the appropriate table, the selection of the size and spacing of the members is made. The selection is based on the depth and width of the trench where the members are to be installed. In these tables the vertical spacing is held constant at four feet on center. The tables show the maximum horizontal spacing of cylinders allowed for each size of wale in the waler system tables, and in the vertical shore tables, the hydraulic cylinder horizontal spacing is the same as the vertical shore spacing.

(6) Example to Illustrate the Use of the Tables:

(a) Example 1: A trench dug in Type A soil is 6 feet deep and 3 feet wide. From Table N-8: Find vertical shores and 2 inch diameter cylinders spaced 8 feet on center (o.c.) horizontally and 4 feet on center (o.c.) vertically. (See Figures N-23 & N-25 for typical installations.)

(b) Example 2: A trench is dug in Type B soil that does not require sheeting, 13 feet deep and 5 feet wide. From Table N-9: Find vertical shores and 2 inch diameter cylinders spaced 6.5 feet o.c. horizontally and 4 feet o.c. vertically. (See Figures N-23 & N-25 for typical installations.)

(c) A trench is dug in Type B soil that does not require sheeting, but does experience some minor raveling of the trench face. The trench is 16 feet deep and 9 feet wide. From Table N-9: Find vertical shores and 2 inch diameter cylinder (with special oversleeves as designated by subdivision (7)(b)) spaced 5.5 feet o.c. horizontally and 4 feet o.c. vertically, plywood (per subdivision (7)(g) to the N-8 through N-11 Tables) should be used behind the shores. (See Figures N-24 & N-25 for typical installations.)

(d) Example 4: A trench is dug in previously disturbed Type B soil, with characteristics of a Type C soil, and will require sheeting. The trench is 18 feet deep and 12 feet wide. 8 foot horizontal spacing between cylinders is desired for working space. From Table N-10: Find horizontal wale with a section modulus of 14.0 spaced at 4 feet o.c. vertically and 3 inch diameter cylinder spaced at 9 feet maximum o.c. horizontally, 3x12 timber sheeting is required at close spacing vertically. (See Figure N-26 for typical installation.)

(e) Example 5: A trench is dug in Type C soil, 9 feet deep and 4 feet wide. Horizontal cylinder spacing in excess of 6 feet is desired for working space. From Table N-11: Find horizontal wale with a section modulus of 7.0 and 2 inch diameter cylinders spaced at 6.5 feet o.c. horizontally. Or, find horizontal wale with a 14.0 section modulus and 3 inch diameter cylinder spaced at 10 feet o.c. horizontally. Both wales are spaced 4 feet o.c. vertically. 3x12 timber sheeting is required at close spacing vertically. (See Figure N-26 for typical installation.)

(7) Footnotes, and general notes, for Tables N-8 through N-11.

(a) For applications other than those listed in the tables, refer to WAC 296-155-657 (3)(b) for use of manufacturer's tabulated data. For trench depths in excess of 20 feet, refer to WAC 296-155-657 (3)(b) and (c).

(b) 2-inch diameter cylinders, at this width, shall have structural steel tube (3.5x3.5x0.1875) oversleeves, or structural oversleeves of manufacturer's specification, extending the full, collapsed length.

(c) Hydraulic cylinders capacities.

(i) 2-inch cylinders shall be a minimum 2-inch inside diameter with a safe working capacity of not less than 18,000 pounds axial compressive load at maximum extension. Maximum extension is to include full range of cylinder extensions as recommended by product manufacturer.

(ii) 3-inch cylinders shall be a minimum 3-inch inside diameter with a safe work capacity of not less than 30,000 pounds axial compressive load at maximum extension. Maximum extension is to include full range of cylinder extensions as recommended by product manufacturer.

(d) All spacing indicated is measured center to center.

(e) Vertical shoring rails shall have a minimum section modulus of 0.40 inch.

(f) When vertical shores are used, there must be a minimum of three shores spaced equally, horizontally, in a group.

(g) Plywood shall be 1.125 in. thick softwood or 0.75 inch thick, 14 ply, arctic white birch (Finland form). Please note that plywood is not intended as a structural member, but only for prevention of local raveling (sloughing of the trench face) between shores.

(h) See appendix C for timber specifications.

(i) Wales are calculated for simple span conditions.

(j) See subsection (4) of this appendix, for basis and limitations of the data.

ALUMINUM HYDRAULIC SHORING  
TYPICAL INSTALLATIONS

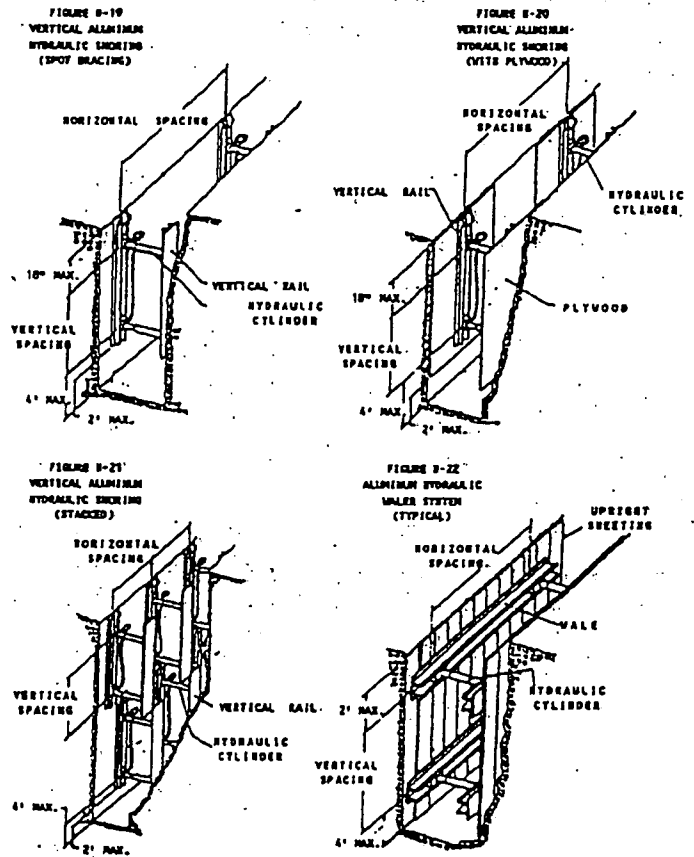


TABLE N-8  
ALUMINUM HYDRAULIC SHORING  
VERTICAL SHORES  
FOR SOIL TYPE A

Depth of Trench (Feet)	Hydraulic Cylinders				
	Maximum Horizontal Spacing (Feet)	Maximum Vertical Spacing (Feet)	Width of Trench (Feet)		
			Up to 8	Over 8 Up to 12	Over 12 Up to 15
Over 4 Up to 10	8	4	2 INCH DIAMETER	2 INCH DIAMETER NOTE (2)	3 INCH DIAMETER
Over 10 Up to 15	8				
Over 15 Up to 20	7				
Over 20	NOTE (1)				

Footnotes to tables, and general notes on hydraulic shoring, are found in Appendix D, WAC 296-155-66407(7)  
 Note (1): See Appendix D, WAC 296-155-66407 (7)(a)  
 Note (2): See Appendix D, WAC 296-155-66407 (7)(b)

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TABLE N-9  
ALUMINUM HYDRAULIC SHORING  
VERTICAL SHORES  
FOR SOIL TYPE B

Depth of Trench (Feet)	Hydraulic Cylinders					
	Maximum Horizontal Spacing (Feet)	Maximum Vertical Spacing (Feet)	Width of Trench (Feet)			
			Up to 8	Over 8 Up to 12	Over 12 Up to 15	
Over 4 Up to 10	8	4	2 INCH DIAMETER	2 INCH DIAMETER NOTE (2)	3 INCH DIAMETER	
Over 10 Up to 15	6.5					
Over 15 Up to 20	5.5					
Over 20	NOTE (1)					

Footnotes to tables, and general notes on hydraulic shoring, are found in Appendix D, WAC 296-155-66407(7)  
 Note (1): See Appendix D, WAC 296-155-66407(7)(a)  
 Note (2): See Appendix D, WAC 296-155-66407(7)(b)

TABLE N-11  
ALUMINUM HYDRAULIC SHORING  
WALER SYSTEMS  
FOR SOIL TYPE C

Depth of Trench (Feet)	Wales		Hydraulic Cylinders						Timber Uprights Max. Horizontal Spacing (in Cent.)			
	Vertical Spacing (Feet)	Section Modulus (In <sup>3</sup> )	Width of Trench (Feet)						Solid Sheet	2 Feet	3 Feet	
			Up to 8		Over 8 Up to 12		Over 12 Up to 15					
			Waler Spacing	Cylinder Diameter	Waler Spacing	Cylinder Diameter	Waler Spacing	Cylinder Diameter				
Over 4 Up to 10	4	4	3.5	4.0	2 IN	4.0	2 IN	4.0	3 IN	3 X 12	---	---
			7.0	6.5	2 IN	6.5	2 IN	6.5	3 IN			
			14.0	10.0	3 IN	10.0	3 IN	10.0	3 IN			
Over 10 Up to 15	4	4	3.5	4.0	2 IN	4.0	2 IN	4.0	3 IN	3 X 12	---	---
			7.0	5.5	3 IN	5.5	3 IN	5.5	3 IN			
			14.0	8.0	3 IN	8.0	3 IN	8.0	3 IN			
Over 15 Up to 20	4	4	3.5	3.5	2 IN	3.5	2 IN	3.5	3 IN	3 X 12	---	---
			7.0	5.0	3 IN	5.0	3 IN	5.0	3 IN			
			14.0	6.0	3 IN	6.0	3 IN	6.0	3 IN			
Over 20	NOTE (1)											

Footnotes to tables, and general notes on hydraulic shoring, are found in Appendix D, WAC 296-155-66407(7)  
 Note (1): See Appendix D, WAC 296-155-66407(7)(a)  
 Note (2): See Appendix D, WAC 296-155-66407(7)(b)  
 \*Consult product manufacturer and/or qualified engineer for Section Modulus of available wales.

NEW SECTION

WAC 296-155-66409 Appendix E—Alternatives to timber shoring.

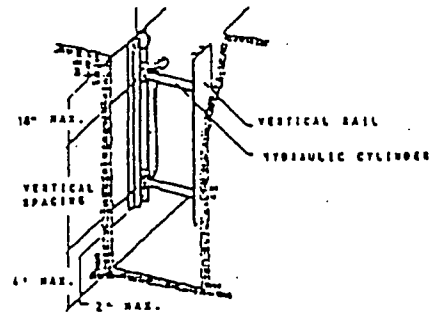
TABLE N-10  
ALUMINUM HYDRAULIC SHORING  
WALER SYSTEMS  
FOR SOIL TYPE B

Depth of Trench (Feet)	Wales		Hydraulic Cylinders						Timber Uprights Max. Horizontal Spacing (in Cent.)			
	Vertical Spacing (Feet)	Section Modulus (In <sup>3</sup> )	Width of Trench (Feet)						Solid Sheet	2 Feet	3 Feet	
			Up to 8		Over 8 Up to 12		Over 12 Up to 15					
			Waler Spacing	Cylinder Diameter	Waler Spacing	Cylinder Diameter	Waler Spacing	Cylinder Diameter				
Over 4 Up to 10	4	4	3.5	8.0	2 IN	8.0	2 IN	8.0	3 IN	---	---	3 X 12
			7.0	9.0	2 IN	9.0	2 IN	9.0	3 IN			
			14.0	12.0	3 IN	12.0	3 IN	12.0	3 IN			
Over 10 Up to 15	4	4	3.5	6.0	2 IN	6.0	2 IN	6.0	3 IN	---	3 X 12	---
			7.0	8.0	3 IN	8.0	3 IN	8.0	3 IN			
			14.0	10.0	3 IN	10.0	3 IN	10.0	3 IN			
Over 15 Up to 20	4	4	3.5	5.5	2 IN	5.5	2 IN	5.5	3 IN	3 X 12	---	---
			7.0	6.0	3 IN	6.0	3 IN	6.0	3 IN			
			14.0	9.0	3 IN	9.0	3 IN	9.0	3 IN			
Over 20	NOTE (1)											

Footnotes to tables, and general notes on hydraulic shoring, are found in Appendix D, WAC 296-155-66407(7)  
 Note (1): See Appendix D, WAC 296-155-66407(7)(a)  
 Note (2): See Appendix D, WAC 296-155-66407(7)(b)  
 \*Consult product manufacturer and/or qualified engineer for Section Modulus of available wales.

Appendix E to part N - Alternatives to Timber Shoring

Figure N-23, Aluminum Hydraulic Shoring



PERMANENT



Figure N-24, Pneumatic/hydraulic Shoring

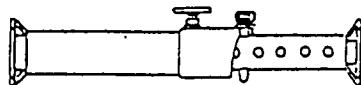
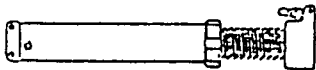


Figure N-25, Trench Jacks (Screw Jacks)

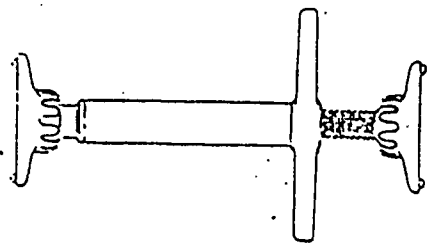
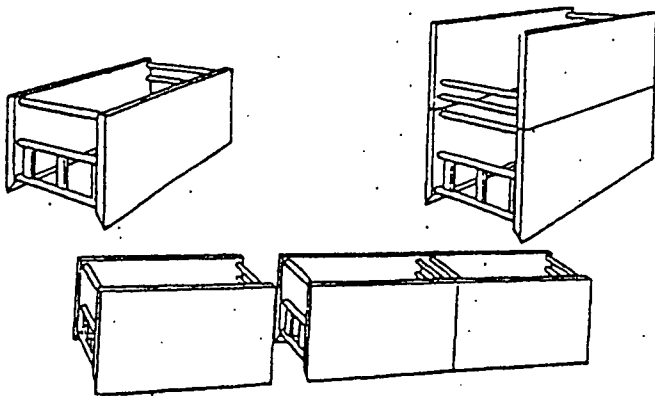


Figure N-26, Trench Shields



NEW SECTION

**WAC 296-155-66411 Appendix F—Selection of protective systems.** The following figures are a graphic summary of the requirements contained in part N for excavations 20 feet or less in depth. Protective systems for use in excavations more than 20 feet in depth must be designed by a registered professional engineer in accordance with WAC 296-155-657 (2) and (3).

Appendix F to PART N -- Selection of Protective Systems

The following figures are a graphic summary of the requirements contained in part N for excavations 20 feet or less in depth. Protective systems for use in excavations more than 20 feet in depth must be designed by a registered professional engineer in accordance with WAC 296-155-657(2) and (3)

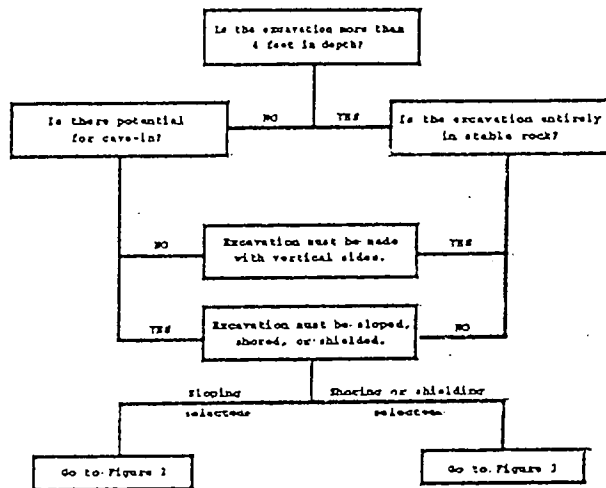


FIGURE N-27 - PRELIMINARY DECISIONS

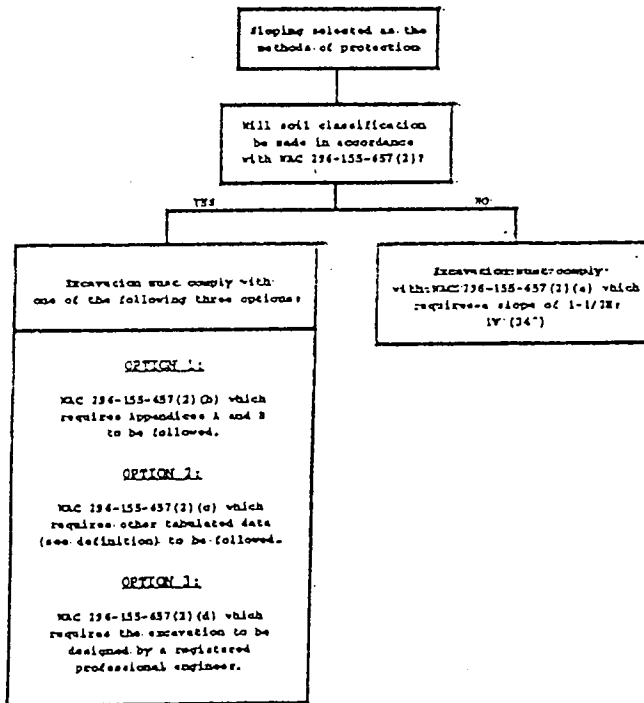


FIGURE N-28 - SLOPING OPTIONS

PERMANENT

PERMANENT

Shoring or shielding selected as the method of protection.

Soil classification is required when shoring or shielding is used. The excavation must comply with one of the following four options:

**OPTION 1:**  
WAC 296-155-657(3)(a) which requires Appendices A and C to be followed (e.g., timber shoring)

**OPTION 2:**  
WAC 296-155-657(3)(b) which requires manufacturers' data to be followed (e.g., hydraulic shoring, trench jacks, air shores, shields)

**OPTION 3:**  
WAC 296-155-657(3)(c) which requires tabulated data (see definition) to be followed (e.g., any system as per the tabulated data).

**OPTION 4:**  
WAC 296-155-657(3)(d) which requires the excavation to be designed by a registered professional engineer (e.g., any designed system).

FIGURE N-29 - SHORING AND SHIELDING OPTIONS

**AMENDATORY SECTION** (Amending Order 91-01, filed 5/20/91, effective 6/20/91)

**WAC 296-155-694 Requirements for lift-slab construction operations.** (1) Lift-slab operations shall be designed and planned by a registered professional engineer who has experience in lift-slab construction. Such plans and designs shall be implemented by the employer and shall include detailed instructions and sketches indicating the prescribed method of erection. These plans and designs shall also include provisions for ensuring lateral stability of the building/structure during construction.

(2) Jacks/lifting units shall be marked to indicate their rated capacity as established by the manufacturer.

(3) Jacks/lifting units shall not be loaded beyond their rated capacity as established by the manufacturer.

(4) Jacking equipment shall be capable of supporting at least two and one-half times the load being lifted during jacking operations and the equipment shall not be overloaded. For the purpose of this provision, jacking equipment includes any load bearing component which is used to carry

out the lifting operation(s). Such equipment includes, but is not limited to, the following: Threaded rods, lifting attachments, lifting nuts, hook-up collars, T-caps, shearheads, columns, and footings.

(5) Jacks/lifting units shall be designed and installed so that they will neither lift nor continue to lift when they are loaded in excess of their rated capacity.

(6) Jacks/lifting units shall have a safety device installed which will cause the jacks/lifting units to support the load in any position in the event any jack/lifting unit malfunctions or loses its lifting ability.

(7) Jacking operations shall be synchronized in such a manner to ensure even and uniform lifting of the slab. During lifting, all points at which the slab is supported shall be kept within 1/2 inch of that needed to maintain the slab in a level position.

(8) If leveling is automatically controlled, a device shall be installed that will stop the operation when the 1/2 inch tolerance set forth in subsection (7) of this section is exceeded or where there is a malfunction in the jacking (lifting) system.

(9) If leveling is maintained by manual controls, such controls shall be located in a central location and attended by a competent person while lifting is in progress. In addition to meeting the definition in WAC 296-155-012(4), the competent person must be experienced in the lifting operation and with the lifting equipment being used.

(10) The maximum number of manually controlled jacks/lifting units on one slab shall be limited to a number that will permit the operator to maintain the slab level within specified tolerances of subsection (7) of this section, but in no case shall that number exceed 14.

(11) No employee, except those essential to the jacking operation, shall be permitted in the building/structure while any jacking operation is taking place unless the building/structure has been reinforced sufficiently to ensure its integrity during erection. The phrase "reinforced sufficiently to ensure its integrity" used in this subsection means that a registered professional engineer, independent of the engineer who designed and planned the lifting operation, has determined from the plans that if there is a loss of support at any jack location, that loss will be confined to that location and the structure as a whole will remain stable.

(a) Under no circumstances, shall any employee who is not essential to the jacking operation be permitted immediately beneath a slab while it is being lifted.

(b) For the purpose of subsection (11) of this section, a jacking operation begins when a slab or group of slabs is lifted and ends when such slabs are secured (with either temporary connections or permanent connections).

(c) Employers who comply with Appendix A to WAC 296-155-694 shall be considered to be in compliance with the provisions of subsections (11) through (11)(c) of this section.

(12) When making temporary connections to support slabs, wedges shall be secured by tack welding, or an equivalent method of securing the wedges to prevent them from falling out of position. Lifting rods may not be released until the wedges at that column have been secured.

(13) All welding on temporary and permanent connections shall be performed by a certified welder, familiar with

the welding requirements specified in the plans and specifications for the lift-slab operation.

(14) Load transfer from jack/lifting units to building columns shall not be executed until the welds on the column shear plates (weld blocks) are cooled to air temperature.

(15) Jacks/lifting units shall be positively secured to building columns so that they do not become dislodged or dislocated.

(16) Equipment shall be designed and installed so that the lifting rods cannot slip out of position or the employer shall institute other measures, such as the use of locking or blocking devices, which will provide positive connection between the lifting rods and attachments and will prevent components from disengaging during lifting operations.

Appendix to WAC 296-155-694—Lift-slab operations

(This appendix is nonmandatory.)

In WAC 296-155-694(11), WISHA requires employees to be removed from the building/structure during jacking operations unless an independent registered professional engineer, other than the engineer who designed and planned the lifting operation, has determined that the building/structure has been sufficiently reinforced to insure the integrity of the building/structure. One method to comply with this provision is for the employer to ensure that continuous bottom steel is provided in every slab and in both directions through every wall or column head area. (Column head area means the distance between lines that are one and one half times the thickness of the slab or drop panel. These lines are located outside opposite faces of the outer edges of the shearhead sections—See Figure 1.) The amount of bottom steel shall be established by assuming loss of support at a given lifting jack and then determining the steel necessary to carry, by catenary action over the span between surrounding supports, the slab service dead load plus any service dead and live loads likely to be acting on the slab during jacking. In addition, the surrounding supports must be capable of resisting any additional load transferred to them as a result of the loss of support at the lifting jack considered.

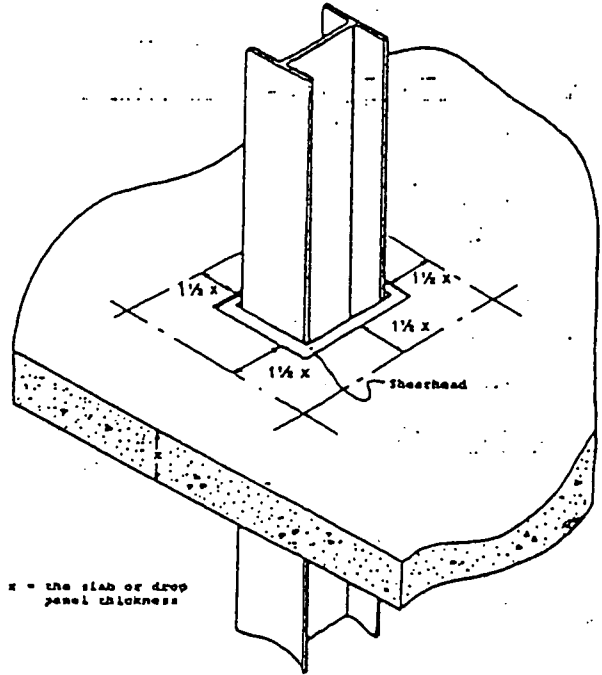


Figure 1—Column Head Area

WSR 92-22-074

PERMANENT RULES

DEPARTMENT OF TRANSPORTATION

[Order 132—Filed November 2, 1992, 10:19 a.m.]

Date of Adoption: October 29, 1992.

Purpose: To bring size and weight regulations into conformity with more efficient motor carrier procedures.

Citation of Existing Rules Affected by this Order: Amending WAC 468-38-190, 468-38-230, 468-38-235, 468-38-260, and 468-38-390.

Statutory Authority for Adoption: RCW 46.44.090.

Pursuant to notice filed as WSR 92-19-025 on September 8, 1992.

Changes Other than Editing from Proposed to Adopted Version: In last paragraph in WAC 468-38-190 remove the word "1-inch." After the word lettering add the following "at least 8 inches high in 1-inch brush strokes."

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

October 29, 1992  
Ed W. Ferguson  
Deputy Secretary

AMENDATORY SECTION (Amending Order 70, filed 4/23/91, effective 5/24/91)

**WAC 468-38-190 Signs.** **OVERSIZE LOAD** signs (at least 7 feet long and 18 inches high with black lettering at least 10 inches high in 1.41 inch brush stroke on yellow background) will be mounted on the front of the towing vehicle and on the rear of the load or trailing unit (~~and above the roof line of escort cars a minimum of five feet above the roadway surface measured from the bottom of the sign~~). Signs are not required on loads that are overweight only. If the nature of the towing vehicle or load is such that

PERMANENT

the sign cannot be mounted five feet above the roadway surface, it shall be placed above the front bumper or as high as practicable on the vehicle or load. Such signs are to be displayed only when the unit is in transit and must be removed or retracted at all other times. Such signs shall be clean and clearly legible at a distance of five hundred feet during clear weather.

OVERSIZE LOAD signs on escort cars shall be at least 5 feet long, 10 inches high with black lettering at least 8 inches high in 1-inch brush stroke on yellow background. The sign shall be mounted over the roof of the escort car and shall be displayed only during transit and shall be removed or retracted at all other times.

AMENDATORY SECTION (Amending Order 68, filed 11/22/89, effective 12/23/89)

**WAC 468-38-230 Days on which permit movements are prohibited.** ~~((Oversize movements))~~ Vehicles operating under an overweight permit, where the vehicle cannot maintain the speed of the surrounding traffic flow, and vehicles operating under a permit authorizing an overdimensional feature are prohibited from movement on Fridays after 3:00 p.m. and after 12:00 noon on Sundays. ((Overlegal)) Permit movements are allowed all day on Saturday. ((Overlegal)) Overdimensional movements, and overweight vehicles that cannot maintain the speed of the surrounding traffic flow, are prohibited on the holidays of New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day, and during the afternoon of the day preceding said holidays. Should any of the holidays fall on a Saturday or Sunday, the preceding Friday or the following Monday shall be considered such holiday.

All permit movements may be made on holidays that are not ~~((universally))~~ commonly observed, provided they do not conflict with the policy for Fridays and Sundays, e.g., ~~((Lincoln's Birthday, Washington's))~~ President's Day, Martin Luther King's Birthday, Columbus Day, Veterans' Day and General Election Day.

AMENDATORY SECTION (Amending Order 40, Resolution No. 210, filed 1/20/84)

**WAC 468-38-235 Commuter traffic restrictions.** ~~((Movement by special permit will be prohibited on urban))~~ Vehicles operating under a special motor vehicle permit for overweight, where the vehicle cannot maintain the speed of the surrounding traffic flow, and vehicles operating under a special motor vehicle permit for overdimensional features may be restricted from specified sections of state highways ((in the vicinity of cities having a population of more than 15,000 and other sections of state highways)) having excessive volumes of traffic during the morning and evening commuting hours. The department shall ((prescribe)) identify and publish, as an addendum to the special motor vehicle permit, specific areas and hours ((and regulations for oversize movements in and adjacent to Seattle, Tacoma, Spokane, Everett, Vancouver and other areas as deemed necessary)) relating to the restrictions. Movement of empty equipment trailers up to ten feet wide may be allowed during such hours ((on a trip to pick up or from delivering over-wide loads)).

AMENDATORY SECTION (Amending Orders 71 and 71A, filed 4/23/91 and 4/29/91, effective 5/24/91 and 5/30/91)

**WAC 468-38-260 Night-time movements.** ~~((Special permits will authorize overlegal movements only during daytime hours under normal atmospheric conditions, except that movements up to ten feet wide may be made by permit at night on fully controlled access highways. The department may authorize overlegal movements at night, in its discretion, it determines that movement at night would substantially alleviate daytime traffic congestion.))~~ Vehicles or combinations operating under special motor vehicle permits that are overweight and/or overdimensional, not exceeding ten feet wide or one hundred feet long, and of legal height may be permitted to move at night on state highways during normal atmospheric conditions. Night means one-half hour after sunset to one-half hour before sunrise. Those oversize loads that are allowed to move at night shall have lighting equipment as required by the Code of Federal Regulations, Title 49, part 393.11. No movements shall be made when visibility is reduced to less than one thousand feet or when hazardous roadway conditions exist. ((Daytime means from one-half hour before sunrise to one-half hour after sunset. Night time means any other hour.)) It shall be the responsibility of the permittee to discontinue movement and remove the unit from the highway when any of the above conditions exist which could create an unsafe movement.

AMENDATORY SECTION (Amending Order 68, filed 11/22/89, effective 12/23/89)

**WAC 468-38-390 Winter road restrictions.** During periods when "emergency load restrictions" or "severe emergency load restrictions" are in effect, only vehicles equipped with tires required by WAC 468-38-080 may operate under permit. Movement by permit of units whether driven, towed or hauled is prohibited in areas where any of the following signs are displayed: "~~((Snow))~~ Traction tires advised," "approved ~~((snow))~~ traction tires recommended," "approved ~~((snow))~~ traction tires required," or "tire chains required."

Special permits for movements over mountain passes (Snoqualmie, Stevens, Sherman, Blewett, White and Satus) will not be valid during periods when snow is falling to a degree that visibility is limited to less than 1,000 feet; immediately following a severe storm when snow removal equipment is operating; when fog or rain limits visibility to less than 1,000 feet; or when compact snow and ice conditions require the use of chains. If hazardous conditions are encountered after a move is undertaken, it shall be the responsibility of the permittee to remove the oversize load from the highway, and he shall not proceed until conditions have abated and he has obtained clearance from the nearest department of transportation office or the Washington state patrol.

The secretary of transportation may issue special permits for department vehicles used for snow removal or the sanding of highways during emergency winter conditions. Such permits shall also be valid for vehicles in transit to or from the work site. Limitations on movement during hours of the day or days of the week may be waived. Sign requirements may be waived if weather conditions render

such signs ineffectual. Movements at night may be made only by department vehicles whose lights meet the standards for emergency maintenance vehicles established by the commission on equipment.

October 30, 1992  
Art Stearns  
Supervisor

**WSR 92-22-075**  
**PERMANENT RULES**  
**OFFICE OF**

**INSURANCE COMMISSIONER**

[Order R 92-11—Filed November 2, 1992, 10:55 a.m.]

Date of Adoption: November 2, 1992.

Purpose: Change the requirement for accounting for salvage and subrogation recoveries in annual statements.

Citation of Existing Rules Affected by this Order:  
Repealing WAC 284-16-050.

Statutory Authority for Adoption: RCW 48.02.060.

Pursuant to notice filed as WSR 92-15-101 on July 20, 1992; and WSR 92-21-038 on October 15, 1992.

Effective Date of Rule: Thirty-one days after filing.  
November 2, 1992

Dick Marquardt  
Insurance Commissioner  
by John B. Woodall  
Deputy Insurance Commissioner

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 284-16-050	Accounting for salvage and subrogation recoveries, annual statement.
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**WSR 92-22-076**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**NATURAL RESOURCES**

[Order 600—Filed November 2, 1992, 1:13 p.m.]

Date of Adoption: October 28, 1992.

Purpose: To update the fee schedule for copying public records.

Citation of Existing Rules Affected by this Order:  
Amending WAC 332-10-170.

Statutory Authority for Adoption: RCW 42.17.250 and 42.17.300.

Pursuant to notice filed as WSR 92-12-074 on June 2, 1992.

Changes Other than Editing from Proposed to Adopted Version: Changed fee from \$1.00 for all pages to 25 cents per page, and up to \$1 if copying would unreasonably disrupt the operations of the agency, requiring uninterrupted, long-term use of agency copy equipment. Actual costs incident to copying would be charged.

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

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

**WAC 332-10-170 Fees for performing the following service.** Charges for the following categories of services will be collected and transmitted to the state treasurer for deposit (~~into the resource management cost account~~):

(1) Twenty-five dollars for the approval of any assignment of contract of sale, assignment of lease, assignment of bill of sale or assignment of right of way.

(2) Twenty-five dollars for the division of contracts or leases pursuant to RCW 79.01.236.

(3) Five dollars for certification of any document.

(4) (~~Fifteen~~) Twenty-five cents per page, plus postage if mailed, for copies of documents which do not exceed 8-1/2 x 14 inches in size. May be copied by requestor or agency staff.

Up to one dollar per page, plus postage if mailed, for copies of documents when copying would unreasonably disrupt the operations of the agency, requiring uninterrupted, long-term use of agency copy equipment. Actual costs incident to such copying will be charged. Copies not to exceed 8-1/2 x 14 inches in size.

(5) Copies of documents or nonstandard items beyond the size of documents set forth in subsection (4) (~~above~~) of this section (e.g., computer printouts, films, recordings or (3) maps) will be charged on the basis of the cost of reproduction including the time of department personnel as determined by the (~~records officer for the~~) department of natural resources.

**WSR 92-22-094**  
**PERMANENT RULES**  
**OFFICE OF**

**INSURANCE COMMISSIONER**

[Order R 92-19—Filed November 3, 1992, 10:59 a.m.]

Date of Adoption: October 30, 1992.

Purpose: Define the form and accounting method for annual statements. Provide for more timely reporting of financial information by requiring the filing of quarterly financial statements. Provide for intensive monitoring of financial condition in cases identified by the commissioner as evidencing financial weakness by requiring the filing of monthly financial statements.

Statutory Authority for Adoption: RCW 48.02.060(3) and 48.46.200 to effectuate RCW 48.46.080.

Pursuant to notice filed as WSR 92-19-140 on September 23, 1992.

Changes Other than Editing from Proposed to Adopted Version:

**NEW SECTION**

**WAC 284-46-060 Requirement to file annual statement — Form of annual statement — Requirement to file quarterly statements — Authority to require filing of monthly financial statements — (~~Statutory accounting~~**

~~practices required~~) **compliance with naic instructions required.** (1) Every health maintenance organization shall annually, within one hundred twenty days of the closing date of its fiscal year, file with the commissioner a statement, prepared according to ~~((statutory accounting practices))~~ instructions published by the National Association of Insurance Commissioners, verified by at least two of the principal officers of the health maintenance organization showing its financial condition as of the closing date of its fiscal year. For purposes of ~~((this section))~~ WAC 284-46-060 only, fiscal year shall mean that period from and including January 1 of each year, to and including December 31 of that same calendar year.

(2) The form of such annual statement shall be in the current form and content as ~~((approved))~~ promulgated by the National Association of Insurance Commissioners for health maintenance organizations ~~((, and, for years ending after December 31, 1992,))~~. Such form shall be completed according to instructions published by the National Association of Insurance Commissioners and supplemented with ((an audited financial statement prepared according to statutory accounting practices for the year reported in the annual statement, and)) additional information required by this chapter and by the commissioner. The statement, completed in black ink or type ~~((written))~~ face, shall be filed in duplicate, each of which shall be verified by the oaths and original signatures of at least two of the health maintenance organization's principal officers, and notarized. The annual statement shall be accompanied by a monthly enrollment data Form IC-15-HMO, and by an additional data statement Form IC-14-HMO.

(3)(a) Every health maintenance organization shall file quarterly reports of its financial condition with the commissioner. Except as specified herein, such reports shall be filed in the commissioner's office not later than the forty-fifth day after the end of each of the health maintenance organization's calendar quarters. Such quarterly reports shall be prepared ~~((on the same statutory accounting basis as the annual statement required in subsections (1) and (2) of this section, and shall be))~~ in the form and content as ~~((approved))~~ promulgated by the National Association of Insurance Commissioners for quarterly reporting by health maintenance organizations, shall be prepared according to instructions published by the National Association of Insurance Commissioners and ((as)) shall be supplemented for additional information required by this chapter and by the commissioner. The statement, completed in black ink or type ~~((written))~~ face, shall be filed in duplicate, each of which shall be verified by the oaths and original signatures of at least two of the health maintenance organization's principal officers, and notarized.

(b) The first such quarterly report shall be due for the calendar quarter ending March 31, 1993.

(c) Quarterly reports for the fourth quarter of each year may be omitted, if and only if, the annual financial statement with a year ended as of the same date as the omitted fourth quarter report is filed with the commissioner on or before ~~((the filing due date of the fourth quarter report))~~ March 1, of the year immediately following the close of the fourth calendar quarter.

(4) The commissioner may require, as a part of any investigation by the commissioner, any health maintenance

organization to file monthly financial reports whenever, in the commissioner's discretion, there is a need to more closely monitor the financial activities of the health maintenance organization. Monthly financial reports shall be filed in the commissioner's office no later than the twenty-fifth day of the month following the month for which the financial report is being filed. Such monthly financial reports shall be the internal financial statements of the company, accompanied by a schedule converting the financial statements to reflect financial position according to statutory accounting practices and submitted in a form using the same format and designations as quarterly financial reports of health maintenance organizations.

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

October 30, 1992

Dick Marquardt

Insurance Commissioner

by Allen Morrow

Deputy Insurance Commissioner

#### NEW SECTION

**WAC 284-46-060 Requirement to file annual statement—Form of annual statement—Requirement to file quarterly statements—Authority to require filing of monthly financial statements—Compliance with NAIC instructions required.** (1) Every health maintenance organization shall annually, within one hundred twenty days of the closing date of its fiscal year, file with the commissioner a statement, prepared according to instructions published by the National Association of Insurance Commissioners (NAIC), verified by at least two of the principal officers of the health maintenance organization showing its financial condition as of the closing date of its fiscal year. For the purposes of WAC 284-46-060 only, fiscal year shall mean that period from and including January 1 of each year, to and including December 31 of that same calendar year.

(2) The form of such annual statement shall be in the current form and content as promulgated by the National Association of Insurance Commissioners for health maintenance organizations. Such form shall be completed according to instructions published by the National Association of Insurance Commissioners and supplemented with additional information required by this chapter and by the commissioner. The statement, completed in black ink or typeface, shall be filed in duplicate, each of which shall be verified by the oaths and original signatures of at least two of the health maintenance organization's principal officers, and notarized. The annual statement shall be accompanied by a monthly enrollment data form IC-15-HMO, and an additional data statement form IC-14-HMO.

(3)(a) Every health maintenance organization shall file quarterly reports of its financial condition with the commissioner. Except as specified herein, such reports shall be filed in the commissioner's office not later than the forty-fifth day after the end of each of the health maintenance organization's calendar quarters. Such quarterly reports shall be prepared in the form and content as promulgated by the National Association of Insurance Commissioners for quarterly reporting by health maintenance organizations, shall be prepared according to instructions published by the National Association of Insurance Commissioners and shall

be supplemented for additional information required by this chapter and by the commissioner. The statement, completed in black ink or typeface, shall be filed in duplicate, each of which shall be verified by the oaths and original signatures of at least two of the health maintenance organization's principal officers, and notarized.

(b) The first such quarterly report shall be due for the calendar quarter ending March 31, 1993.

(c) Quarterly reports for the fourth quarter of each year may be omitted, if and only if, the annual financial statement with a year ended as of the same date as the omitted fourth quarter report is filed with the commissioner on or before March 1, of the year immediately following the close of the fourth calendar quarter.

(4) The commissioner may require, as a part of any investigation by the commissioner, any health maintenance organization to file monthly financial reports whenever, in the commissioner's discretion, there is a need to more closely monitor the financial activities of the health maintenance organization. Monthly financial reports shall be filed in the commissioner's office no later than the twenty-fifth day of the month following the month for which the financial report is being filed. Such monthly financial reports shall be the internal financial statements of the company, accompanied by a schedule converting the financial statements to reflect financial position according to statutory accounting practices and submitted in a form using the same format and designations as quarterly financial reports of health maintenance organizations.

**WSR 92-22-095  
PERMANENT RULES  
OFFICE OF**

**INSURANCE COMMISSIONER**

[Order R 92-20—Filed November 3, 1992, 11:02 a.m.]

Date of Adoption: October 30, 1992.

Purpose: Define the form and accounting method for annual statements. Provide for more timely reporting of financial information by requiring the filing of quarterly financial statements. Provide for intensive monitoring of financial condition in cases identified by the commissioner as evidencing financial weakness by requiring the filing of monthly financial statements.

Statutory Authority for Adoption: RCW 48.02.060 (3)(a) and 48.44.050 to effectuate RCW 48.44.095.

Pursuant to notice filed as WSR 92-19-141 on September 23, 1992.

Changes Other than Editing from Proposed to Adopted Version:

**NEW SECTION**

**WAC 284-44-345 Requirement to file annual statement — Form of annual statement — Requirement to file quarterly statements — Authority to require filing of monthly financial statements — ~~((Statutory accounting practices required))~~ compliance with naic instructions required.** (1) Every health care service contractor shall annually, within one hundred twenty days of the closing date of its fiscal year, file with the commissioner a statement,

prepared according to ~~((statutory accounting practices))~~ instructions published by the National Association of Insurance Commissioners, verified by at least two of the principal officers of the health care service contractor showing its financial condition as of the closing date of its fiscal year. For purposes of WAC 284-44-345 only, fiscal year shall mean that period from and including January 1 of each year, to and including December 31 of that same calendar year.

(2) The form of such annual statement shall be in the current form and content as ~~((approved))~~ promulgated by the National Association of Insurance Commissioners for hospital, medical, and dental service or indemnity corporations ~~((and, for years ending after December 31, 1992.))~~, Such form shall be completed according to instructions published by the National Association of Insurance Commissioners and supplemented with ~~((an audited financial statement prepared according to statutory accounting practices for the year reported in the annual statement, and))~~ additional information required by this chapter and by the commissioner. The statement, completed in black ink or type ~~((written))~~ face, shall be filed in duplicate, each of which shall be verified by the oaths and original signatures of at least two of the health care service contractor's principal officers, and notarized. The annual statement shall be accompanied by a monthly enrollment data Form IC-16-HC, and an additional data statement Form IC-13A-HC.

(3)(a) Every health care service contractor shall file quarterly reports of its financial condition with the commissioner. Except as specified herein, such reports shall be filed in the commissioner's office not later than the forty-fifth day after the end of each of the health care service contractor's calendar quarters. Such quarterly reports shall be prepared ~~((on the same statutory accounting basis as the annual statement required in subsections (1) and (2) of this section, and shall be))~~ in the form and content as ~~((approved))~~ promulgated by the National Association of Insurance Commissioners for quarterly reporting by hospital, medical, and dental service or indemnity corporations, shall be prepared according to instructions published by the National Association of Insurance Commissioners and as supplemented for additional information required by this chapter and by the commissioner. The statement, completed in black ink or type ~~((written))~~ face, shall be filed in duplicate, each of which shall be verified by the oaths and original signatures of at least two of the health care service contractor's principal officers, and notarized.

(b) The first such quarterly report shall be due for the calendar quarter ending March 31, 1993.

(c) Quarterly reports for the fourth quarter of each year may be omitted, if and only if, the annual financial statement with a year ended as of the same date as the omitted fourth quarter report is filed with the commissioner on or before ~~((the filing due date of the fourth quarter report.))~~ March 1, of the year immediately following the close of the fourth calendar quarter.

(4) The commissioner may require, as a part of any investigation by the commissioner, any health care service contractor to file monthly financial reports whenever, in the commissioner's discretion, there is a need to more closely monitor the financial activities of the health care service contractor. Monthly financial reports shall be filed in the

commissioner's office no later than the twenty-fifth day of the month following the month for which the financial report is being filed. Such monthly financial reports shall be the internal financial statements of the company, accompanied by a schedule converting the financial statements to reflect financial position according to statutory accounting practices and submitted in a form using the same format and designations as quarterly financial reports of health care service contractors.

Effective Date of Rule: Thirty-one days after filing.  
 October 30, 1992  
 Dick Marquardt  
 Insurance Commissioner  
 by Allen Morrow  
 Deputy Insurance Commissioner

#### NEW SECTION

**WAC 284-44-345 Requirement to file annual statement—Form of annual statement—Requirement to file quarterly statements—Authority to require filing of monthly financial statements—Compliance with NAIC instructions required.** (1) Every health care service contractor shall annually, within one hundred twenty days of the closing date of its fiscal year, file with the commissioner a statement, prepared according to instructions published by the National Association of Insurance Commissioners (NAIC), verified by at least two of the principal officers of the health care service contractor showing its financial condition as of the closing date of its fiscal year. For purposes of WAC 284-44-345 only, fiscal year shall mean that period from and including January 1 of each year, to and including December 31 of that same calendar year.

(2) The form of such annual statement shall be in the current form and content as promulgated by the National Association of Insurance Commissioners for hospital, medical, and dental service or indemnity corporations. Such forms shall be completed according to instructions published by the National Association of Insurance Commissioners and supplemented with additional information required by this chapter and by the commissioner. The statement, completed in black ink or typeface, shall be filed in duplicate, each of which shall be verified by the oaths and original signatures of at least two of the health care service contractor's principal officers, and notarized. The annual statement shall be accompanied by a monthly enrollment data Form IC-16-HC, and an additional data statement Form IC-13A-HC.

(3)(a) Every health care service contractor shall file quarterly reports of its financial condition with the commissioner. Except as specified herein, such reports shall be filed in the commissioner's office not later than the forty-fifth day after the end of each of the health care service contractor's calendar quarters. Such quarterly reports shall be prepared in the form and content as promulgated by the National Association of Insurance Commissioners for quarterly reporting by hospital, medical, and dental service or indemnity corporations, shall be prepared according to instructions published by the National Association of Insurance Commissioners and as supplemented for additional information required by this chapter and by the commissioner. The statement, completed in black ink or typeface, shall be filed in duplicate, each of which shall be verified by the oaths and

original signatures of at least two of the health care service contractor's principal officers, and notarized.

(b) The first such quarterly report shall be due for the calendar quarter ending March 31, 1993.

(c) Quarterly reports for the fourth quarter of each year may be omitted, if and only if, the annual financial statement with a year ended as of the same date as the omitted fourth quarter report is filed with the commissioner on or before March 1, of the year immediately following the close of the fourth calendar quarter.

(4) The commissioner may require, as a part of any investigation by the commissioner, any health care service contractor to file monthly financial reports whenever, in the commissioner's discretion, there is a need to more closely monitor the financial activities of the health care service contractor. Monthly financial reports shall be filed in the commissioner's office no later than the twenty-fifth day of the month following the month for which the financial report is being filed. Such monthly financial reports shall be the internal financial statements of the company, accompanied by a schedule converting the financial statements to reflect financial position according to statutory accounting practices and submitted in a form using the same format and designations as quarterly financial reports of health care service contractors.



**WSR 92-22-002**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Public Assistance)

[Order 3469—Filed October 21, 1992, 2:24 p.m., effective October 22, 1992, 12:01 a.m.]

Date of Adoption: October 21, 1992.

Purpose: Language revised due to change in treatment of veteran's aid and attendance allowance.

Citation of Existing Rules Affected by this Order: Amending WAC 388-95-335 Availability of income.

Statutory Authority for Adoption: RCW 74.08.090.

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: Current instructions require this income to be treated as a third-party liability. The amendment allows VA aid and attendance as income in the post-eligibility treatment of income. Language revised due to change in treatment of veteran's aid and attendance allowance.

Effective Date of Rule: October 22, 1992, at 12:01 a.m.  
October 21, 1992

Rosemary Carr  
Acting Director  
Administrative Services

**AMENDATORY SECTION** (Amending Order 3108, filed 12/5/90, effective 1/5/91)

**WAC 388-95-335 Availability of income.** (1) Income is defined under WAC 388-92-005 for a supplemental security income (SSI)-related ~~((applicant or recipient))~~ client and under WAC 388-22-030 for an aid to families with dependent children (AFDC)-related ~~((applicant or recipient))~~ client.

(2) The methodology and standards for determining and evaluating income are defined under WAC 388-95-320 and 388-95-340.

(3) ~~((After September 30, 1989,))~~ The department shall consider the following income, less veteran's aid and attendance allowance, available to an institutionalized person when determining income eligibility unless the criteria in subsection (4) of this section is met:

(a) Income the institutionalized spouse receives in the institutionalized spouse's name;

(b) Income paid on behalf of the institutionalized spouse, but received in the name of the institutionalized spouse's representative;

(c) One-half of the income the community and institutionalized spouses receive in both names; and

(d) Income in a trust as provided by the trust.

(4) ~~((After September 30, 1989,))~~ The department shall consider ~~((the following))~~ income, less veteran's aid and attendance allowance, as available to an institutionalized person when:

(a) Both spouses are institutionalized; or

~~((The income in subsection (3) of this section, plus recurring medical costs is above the private rate of the facility; and~~

~~((The use of the income, in this subdivision, less veteran's aid and attendance allowance shall cause the institutionalized person's income, plus recurring medical costs, to be under the private rate of the facility. The department shall))~~ An institutionalized person has a community spouse and income in excess of three hundred percent of the SSI Federal Benefit Rate. For the determination of eligibility only:

(i) Use community property law in determining ownership of income for purposes of Medicaid eligibility;

(ii) Presume all income received after marriage by ~~((either))~~ husband or wife ~~((or both))~~ to be community income;

(iii) Divide the total of the community income, ~~((received by the husband and the wife,))~~ by two ~~((with))~~ assigning one-half of the total ~~((assigned))~~ to each person ~~((as their income));~~ and

(iv) Consider if the community income received in the name of the ~~((nonapplicant))~~ nonapplying spouse exceeds the community income received in the name of the ~~((applicant))~~ applying spouse, the applicant's interest in that excess shall be unavailable to the applicant.

(5) The department shall consider income the community spouse receives in the community spouse's name as not available to the institutionalized spouse.

(6) An agreement between spouses transferring or assigning rights to future income from one spouse to the other is invalid in determining eligibility for medical assistance or the limited casualty program for the medically needy.

(7) The department ~~((recognizes))~~ shall consider income produced by transferred or assigned resources as ~~((the))~~ separate income ~~((of the transferee)).~~

(8) ~~((If))~~ When an institutionalized spouse establishes the unavailability of income by a preponderance of evidence through a fair hearing, subsection (3) of this section shall not apply.

(9) See WAC ~~((388-92-035))~~ 388-92-034 for treatment of advance dated checks, electronically transferred funds and garnished income.

**WSR 92-22-006**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**

[Order 92-132—Filed October 21, 1992, 2:45 p.m.]

Date of Adoption: October 21, 1992.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-36-02300T and 220-32-05700L.

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: Harvestable numbers of chinook and chum salmon are available.

Effective Date of Rule: Immediately.

October 21, 1992  
Judith Freeman  
Acting Deputy  
for Robert Turner  
Director

Effective Date of Rule: November 30, 1992, at 12:01 a.m.

October 21, 1992  
Judith Freeman  
Acting Deputy  
for Robert Turner  
Director

**NEW SECTION**

**WAC 220-36-02300U Grays Harbor salmon — Fall fishery.** Notwithstanding the provisions of WAC 220-36-023, it is unlawful to fish for salmon in Grays Harbor for commercial purposes or to possess salmon taken from those waters for commercial purposes, except that:

**FISHING PERIOD**

(1) Gill net gear may be used to fish for salmon from 3:00 PM October 21 to 3:00 PM October 24, 1992 in SMCRA 2B, 2C and 2D.

**GEAR**

(2) Gill net gear shall be used as provided in WAC 220-36-015, except that it shall not contain mesh smaller than 8 inches stretch measure.

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 220-36-02300T Grays Harbor—Fall fishery. (92-114)

WAC 220-32-05700L Columbia River sturgeon seasons above Bonneville. (92-41)

**WSR 92-22-009**

**EMERGENCY RULES**

**DEPARTMENT OF FISHERIES**

[Order 92-133—Filed October 21, 1992, 4:25 p.m., effective November 30, 1992, 12:01 a.m.]

Date of Adoption: October 21, 1992.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Amending WAC 220-52-073.

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: A limited number of red and green sea urchins are available for harvest. The addition of Area 25A expands the boundaries of Sea Urchin District 3 and decreases the boundaries of Sea Urchin District 2, making their areas more consistent and splitting the fleet between two ports to ease crowding. This also provides landing opportunities in areas closely adjacent to the sites open for red urchin harvest.

**NEW SECTION**

**WAC 220-52-07300M Sea urchins** Notwithstanding the provisions of WAC 220-52-073, it is unlawful to take or possess sea urchins taken for commercial purposes except as provided for in the following subsection:

(1) Sea Urchin District 3 and Marine Fish/Shellfish Catch Reporting Area 25A are open 12:01 a.m. November 30, 1992 until quota of 2,300,000 pounds of red sea urchins is reached. Harvest is allowed Monday through Wednesday only for red sea urchins between 3.5 - 5.25 inches in diameter exclusive of the spines.

(2) Red sea urchins may only be landed in Sea Urchin District 3 and Marine Fish/Shellfish Catch Reporting Area 25A, 25B and 25D.

(3) Sea Urchin Districts 1, 2, 3, and Marine Fish/Shellfish Catch Reporting Areas 26D and 28A are open for green sea urchins with shellfish diver gear 12:01 a.m. November 30, 1992 until a quota of 600,000 pounds is reached, or the quota of red sea urchins is reached. Harvest is allowed Monday through Wednesday only for green sea urchins greater than 2.25 inches in diameter exclusive of the spines.

(4) No other shellfish may be taken, fished for or possessed during green sea urchin fishing operations, except that in those areas open to red sea urchin harvest, red sea urchins may be taken and possessed. No red sea urchins may be possessed during diving operations in any area closed to red sea urchin harvest.

**WSR 92-22-010**

**EMERGENCY RULES**

**DEPARTMENT OF FISHERIES**

[Order 92-134—Filed October 21, 1992, 4:28 p.m.]

Date of Adoption: October 21, 1992.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order: Amending WAC 220-56-190.

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: To provide opportunity to the recreational fishermen for chum salmon returning earlier than anticipated.

Effective Date of Rule: Immediately.

EMERGENCY

October 21, 1992  
 Judith Freeman  
 Acting Deputy  
 for Robert Turner  
 Director

[AMENDATORY SECTION (Amending Order 1978, filed 7/25/88)]

### NEW SECTION

**WAC 220-56-19000M Saltwater seasons and bag limits.** Notwithstanding the provisions of WAC 220-56-190 and WAC 220-56-19000E, effective immediately through October 31, 1992, it is lawful to fish for and possess chum salmon taken for personal use from those waters of Catch Record Card Area 12 outside of but within a 1,000 foot radius of yellow buoys at the entrance to the Hoodspout Hatchery. The daily bag limit is three chum salmon, and all other salmon must be released immediately. In the fishery provided for in this section, only single point barbless hooks may be used, and all snagged fish must be released. The remainder of Catch Record Card Area 12 continues to be closed through October 31, 1992.

**WSR 92-22-016**  
**EMERGENCY RULES**  
**DEPARTMENT OF AGRICULTURE**  
 [Order 4015—Filed October 22, 1992, 9:43 a.m.]

Date of Adoption: October 21, 1992.

Purpose: To establish a quarantine for pine shoot beetle.

Citation of Existing Rules Affected by this Order: Amending chapter 16-470 WAC.

Statutory Authority for Adoption: Chapter 17.24 RCW, Insect pests and plant diseases.

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: Pine shoot beetle is a serious pest of pine trees and threatens the nursery stock, Christmas tree and pine lumber industry in the state of Washington. At present there is no regulatory framework in place to prevent artificial movement of the pest into Washington state.

Effective Date of Rule: Immediately.

October 21, 1992  
 Michael V. Schwisow  
 Deputy Director  
 for C. Alan Pettibone  
 Director

### **RULES RELATING TO PINE SHOOT BEETLE QUARANTINE**

**WAC 16-470-010 Definitions.** The definitions set forth in this section shall apply throughout this chapter, unless the context otherwise requires:

(1) "Director" means the director of agriculture of this state, or a duly authorized representative.

(2) "Department" means the Washington state department of agriculture.

(3) "Interior quarantine" means a quarantine within the state of Washington established against the movement of designated plant pests, life stages, their hosts, and possible carriers from areas identified by the Washington state department of agriculture.

(4) "Exterior quarantine" means a quarantine established against the movement into Washington state of designated plant pests, life stages, their hosts, and possible carriers from areas identified by the Washington state department of agriculture.

(5) "Commercial orchard" means an orchard in which fruit is grown for commercial purposes and with the use of approved and accepted integrated pest management programs pursuant to statutes, guidelines or rules approved by the agricultural extension service or regulatory officials of the state of origin.

(6) "Commercial fruit" means fruit that is:

(a) Grown in a commercial orchard and commercially packed and labeled;

(b) Fruit grown in a commercial orchard and destined to a commercial processing plant or packing plant.

(7) "Honey bee" means bees of the species Apis mellifera.

(8) "Colony" means any natural group of bees having a queen.

(9) "Hive" means any receptacle or container made or prepared for the use of bees, or box or other container taken possession of by bees, including movable frames, combs, or substances deposited into the hive by bees.

(10) "Queen" means the fertile female honey bee, singly, in a shipping cage with attendant honey bees or in plurality with other queens in a shipping cage having common honey bee attendants.

(11) "Nuclei" means a shipping container or hive having five or less combs of bees and a queen.

(12) "Package" means a combless shipping container of bees with or without a queen.

(13) "Apiarist" means any person who owns bees or is a keeper of bees.

(14) "Net(s)" means fabricated material which is designed and utilized to prevent the escape of bees from bee colonies or hives during transit.

(15) "Pine Shoot Beetle" means the insect of the family Scolytidae commonly known as the pine shoot beetle, Tomiscus piniperda (Linnaeus), in any stage of development.

(16) "Pine nursery stock" means all woody plants, shrubs and trees, including ornamental pine such as bonsai, of the genus Pinus spp.

(17) "USDA APHIS" means the United States Department of Agriculture, Animal and Plant Health Inspection Service.

**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.

#### [NEW SECTION]

**WAC 16-470-150 Pine shoot beetle quarantine — Establishing quarantine.** The director has determined that the pine shoot beetle, Tomicus piniperda (Linnaeus), has been newly discovered in portions of the United States and is not present in the state of Washington and that the introduction of this pest would cause serious economic loss to the horticultural industries, forestry industry and the Christmas tree industry in the state as well as having serious, negative environmental consequences. To prevent this loss, a quarantine is hereby established against this pest, its host plants and possible carriers.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

#### NEW SECTION

**WAC 16-470-153 Pine shoot beetle quarantine — Regulated articles.** The following articles are regulated under the terms of the Pine Shoot Beetle Quarantine:

- (1) The pine shoot beetle in any living stage of development;
- (2) The plants of the genus Pinus spp. whether balled and burlapped or cut live for the use as Christmas trees;
- (3) Logs or other timber from the pine (genus Pinus spp.), fir (genus Abies spp.), and spruce (genus Picea spp.) with the bark intact; and
- (4) Ornamental foliage from the genus Pinus spp. bearing terminal buds or shoots.

#### NEW SECTION

**WAC 16-470-156 Pine shoot beetle quarantine — Area under quarantine.** The following areas are declared to be under quarantine for Pine Shoot Beetle:

- (1) In the state of Illinois, the county of Kane;
- (2) The entire state of Indiana;
- (3) In the state of Michigan, the county of Monroe;
- (4) In the state of New York, the counties of Erie and Niagara;
- (5) In the state of Ohio, the counties of Ashland, Ashtabula, Cuyahoga, Geauga, Huron, Lake, Lorain, Mahoning, Medina, Portage, Richland, Summit, Trumbull, and Wayne;
- (6) In the state of Pennsylvania, the counties of Crawford, Erie and Lawrence; and
- (7) Any other county of any state in the United States where the presence of the pine shoot beetle is confirmed by USDA APHIS or the affected state regulatory agency.

#### NEW SECTION

**WAC 16-470-159 Pine shoot beetle quarantine — Conditions for movement of regulated articles.** Regulated articles, listed in WAC 16-470-153 shall be allowed entry into the state of Washington, provided that the following conditions have been met.

(1) Live specimens of pine shoot beetle, Tomicus piniperda (L.), may be sent into the state only if accompanied by a valid permit issued by USDA APHIS.

(2) Pine nursery stock may be shipped into Washington state if:

(a) Stock has been produced in a greenhouse that has been inspected by an authorized representative of the state department of agriculture, is found to be free from pine shoot beetle and is screened to prevent entry of the pine shoot beetle; or

(b) Stock is less than 24 inches in height and has been thoroughly inspected by an authorized representative of the state department of agriculture and is found to be free from pine shoot beetle; or

(c) Stock has been treated in a manner approved in writing by the director to kill all life stages of the pine shoot beetle.

(3) Logs or other timber from the pine (genus Pinus spp.), fir (genus Abies spp.), and spruce (genus Picea spp.) with the bark intact will be allowed entry provided that the shipment is fumigated with methyl bromide at normal atmospheric pressure at the rate of 48 g/m<sup>3</sup> (3 lb/1000 ft<sup>3</sup>) for 16 hours at 21° C. (70° F.) or above, or 80 g/m<sup>3</sup> (5 lbs./1000 ft<sup>3</sup>) for 16 hours at 4.5° C. - 22.5° C. (40° F. - 69° F.).

(4) After inspection and/or treatment, regulated articles must be moved through the quarantine area when the ambient temperature is less than 10° C. (50° F.) or in an enclosed container or vehicle or enclosed by a covering adequate to prevent access by the pine shoot beetle.

(5) All regulated articles originating from quarantined areas and shipped into the state of Washington must be accompanied by a certificate of inspection issued by the state department of agriculture or other responsible regulatory agency attesting that the articles have been treated or otherwise meet the conditions prescribed in subsections (1) through (3) of this section.

#### NEW SECTION

**WAC 16-470-162 Pine shoot beetle quarantine — Special permits.** The director may issue special permits allowing entry of articles or commodities otherwise prohibited in WAC 16-470-153. The permit shall state all mandatory provisions or conditions under which entry is allowed.

#### NEW SECTION

**WAC 16-470-165 Pine shoot beetle quarantine — Notification requirement.** The plant services division of the department of agriculture shall be notified by U.S. mail or telefax prior to the shipment of regulated articles listed in WAC 16-470-153 into this state from a quarantined area listed in WAC 16-470-156. Such notice shall include, but not be limited to a description of the contents of the shipment; the shipper; the consignee; the method of treatment used, if applicable; and the approximate date of delivery.

**WSR 92-22-019**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**

[Order 92-135—Filed October 22, 1992, 4:37 p.m.]

Washougal  
Sandy River and  
all tributaries flowing in to the Columbia River.

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 220-33-01000L Columbia River salmon seasons below Bonneville. (92-130)

Date of Adoption: October 22, 1992.  
Purpose: Commercial fishing regulations.  
Citation of Existing Rules Affected by this Order:  
Repealing WAC 220-33-01000L.

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: Harvestable numbers of fall chinook and coho salmon are available in the Columbia River. This rule is consistent with the actions of the October 21, 1992, meeting of the Columbia River Compact.

Effective Date of Rule: Immediately.  
October 22, 1992  
Judith Freeman  
Acting Deputy  
for Robert Turner  
Director

**NEW SECTION**

**WAC 220-33-01000M Columbia River salmon seasons below Bonneville.** Notwithstanding the provisions of WAC 220-33-010, 220-33-020, and 220-33-030, it is unlawful for a person to take or possess salmon, shad or sturgeon taken for commercial purposes from Columbia River SMCRA 1A, 1B, 1C, 1D and 1E except as provided in the following subsections.

**FISHING PERIODS**

(1) 6:00 p.m. October 18, 1992 to 6:00 p.m. October 23, 1992 and 6:00 p.m. October 25, 1992 to 6:00 p.m. October 30, 1992 in SMCRA 1A, 1B, 1C, 1D, and 1E.

**GEAR**

(2) It is unlawful to fish for salmon, shad and sturgeon with gill net gear that:

- (a) exceeds 1,500 feet in length along the corkline;
- (b) is constructed of monofilament webbing; and
- (c) has lead or weight on the leadline that exceeds two pounds in any one fathom, measurement to be taken along the corkline of the net; and
- (d) the mesh size is greater than 7 inches.

(3) It is unlawful to gaff a sturgeon.

(4) White sturgeon less than 48 inches or greater than 60 inches may not be retained for commercial purposes and shall be returned immediately to the water.

**SANCTUARIES**

(4) During the season provided for in subsection 1 of this section, the following sanctuaries, as defined in WAC 220-33-005, are closed to fishing:

- Grays River
- Elokomin-A
- Cowlitz
- Kalama-A
- Lewis River-A

**WSR 92-22-020**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**

[Order 92-136—Filed October 22, 1992, 4:40 p.m.]

Date of Adoption: October 22, 1992.  
Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order:  
Repealing WAC 220-57-33500F and 220-57-51000H.

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: Due to recent rainfall the closures are no longer necessary.

Effective Date of Rule: Immediately.  
October 22, 1992  
Judith Freeman  
Acting Deputy  
for Robert Turner  
Director

**REPEALER**

The following sections of the Washington Administrative Code are repealed:

WAC 220-57-33500F Naselle River. (92-129)  
WAC 220-57-51000H Willapa River. (92-129)

**WSR 92-22-026**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**

[Order 92-138—Filed October 23, 1992, 4:20 p.m.]

Date of Adoption: October 23, 1992.  
Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order:  
Repealing WAC 220-57-42500Y.

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

EMERGENCY

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: This regulation is needed to conserve natural spawning Skagit River stocks of coho and chinook salmon. This regulation was agreed to by the state and treaty tribes.

Effective Date of Rule: Immediately.

October 23, 1992  
Robert Turner  
Director

### NEW SECTION

**WAC 220-57-42500Z Skagit River.** Notwithstanding the provisions of WAC 220-57-425, effective immediately through December 31, 1992 it is unlawful to fish for or possess salmon taken from the waters of the Skagit River except as provided for in this section:

(1) Waters downstream from the mouth of the Cascade River to the mouth of Illabot Creek - Special bag limit of six salmon, which may include any combination of jack salmon, defined as coho salmon less than 20 inches in length or chinook salmon less than 24 inches in length, and may include no more than two chum salmon of any length.

(2) Waters downstream from the mouth of Illabot Creek to the mouth of Gilligan Creek - Bag limit A, except that the daily bag limit may include not more than one coho greater than 20 inches in length and all chinook salmon greater than 24 inches in length must be released.

(3) Waters downstream from the mouth of Gilligan Creek - Bag limit A, except that the daily bag limit may contain not more than one coho salmon greater than 20 inches in length nor one chinook salmon greater than 24 inches length.

### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-57-42500Y Skagit River. (92-63)

### **WSR 92-22-027 EMERGENCY RULES**

#### **DEPARTMENT OF FISHERIES**

[Order 92-137—Filed October 23, 1992, 4:23 p.m., effective October 25, 1992, 12:01 a.m.]

Date of Adoption: October 23, 1992.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:  
Repealing WAC 220-47-820.

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: Scheduled opening in Areas 7 and 7A cancelled to provide opportunity to evaluate harvest remaining in the United States share of United States and Canadian origin chum salmon, as per the Chum Annex of the Pacific Salmon Treaty. Openings in Area 7B, 10 and 11 provide opportunity to harvest nontreaty allocation of chum salmon destined for the Nooksack-Samish and south Puget Sound regions of origin. Northern Area 10 in-season restriction is designed to reduce impacts to nonlocal stocks of coho salmon and juvenile chinook salmon and to provide separation between commercial fleets, recreational fishers and ferry traffic. The Port Madison restriction is necessary to reduce impacts on local chum stocks. The opening in Area 8D provides opportunity to harvest surplus coho originating from the Tulalip Hatchery. All other Puget Sound areas are closed to prevent overharvest of local salmon stocks.

Effective Date of Rule: October 25, 1992, 12:01 a.m.

October 23, 1992  
Robert Turner  
Director

### NEW SECTION

**WAC 220-47-821 Puget Sound all-citizen commercial salmon fishery.** Notwithstanding the provisions of Chapter 220-47 WAC, effective 12:01 a.m. Sunday October 25, 1992, until further notice, it is unlawful to take, fish for, or possess salmon or Atlantic salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following open periods and mesh and area restrictions:

- \* Area 7B - Gillnets using 6-inch minimum mesh, and purse seines using the 5-inch strip, may fish continuously until further notice.
- \* Area 8D - Purse seines using the 5-inch strip may fish from 6:00 a.m. to 5:00 p.m. daily, Wednesday and Thursday October 28 and 29. Gillnets using 5-inch minimum mesh may fish from 4:00 p.m. to 7:00 a.m. nightly, Wednesday and Thursday nights October 28 and 29.
- \* Areas 10 and 11 - Gillnets using 6-inch minimum mesh may fish from 4:00 p.m. Monday October 26 to 7:00 a.m. Tuesday October 27. Purse seines using the 5-inch strip may fish from 6:00 a.m. to 5:00 p.m. Tuesday October 27. In addition to the exclusion zones described in WAC 220-47-307, Area 10 is closed north of a line projected from Point Wells to "SF" Buoy then west to President Point through October 31, and closed in that portion of Port Madison west of a line projected 178 degrees true from the light at end of Indianola dock to the landfall on the south shore of Port Madison.
- \* Areas 4B, 5, 6, 6A, 6B, 6C, 6D, 7, 7A, 7C, 7D, 7E, 8, 8A, 9, 9A, 10A, 10C, 10D, 10E, 10F, 10G, 11A, 12, 12A, 12B, 12C, 12D, 13, 13A, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, and 13K, all freshwater areas, and exclusion zones provided for in WAC 220-47-307 except as modified herein - Closed.

**REPEALER**

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. Sunday October 25, 1992:

WAC 220-47-820 Puget Sound all-citizen commercial salmon fishery (92-131)

**WSR 92-22-034**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Public Assistance)

[Order 3470—Filed October 27, 1992, 11:47 a.m., effective October 28, 1992, 12:01 a.m.]

Date of Adoption: October 27, 1992.

Purpose: To implement a new rate change. Establishes a new hospital payment rate for hospital services to the medically indigent component of the limited casualty program and for clients of medical care services.

Citation of Existing Rules Affected by this Order: Amending WAC 388-87-070 Payment—Hospital inpatient services.

Statutory Authority for Adoption: RCW 74.08.090.

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 establish a new rate change. Exempts certain psychiatric units from diagnosis-related group (DRG) payment system. Technical changes for easier reading.

Effective Date of Rule: October 28, 1992, 12:01 a.m.  
October 27, 1992

Dewey Brock  
for Rosemary Carr  
Acting Director  
Administrative Services

**AMENDATORY SECTION** (Amending Order 3268, filed 10/23/91, effective 11/23/91)

**WAC 388-87-070 Payment—Hospital inpatient services.** (1) For eligible ~~((recipients))~~ clients, the department shall pay for inpatient hospital services when:

(a) The eligible ~~((recipient))~~ client is a patient in a general hospital when the hospital meets the current criteria defined in RCW 70.41.020, or as amended in the future;

(b) The services are medically necessary as defined under WAC 388-80-005;

(c) Effective with the 1990 annual cost reporting period, in-state and border hospital providers annually shall:

(i) Submit a copy of their annual Medicare HCFA 2552 cost report, except as described under item (1)(c)(ii) of this section:

(A) According to the applicable Medicare statutes, regulation, and instructions;

(B) Within one-hundred twenty days from the end of the hospital's fiscal year; or

(C) If the hospital provider's contract is terminated, within one-hundred twenty days of the effective termination date.

(ii) Request up to a thirty-day extension of the time for submitting the cost report in writing at least ten days ~~((prior to))~~ before the report due date. The extension request shall contain:

(A) The report's completion date; and

(B) The circumstances prohibiting compliance with the report due date.

(iii) Maintain adequate records for:

(A) Audit and review purposes; and

(B) Assurance of cost report accuracy.

(2) If the hospital provider improperly completes a cost report or the cost report is received after the due date or approved extension dates, the department may hold all or part of the payment due until the department receives the properly completed or late report.

(3) The department shall determine payment for hospital inpatient services according to a diagnosis-related group (DRG) based formula payment system established by the department, except for:

(a) Hospitals participating in the selective contracting program as described under WAC 388-86-051; and

(b) Services excluded from DRG-based reimbursement as prescribed in subsection ~~((5))~~ (6) of this section.

(4) The department shall base formula price payments on the methodology prescribed in the department's state plan under Title XIX of the Social Security Act, Methods and Standards Used for Establishing Payment Rates for Hospital Inpatient Services (hereafter referred to as the Title XIX state plan).

~~((4))~~ (5) The all inclusive-conversion factor of selective contracting hospitals for inpatient hospital services is identified in Appendix B of such selective contracts. The rate shall be inclusive of all inpatient services the contractor provides directly or indirectly and constitutes the department's maximum financial obligation under the contract.

~~((5) Certain))~~ (6) The department shall exclude the following services ((are excluded)) from the DRG-based payment system((- These exclusions shall include)):

(a) Rehabilitation services provided in department-approved rehabilitation hospitals and general hospital distinct units, and services for physical medicine and rehabilitation (PM&R) patient;

(b) Pain treatment provided in department-approved pain treatment facilities;

(c) Free standing psychiatric hospitals;

(d) Medicare certified distinct-part psychiatric units within a hospital. For the purpose of this section, "Medicare certified distinct-part psychiatric units" mean certain hospital psychiatric sections that have received an exclusion from the Medicare Prospective Payment System (PPS) by the Federal Department of Health and Human Services;

(e) Alcoholism treatment and detoxification provided in a department-approved alcohol treatment center (ATC);

~~((e))~~ (f) Detoxification, medical stabilization, and drug treatment for the pregnant Medicaid ~~(recipient)~~ client at the division of alcoholism and substance abuse certified hospitals;

~~((f))~~ (g) Neonates, DRGs 385-389;

~~((g))~~ (h) Long-term hospital level care services;

~~((h))~~ (i) Services provided to patients occupying beds utilized by the Fred Hutchinson Cancer Research Center bone marrow transplant program;

~~((i))~~ (j) Health maintenance organization (HMO) hospitals providing inpatient services to HMO enrollees; ~~(and)~~

~~((j))~~ (k) Department-approved services to AIDS patients; and

(l) Peer Group A hospitals, as defined in Title XIX state plan.

~~((6))~~ (7) The department shall pay;

(a) For non-DRG-based services based on the payment methodology as prescribed in the department's Title XIX state plan ~~(-For)~~;

(b) Out-of-state hospitals, ~~(the department shall apply)~~ applying the Washington state-wide weighted average method to allowable charges ~~(-)~~;

(c) Border area hospitals ~~(shall be paid)~~ in the same manner as in-state hospitals.

~~((7))~~ (8) Disproportionate share payment may contain one or more of the following components:

(a) Low-income component based on a hospital's Medicaid utilization rate, its low-income utilization rate, and its provision of obstetric services;

(b) Medicaid utilization component based on a hospital's inpatient and outpatient services to patients eligible for Medicaid;

(c) Medically indigent component based on a hospital's services to patients eligible for the Medically indigent program;

(d) State-funds component to hospitals not qualifying for federal Medicaid utilization component payments;

(e) State-funds component to hospitals not qualifying for federal medically indigent component payments; and

(f) Intergovernmental fund transfer component.

~~((8))~~ (9) For the purposes of this section and WAC 388-87-072, the ~~(state plan method described)~~ department shall ~~(mean)~~ calculate the hospital-specific ratio ~~(calculate)~~ as described in the Title XIX state plan.

~~((9))~~ (10) For dates of admission beginning ~~(October 1, 1985)~~ July 1, 1992, the department shall reduce the payment rates established in accordance with subsection ~~((s) (2), (5), and (6))~~ (3) of this section ~~(are reduced)~~ for services provided to persons eligible for the medically indigent component of the limited casualty program and ~~(recipients)~~ clients of medical care services. ~~(Hospitals are grouped according to the percentage of total rate setting revenue comprising medical assistance, medicare, bad debt, charity, and other contractual adjustments and rates are reduced according to the following table.~~

Hospital	Percent Medicare, Medicaid, Bad Debt, Charity and other	Percentage Reduction in Payment Rate
	Contractual Adjustments of Total Rate Setting Revenue	
1	60.00 or more*	20.0

2	50.00 - 59.99	40.0
3	less than 50.00	60.0

~~\*Plus psychiatric hospitals)~~ The department shall compute the reduced payment ratable factor as follows:

(a) Hospital specific, fixed compensation care ratios are calculated;

(b) These ratios determine what portion of each hospital revenues are associated with Medicare, Medicaid, bad debt, and charity; and

(c) The formula for computing the ratable factor is:  
Ratable equals 1.000 minus [(Medicare revenue plus Medicaid revenue plus bad debt plus charity minus disproportionate share revenue) divided by (hospital revenue minus hospital based physician revenue)].

Reviser's note: The brackets and enclosed material in the text of 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.

WSR 92-22-047  
EMERGENCY RULES  
DEPARTMENT OF FISHERIES

[Order 92-139—Filed October 28, 1992, 2:38 p.m.]

Date of Adoption: October 28, 1992.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:  
Repealing WAC 220-44-05000Y.

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: This regulation is necessary for conservation and to maintain consistency between state and federal regulations.

Effective Date of Rule: Immediately.

October 28, 1992  
Judith Merchant  
Deputy  
for Robert Turner  
Director

NEW SECTION

WAC 220-44-05000Z Coastal bottomfish catch limits. Notwithstanding the provisions of WAC 220-44-050, effective immediately until further notice it is unlawful to possess, transport through the waters of the state or land in any Washington State port bottomfish taken 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):

EMERGENCY



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 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.

(d) Vessel trip - A vessel trip is defined as having occurred upon the initiation of transfer of catch from a fishing vessel.

(e) 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.

(f) 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.

(g) Week - Wednesday through the following Tuesday.

(2) Widow rockfish - Effective 12:01 a.m. August 12, 1992 until further notice no landings of more than 3,000 pounds per vessel trip. No limit on the number of vessel trip landings. No minimum size.

(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 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 6,000 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 15,000 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.

(7) Pacific Whiting - Effective 12:01 a.m. October 31, 1992 until further notice no landings of more than 3,000 pounds per vessel trip (round weight). No limit on number of vessel trip landings. 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 - 250 pound (round weight) trip limit. To convert round weight from dressed weight, multiply the dressed weight by 1.6.

(8) 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.

(9) 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.

#### REPEALER

The following section of the Washington Administration Code is repealed:

WAC 220-44-05000Y Coastal bottomfish catch limits. (92-118)

**Reviser's note:** The typographical error in the above repealer occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

#### **WSR 92-22-048**

##### **EMERGENCY RULES**

#### **DEPARTMENT OF FISHERIES**

[Order 92-140—Filed October 28, 1992, 2:41 p.m.]

Date of Adoption: October 28, 1992.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:  
 Repealing WAC 220-36-02300U.

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: Harvestable numbers of chinook and chum salmon are available.

Effective Date of Rule: Immediately.

October 28, 1992  
Robert Turner  
Director

NEW SECTION

**WAC 220-36-02300V Grays Harbor salmon — Fall fishery.** Notwithstanding the provisions of WAC 220-36-023, it is unlawful to fish for salmon in Grays Harbor for commercial purposes or to possess salmon taken from those waters for commercial purposes, except that:

**FISHING PERIOD**

(1) Gill net gear may be used to fish for salmon from 6:00 AM to 6:00 PM October 29, 1992 in SMCRA 2B.

**GEAR**

(2) Gill net gear shall be used as provided in WAC 220-36-015, except that there is no maximum mesh size.

REPEALER

The following section of the Washington Administrative Code is repealed, effective immediately:

WAC 220-36-02300U Grays Harbor—Fall fishery. (92-131)

**WSR 92-22-060  
EMERGENCY RULES  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES  
(Public Assistance)**

[Order 3478—Filed October 29, 1992, 11:47 a.m., effective November 1, 1992, 12:01 a.m.]

Date of Adoption: October 29, 1992.

Purpose: Clarifies the length of time allowed for out-of-state providers to bill. Technically changes language for easier reading. Deletes that an out-of-state provider has one year to bill after receiving their provider number. New language allows one year to bill from date of service.

Citation of Existing Rules Affected by this Order: Amending WAC 388-87-105 Payment—Medical care outside state of Washington.

Statutory Authority for Adoption: RCW 74.08.090.

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 clarify the length of time allowed for out-of-state providers to bill. Technically changes language for easier reading.

Effective Date of Rule: November 1, 1992, 12:01 a.m.

October 29, 1992  
Rosemary Carr  
Acting Director  
Administrative Services

AMENDATORY SECTION (Amending Order 3248, filed 9/24/91, effective 10/25/91)

**WAC 388-87-105 Payment—Medical care outside state of Washington.** (1) The department shall consider medical care furnished in designated bordering cities (~~is not considered~~) to be (~~out-of-state~~) care within Washington state. (~~Payment is made to~~) The department shall pay the provider of service as (~~for~~) if the care were provided within the state of Washington. Provider licensure requirements are those of the state in which care is rendered.

(2) (~~Payment~~) The department shall not (~~be authorized~~) authorize payment for out-of-state medical care furnished to state-funded (~~recipients~~) clients.

(3) The three-month retroactive coverage as defined under WAC 388-80-005 shall apply to out-of-state care given for covered medical care to eligible clients.

(4) The department shall furnish out-of-state providers, who do not have a current provider number (agreement), (~~shall be furnished~~) with necessary billing forms, instructions, and a core provider agreement.

(5) Upon receipt of the signed core provider agreement from the out-of-state provider, the department shall issue a provider number (~~shall be issued~~).

(6) (~~Final charges from out-of-state providers without a current provider number must be presented no later than twelve months from the date of the issuance of a provider number.~~

(7)) Out-of-state providers (~~with a current provider number (agreement)~~) are subject to the billing requirements of WAC 388-87-010 and 388-87-015.

(~~8~~) If the deductible or coinsurance portions of (7) Providers shall submit Medicare (~~are claimed, it will be necessary for the provider to submit his billing~~) claims, on the appropriate Medicare billing form, to the intermediary or carrier in (~~his own~~) the provider's state (~~on the appropriate Medicare billing form~~). If the provider checks the Medicare billing form to show state of Washington (~~is checked~~) as being responsible for medical billing (~~on the form,~~) the intermediary or carrier may bill on behalf of the provider or may return the billing to the provider for submission to (~~the~~) Washington state.

(~~9~~) (8) Approved out-of-state nursing facility reimbursement rate is the lower of:

- (a) The billed amount; or
- (b) The adjusted state-wide average reimbursement rate for in-state nursing facility care.

(~~10~~) (9) The reimbursement rate for out-of-state hospitals is the lower of:

- (a) The billed amount; or
- (b) The adjusted state-wide average reimbursement rate for in-state hospitals.

(~~11~~) (10) The reimbursement for other out-of-state services is the lower of:

- (a) The billed amount; or
- (b) The rate paid by the Washington state Title XIX Medicaid program.

EMERGENCY

**WSR 92-22-066**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Public Assistance)

[Order 3480—Filed October 30, 1992, 1:13 p.m., effective October 31,  
1992, 12:01 a.m.]

Date of Adoption: October 30, 1992.

Purpose: Adds school medical services to the scope of medically needy care to be consistent with WAC 388-86-022.

Citation of Existing Rules Affected by this Order: Amending WAC 388-99-060 Scope of care for medically needy.

Statutory Authority for Adoption: RCW 74.08.090.

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: Adds school services for special education students to scope of coverage under the medically needy program.

Effective Date of Rule: October 31, 1992, 12:01 a.m.  
October 30, 1992  
Rosemary Carr  
Acting Director  
Administrative Services

AMENDATORY SECTION (Amending Order 3435, filed 8/6/92, effective 9/6/92)

**WAC 388-99-060 Scope of care for medically needy.**

(1) The medical coverage under the limited casualty-medically needy program shall include:

- (a) Blood administration and processing;
- (b) Case management services;
- (c) Dental services;
- (d) Dentures;
- (e) Early and periodic screening, diagnosis and treatment

(EPSDT) services;

- (f) Enteral/parenteral nutrition;
- (g) Eyeglasses;
- (h) Family planning clinic services;
- (i) Home health services;
- (j) Inpatient hospital services;
- (k) Intermediate care facility services for the mentally

retarded;

- (l) Laboratory and x-ray services;
- (m) Nursing facility services;
- (n) Outpatient hospital;
- (o) Oxygen and respiratory therapy;
- (p) Physical medicine and rehabilitation services;
- (q) Physician, ARNP, and clinic services;
- (r) Podiatric services;
- (s) Prescribed drugs;
- (t) Prosthetic devices;
- (u) Rural health services; ((and))
- (v) School medical services for special education

students; and

(w) Medically necessary transportation.

(2) Conditions and limitations in chapter 388-86 WAC shall apply to the limited casualty-medically needy program.

(3) A request for an exception to policy shall require a review by the medical assistance administration.

**WSR 92-22-068**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**

[Order 92-141—Filed October 30, 1992, 4:26 p.m., effective November  
1, 1992, 12:01 a.m.]

Date of Adoption: October 28, 1992.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order: Amending WAC 220-57-175, 220-57-235, 220-57-310, 220-57-319, and 220-57-495.

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: Large numbers of harvestable hatchery coho salmon are available in these waters.

Effective Date of Rule: November 1, 1992, 12:01 a.m.  
October 28, 1992  
Judith Merchant  
Deputy  
for Robert Turner  
Director

NEW SECTION

**WAC 220-57-17500X Cowlitz River.** Notwithstanding the provisions of WAC 220-57-319(3), effective November 1, 1992 through December 31, 1992, for the waters of the Cowlitz River downstream from fishing boundary markers approximately 400 feet below the barrier dam structures to the mouth, Bag A, except that up to four coho over 20 inches in length may be retained in the daily bag limit. Chinook salmon over 28 inches in length taken upstream of the mouth of Blue Creek must be released.

NEW SECTION

**WAC 220-57-23500E Elochoman River.** Notwithstanding the provisions of WAC 220-57-235 (2) and (3), effective November 1, 1992 through December 31, 1992, for the waters of the Elochoman River downstream from the mouth of the west fork, Bag A, except that up to four coho over 20 inches in length may be retained in the daily bag limit. Chinook salmon over 28 inches in length taken upstream of the Foster Road Bridge must be released.

The following waters are closed to salmon angling at all times:

(1) From a point 100 feet above the upper hatchery rack to the Elokomin Salmon Hatchery Bridge located approximately 400 feet below the upper hatchery rack.

(2) From the department of fisheries temporary rack downstream to Foster Road Bridge while this rack is installed in the river.

(3) Between points 50 feet above and 100 feet below the outlet pipes from the most downstream Elokom Salmon Hatchery rearing pond and extending 30 feet out from the south bank of the river.

(4) From the Beaver Creek Bridge to 200 feet below the weir at Beaver Creek Hatchery.

**NEW SECTION**

**WAC 220-57-31000J Kalama River.** Notwithstanding the provisions of WAC 220-57-310 (1), (2) and (3) effective November 1, 1992 through December 31, 1992, for the following waters of the Kalama River, Bag A, except that the minimum size is 12 inches and up to four coho over 20 inches in length may be retained in the daily bag limit:

(1) from Summers Creek upstream to the 6420 Road. In these waters, salmon may be taken only with fly fishing tackle. Legal flies are limited to single-hook artificial flies measuring not more than 1/2 inches between shank and point;

(2) from the mouth of Summers Creek downstream to the markers at the Kalama Falls (Upper) Salmon Hatchery; and

(3) from a point 1,000 feet below the fishway at the upper salmon hatchery downstream to the mouth. Chinook salmon over 28 inches in length taken in these waters upstream of the natural gas pipeline must be released.

**NEW SECTION**

**WAC 220-57-31900F Lewis River.** Notwithstanding the provisions of WAC 220-57-319 (1) and (3), effective November 1, 1992 through December 31, 1992, for the following waters of the Lewis River, Bag A, except that up to four coho over 20 inches in length may be retained in the daily bag limit:

(1) for the North Fork of the Lewis River from Colvin Creek downstream to the mouth of the east fork; and

(2) for the Mainstem from the mouth of the east fork downstream to the mouth of the Lewis River

**NEW SECTION**

**WAC 220-57-49500K Washougal River.** Notwithstanding the provisions of WAC 220-57-495, effective November 1, 1992 through December 31, 1992, for the waters of the Washougal River from the bridge at Salmon Falls downstream to the mouth, Bag A, except that up to four coho over 20 inches in length may be retained in the daily bag limit. Chinook salmon over 28 inches in length taken upstream of the mouth of the Little Washougal River must be released.

**WSR 92-22-069**

**EMERGENCY RULES**

**DEPARTMENT OF FISHERIES**

[Order 92-142—Filed October 30, 1992, 4:27 p.m.]

Date of Adoption: October 30, 1992.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-36-02300V.

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: Harvestable numbers of chinook and chum salmon are available.

Effective Date of Rule: Immediately.

October 30, 1992

Judith Merchant

Deputy

for Robert Turner

Director

**NEW SECTION**

**WAC 220-36-02300W Grays Harbor salmon — Fall fishery.** Notwithstanding the provisions of WAC 220-36-023, it is unlawful to fish for salmon in Grays Harbor for commercial purposes or to possess salmon taken from those waters for commercial purposes, except that:

**FISHING PERIOD**

(1) Gill net gear may be used to fish for salmon from 6:00 AM to 6:00 PM October 31, 1992 in SMCRA 2B.

**GEAR**

(2) Gill net gear shall be used as provided in WAC 220-36-015, except that there is no maximum mesh size.

**REPEALER**

The following section of the Washington Administrative Code is repealed, effective immediately:

WAC 220-36-02300V Grays Harbor—Fall fishery. (92-140)

**WSR 92-22-070**

**EMERGENCY RULES**

**DEPARTMENT OF FISHERIES**

[Order 92-143—Filed October 30, 1992, 4:28 p.m.]

Date of Adoption: October 30, 1992.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-40-02700F.

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: Harvestable numbers of chum salmon are available.

Effective Date of Rule: Immediately.

EMERGENCY

October 30, 1992  
Judith Merchant  
Deputy  
for Robert Turner  
Director

### NEW SECTION

**WAC 220-40-02700G Willapa Bay salmon — Fall fishery.** Notwithstanding the provisions of WAC 220-40-027, it is unlawful to fish for salmon in Willapa Bay for commercial purposes or to possess salmon taken from those waters for commercial purposes, except that:

#### FISHING PERIOD

(1) Gill net gear may be used to fish for salmon from: 6:00 p.m. October 31, 1992 to 6:00 p.m. November 2, 1992 in SMCRA 2J, 2K, 2M and that part of SMCRA 2G east of a line drawn true north-south through Willapa Channel Entrance Buoy 10 and west of Willapa River Channel Marker 24;

(2) The Tokeland Boat Basin is closed to commercial fishing during the openings in SMCRA 2G described in this section. The Tokeland Boat Basin means that portion of SMCRA 2G bounded on the south by the shoreline of the boat basin, on the west by the seawall and on the north and east by a line from the Tokeland Channel Marker "3" (flashing green, 4-second) to Tokeland Channel Marker "4" to the tip of the seawall.

#### GEAR

(3) Gill net gear shall be used as provided in WAC 220-40-015, except that there is no maximum mesh size.

### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-40-02700F Willapa Bay salmon—Fall fishery. (92-127)

### WSR 92-22-071 EMERGENCY RULES DEPARTMENT OF FISHERIES

[Order 92-145—Filed October 30, 1992, 4:29 p.m., effective November 1, 1992, 12:01 a.m.]

Date of Adoption: October 30, 1992.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:  
Repealing WAC 220-47-821.

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: Scheduled opening in Areas 7 and 7A cancelled, as no harvest remains in the United

States share of United States and Canadian origin chum salmon, as per the Chum Annex of the Pacific Salmon Treaty. Openings in Areas 7B, 8, 8A, 10, 11, 12, and 12B provide opportunity to harvest nontreaty allocation of chum salmon destined for the Nooksack-Samish, Skagit, Stillaguamish-Snohomish, south Puget Sound and Hood Canal regions of origin. The Port Madison restriction is necessary to reduce impacts on local chum stocks. The opening in Area 8A was reduced to provide for continued fisheries through the chum management period. The opening in Area 8D provides opportunity to harvest surplus coho originating from the Tulalip Hatchery. All other Puget Sound areas are closed to prevent overharvest of local salmon stocks.

Effective Date of Rule: November 1, 1992, 12:01 a.m.

October 30, 1992

Robert Turner

Director

### NEW SECTION

**WAC 220-47-822 Puget Sound all-citizen commercial salmon fishery.** Notwithstanding the provisions of Chapter 220-47 WAC, effective 12:01 a.m. Sunday November 1, 1992, until further notice, it is unlawful to take, fish for, or possess salmon or Atlantic salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following open periods and mesh and area restrictions:

- \* Area 7B - Gillnets using 6-inch minimum mesh, and purse seines using the 5-inch strip, may fish continuously until further notice.
- \* Areas 8, 8A, 12, 12B - Purse seines using the 5-inch strip may fish from 6:00 a.m. to 5:00 p.m. daily, Monday and Tuesday November 2 and 3. Gillnets using 6-inch minimum mesh may fish from 4:00 p.m. to 7:00 a.m. nightly, Monday and Tuesday nights, November 2 and 3. Purse seines must release all coho in areas 12 and 12B.
- \* Areas 10, 11 - Purse seines using the 5-inch strip may fish from 6:00 a.m. to 5:00 p.m. Monday November 2. Gillnets using 6-inch minimum mesh may fish from 4:00 p.m. Monday November 2 to 7:00 a.m. Tuesday November 3. In addition to the exclusion zones described in WAC 220-47-307, Area 10 is closed in that portion of Port Madison west of a line projected 178 degrees true from the light at end of Indianola dock to the landfall on the south shore of Port Madison.
- \* Area 8D - Purse seines using the 5-inch strip may fish from 6:00 a.m. to 5:00 p.m. daily, Monday and Tuesday November 2 and 3. Gillnets using 5-inch minimum mesh may fish from 4:00 p.m. to 7:00 a.m. nightly, Monday and Tuesday nights November 2 and 3.
- \* Areas 4B, 5, 6, 6A, 6B, 6C, 6D, 7, 7A, 7C, 7D, 7E, 9, 9A, 10A, 10C, 10D, 10E, 10F, 10G, 11A, 12A, 12C, 12D, 13, 13A, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, and 13K, all freshwater areas, and exclusion zones provided for in WAC 220-47-307 except as modified herein - Closed.

**REPEALER**

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. Sunday November 1, 1992:

WAC 220-47-821 Puget Sound all-citizen commercial salmon fishery (92-137)

**WSR 92-22-072**

**EMERGENCY RULES**

**DEPARTMENT OF FISHERIES**

[Order 92-146—Filed October 30, 1992, 4:30 p.m., effective November 1, 1992, 12:01 a.m.]

Date of Adoption: October 30, 1992.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-56-19000M and 220-56-19000G.

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: This regulation is necessary for conservation of natural spawning Hood Canal coho.

Effective Date of Rule: November 1, 1992, 12:01 a.m.

October 30, 1992

Robert Turner

Director

**NEW SECTION**

**WAC 220-56-19000N Saltwater seasons and bag limits.** Notwithstanding the provisions of WAC 220-56-190, effective 12:01 a.m. November 1, 1992 through 11:59 p.m. November 15, 1992 it is lawful to fish for and possess salmon for personal use from those waters of Catch Record Card Area 12 except as provided for in this section:

(1) Bag Limit H, except no coho salmon allowed in the daily bag limit.

(2) Waters between the yellow buoys and the shore at the mouth of Finch Creek are closed to salmon angling.

**REPEALER**

The following sections of the Washington Administrative Code are repealed effective 11:59 p.m. October 31, 1992:

WAC 220-56-19000G Saltwater seasons and bag limits. (92-94)

WAC 220-56-19000M Saltwater seasons and bag limits. (92-134)

**WSR 92-22-073**

**EMERGENCY RULES**

**DEPARTMENT OF FISHERIES**

[Order 92-144—Filed November 1, 1992, 1:00 p.m.]

Date of Adoption: November 1, 1992.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-36-02300W.

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: Harvestable numbers of chinook and chum salmon are available.

Effective Date of Rule: Immediately.

November 1, 1992

Judith Merchant

Deputy

for Robert Turner

Director

**NEW SECTION**

**WAC 220-36-02300X Grays Harbor salmon — Fall fishery.** Notwithstanding the provisions of WAC 220-36-023, it is unlawful to fish for salmon in Grays Harbor for commercial purposes or to possess salmon taken from those waters for commercial purposes, except that:

**FISHING PERIOD**

(1) Gill net gear may be used to fish for salmon from 6:00 AM to 6:00 PM November 2, 1992 in SMCRA 2B.

**GEAR**

(2) Gill net gear shall be used as provided in WAC 220-36-015, except that there is no maximum mesh size.

**REPEALER**

The following section of the Washington Administrative Code is repealed effective immediately:

WAC 220-36-02300W Grays Harbor—Fall fishery. (92-142)

**WSR 92-22-078**

**EMERGENCY RULES**

**DEPARTMENT OF FISHERIES**

[Order 92-147—Filed November 2, 1992, 4:12 p.m.]

Date of Adoption: November 2, 1992.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Amending WAC 220-48-005.

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

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requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Puget Sound sablefish are predominantly juvenile fish of the same stock as those managed for and fully exploited in the ocean fishery. This provides for the long term conservation of this stock.

Effective Date of Rule: Immediately.

November 2, 1992  
 Judith Freeman  
 Acting Deputy  
 for Robert Turner  
 Director

opportunity to harvest nontreaty allocation of chum salmon destined for the Nooksack-Samish, Skagit, Stillaguamish-Snohomish, and Hood Canal regions of origin. The closure in Area 8A is to provide additional protection for coho returning to the Stillaguamish River. The provision that purse seines release coho in Areas 12 and 12B is to protect coho in those areas. The opening in Area 8D provides opportunity to harvest surplus coho originating from the Tulalip Hatchery. All other Puget Sound areas are closed to prevent overharvest of local salmon stocks.

Effective Date of Rule: November 3, 1992, at 4:00 p.m.

November 3, 1992  
 Judith Freeman  
 Acting Deputy  
 for Robert Turner  
 Director

**NEW SECTION**

**WAC 220-48-00500B Puget Sound bottomfish—General provisions.** Notwithstanding the provisions of WAC 220-48-005, effective immediately, it is unlawful to possess, transport through the waters of the state or land in any Washington port, sablefish in excess of a daily trip limit of 250 pounds per vessel trip taken from any Puget Sound Marine Fish and Shellfish Management and Catch Reporting Area east of the Sekiu river.

(1) The following definitions shall apply to this section:

(a) vessel trip - a vessel trip is defined as having occurred upon the initiation of transfer of catch from a fishing vessel. All fish aboard a fishing vessel upon the initiation of transfer of catch are to be counted toward the vessel trip limit.

(b) 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 a 24 consecutive hours, starting at 0001 hours local time.

(c) pounds - the weight of fish in the round condition. To convert from dressed weight to round weight, multiply the dressed weight by 1.6.

**WSR 92-22-096**

**EMERGENCY RULES**

**DEPARTMENT OF FISHERIES**

[Order 92-148—Filed November 3, 1992, 2:09 p.m., effective November 3, 1992, 4:00 p.m.]

Date of Adoption: November 3, 1992.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-47-822.

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: Scheduled opening in Areas 7 and 7A cancelled, as no harvest remains in the United States share of United States and Canadian origin chum salmon, as per the Chum Annex of the Pacific Salmon Treaty. Openings in Areas 7B, 8, 8A, 12, and 12B provide

**NEW SECTION**

**WAC 220-47-823 Puget Sound all-citizen commercial salmon fishery.** Notwithstanding the provisions of Chapter 220-47 WAC, effective 4:00 p.m. Tuesday November 3, 1992, until further notice, it is unlawful to take, fish for, or possess salmon or Atlantic salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following open periods and mesh and area restrictions:

- \* Area 7B - Gillnets using 6-inch minimum mesh, and purse seines using the 5-inch strip, may fish continuously until further notice.
- \* Areas 8, 12, 12B - Purse seines using the 5-inch strip may fish from 6:00 a.m. to 5:00 p.m. Tuesday November 3. Gillnets using 6-inch minimum mesh may fish from 4:00 p.m. Tuesday November 3 to 7:00 a.m. Wednesday November 4. Purse seines must release all coho in areas 12 and 12B.
- \* Area 8A - Purse seines using the 5-inch strip may fish from 6:00 a.m. to 5:00 p.m. daily, Tuesday and Wednesday November 3 and 4. Gillnets using 6-inch minimum mesh may fish from 4:00 p.m. to 7:00 a.m. nightly, Tuesday and Wednesday nights, November 3 and 4. In addition to the exclusion zone described in WAC 220-47-307, area 8A is closed in those waters northerly of a line projected from Camano Head to the northern boundary of Area 8D.
- \* Area 8D - Purse seines using the 5-inch strip may fish from 6:00 a.m. to 5:00 p.m. daily, Tuesday and Wednesday November 3 and 4. Gillnets using 5-inch minimum mesh may fish from 4:00 p.m. to 7:00 a.m. nightly, Tuesday and Wednesday nights November 3 and 4.
- \* Areas 4B, 5, 6, 6A, 6B, 6C, 6D, 7, 7A, 7C, 7D, 7E, 9, 9A, 10, 10A, 10C, 10D, 10E, 10F, 10G, 11, 11A, 12A, 12C, 12D, 13, 13A, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, and 13K, all freshwater areas, and exclusion zones provided for in WAC 220-47-307 except as modified herein - Closed.

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REPEALER

The following section of the Washington Administrative Code is repealed effective 4:00 p.m. Tuesday November 3, 1992:

WAC 220-47-822 Puget Sound all-citizen commercial salmon fishery (92-145)

(flashing green, 4-second) to Tokeland Channel Marker "4" to the tip of the seawall.

GEAR

(3) Gill net gear shall be used as provided in WAC 220-40-015, except that there is no maximum mesh size.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-40-02700G Willapa Bay salmon—Fall fishery. (92-143)

**WSR 92-22-105**

**EMERGENCY RULES**

**DEPARTMENT OF FISHERIES**

[Order 92-149—Filed November 4, 1992, 9:44 a.m.]

Date of Adoption: November 3, 1992.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:

Repealing WAC 220-40-02700G.

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: Harvestable numbers of chum salmon are available.

Effective Date of Rule: Immediately.

November 3, 1992  
Judith Freeman  
Acting Deputy  
for Robert Turner  
Director

NEW SECTION

**WAC 220-40-02700H Willapa Bay salmon — Fall fishery.** Notwithstanding the provisions of WAC 220-40-027, it is unlawful to fish for salmon in Willapa Bay for commercial purposes or to possess salmon taken from those waters for commercial purposes, except that:

**FISHING PERIOD**

(1) Gill net gear may be used to fish for salmon from:  
6:00 p.m. November 4, 1992 to 6:00 p.m.  
November 10, 1992 in SMCRA 2J, 2K,  
2M and that part of SMCRA 2G east of a  
line drawn true north-south through  
Willapa Channel Entrance Buoy 10 and  
west of Willapa River Channel Marker  
24;

(2) The Tokeland Boat Basin is closed to commercial fishing during the openings in SMCRA 2G described in this section. The Tokeland Boat Basin means that portion of SMCRA 2G bounded on the south by the shoreline of the boat basin, on the west by the seawall and on the north and east by a line from the Tokeland Channel Marker "3"

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**WSR 92-22-008**  
**INDETERMINATE SENTENCE**  
**REVIEW BOARD**

[Filed October 21, 1992, 4:49 p.m.]

**Reviser's note:** The following material has *not* been adopted under the Administrative Procedure Act, chapter 34.05 RCW, but has been filed in the office of the code reviser and is published in the Register exactly as filed.

Following are revisions to various sections of chapters 381-30, 381-40, 381-50, 381-60, 381-70, and 381-80 WAC for publication in the Washington State Register and Washington Administrative Code.

Revisions to chapters 381-30 through 381-80 WAC were adopted October 19, 1992.

The effective date is also October 19, 1992.

I certify pursuant to RCW 34.05.030 that chapters 381-30 through 381-80 WAC are exempt from the APA and are being submitted for publication.

Kathryn S. Bail  
Chair

AMENDATORY SECTION (Amending WSR 91-14-029, filed 6/26/91, effective 7/27/91)

**WAC 381-30-050 New minimum term.** New minimum terms of parole violators (pursuant to RCW 9.95.125) will be set by the board within thirty days of admission. Factors considered in setting a new minimum term include:

- (1) The length of time previously incarcerated for the commitment offense from which the individual is on parole.
- (2) The SRA ranges of the original offense from which the individual was on parole.
- (3) The original recommendation of the committing judge and prosecuting attorney.
- (4) Whether or not the parole violation behavior also resulted in an SRA conviction (~~and any incarceration time as a result of the new conviction~~).
- (5) Nature of both the original committing offense and the parole violation behavior.

AMENDATORY SECTION (Amending WSR 91-14-029, filed 6/26/91, effective 7/27/91)

**WAC 381-30-070 Minimum terms for mandatory life sentences.** The board shall fix a minimum term for all persons committed to the custody of the department of corrections under a mandatory life sentence (except those committed under a life sentence without the possibility of parole) for a crime or crimes committed prior to July 1, 1984.

The minimum term for persons covered by this section shall be fixed (~~no later than July 1, 1992, or~~) within six months after the admission or readmission of the convicted person to the custody of the department of corrections, whichever is later. All hearings will be in-person (~~and are nonwaivable~~). At least thirty days prior to the hearing, each convicted person will receive a packet of documents, pursuant to *In Re Sinka* (92 Wn.2d 555, 1979), containing information which the board will consider in setting a minimum term. Information contained in the documents

may be refuted in writing prior to the hearing or in-person at the hearing.

At the conclusion of each hearing, the board panel will take a deferred decision. All terms will be established by a full board vote.

AMENDATORY SECTION (Amending WSR 91-14-029, filed 6/26/91, effective 7/27/91)

**WAC 381-40-040 Progress review.** The board may elect to review each prisoner's progress during confinement. This review will normally be done at intervals of twenty-four months, calculated from the prisoner's effective time start.

The department of corrections may request, in writing, the following:

- (1) An advance of the regularly scheduled progress review date;
- (2) That the progress review be conducted at an in-person meeting;
- (3) That a scheduled progress review be changed to either a parole review or a parolability meeting pursuant to RCW 9.95.100.

AMENDATORY SECTION (Amending WSR 91-14-029, filed 6/26/91, effective 7/27/91)

**WAC 381-40-100 Parole eligibility.** Upon completion of the minimum term, an inmate is eligible to be considered for parole when he or she presents an acceptable parole plan unless the board determines that the inmate is not parolable pursuant to RCW 9.95.100(~~and presents an unacceptable risk to the safety of the community~~). The board may waive the requirement for a preparole investigation if appropriate.

An acceptable parole plan must include:

- (1) Legal means of support (family, friends, job, school, grant, etc.);
- (2) Suitable residence;
- (3) Agreement to comply with standard or special conditions of parole, if deemed necessary by the board, to aid reintegration into the community and reduce the potential to re-offend.

AMENDATORY SECTION (Amending WSR 91-14-029, filed 6/26/91, effective 7/27/91)

**WAC 381-40-120 Length of parole.** Unless specified in statute, the length of active parole supervision will not be established at the time of parole or reinstatement of parole. For some offenders, the period of supervision may extend until the maximum expiration date. Others may be considered for a conditional discharge from supervision (CDFS) in response to a community corrections officer's request, accompanied by an assessment and full report after a period of active supervision. The board may also grant a CDFS at the time of parole.

AMENDATORY SECTION (Amending WSR 91-14-029, filed 6/26/91, effective 7/27/91)

**WAC 381-40-140 Waiver of mandatory minimum term.** Except when an inmate of an adult correctional institution has been sentenced under a statutorily nonwaivable mandatory, the board may parole an inmate prior to the expiration of a mandatory minimum term,

provided such inmate has demonstrated a meritorious effort in rehabilitation and at last two-thirds of the board members concur in such action; provided further, that any inmate who has a mandatory minimum term and is paroled prior to expiration of such term according to this rule and pursuant to RCW 9.95.040, shall not receive a conditional discharge from supervision while on parole until after the mandatory minimum waivable mandatory term has expired. Statutorily nonwaivable mandatory terms include murder first degree ~~((and)),~~ murder second degree, and rape first degree.

The question of waiver of the mandatory minimum term may be referred to the full board by any member of the panel which has been assigned to review the matter. The board will review and consider any recommendation submitted by the superintendent for waiving of a mandatory minimum term:

The resident shall serve a portion of the mandatory term as follows:

- (1) Two years if mandatory term is five years;
- (2) Three years if mandatory term is seven and one-half years;
- (3) Six years if mandatory term is fifteen years;
- (4) Eight years if mandatory term is twenty years.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 381-40-170                      Loss of life policy.

AMENDATORY SECTION (Amending WSR 91-14-029, filed 6/26/91, effective 7/27/91)

**WAC 381-50-040 Petition.** Whenever any convicted person sentenced under the indeterminate sentencing law serving sentence in an adult correctional institution commits any infractions of the rules and regulations of the institution, the department of corrections may request, in writing, that the board conduct a disciplinary hearing. The written request shall include:

(1) Time, place, and a statement of the factual circumstances of the rule infraction and any disciplinary action imposed by the institution.

(2) Recommendation of the superintendent.

(3) Evidence of referral to the prosecuting attorney, if such referral is made, in the event of escape or a rule violation of a felonious nature, and current status of referral.

(4) In the event the rule infraction concerns escape, the following additional information shall be provided:

- (a) Facts of the escape;
- (b) Activities during the escape;
- (c) Causes and motivations for escape;
- (d) Dates of escape and return to custody;
- (e) Evaluation.

In the event that the rule infraction occurs within fifteen days of the inmate's parole date, the board will accept and act on telephonic reports from the superintendent pending receipt of the written request.

The indeterminate sentence review board reserves the right to schedule disciplinary hearings on its own motion when a major rule infraction is brought to the attention of the board.

The decision to schedule a disciplinary hearing will be made by the vote of the full board.

Pursuant to the provisions of RCW 9.95.080, a disciplinary hearing may be characterized as an adversary hearing in that the subject of the hearing shall be present and entitled to be heard and may present evidence and witnesses in his behalf.

AMENDATORY SECTION (Amending WSR 91-14-029, filed 6/26/91, effective 7/27/91)

**WAC 381-50-150 Rules of evidence—Admissibility.** All relevant evidence shall be admissible which, in the opinion of the presiding officer, is the best evidence obtainable, having due regard for its necessity, availability, and trustworthiness. "Relevant evidence" means evidence having a tendency to make the existence of any fact that is of more consequence to the determination of the action more or less probable than it would be without evidence. In passing upon admissibility of evidence, the presiding officer conducting the hearing shall give consideration to, but shall not be bound to follow, the rules of evidence governing civil proceedings in matters not involving trial by jury in the superior courts of the state of Washington.

The presiding officer may, either with or without objection, exclude inadmissible evidence, or order accumulative evidence discontinued. Parties objecting to the introduction of evidence shall state the precise grounds of such objection at the time evidence is offered. If the sole evidence is ~~((inadmissible))~~ hearsay that would be inadmissible in a superior court proceeding and is not substantiated or corroborated, or is the result solely of a polygraph examination, a finding of guilty shall not be made.

AMENDATORY SECTION (Amending WSR 91-14-029, filed 6/26/91, effective 7/27/91)

**WAC 381-50-180 Hearing record preservation.** There will be a magnetic tape recording made of all hearings conducted under the provisions of this chapter. Such recordings shall be preserved at the offices of the board in Olympia for no more than six months subsequent to the hearing. Parties requesting partial or total duplication of any hearing must ~~((obtain a court order to effect release of the duplicate recording or))~~ request such recordings pursuant to the Public Disclosure Act and reimburse the board for the costs involved in such a procedure.

AMENDATORY SECTION (Amending WSR 91-14-029, filed 6/26/91, effective 7/27/91)

**WAC 381-60-060 Inmate to be served notice.** The board will provide to the institution superintendent the copies of a hearing notice for service upon the inmate at least ten working days prior to any hearing scheduled for that inmate pursuant to RCW 9.95.100. The hearing notice shall specify the type, time, and place of the hearing as well as the reason for the hearing. ~~((Possible actions, including a statement that no action shall exceed the maximum term, will also be included in the notice.))~~

(1) Upon receipt of the hearing notice, the superintendent or his designee shall immediately serve the subject inmate with the document.

(2) The original of the hearing notice showing date of service and signed by the inmate shall be returned immediately to the board offices in Olympia. One copy may be retained in the inmate's institutional file and one copy will be provided to the inmate.

(3) In cases where the inmate refuses to sign the notice, the superintendent or his designee shall note the time and place of service and obtain the signature of a witness to such service.

**AMENDATORY SECTION** (Amending WSR 91-14-029, filed 6/26/91, effective 7/27/91)

**WAC 381-60-080 Witnesses.** The subject of any hearing conducted under the provisions of this chapter may call witnesses on his behalf and at his expense. Such witnesses shall appear voluntarily and shall be limited to those persons who have knowledge of, or have specific testimony about, the factors which may have caused the hearing to be convened. The superintendent or his designee shall provide assistance to the inmate in notifying witnesses of the time and place of the hearing as requested by the inmate. The presiding officer may, in certain cases, direct the superintendent to make any staff member or prisoner available for testimony. For purposes of this section, family members and friends or other interested parties who wish to testify as to disposition may do so in writing. See WAC 381-60-090 for reference.

**AMENDATORY SECTION** (Amending WSR 91-14-029, filed 6/26/91, effective 7/27/91)

**WAC 381-60-090 Conducting a hearing.** All hearings conducted under the provisions of this chapter shall be held before a panel of at least two members of the indeterminate sentence review board. One member shall be designated, by decision of the panel, as the presiding officer.

A limited number of observers may be present by prior approval of the panel members conducting the hearing, provided that ~~((the inmate who is the subject of the hearing, and))~~ the superintendent of the institution where the hearing is to be conducted, ~~((do not object))~~ authorizes observers in the facility. However, no family members, friends, relatives, or interested parties shall be present. The board will accept and consider written statements submitted by individuals expressly excluded from hearings.

Exclusion of observers other than those expressly excluded herein shall be had only upon a finding of cause made by the board panel on the hearing record except in cases where the institutional superintendent denies access to the hearing room. The board reserves the right to exclude any person from the room during the conduct of any hearing under this chapter upon its own motion or the motion of any party to the hearing provided that good cause for such exclusion is articulated on the record. The presiding officer may recess the hearing at any time for consultation with the other panel member(s). The panel may question witnesses called by the parties to the hearing (as well as the subject of the hearing whether called as a witness or not) to develop any facts deemed necessary to render a fair and impartial decision. The panel conducting the hearing will make the final decision after the hearing as to any change in minimum term. In the event of a language communication problem, an

interpreter designated by the board shall be present to interpret and assist. The board will accept information from any interested person in writing.

**AMENDATORY SECTION** (Amending WSR 91-14-029, filed 6/26/91, effective 7/27/91)

**WAC 381-60-180 Hearing record preservation.** There will be a magnetic tape recording made of all hearings conducted under the provisions of this chapter. Such recordings shall be preserved at the offices of the board in Olympia for not less than six months subsequent to the hearing. Parties requesting partial or total duplication of any hearing must ~~((obtain a court order to effect release of the duplicate recording or))~~ request such recordings pursuant to public disclosure and reimburse the board for the costs involved in such a procedure.

#### **NEW SECTION**

**WAC 381-60-190 Loss of life policy.** It shall be the policy of the board that any individual who has ever been convicted of murder first degree, murder second degree, manslaughter, negligent homicide, vehicular homicide, or any other crime resulting in a loss of life shall be referred to the full board for a determination as to whether or not such individual is parolable. Any affirmative vote must be by the majority of the board. A board panel may schedule a parolability meeting in such cases but will defer any decision until the full board reviews the case and the panel recommendation.

When a loss of life case has a waivable mandatory minimum term, the full board vote on the waiver must be a distinct and separate vote from the full board vote regarding parolability.

**AMENDATORY SECTION** (Amending WSR 91-14-029, filed 6/26/91, effective 7/27/91)

**WAC 381-70-030 Scope.** (1) The provisions of this chapter shall apply to adult felony offenders granted parole from a Washington prison sentence who are alleged to have violated the terms of their order of parole, those state officials charged with the supervision of such parolees, and parties to parole revocation hearings.

(2) The indeterminate sentence review board will exercise its authority over parolees in a manner that:

- (a) Places a high priority on public safety.
- (b) Facilities sentencing system transition consistent with the purposes of the Sentencing Reform Act.
- (c) Imposes only those reasonable and enforceable conditions of parole necessary to encourage responsibility, and to assist the offender's lawful reintegration into the community.

(d) Supports the role and responsibility of the community corrections officer to assist offenders to re-enter the community in a law abiding manner.

(3) The indeterminate sentence review board, as the successor agency to the board of prison terms and paroles, was directed by the legislature to facilitate the transition to the determinate sentencing system and to implement a gradual phase out of the indeterminate system. ~~((However, indeterminate offenders shall be held strictly accountable to~~

~~their conditions of parole.))~~ Violations of parole, including felony behavior being prosecuted under the Sentencing Reform Act, shall be considered.

(4) In making a parole revocation or reinstatement decision, the indeterminate sentence review board will consider the following factors in addition to factors that are case specific:

(a) Whether or not the parole violation behavior also resulted in an SRA conviction ~~((and any incarceration time as a result of the new conviction));~~

(b) The relationship of the parole violations behavior to the committing offense and the nature of the violation;

(c) The length of time the parolee has been on parole;

(d) The perspective and recommendation of the victim;

(e) The recommendation and supporting reasons offered by the community corrections officer, the parolee, and the assistant attorney general;

(f) The level of risk to the community posed by the parolee;

(g) The previous board action during the period of parole;

(h) Purposes of the SRA;

(i) The sanction range under the administrative sanction grid.

AMENDATORY SECTION (Amending WSR 91-14-029, filed 6/26/91, effective 7/27/91)

**WAC 381-80-040 Conditional discharge from parole supervision.** Conditional discharge from supervision is defined as that state of parole where a parolee is no longer required to report to an officer of the department of corrections but is required to observe all laws and make an annual written report to the board. Civil rights lost at the time of conviction are not restored.

When a paroled offender has adequately performed the obligations of his or her release for such time as shall satisfy the indeterminate sentence review board, and his or her conditional discharge from supervision is compatible with the best interests of society and the welfare of the paroled individual, and upon receipt of a report from the community corrections officer, the board may grant a conditional discharge from supervision.

~~((Individuals on active parole supervision))~~ Offenders may be granted a conditional discharge from supervision after a period of active supervision or at the time of parole. Parolees ~~((will))~~ may be required to sign and acknowledge the conditional discharge conditions before the CDFS becomes valid.

In any case where there is a parole suspension ~~((or local charges pending.))~~ no conditional discharge decision will be made until resolution of those allegations ~~((or charges)).~~

A full board vote is required to grant a CDFS for any individual convicted of an offense that resulted in a loss of life.

AMENDATORY SECTION (Amending WSR 91-14-029, filed 6/26/91, effective 7/27/91)

**WAC 381-80-050 Final discharge from parole supervision.** When a paroled offender has adequately performed the obligations of his or her release for such time as specified by the indeterminate sentence review board,

~~((and further, when he or she has completed a violation free period in conditional discharge (CDFS) status and has requested a final discharge, and upon receipt of a report from the parole officer))~~ and a determination made that a final discharge from supervision is compatible with the best interests of society and the welfare of the paroled individual, the board may grant a final discharge restoring civil rights.

Final discharge restoring civil rights is governed by statute (RCW 9.96.050) ~~((which requires a minimum of one year successful conditional discharge from supervision status)).~~ Final discharge restoring civil rights for an individual ~~((on CDFS status))~~ who was convicted of a crime which resulted in a loss of life will require full board ratification.

The right to possess or control firearms is not restored.

In cases where the maximum term has expired, the board is empowered to grant a final discharge restoring civil rights ~~((upon application))~~ if it believes such action is in the best interests of society. ~~((The board is also empowered to grant restoration of civil rights to individuals convicted of federal offenses who reside in the state of Washington.))~~

**WSR 92-22-018**  
**EXECUTIVE ORDER**  
**OFFICE OF THE GOVERNOR**  
[EO 92-08]

ESTABLISHING THE GOVERNOR'S COUNCIL  
ON PHYSICAL FITNESS AND AMATEUR SPORTS

WHEREAS, it is in the state's interest to enhance the lives of its citizens by encouraging them to live healthy lifestyles; and

WHEREAS, the citizens of the state should have the opportunity to be informed about and participate in activities that result in physical fitness, healthy lifestyles, and an improved quality of life; and

WHEREAS, while there are many successful existing public and private efforts promoting physical fitness and amateur sports, there is a need for a single statewide organization to promote and support these and other activities relating to physical fitness and amateur sports;

NOW, THEREFORE, I, Booth Gardner, Governor of the State of Washington, by virtue of the power vested in me, do hereby establish the Washington Governor's Council on Physical Fitness and Amateur Sports.

1. Council Membership

The Council shall consist of not more than 25 members who shall represent education programs, physical fitness programs, wellness programs, private business, athletics, state and local government, and citizens with an interest in health, physical fitness, or amateur sports.

Council members shall be appointed to three-year, staggered terms. Members shall be eligible to serve two full terms. Vacancies shall be filled for the remainder of the unexpired term. The Governor shall designate the chairperson, who shall serve at the Governor's pleasure.

2. Duties

The Council, within available resources, shall:

- A. Support, promote, sponsor, and coordinate activities that promote physical fitness and physical education among the citizens of the state of Washington;
- B. Support and promote the Washington State Games;
- C. Recognize outstanding programs, developments, achievements, and contributions in physical fitness and related areas; and
- D. Advise the Governor and state agencies on issues relating to physical fitness and amateur sports.

The Council may seek the advice of others with special interests or expertise in health, physical fitness, or amateur sports. The Council may work with non-profit foundations and other organizations to further the purposes of this Executive Order.

The Council shall be an officially recognized body whose primary aim is, through private resources, to further the duties of this Executive Order. The Council shall have the authority to receive and use gifts, grants, and endowments from public and private sources.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the State of Washington to be affixed at Olympia this 19th day of October, A.D., nineteen hundred and ninety-two.

Booth Gardner  
Governor of Washington

BY THE GOVERNOR:

Ralph Munro  
Secretary of State

**WSR 92-22-021**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF HEALTH**  
[Memorandum—October 23, 1992]

The following are the 1993 meeting dates for the Examining Board of Psychology:

January 8 and 9, 1993	Seattle Airport Hilton	Oral examinations
January 22, 1993	WestCoast SeaTac, Seattle	Hearing
February 12 and 13, 1993	Seattle Airport Hilton	Board meeting
March 12 and 13, 1993	WestCoast SeaTac, Seattle	Board meeting
April 9 and 10, 1993	Wyndham Gardens Hotel, Seattle	Board meeting
May 7 and 8, 1993	Nendel's South Center, Seattle	Board meeting
June 11 and 12, 1993	Alderbrook Inn Resort, Union	Board meeting
July 9 and 10, 1993	Seattle Airport Hilton	Oral examinations
No meeting in August		
September 10 and 11, 1993	No location available	Board meeting
October 8 and 9, 1993	No location available	Board meeting
November 12 and 13, 1993	No location available	Board meeting
December 10 and 11, 1993	No location available	Board meeting

**WSR 92-22-022**

**ATTORNEY GENERAL OPINION**  
**Cite as: AGO 1992 No. 24**  
[October 19, 1992]

**PENSIONS—POLICE—RETIREMENT—CITIES AND TOWNS—LAW ENFORCEMENT OFFICERS—Change in Pension of Retired Member**

RCW 41.20.050 and .060 provide that a retired police officer will receive a pension equal to 50 percent of the amount of salary at any time attached to the position held at the date of retirement. If a city creates a new step in its civil service classification and advances all officers at the next lower step to the new step, an officer who retired at that next lower step will receive a pension equal to 50 percent of the salary attached to the new step.

Requested by:

Honorable Art Wang  
State Representative, District 27  
203 John L. O'Brien Building  
Mail Stop: 0654  
Olympia, Washington 98504-0654

**WSR 92-22-023**

**ATTORNEY GENERAL OPINION**  
**Cite as: AGO 1992 No. 25**  
[October 20, 1992]

**CITIES AND TOWNS—ZONING—PREEMPTION—Preemption of Zoning Ordinances Related to Residential Care Facilities Licensed by the State**

1. RCW 70.128.175(2) provides that adult family homes shall be permitted uses in all areas zoned for residential or commercial purposes. This statute preempts local zoning ordinances that prohibit the location of an adult family home within a certain distance of other similar facilities.
2. The State licenses residential care facilities, other than adult family homes. The fact that the State licenses these facilities does not in and of itself preempt local zoning ordinances that prohibit the location of such facilities within a certain distance of other similar facilities.

Requested by:

Honorable Linda Smith  
State Senator, District 18  
201 Institutions Building  
Post Office Box 40418  
Olympia, Washington 98504-0418

MISCELLANEOUS

**WSR 92-22-024**  
**NOTICE OF PUBLIC MEETINGS**  
**UNIVERSITY OF WASHINGTON**  
 [Memorandum—October 21, 1992]

Following is a revised meeting schedule for regular meetings to be held by the University of Washington's ASUW Constitution and Bylaws; Finance and Budget; Personnel; and Student Assembly standing committees.

**ASUW Constitution and Bylaws**

Meeting Dates	Location	Time
Jan. 13	HUB	3:30
Jan. 20	HUB	3:30
Jan. 27	HUB	3:30
Feb. 3	HUB	3:30
Feb. 10	HUB	3:30
Feb. 17	HUB	3:30
Feb. 24	HUB	3:30
March 2	HUB	3:30
March 9	HUB	3:30
April 6	HUB	3:30
April 13	HUB	3:30
April 20	HUB	3:30
April 27	HUB	3:30
May 4	HUB	3:30
May 11	HUB	3:30
May 18	HUB	3:30
May 25	HUB	3:30
June 1	HUB	3:30
Oct. 5	HUB	1:30
Oct. 12	HUB	1:30
Oct. 19	HUB	1:30
Oct. 26	HUB	1:30
Nov. 2	HUB	1:30
Nov. 9	HUB	1:30
Nov. 16	HUB	1:30
Nov. 23	HUB	1:30
Nov. 30	HUB	1:30
Dec. 7	HUB	1:30

**ASUW Finance and Budget**

Meeting Dates	Location	Time
Jan. 13	HUB 204M	4:00
Jan. 20	HUB 204M	4:00
Jan. 27	HUB 204M	4:00
Feb. 3	HUB 204M	4:00
Feb. 10	HUB 204M	4:00
Feb. 17	HUB 204M	4:00
Feb. 24	HUB 204M	4:00
March 2	HUB 204M	4:00
March 9	HUB 204M	4:00
April 6	HUB 204M	4:00
April 13	HUB 204M	4:00
April 20	HUB 204M	4:00
April 27	HUB 204M	4:00
May 4	HUB 204M	4:00
May 11	HUB 204M	4:00
May 18	HUB 204M	4:00
May 25	HUB 204M	4:00

June 1	HUB 204M	3:30
Oct. 5	HUB 204M	3:30
Oct. 12	HUB 204M	3:30
Oct. 19	HUB 204M	3:30
Oct. 26	HUB 204M	3:30
Nov. 2	HUB 204M	3:30
Nov. 9	HUB 204M	3:30
Nov. 16	HUB 204M	3:30
Nov. 23	HUB 204M	3:30
Nov. 30	HUB 204M	3:30
Dec. 7	HUB 204M	3:30

**ASUW Personnel**

Meeting Dates	Location	Time
Jan. 7	HUB 204M	4:00
Jan. 14	HUB 204M	3:30
Jan. 21	HUB 204M	3:30
Jan. 28	HUB 204M	3:30
Feb. 4	HUB 204M	3:30
Feb. 11	HUB 204M	3:30
Feb. 18	HUB 204M	3:30
Feb. 25	HUB 204M	3:30
March 3	HUB 204M	3:30
March 10	HUB 204M	3:30
March 16	HUB 204M	3:30
March 17	HUB 204M	3:30
April 7	HUB 204M	3:30
April 14	HUB 204M	3:30
April 21	HUB 204M	3:30
April 28	HUB 204M	3:30
May 5	HUB 204M	3:30
May 12	HUB 204M	3:30
May 19	HUB 204M	3:30
May 26	HUB 204M	3:30
June 2	HUB 204M	3:30
Oct. 6	HUB 204M	3:30
Oct. 13	HUB 204M	1:30
Oct. 20	HUB 204M	1:30
Oct. 27	HUB 204M	1:30
Nov. 3	HUB 204M	1:30
Nov. 10	HUB 204M	1:30
Nov. 17	HUB 204M	1:30
Nov. 24	HUB 204M	1:30
Dec. 1	HUB 204M	1:30

**ASUW Student Assembly**

Meeting Dates	Location	Time
Jan. 7	HUB 310	5:30
Jan. 14	HUB 310	5:30
Jan. 21	HUB 310	5:30
Jan. 28	HUB 310	5:30
Feb. 4	HUB 310	5:30
Feb. 11	HUB 310	5:30
Feb. 18	HUB 310	5:30
Feb. 25	HUB 310	5:30
March 3	HUB 310	5:30
March 10	HUB 310	5:30
March 31	HUB 310	5:30
April 7	HUB 310	5:30
April 14	HUB 310	5:30

MISCELLANEOUS

April 21	HUB 310	5:30
April 28	HUB 310	5:30
May 5	HUB 310	5:30
May 12	HUB 310	5:30
May 19	HUB 310	5:30
May 26	HUB 310	5:30
June 2	HUB 310	5:30
Sept. 22	HUB 310	5:30
Sept. 29	HUB 310	5:30
Oct. 6	HUB 310	6 p.m.
Oct. 13	HUB 310	6 p.m.
Oct. 20	HUB 310	6 p.m.
Oct. 27	HUB 310	6 p.m.
Nov. 3	HUB 310	6 p.m.
Nov. 10	HUB 310	6 p.m.
Nov. 17	HUB 310	6 p.m.
Nov. 24	HUB 310	6 p.m.
Dec. 1	HUB 310	6 p.m.
Dec. 8	HUB 310	6 p.m.

**WSR 92-22-025**  
**NOTICE OF PUBLIC MEETINGS**  
**SKAGIT VALLEY COLLEGE**

[Memorandum—October 15, 1992]

At the October 13, 1992, regular board meeting, the board of trustees of Skagit Valley College, Community College District No. 4, passed a motion to change the date of the regular November board meeting from November 10 to November 9, 1992, and the regular December board meeting from December 8 to December 14, 1992. These meetings will be held at 3:00 p.m. in the Campus Center Annex Board Room on the Mount Vernon Campus.

**WSR 92-22-037**  
**NOTICE OF PUBLIC MEETINGS**  
**TRANSPORTATION COMMISSION**

[Memorandum—October 26, 1992]

The November 1992 Washington State Transportation Commission meeting will be held on Thursday, November 19, 1992, in the Transportation Commission Room (1D2), Transportation Building, Olympia, Washington. There will be subcommittee meetings on Wednesday, November 18.

The December 1992 Washington State Transportation Commission meeting will be held on Thursday, December 17, 1992, in the Transportation Commission Room (1D2), Transportation Building, Olympia, Washington. There will be subcommittee meetings on Wednesday, December 16.

**WSR 92-22-046**  
**EXECUTIVE ORDER**  
**OFFICE OF**  
**THE GOVERNOR**

[EO 92-09]

**CERTIFICATION OF AREAS OF HIGH UNEMPLOYMENT AS PRESCRIBED BY THE IMMIGRATION ACT OF 1990**

The Immigration Act of 1990 (Public Law 101-649, 104 Stat. 4978) authorizes an "employment creation" visa to encourage investment by alien entrepreneurs in targeted employment areas. The Act also requires the state government to designate a government entity to certify that areas qualify as high-unemployment areas.

NOW, THEREFORE, I, Booth Gardner, Governor of the State of Washington, by virtue of the power vested in me, and in accordance with the charge to state government contained in the Immigration Act of 1990, do hereby designate the Employment Security Department as the state agency responsible for certifying that geographic or political subdivisions of a non-rural area within the state qualify as areas of high unemployment as prescribed by the Immigration Act of 1990.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the State of Washington to be affixed at Olympia this 26th day of October, A.D., nineteen hundred and ninety-two.

Booth Gardner  
 Governor of Washington

BY THE GOVERNOR:

Ralph Munro  
 Secretary of State

**WSR 92-22-056**  
**NOTICE OF PUBLIC MEETINGS**  
**OFFICE OF**  
**MARINE SAFETY**

[Memorandum—October 27, 1992]

The meeting of the Regional Marine Safety Committee for Grays Harbor/Pacific Coast scheduled for December 15, 1992, at 1:00 p.m. has been cancelled.

**WSR 92-22-057**  
**NOTICE OF PUBLIC MEETINGS**  
**MARINE OVERSIGHT BOARD**

[Memorandum—October 27, 1992]

In addition to previously scheduled Marine Oversight Board meetings, the following public meeting will be held December 16, 1992, 1 p.m., Seattle-Tacoma International Airport Theater, Door No. 5132, Ticketing Level.

MISCELLANEOUS

**WSR 92-22-080**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF HEALTH**  
 (Occupational Therapy Practice Board)  
 [Memorandum—October 30, 1992]

The Washington State Occupational Therapy Practice Board has established the following board meeting dates for 1993:

- January 8
- March 11-12
- June 25
- September 10
- November 4

**WSR 92-22-081**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF HEALTH**  
 (Board of Physical Therapy)  
 [Memorandum—October 30, 1992]

The Washington State Board of Physical Therapy has established the following board meeting dates for 1993:

- January 19
- March 16
- May 18
- July 18-20
- September 21
- November 16

**WSR 92-22-082**  
**NOTICE OF PUBLIC MEETINGS**  
**HUMAN RIGHTS COMMISSION**  
 [Memorandum—October 30, 1992]

The Washington State Human Rights Commission will hold its December 1992 regular commission meeting by telephone conference call on December 17, 1992, beginning at 10:00 a.m. The telephone conference call will originate at the Office of the Washington State Human Rights Commission, 711 South Capitol Way, Suite 402, Olympia, (206) 753-4876 and is being held to close cases and to conduct a brief business meeting to discuss budget and legal matters. An executive session will be convened if necessary.

**WSR 92-22-083**  
**NOTICE OF PUBLIC MEETINGS**  
**STATE BOARD FOR**  
**COMMUNITY AND TECHNICAL COLLEGES**  
 [Memorandum—October 15, 1992]

The state board adopts the following meeting schedule for 1993:

- January 20\*-21, 1993      South Puget Sound Community College, Olympia
- February, 1993          No meeting proposed

- March 10\*-11, 1993      State Board Office (WEA Conference Room), Olympia
- April 14\*-15, 1993      Tacoma Community House, Tacoma
- May 12\*-13, 1993      Everett Community College/Everett Pacific Hotel (in conjunction with TACTC, WACTC), Everett
- June 16\*-17, 1993      Edmonds Community College, Edmonds
- August 1-3, 1993      State Board Retreat — Campbell's Lodge at Lake Chelan
- September 8\*-9, 1993    Peninsula College in Port Angeles
- October 13\*-14, 1993    Columbia Basin College — Pasco
- November, 1993          No meeting proposed
- December 8\*-9, 1993    Renton Technical College, Renton

\*Dinner meeting only

The state board adopts their 1993 meeting schedule as outlined above and in compliance with the Open Public Meetings Act (chapters 42.30 and 42.32 RCW).

**WSR 92-22-084**  
**NOTICE OF PUBLIC MEETINGS**  
**TRANSPORTATION IMPROVEMENT BOARD**  
 [Memorandum—October 30, 1992]

**MEETING NOTICE FOR**  
**NOVEMBER 1992**  
**TRANSPORTATION IMPROVEMENT BOARD**  
**OLYMPIA, WASHINGTON 98504-0901**

Increase Subcommittee, 6:00 p.m., Thursday, November 19, 1992, in Spokane at Cavanaugh's Inn at the Park, West 303 North River Drive.

Work session, 7:00 p.m., Thursday, November 19, 1992, in Spokane at Cavanaugh's Inn at the Park.

TIB meeting, 10:00 a.m., Friday, November 20, 1992, in Spokane at the City Council Chambers, West 808 Spokane Falls Boulevard.

The next scheduled meeting is January 22, 1993, in Olympia at the Transportation Building, Commission Board Room. A notice with further detail of the January meeting will be mailed December 31, 1992.

**WSR 92-22-085**  
**DEPARTMENT OF AGRICULTURE**  
 [Filed November 2, 1992, 4:39 p.m.]

**DETERMINATION OF THE DIRECTOR**

In RE: Whether to conduct a referendum of affected producers, milk dealers and certain producer-dealers to determine their approval or dissent to establishment of a market area pooling arrangement of the provisions of chapter 15.35 RCW, the Washington State Milk Pooling Act.

MISCELLANEOUS



This matter having come on before the undersigned, pursuant to RCW 15.35.110 and chapter 34.05 RCW for a determination by the director, following public hearing and the director having considered the record and submitted written testimony, hereby issues the "Determination of the Director of Agriculture" as follows:

The director finds that in order to satisfy the purposes of this chapter a pooling arrangement should be established. Therefore, a referendum of affected producers, milk dealers and certain producer-dealers shall be conducted to determine their approval or dissent. The referendum shall commence on December 28, 1992, with the distribution of ballots by mail to qualified producers, milk dealers and producer-dealers. Ballots must be returned to the director postmarked not later than [than] January 8, 1993.

Dated this 26th day of October, 1992.

C. Alan Pettibone  
Director

**WSR 92-22-093**  
**NOTICE OF PUBLIC MEETINGS**  
**OFFICE OF**  
**MARINE SAFETY**  
[Memorandum—November 2, 1992]

The meeting of the Oregon/Washington Columbia River Oil Spill and Marine Safety Committee (Columbia River Regional Marine Safety Committee) scheduled for December 22, 1992, at 10:00 a.m. at Two World Trade Center, 26 S.W. Salmon Street, Portland, Oregon has been cancelled.

**WSR 92-22-100**  
**NOTICE OF PUBLIC MEETINGS**  
**COUNCIL ON**  
**VOCATIONAL EDUCATION**  
[Memorandum—November 4, 1992]

Thursday - November 12, 1992  
2nd Floor Conference Room  
IAM/Boeing Training Center  
6840 Southcenter Boulevard  
Tukwila, Washington  
9:00 a.m.

The Policy and Planning and Evaluation and Coordination Teams will meet to address work plan items; council will act on WTECB proposal and amend bylaws/policies.

Call (206) 753-3715 if you have questions or request special meeting accommodations.

**WSR 92-22-104**  
**DEPARTMENT OF ECOLOGY**  
[Filed November 4, 1992, 9:38 a.m.]

**ISSUANCE OF A GENERAL PERMIT**  
**for STORM WATER DISCHARGES associated with**  
**INDUSTRIES AND CONSTRUCTION**

The Washington Department of Ecology is issuing a National Pollutant Discharge Elimination System General Permit to regulate storm water discharges in Washington state from industrial activities or facilities, and from construction sites which disturb five or more acres of total land area. The issuance date of the permit is November 18, 1992. The effective date of the permit is December 18, 1992.

This permit is being issued to meet the requirements of section 402(p) of the Federal Clean Water Act and of regulations adopted by the United States Environmental Protection Agency (amendments to Title 40 of the Code of Federal Regulations, Part 122, published in the federal register on November 16, 1990, and on April 2, 1992).

**Industries and Construction Sites Needing Permits:**

The following is a general description of the categories of industries regulated under the permit:

1. Facilities subject to New Source Performance Standards, or Toxic Pollutant Effluent Standards under 40 CFR subchapter N;
2. Manufacturing facilities in Standard Industrial Classification (SIC) codes 24, 26, 28, 29, 311, 32, 33, 3441, 373;
3. Mining and oil and gas facilities in SIC codes 10 through 14;
4. Hazardous waste treatment, storage, or disposal facilities;
5. Landfills, and land application sites and open dumps that receive or have received industrial wastes;
6. Recycling facilities, including metal scrap yards, battery reclaimers, salvage yards, and automobile recyclers;
7. Steam electric power generating facilities;
8. Transportation facilities in SIC codes 40 through 45, and 5171, which have vehicle maintenance shops, equipment cleaning operations, or airport deicing operations;
9. Sewage treatment plants with a design flow of 1.0 million gallons per day or more;
10. Construction activity, including clearing, grading, and excavating which disturb five or more acres of total land area;
11. Manufacturing facilities listed in SIC codes 20 through 42, not otherwise listed above, which have an industrial activity exposed to storm water.

Facilities or sites in the above categories which discharge storm water associated with industrial activity directly to a surface water, or indirectly through a municipal or private storm sewer, must apply for coverage under the general permit.

**Who Must Apply, and How to Apply:**

Operators of industrial facilities, and construction site owners are the entities responsible to apply for the permit. They may obtain coverage under the general permit by completing and submitting an application form, referred to as a notice of intent (NOI), to:

Department of Ecology  
Industrial Storm Water Unit  
P.O. Box 47696  
Olympia, WA 98504-7696

MISCELLANEOUS

**When to Apply:**

The deadline for industrial facilities and construction sites to submit a notice of intent to ecology is February 18, 1993. Industrial facilities or construction sites commencing operation after that date have other application deadlines.

**For More Information:**

For more information on the general permit, call (206) 438-7614. To obtain copies of the notice of intent, general permit, or fact sheet, call (206) 438-7034. Copies can also be obtained at the following address:

Department of Ecology  
Water Quality Program  
715 Woodview Drive  
Lacey, Washington

The permit and other documents are also available for review at many libraries statewide. Call (206) 438-7614 for help in determining the library closest to you.

**Appeals:**

Pursuant to the provisions of chapter 43.21B RCW, any person feeling aggrieved by the department's actions with respect to this baseline general permit for storm water may file an appeal within 30 days of this notice. Appeals should be sent to: Pollution Control Hearings Board, P.O. Box 40903, Olympia, WA 98504-0903. Concurrently, a copy of the appeal must be sent to the Department of Ecology, P.O. Box 47696, Olympia, WA 98504-7696.

Any appeal must contain the following in accordance with the rules of the hearings board:

- a) The appellant's name and address;
- b) The date and number of the permit;
- c) A description of the substance of the permit that is the subject of the appeal;
- d) A clear, separate, and concise statement of every error alleged to have been committed;
- e) A clear and concise statement of facts upon which the requester relies to sustain his or her statements of error;
- f) A statement setting forth the relief sought.

**WSR 92-22-111**  
**NOTICE OF PUBLIC MEETINGS**  
**BELLINGHAM TECHNICAL COLLEGE**  
[Memorandum—November 4, 1992]

The regularly scheduled meeting of the board of trustees of Bellingham Technical College will be held on Thursday, November 19, 1992, 9-11 a.m., in the Bellingham Technical College Building G Conference Center A.

**Table of WAC Sections Affected**

**KEY TO TABLE**

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.

**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

**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 identify the document within the issue.

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
4-25-190	REP-W	92-03-062	16-146-100	AMD-P	92-15-060	16-164-040	NEW-P	92-13-100
4-25-020	AMD-P	92-17-083	16-146-100	AMD-E	92-16-061	16-164-040	NEW-E	92-16-030
4-25-020	AMD	92-20-103	16-146-100	AMD	92-19-044	16-164-040	NEW	92-17-018
4-25-040	AMD-P	92-17-084	16-146-110	AMD-P	92-15-060	16-164-050	NEW-P	92-13-100
4-25-040	AMD	92-20-104	16-146-110	AMD-E	92-16-061	16-164-050	NEW-E	92-16-030
4-25-141	AMD-P	92-17-085	16-146-110	AMD	92-19-044	16-164-050	NEW	92-17-018
4-25-141	AMD	92-20-105	16-156-001	AMD-P	92-07-052	16-164-060	NEW-P	92-13-100
16-10-010	NEW-P	92-06-084	16-156-001	AMD	92-11-001	16-164-060	NEW-E	92-16-030
16-10-010	NEW-W	92-10-009	16-156-003	NEW-P	92-07-052	16-164-060	NEW	92-17-018
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16-10-030	NEW-P	92-06-084	16-156-005	AMD	92-11-001	16-164-070	NEW	92-17-018
16-10-030	NEW-W	92-10-009	16-156-010	AMD-P	92-07-052	16-164-080	NEW-P	92-13-100
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16-54-010	AMD-P	92-18-062	16-156-020	AMD-P	92-07-052	16-164-080	NEW	92-17-018
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16-54-020	AMD	92-21-039	16-156-030	AMD	92-11-001	16-164-090	NEW	92-17-018
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16-54-071	AMD-P	92-18-062	16-162-010	NEW	92-11-001	16-166-020	NEW-P	92-13-099
16-54-071	RESCIND	92-19-101	16-162-025	NEW-P	92-07-052	16-166-020	NEW	92-17-017
16-54-071	AMD	92-21-039	16-162-025	NEW	92-11-001	16-166-030	NEW-P	92-13-099
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16-54-090	AMD	92-21-039	16-162-031	NEW	92-11-001	16-166-050	NEW-P	92-13-099
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16-103-002	NEW	92-20-056	16-164-020	NEW-E	92-16-030	16-212-080	AMD	92-15-046
16-103-003	NEW-E	92-14-076	16-164-020	NEW	92-17-018	16-212-082	AMD-P	92-11-073
16-103-003	NEW-P	92-16-088	16-164-030	NEW-P	92-13-100	16-212-082	AMD	92-15-046
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16-230-640	AMD-E	92-08-028	16-230-863	NEW	92-13-035	16-231-030	RESCIND	92-08-026
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16-230-810	AMD-E	92-07-060	16-230-864	RESCIND	92-08-026	16-231-115	AMD-E	92-08-028
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16-230-840	AMD-E	92-08-027	16-230-870	RESCIND	92-08-026	16-316-250	AMD-P	92-09-150
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16-230-845	AMD-S	92-07-059	16-231	REP-C	92-07-005	16-316-266	NEW-P	92-09-075
16-230-845	AMD-E	92-07-060	16-231-001	REP-P	92-03-134	16-316-266	NEW	92-12-025
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16-230-850	AMD-P	92-03-134	16-231-001	REP-E	92-08-027	16-316-280	AMD-E	92-06-048
16-230-850	AMD-S	92-07-059	16-231-001	REP	92-13-035	16-316-280	AMD-P	92-09-075
16-230-850	AMD-E	92-07-060	16-231-005	REP-P	92-03-134	16-316-280	AMD	92-12-025
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16-316-290	AMD-P	92-09-075	16-324-730	NEW	92-22-017	16-469-020	REP-P	92-09-074
16-316-290	AMD	92-12-025	16-324-740	NEW-P	92-18-104	16-469-020	REP	92-13-050
16-316-315	AMD-P	92-09-150	16-324-740	NEW	92-22-017	16-469-030	REP-P	92-09-074
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16-316-340	AMD-P	92-09-150	16-328-010	AMD	92-15-114	16-469-050	REP-P	92-09-074
16-316-340	AMD	92-13-027	16-333-040	AMD-P	92-12-056	16-469-050	REP	92-13-050
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16-316-370	AMD	92-13-027	16-401-030	AMD-P	92-21-096	16-470-162	NEW-E	92-22-016
16-316-470	AMD-P	92-09-150	16-401-040	AMD-P	92-10-040	16-470-165	NEW-E	92-22-016
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16-316-474	AMD-P	92-09-150	16-401-040	AMD-P	92-21-096	16-470-510	REP	92-06-024
16-316-474	AMD	92-13-027	16-401-050	AMD-P	92-21-096	16-470-520	REP	92-06-024
16-316-525	AMD-P	92-09-150	16-403-143	NEW-P	92-11-074	16-470-530	REP	92-06-024
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16-316-622	AMD	92-13-027	16-403-160	AMD	92-15-056	16-470-610	REP	92-06-023
16-316-715	AMD-P	92-09-150	16-403-190	AMD-P	92-11-074	16-470-615	REP	92-06-023
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16-316-719	AMD	92-13-027	16-403-220	AMD	92-15-056	16-470-900	NEW-P	92-03-104
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16-316-800	AMD	92-13-027	16-436-100	AMD	92-11-076	16-470-910	NEW-P	92-03-104
16-316-810	AMD-P	92-09-150	16-436-110	AMD-P	92-08-106	16-470-910	NEW	92-07-023
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16-316-832	AMD	92-13-027	16-436-166	NEW	92-11-076	16-494-013	AMD-P	92-09-075
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16-324-360	AMD	92-22-017	16-436-190	AMD	92-11-076	16-494-100	NEW	92-12-025
16-324-390	AMD-P	92-18-104	16-436-200	AMD-P	92-08-106	16-494-110	NEW-E	92-06-049
16-324-390	AMD	92-22-017	16-436-200	AMD	92-11-076	16-494-110	NEW-P	92-09-075
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16-495-110	AMD	92-13-027	16-674-055	NEW-P	92-14-123	50-14-040	NEW	92-06-041
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16-520-040	AMD	92-22-007	16-674-060	NEW-E	92-14-122	50-14-060	NEW	92-06-041
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16-532-010	AMD	92-09-068	16-674-060	NEW-W	92-20-040	50-14-080	NEW	92-06-041
16-532-020	AMD-P	92-06-071	16-674-070	NEW-E	92-14-122	50-14-090	NEW	92-06-041
16-532-020	AMD	92-09-068	16-674-070	NEW-P	92-14-123	50-14-100	NEW	92-06-041
16-532-030	AMD-P	92-06-071	16-674-070	NEW-W	92-20-040	50-14-110	NEW	92-06-041
16-532-030	AMD	92-09-068	16-674-080	NEW-E	92-14-122	50-14-120	NEW	92-06-041
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16-532-065	NEW	92-09-068	16-674-080	NEW-W	92-20-040	50-14-140	NEW	92-06-041
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16-555-020	AMD-E	92-12-004	16-750-015	AMD-P	92-20-081	50-30-030	NEW	92-02-105
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16-622-050	AMD	92-07-030	16-752-605	NEW	92-07-025	51-11-1104	NEW-P	92-19-143
16-622-060	NEW-P	92-03-069	16-752-610	NEW-P	92-03-106	51-11-1105	NEW-P	92-19-143
16-622-060	NEW-E	92-03-070	16-752-610	NEW	92-07-025	51-11-1106	NEW-P	92-19-143
16-622-060	NEW	92-07-030	16-752-620	NEW-P	92-03-106	51-11-1107	NEW-P	92-19-143
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16-674-002	REP-P	92-14-123	16-752-630	NEW-P	92-03-106	51-11-1109	NEW-P	92-19-143
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51-13-402	AMD-P	92-16-106	55-01-050	AMD-P	92-09-157	131-46-050	NEW-E	92-19-005
51-13-502	AMD-E	92-14-002	55-01-050	AMD-E	92-14-087	131-46-050	NEW-P	92-21-107
51-13-502	AMD-P	92-16-106	55-01-050	AMD	92-14-097	131-46-055	NEW-E	92-19-005
51-13-503	AMD-P	92-16-106	55-01-060	AMD-P	92-09-157	131-46-055	NEW-P	92-21-107
51-20-0419	NEW-W	92-09-110	55-01-060	AMD-E	92-14-087	131-46-060	NEW-E	92-19-005
51-20-0504	NEW-W	92-09-110	55-01-060	AMD	92-14-097	131-46-060	NEW-P	92-21-107
51-20-0516	NEW-W	92-09-110	67-25-446	AMD-P	92-06-036	131-46-065	NEW-E	92-19-005
51-20-0554	NEW-W	92-09-110	67-25-446	AMD	92-09-090	131-46-065	NEW-P	92-21-107
51-20-0555	NEW-W	92-09-110	67-35-030	AMD-P	92-07-011	131-46-070	NEW-E	92-19-005
51-20-0610	NEW-W	92-09-110	67-35-030	AMD	92-10-024	131-46-070	NEW-P	92-21-107
51-20-1216	NEW-W	92-09-110	67-35-060	AMD-P	92-07-011	131-46-075	NEW-E	92-19-005
51-20-1251	NEW-W	92-09-110	67-35-060	AMD	92-10-024	131-46-075	NEW-P	92-21-107
51-20-3102	AMD-P	92-16-107	67-35-065	NEW-P	92-21-073	131-46-080	NEW-E	92-19-005
51-20-3103	AMD-P	92-16-107	67-35-070	AMD-P	92-07-011	131-46-080	NEW-P	92-21-107
51-20-3104	AMD-P	92-16-107	67-35-070	AMD-E	92-07-012	131-46-085	NEW-E	92-19-005
51-20-3105	AMD-P	92-16-107	67-35-070	AMD	92-10-024	131-46-085	NEW-P	92-21-107
51-20-3106	AMD-P	92-16-107	67-35-078	NEW-P	92-21-073	131-46-090	NEW-E	92-19-005
51-20-3107	AMD-P	92-16-107	67-35-080	REP-P	92-07-011	131-46-090	NEW-P	92-21-107
51-20-3108	AMD-P	92-16-107	67-35-080	REP-E	92-07-012	131-46-095	NEW-E	92-19-005
51-20-3109	AMD-P	92-16-107	67-35-080	REP	92-10-024	131-46-095	NEW-P	92-21-107
51-20-3110	AMD-P	92-16-107	67-35-082	AMD-P	92-21-073	131-46-100	NEW-E	92-19-005
51-20-3111	AMD-P	92-16-107	67-75-040	AMD-P	92-06-036	131-46-100	NEW-P	92-21-107
51-20-3112	AMD-P	92-16-107	67-75-040	AMD	92-09-090	131-46-105	NEW-E	92-19-005
51-20-3113	AMD-P	92-16-107	67-75-042	NEW-P	92-06-036	131-46-105	NEW-P	92-21-107
51-20-3114	AMD-P	92-16-107	67-75-042	NEW	92-09-090	131-46-110	NEW-E	92-19-005
51-20-3200	NEW-W	92-09-110	67-75-044	NEW-P	92-06-036	131-46-110	NEW-P	92-21-107
51-20-3207	NEW-W	92-09-110	67-75-044	NEW	92-09-090	131-46-115	NEW-E	92-19-005
51-20-3305	NEW-W	92-09-110	67-75-070	AMD-P	92-06-036	131-46-115	NEW-P	92-21-107
51-20-91200	NEW-W	92-09-110	67-75-070	AMD	92-09-090	131-46-120	NEW-E	92-19-005
51-20-91223	NEW-W	92-09-110	67-75-075	AMD-P	92-06-036	131-46-120	NEW-P	92-21-107
51-20-91224	NEW-W	92-09-110	67-75-075	AMD	92-09-090	132B-104	NEW-C	92-07-064
51-20-91225	NEW-W	92-09-110	82-50-021	AMD-P	92-17-062	132B-104-010	NEW	92-08-043
51-20-91226	NEW-W	92-09-110	82-50-021	AMD	92-20-038	132B-108	NEW-C	92-07-063
51-20-91227	NEW-W	92-09-110	131-08-005	AMD-P	92-09-138	132B-108-010	NEW	92-09-041
51-20-91228	NEW-W	92-09-110	131-08-005	AMD	92-13-019	132B-108-020	NEW	92-09-041

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132B-108-050	NEW	92-09-041	132G-116-350	REP-P	92-22-030	132H-112-006	REP-P	92-09-058
132B-108-060	NEW	92-09-041	132G-152-040	NEW-P	92-04-055	132H-112-006	REP	92-13-094
132B-108-070	NEW	92-09-041	132G-152-040	NEW	92-08-040	132H-112-009	REP-E	92-07-074
132B-108-080	NEW	92-09-041	132H-105-010	REP-E	92-07-071	132H-112-009	REP-P	92-09-058
132B-130	NEW-C	92-07-065	132H-105-010	REP-P	92-09-057	132H-112-009	REP	92-13-094
132B-130-010	NEW	92-08-044	132H-105-010	REP	92-13-093	132H-112-012	REP-E	92-07-074
132B-130-020	NEW	92-08-044	132H-105-020	REP-E	92-07-071	132H-112-012	REP-P	92-09-058
132B-131	NEW-C	92-07-065	132H-105-020	REP-P	92-09-057	132H-112-012	REP	92-13-094
132B-131-010	NEW	92-08-044	132H-105-020	REP	92-13-093	132H-112-015	REP-E	92-07-074
132B-132	NEW-C	92-07-065	132H-105-030	REP-E	92-07-071	132H-112-015	REP-P	92-09-058
132B-132-010	NEW	92-08-044	132H-105-030	REP-P	92-09-057	132H-112-015	REP	92-13-094
132B-133	NEW-C	92-07-064	132H-105-030	REP	92-13-093	132H-112-018	REP-E	92-07-074
132B-133-010	NEW	92-08-043	132H-105-040	REP-E	92-07-071	132H-112-018	REP-P	92-09-058
132B-133-020	NEW	92-08-043	132H-105-040	REP-P	92-09-057	132H-112-018	REP	92-13-094
132G-116-010	REP-P	92-22-030	132H-105-040	REP	92-13-093	132H-112-021	REP-E	92-07-074
132G-116-020	AMD-P	92-22-030	132H-105-050	REP-E	92-07-071	132H-112-021	REP-P	92-09-058
132G-116-025	NEW-P	92-22-030	132H-105-050	REP-P	92-09-057	132H-112-021	REP	92-13-094
132G-116-030	AMD-P	92-22-030	132H-105-050	REP	92-13-093	132H-112-024	REP-E	92-07-074
132G-116-035	NEW-P	92-22-030	132H-105-060	REP-E	92-07-071	132H-112-024	REP-P	92-09-058
132G-116-040	REP-P	92-22-030	132H-105-060	REP-P	92-09-057	132H-112-024	REP	92-13-094
132G-116-045	NEW-P	92-22-030	132H-105-060	REP	92-13-093	132H-112-027	REP-E	92-07-074
132G-116-050	REP-P	92-22-030	132H-105-070	REP-E	92-07-071	132H-112-027	REP-P	92-09-058
132G-116-055	NEW-P	92-22-030	132H-105-070	REP-P	92-09-057	132H-112-027	REP	92-13-094
132G-116-060	REP-P	92-22-030	132H-105-070	REP	92-13-093	132H-112-030	REP-E	92-07-074
132G-116-080	AMD-P	92-22-030	132H-105-090	REP-E	92-07-071	132H-112-030	REP-P	92-09-058
132G-116-090	AMD-P	92-22-030	132H-105-090	REP-P	92-09-057	132H-112-030	REP	92-13-094
132G-116-095	NEW-P	92-22-030	132H-105-090	REP	92-13-093	132H-112-033	REP-E	92-07-074
132G-116-100	REP-P	92-22-030	132H-105-100	REP-E	92-07-071	132H-112-033	REP-P	92-09-058
132G-116-105	NEW-P	92-22-030	132H-105-100	REP-P	92-09-057	132H-112-033	REP	92-13-094
132G-116-110	REP-P	92-22-030	132H-105-100	REP	92-13-093	132H-112-036	REP-E	92-07-074
132G-116-115	NEW-P	92-22-030	132H-105-110	REP-E	92-07-071	132H-112-036	REP-P	92-09-058
132G-116-120	REP-P	92-22-030	132H-105-110	REP-P	92-09-057	132H-112-036	REP	92-13-094
132G-116-125	NEW-P	92-22-030	132H-105-110	REP	92-13-093	132H-112-039	REP-E	92-07-074
132G-116-130	REP-P	92-22-030	132H-105-120	REP-E	92-07-071	132H-112-039	REP-P	92-09-058
132G-116-135	NEW-P	92-22-030	132H-105-120	REP-P	92-09-057	132H-112-039	REP	92-13-094
132G-116-140	REP-P	92-22-030	132H-105-120	REP	92-13-093	132H-112-042	REP-E	92-07-074
132G-116-145	NEW-P	92-22-030	132H-105-130	REP-E	92-07-071	132H-112-042	REP-P	92-09-058
132G-116-150	REP-P	92-22-030	132H-105-130	REP-P	92-09-057	132H-112-042	REP	92-13-094
132G-116-155	NEW-P	92-22-030	132H-105-130	REP	92-13-093	132H-112-045	REP-E	92-07-074
132G-116-160	REP-P	92-22-030	132H-105-140	REP-E	92-07-071	132H-112-045	REP-P	92-09-058
132G-116-170	REP-P	92-22-030	132H-105-140	REP-P	92-09-057	132H-112-045	REP	92-13-094
132G-116-175	NEW-P	92-22-030	132H-105-140	REP	92-13-093	132H-112-048	REP-E	92-07-074
132G-116-180	REP-P	92-22-030	132H-105-150	REP-E	92-07-071	132H-112-048	REP-P	92-09-058
132G-116-185	NEW-P	92-22-030	132H-105-150	REP-P	92-09-057	132H-112-048	REP	92-13-094
132G-116-190	REP-P	92-22-030	132H-105-150	REP	92-13-093	132H-112-051	REP-E	92-07-074
132G-116-195	NEW-P	92-22-030	132H-105-160	REP-E	92-07-071	132H-112-051	REP-P	92-09-058
132G-116-200	REP-P	92-22-030	132H-105-160	REP-P	92-09-057	132H-112-051	REP	92-13-094
132G-116-205	NEW-P	92-22-030	132H-105-160	REP	92-13-093	132H-112-054	REP-E	92-07-074
132G-116-210	REP-P	92-22-030	132H-105-170	REP-E	92-07-071	132H-112-054	REP-P	92-09-058
132G-116-215	NEW-P	92-22-030	132H-105-170	REP-P	92-09-057	132H-112-054	REP	92-13-094
132G-116-220	REP-P	92-22-030	132H-105-170	REP	92-13-093	132H-112-057	REP-E	92-07-074
132G-116-225	NEW-P	92-22-030	132H-106-010	NEW-E	92-07-071	132H-112-057	REP-P	92-09-058
132G-116-230	REP-P	92-22-030	132H-106-010	NEW-P	92-09-057	132H-112-057	REP	92-13-094
132G-116-235	NEW-P	92-22-030	132H-106-010	NEW	92-13-093	132H-112-060	REP-E	92-07-074
132G-116-240	REP-P	92-22-030	132H-106-020	NEW-E	92-07-071	132H-112-060	REP-P	92-09-058
132G-116-245	NEW-P	92-22-030	132H-106-020	NEW-P	92-09-057	132H-112-060	REP	92-13-094
132G-116-250	REP-P	92-22-030	132H-106-020	NEW	92-13-093	132H-112-063	REP-E	92-07-074
132G-116-255	NEW-P	92-22-030	132H-106-030	NEW-E	92-07-071	132H-112-063	REP-P	92-09-058
132G-116-260	REP-P	92-22-030	132H-106-030	NEW-P	92-09-057	132H-112-063	REP	92-13-094
132G-116-265	NEW-P	92-22-030	132H-106-030	NEW	92-13-093	132H-112-300	AMD-P	92-09-062
132G-116-270	AMD-P	92-22-030	132H-106-040	NEW-E	92-07-071	132H-116-300	AMD-E	92-09-063
132G-116-275	NEW-P	92-22-030	132H-106-040	NEW-P	92-09-057	132H-116-300	AMD	92-13-097
132G-116-280	REP-P	92-22-030	132H-106-040	NEW	92-13-093	132H-116-310	AMD-P	92-09-062
132G-116-285	NEW-P	92-22-030	132H-106-050	NEW-E	92-07-071	132H-116-310	AMD-E	92-09-063
132G-116-290	REP-P	92-22-030	132H-106-050	NEW-P	92-09-057	132H-116-310	AMD	92-13-097
132G-116-295	NEW-P	92-22-030	132H-106-050	NEW	92-13-093	132H-116-315	NEW-P	92-09-062
132G-116-300	REP-P	92-22-030	132H-106-060	NEW-E	92-07-071	132H-116-315	NEW-E	92-09-063
132G-116-305	NEW-P	92-22-030	132H-106-060	NEW-P	92-09-057	132H-116-315	NEW	92-13-097
132G-116-310	REP-P	92-22-030	132H-106-060	NEW	92-13-093	132H-116-320	AMD-P	92-09-062
132G-116-315	NEW-P	92-22-030	132H-112-003	REP-E	92-07-074	132H-116-320	AMD-E	92-09-063
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132H-120-077	REP	92-19-047	132H-120-360	AMD-E	92-14-075	132H-136-030	AMD	92-19-052
132H-120-078	REP-P	92-14-061	132H-120-360	AMD	92-19-047	132H-136-035	NEW-P	92-16-066
132H-120-078	REP-E	92-14-075	132H-120-400	REP-P	92-14-061	132H-136-035	NEW	92-19-052
132H-120-078	REP	92-19-047	132H-120-400	REP-E	92-14-075	132H-148-010	REP-E	92-07-073
132H-120-079	REP-P	92-14-061	132H-120-400	REP	92-19-047	132H-148-010	REP-P	92-09-060
132H-120-079	REP-E	92-14-075	132H-120-400	NEW-P	92-14-061	132H-148-010	REP	92-13-096
132H-120-079	REP	92-19-047	132H-120-405	NEW-E	92-14-075	132H-148-110	REP-E	92-07-073
132H-120-080	REP-P	92-14-061	132H-120-405	NEW	92-19-047	132H-148-110	REP-P	92-09-060
132H-120-080	REP-E	92-14-075	132H-120-410	AMD-P	92-14-061	132H-148-110	REP	92-13-096
132H-120-080	REP	92-19-047	132H-120-410	AMD-E	92-14-075	132H-200-010	REP-P	92-15-062
132H-120-090	REP-P	92-14-061	132H-120-410	AMD	92-19-047	132H-200-010	REP	92-19-048
132H-120-090	REP-E	92-14-075	132H-120-420	AMD-P	92-14-061	132H-200-020	REP-P	92-15-062
132H-120-090	REP	92-19-047	132H-120-420	AMD-E	92-14-075	132H-200-020	REP	92-19-048
132H-120-100	REP-P	92-14-061	132H-120-420	AMD	92-19-047	132H-200-040	REP-P	92-15-062
132H-120-100	REP-E	92-14-075	132H-120-430	AMD-P	92-14-061	132H-200-040	REP	92-19-048
132H-120-100	REP	92-19-047	132H-120-430	AMD-E	92-14-075	132H-200-100	REP-P	92-15-062
132H-120-110	REP-P	92-14-061	132H-120-430	AMD	92-19-047	132H-200-100	REP	92-19-048
132H-120-110	REP-E	92-14-075	132H-120-440	AMD-P	92-14-061	132H-200-100	REP	92-19-048
132H-120-110	REP	92-19-047	132H-120-440	AMD-E	92-14-075	132H-200-110	REP-P	92-15-062
132H-120-120	REP-P	92-14-061	132H-120-440	AMD	92-19-047	132H-200-110	REP	92-19-048
132H-120-120	REP-E	92-14-075	132H-120-450	AMD-P	92-14-061	132H-200-200	REP-P	92-15-062
132H-120-120	REP	92-19-047	132H-120-450	AMD-E	92-14-075	132H-200-200	REP	92-19-048
132H-120-120	REP-P	92-14-061	132H-120-450	AMD	92-19-047	132H-200-200	REP	92-19-048
132H-120-130	REP-E	92-14-075	132H-120-450	AMD-E	92-14-075	132H-200-250	REP-P	92-15-062
132H-120-130	REP	92-19-047	132H-120-460	AMD-P	92-14-061	132H-200-250	REP	92-19-048
132H-120-200	AMD-P	92-14-061	132H-120-460	AMD-E	92-14-075	132H-200-250	REP	92-19-048
132H-120-200	AMD-E	92-14-075	132H-120-460	AMD	92-19-047	1321-104-010	REP-P	92-09-152
132H-120-200	AMD	92-19-047	132H-120-470	REP-P	92-14-061	1321-104-010	REP	92-15-115
132H-120-205	REP-P	92-14-061	132H-120-470	REP-E	92-14-075	1321-104-030	AMD-P	92-09-152
132H-120-205	REP-E	92-14-075	132H-120-470	REP	92-19-047	1321-104-030	AMD	92-15-115
132H-120-205	REP	92-19-047	132H-120-475	NEW-P	92-14-061	1321-104-040	AMD-P	92-09-152
132H-120-220	AMD-P	92-14-061	132H-120-475	NEW-E	92-14-075	1321-104-040	AMD	92-15-115
132H-120-220	AMD-E	92-14-075	132H-120-475	NEW	92-19-047	1321-104-050	REP-P	92-09-152
132H-120-220	AMD	92-19-047	132H-120-480	REP-P	92-14-061	1321-104-050	REP	92-15-115
132H-120-225	NEW-P	92-14-061	132H-120-480	REP-E	92-14-075	1321-104-060	REP-P	92-09-152
132H-120-225	NEW-E	92-14-075	132H-120-480	REP	92-19-047	1321-104-060	REP	92-15-115
132H-120-225	NEW	92-19-047	132H-120-480	REP-E	92-14-075	1321-104-065	NEW-P	92-09-152
132H-120-230	REP-P	92-14-061	132H-120-490	REP-P	92-14-061	1321-104-065	NEW	92-15-115
132H-120-230	REP-E	92-14-075	132H-120-490	REP-E	92-14-075	1321-104-070	REP-P	92-09-152
132H-120-230	REP	92-19-047	132H-120-490	REP	92-19-047	1321-104-070	REP	92-15-115
132H-120-235	NEW-P	92-14-061	132H-121-010	NEW-P	92-15-065	1321-104-080	AMD-P	92-09-152
132H-120-235	NEW-E	92-14-075	132H-121-010	NEW	92-19-051	1321-104-080	AMD	92-15-115
132H-120-240	REP-P	92-14-061	132H-122-010	NEW-P	92-15-068	1321-104-090	AMD-P	92-09-152
132H-120-240	REP-E	92-14-075	132H-122-010	NEW	92-19-054	1321-104-090	AMD	92-15-115
132H-120-240	REP	92-19-047	132H-122-020	NEW-P	92-15-068	1321-104-110	AMD-P	92-09-152
132H-120-245	NEW-P	92-14-061	132H-122-020	NEW	92-19-054	1321-104-110	AMD	92-15-115
132H-120-245	NEW-E	92-14-075	132H-122-030	NEW-P	92-15-068	1321-108-010	NEW-P	92-09-152
132H-120-245	NEW	92-19-047	132H-122-030	NEW	92-19-054	1321-108-010	NEW	92-15-115
132H-120-300	AMD-P	92-14-061	132H-122-030	NEW	92-19-054	1321-108-020	NEW-P	92-09-152
132H-120-300	AMD-E	92-14-075	132H-128-010	REP-E	92-07-072	1321-108-020	NEW	92-15-115
132H-120-300	AMD	92-19-047	132H-128-010	REP-P	92-09-059	1321-108-030	NEW-P	92-09-152
132H-120-305	NEW-P	92-14-061	132H-128-020	REP-E	92-07-072	1321-108-030	NEW	92-15-115
132H-120-305	NEW-E	92-14-075	132H-128-020	REP-P	92-09-059	1321-108-040	NEW-P	92-09-152
132H-120-305	NEW	92-19-047	132H-128-030	REP-E	92-07-072	1321-108-040	NEW	92-15-115
132H-120-310	AMD-P	92-14-061	132H-128-030	REP-P	92-09-059	1321-108-050	NEW-P	92-09-152
132H-120-310	AMD-E	92-14-075	132H-128-030	REP	92-13-095	1321-108-050	NEW	92-15-115
132H-120-310	AMD	92-19-047	132H-128-040	REP-E	92-07-072	1321-108-060	NEW-P	92-09-152
132H-120-320	REP-P	92-14-061	132H-128-040	REP-P	92-09-059	1321-108-070	NEW-P	92-15-115
132H-120-320	REP-E	92-14-075	132H-128-040	REP	92-13-095	1321-108-070	NEW	92-19-048
132H-120-320	REP	92-19-047	132H-131-010	NEW-P	92-15-067	1321-108-080	NEW-P	92-09-152
132H-120-330	REP-P	92-14-061	132H-131-010	NEW	92-19-053	1321-108-080	NEW	92-15-115
132H-120-330	REP-E	92-14-075	132H-131-020	NEW-P	92-15-067	1321-108-090	NEW-P	92-09-152
132H-120-330	REP	92-19-047	132H-131-020	NEW	92-19-053	1321-108-090	NEW	92-15-115
132H-120-335	NEW-P	92-14-061	132H-132-020	AMD-P	92-15-073	1321-108-100	NEW-P	92-09-152
132H-120-335	NEW-E	92-14-075	132H-132-020	AMD	92-19-055	1321-108-100	NEW	92-15-115
132H-120-335	NEW	92-19-047	132H-133-010	NEW-P	92-15-063	1321-108-110	NEW-P	92-09-152
132H-120-340	REP-P	92-14-061	132H-133-010	NEW	92-19-049	1321-108-110	NEW	92-15-115
132H-120-340	REP-E	92-14-075	132H-133-020	NEW-P	92-15-063	1321-108-120	NEW-P	92-09-152
132H-120-340	REP	92-19-047	132H-133-020	NEW	92-19-049	1321-112-010	REP-P	92-09-152
132H-120-350	AMD-P	92-14-061	132H-133-040	NEW-P	92-15-063	1321-112-010	REP	92-15-115
132H-120-350	AMD-E	92-14-075	132H-133-040	NEW	92-19-049	1321-112-020	REP-P	92-09-152
			132H-133-050	NEW-P	92-15-063	1321-112-020	REP	92-15-115

TABLE





**Table of WAC Sections Affected**

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
132J-125-140	NEW-E	92-14-048	132K-12-248	REP	92-03-031	132K-12-840	REP	92-03-031
132J-125-140	NEW-P	92-14-118	132K-12-250	REP	92-03-031	132M-108-010	NEW-P	92-04-058
132J-125-145	NEW-E	92-14-048	132K-12-252	REP	92-03-031	132M-108-010	NEW	92-09-005
132J-125-145	NEW-P	92-14-118	132K-12-254	REP	92-03-031	132M-108-020	NEW-P	92-04-058
132J-125-150	NEW-E	92-14-048	132K-12-256	REP	92-03-031	132M-108-020	NEW	92-09-005
132J-125-150	NEW-P	92-14-118	132K-12-258	REP	92-03-031	132M-108-030	NEW-P	92-04-058
132J-125-155	NEW-E	92-14-048	132K-12-268	REP	92-03-031	132M-108-030	NEW	92-09-005
132J-125-155	NEW-P	92-14-118	132K-12-270	REP	92-03-031	132M-108-040	NEW-P	92-04-058
132J-125-160	NEW-E	92-14-048	132K-12-272	REP	92-03-031	132M-108-040	NEW	92-09-005
132J-125-160	NEW-P	92-14-118	132K-12-274	REP	92-03-031	132M-108-050	NEW-P	92-04-058
132J-125-165	NEW-E	92-14-048	132K-12-276	REP	92-03-031	132M-108-050	NEW	92-09-005
132J-125-165	NEW-P	92-14-118	132K-12-278	REP	92-03-031	132M-108-060	NEW-P	92-04-058
132J-125-170	NEW-E	92-14-048	132K-12-280	REP	92-03-031	132M-108-060	NEW	92-09-005
132J-125-170	NEW-P	92-14-118	132K-12-282	REP	92-03-031	132M-108-070	NEW-P	92-04-058
132J-125-180	NEW-E	92-14-048	132K-12-284	REP	92-03-031	132M-108-070	NEW	92-09-005
132J-125-180	NEW-P	92-14-118	132K-12-286	REP	92-03-031	132M-108-080	NEW-P	92-04-058
132J-125-190	NEW-E	92-14-048	132K-12-288	REP	92-03-031	132M-108-080	NEW	92-09-005
132J-125-190	NEW-P	92-14-118	132K-12-290	REP	92-03-031	132M-110-130	AMD-P	92-04-057
132J-125-200	NEW-E	92-14-048	132K-12-300	REP	92-03-031	132M-110-130	AMD	92-09-004
132J-125-200	NEW-P	92-14-118	132K-12-310	REP	92-03-031	132M-112-010	REP-P	92-04-064
132J-125-210	NEW-E	92-14-048	132K-12-320	REP	92-03-031	132M-112-010	REP	92-09-092
132J-125-210	NEW-P	92-14-118	132K-12-330	REP	92-03-031	132M-112-011	REP-P	92-04-064
132J-125-220	NEW-E	92-14-048	132K-12-340	REP	92-03-031	132M-112-011	REP	92-09-092
132J-125-220	NEW-P	92-14-118	132K-12-350	REP	92-03-031	132M-113-010	AMD-P	92-04-065
132J-125-230	NEW-E	92-14-048	132K-12-360	REP	92-03-031	132M-113-010	AMD	92-09-093
132J-125-230	NEW-P	92-14-118	132K-12-370	REP	92-03-031	132M-113-015	AMD-P	92-04-065
132J-125-240	NEW-E	92-14-048	132K-12-380	REP	92-03-031	132M-113-015	AMD	92-09-093
132J-125-240	NEW-P	92-14-118	132K-12-390	REP	92-03-031	132M-113-020	AMD-P	92-04-065
132J-125-250	NEW-E	92-14-048	132K-12-400	REP	92-03-031	132M-113-020	AMD	92-09-093
132J-125-250	NEW-P	92-14-118	132K-12-410	REP	92-03-031	132M-113-025	AMD-P	92-04-065
132J-125-260	NEW-E	92-14-048	132K-12-420	REP	92-03-031	132M-113-025	AMD	92-09-093
132J-125-260	NEW-P	92-14-118	132K-12-430	REP	92-03-031	132M-113-030	AMD-P	92-04-065
132J-125-270	NEW-E	92-14-048	132K-12-440	REP	92-03-031	132M-113-030	AMD	92-09-093
132J-125-270	NEW-P	92-14-118	132K-12-450	REP	92-03-031	132M-113-035	REP-P	92-04-065
132J-125-280	NEW-E	92-14-048	132K-12-460	REP	92-03-031	132M-113-035	REP	92-09-093
132J-125-280	NEW-P	92-14-118	132K-12-470	REP	92-03-031	132M-113-045	REP-P	92-04-065
132J-125-290	NEW-E	92-14-048	132K-12-480	REP	92-03-031	132M-113-045	REP	92-09-093
132J-125-290	NEW-P	92-14-118	132K-12-490	REP	92-03-031	132M-113-050	NEW-P	92-04-065
132J-125-300	NEW-E	92-14-048	132K-12-500	REP	92-03-031	132M-113-050	NEW	92-09-093
132J-125-300	NEW-P	92-14-118	132K-12-510	REP	92-03-031	132M-113-055	NEW-P	92-04-065
132J-125-310	NEW-E	92-14-048	132K-12-520	REP	92-03-031	132M-113-055	NEW	92-09-093
132J-125-310	NEW-P	92-14-118	132K-12-530	REP	92-03-031	132M-115-001	NEW-P	92-04-061
132K-12-001	REP	92-03-031	132K-12-540	REP	92-03-031	132M-115-001	NEW	92-09-007
132K-12-010	REP	92-03-031	132K-12-550	REP	92-03-031	132M-115-010	REP-P	92-04-061
132K-12-020	REP	92-03-031	132K-12-560	REP	92-03-031	132M-115-010	REP	92-09-007
132K-12-030	REP	92-03-031	132K-12-570	REP	92-03-031	132M-115-020	REP-P	92-04-061
132K-12-040	REP	92-03-031	132K-12-580	REP	92-03-031	132M-115-020	REP	92-09-007
132K-12-050	REP	92-03-031	132K-12-590	REP	92-03-031	132M-115-030	REP-P	92-04-061
132K-12-060	REP	92-03-031	132K-12-600	REP	92-03-031	132M-115-030	REP	92-09-007
132K-12-070	REP	92-03-031	132K-12-610	REP	92-03-031	132M-115-040	REP-P	92-04-061
132K-12-080	REP	92-03-031	132K-12-620	REP	92-03-031	132M-115-040	REP	92-09-007
132K-12-090	REP	92-03-031	132K-12-630	REP	92-03-031	132M-120	AMD-P	92-04-059
132K-12-100	REP	92-03-031	132K-12-640	REP	92-03-031	132M-120	AMD	92-09-094
132K-12-110	REP	92-03-031	132K-12-650	REP	92-03-031	132M-120-010	AMD-P	92-04-059
132K-12-120	REP	92-03-031	132K-12-660	REP	92-03-031	132M-120-010	AMD	92-09-094
132K-12-130	REP	92-03-031	132K-12-670	REP	92-03-031	132M-120-020	AMD-P	92-04-059
132K-12-140	REP	92-03-031	132K-12-680	REP	92-03-031	132M-120-020	AMD	92-09-094
132K-12-150	REP	92-03-031	132K-12-690	REP	92-03-031	132M-120-025	NEW-P	92-04-059
132K-12-160	REP	92-03-031	132K-12-700	REP	92-03-031	132M-120-025	NEW	92-09-094
132K-12-170	REP	92-03-031	132K-12-710	REP	92-03-031	132M-120-030	AMD-P	92-04-059
132K-12-180	REP	92-03-031	132K-12-720	REP	92-03-031	132M-120-030	AMD	92-09-094
132K-12-190	REP	92-03-031	132K-12-725	REP	92-03-031	132M-120-040	AMD-P	92-04-059
132K-12-200	REP	92-03-031	132K-12-730	REP	92-03-031	132M-120-040	AMD	92-09-094
132K-12-220	REP	92-03-031	132K-12-740	REP	92-03-031	132M-120-050	REP-P	92-04-059
132K-12-230	REP	92-03-031	132K-12-750	REP	92-03-031	132M-120-050	REP	92-09-094
132K-12-232	REP	92-03-031	132K-12-760	REP	92-03-031	132M-120-065	NEW-P	92-04-059
132K-12-234	REP	92-03-031	132K-12-770	REP	92-03-031	132M-120-065	NEW	92-09-094
132K-12-236	REP	92-03-031	132K-12-780	REP	92-03-031	132M-120-070	REP-P	92-04-059
132K-12-238	REP	92-03-031	132K-12-790	REP	92-03-031	132M-120-070	REP	92-09-094
132K-12-240	REP	92-03-031	132K-12-800	REP	92-03-031	132M-120-080	REP-P	92-04-059
132K-12-242	REP	92-03-031	132K-12-810	REP	92-03-031	132M-120-080	REP	92-09-094
132K-12-244	REP	92-03-031	132K-12-820	REP	92-03-031	132M-120-095	NEW-P	92-04-059
132K-12-246	REP	92-03-031	132K-12-830	REP	92-03-031	132M-120-095	NEW	92-09-094

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
132M-120-100	NEW-P	92-04-059	132Q-05-060	AMD	92-14-037	132Q-20-130	AMD-P	92-10-051
132M-120-100	NEW	92-09-094	132Q-05-070	AMD-P	92-10-052	132Q-20-130	AMD	92-14-036
132M-120-110	NEW-P	92-04-059	132Q-05-070	AMD	92-14-037	132Q-20-160	AMD-P	92-10-051
132M-120-110	NEW	92-09-094	132Q-05-080	AMD-P	92-10-052	132Q-20-160	AMD	92-14-036
132M-120-120	NEW-P	92-04-059	132Q-05-080	AMD	92-14-037	132Q-20-170	AMD-P	92-10-051
132M-120-120	NEW	92-09-094	132Q-05-090	AMD-P	92-10-052	132Q-20-170	AMD	92-14-036
132M-120-130	NEW-P	92-04-059	132Q-05-090	AMD	92-14-037	132Q-20-200	AMD-P	92-10-051
132M-120-130	NEW	92-09-094	132Q-05-100	AMD-P	92-10-052	132Q-20-200	AMD	92-14-036
132M-120-200	NEW-P	92-04-059	132Q-05-100	AMD	92-14-037	132Q-20-210	AMD-P	92-10-051
132M-120-200	NEW	92-09-094	132Q-05-120	AMD-P	92-10-052	132Q-20-210	AMD	92-14-036
132M-120-210	NEW-P	92-04-059	132Q-05-120	AMD	92-14-037	132Q-20-220	AMD-P	92-10-051
132M-120-210	NEW	92-09-094	132Q-06-020	AMD-P	92-10-057	132Q-20-220	AMD	92-14-036
132M-120-220	NEW-P	92-04-059	132Q-06-020	AMD	92-14-042	132Q-20-240	AMD-P	92-10-051
132M-120-220	NEW	92-09-094	132Q-06-025	AMD-P	92-10-057	132Q-20-240	AMD	92-14-036
132M-120-300	NEW-P	92-04-059	132Q-06-025	AMD	92-14-042	132Q-20-250	AMD-P	92-10-051
132M-120-300	NEW	92-09-094	132Q-06-030	AMD-P	92-10-057	132Q-20-250	AMD	92-14-036
132M-120-310	NEW-P	92-04-059	132Q-06-030	AMD	92-14-042	132Q-20-260	AMD-P	92-10-051
132M-120-310	NEW	92-09-094	132Q-06-040	AMD-P	92-10-057	132Q-20-260	AMD	92-14-036
132M-120-320	NEW-P	92-04-059	132Q-06-040	AMD	92-14-042	132Q-108-050	AMD-P	92-10-054
132M-120-320	NEW	92-09-094	132Q-12-010	AMD-P	92-10-056	132Q-108-050	AMD	92-14-039
132M-136-020	AMD-P	92-04-063	132Q-12-010	AMD	92-14-041	132Q-113-010	AMD-P	92-10-055
132M-136-020	AMD	92-09-009	132Q-16-003	REP-P	92-10-058	132Q-113-010	AMD	92-14-040
132M-136-060	AMD-P	92-04-063	132Q-16-003	REP	92-14-043	132R-117-010	NEW-P	92-16-006
132M-136-060	AMD	92-09-009	132Q-16-006	REP-P	92-10-058	132R-117-010	NEW	92-20-077
132M-136-100	NEW-P	92-04-063	132Q-16-006	REP	92-14-043	132Y-100-008	AMD-P	92-04-067
132M-136-100	NEW	92-09-009	132Q-16-009	REP-P	92-10-058	132Y-100-008	AMD	92-09-055
132M-140-010	REP-P	92-04-063	132Q-16-009	REP	92-14-043	132Y-100-010	REP-P	92-04-067
132M-140-010	REP	92-09-009	132Q-16-012	REP-P	92-10-058	132Y-100-010	REP	92-09-055
132M-160-010	AMD-P	92-04-062	132Q-16-012	REP	92-14-043	132Y-100-028	AMD-P	92-04-067
132M-160-010	AMD	92-09-008	132Q-16-015	REP-P	92-10-058	132Y-100-028	AMD	92-09-055
132M-300-001	NEW-P	92-04-064	132Q-16-015	REP	92-14-043	132Y-100-036	REP-P	92-04-067
132M-300-001	NEW	92-09-092	132Q-16-018	REP-P	92-10-058	132Y-100-036	REP	92-09-055
132M-300-010	NEW-P	92-04-064	132Q-16-018	REP	92-14-043	132Y-100-040	REP-P	92-04-067
132M-300-010	NEW	92-09-092	132Q-16-021	REP-P	92-10-058	132Y-100-040	REP	92-09-055
132M-400-010	NEW-P	92-04-060	132Q-16-021	REP	92-14-043	132Y-100-044	AMD-P	92-04-067
132M-400-010	NEW	92-09-006	132Q-16-024	REP-P	92-10-058	132Y-100-044	AMD	92-09-055
132M-400-020	NEW-P	92-04-060	132Q-16-024	REP	92-14-043	132Y-100-048	REP-P	92-04-067
132M-400-020	NEW	92-09-006	132Q-16-027	REP-P	92-10-058	132Y-100-048	REP	92-09-055
132M-400-030	NEW-P	92-04-060	132Q-16-027	REP	92-14-043	132Y-100-066	NEW-P	92-04-067
132M-400-030	NEW	92-09-006	132Q-16-030	REP-P	92-10-058	132Y-100-066	NEW	92-09-055
132M-400-040	NEW-P	92-04-060	132Q-16-030	REP	92-14-043	132Y-100-072	AMD-P	92-04-067
132M-400-040	NEW	92-09-006	132Q-16-033	REP-P	92-10-058	132Y-100-072	AMD	92-09-055
132Q-04-020	AMD-P	92-10-053	132Q-16-033	REP	92-14-043	132Y-100-100	AMD-P	92-04-067
132Q-04-020	AMD	92-14-038	132Q-16-036	REP-P	92-10-058	132Y-100-100	AMD	92-09-055
132Q-04-095	AMD-P	92-10-053	132Q-16-036	REP	92-14-043	132Y-100-104	AMD-P	92-04-067
132Q-04-095	AMD	92-14-038	132Q-16-039	REP-P	92-10-058	132Y-100-104	AMD	92-09-055
132Q-04-096	NEW-P	92-10-053	132Q-16-039	REP	92-14-043	132Y-100-112	AMD-P	92-04-067
132Q-04-096	NEW	92-14-038	132Q-16-042	REP-P	92-10-058	132Y-100-112	AMD	92-09-055
132Q-04-120	AMD-P	92-10-053	132Q-16-042	REP	92-14-043	132Y-100-116	AMD-P	92-04-067
132Q-04-120	AMD	92-14-038	132Q-16-045	REP-P	92-10-058	132Y-100-116	AMD	92-09-055
132Q-04-130	AMD-P	92-10-053	132Q-16-045	REP	92-14-043	132Y-100-120	AMD-P	92-04-067
132Q-04-130	AMD	92-14-038	132Q-16-048	REP-P	92-10-058	132Y-100-120	AMD	92-09-055
132Q-04-140	AMD-P	92-10-053	132Q-16-048	REP	92-14-043	136-01-010	AMD-P	92-08-068
132Q-04-140	AMD	92-14-038	132Q-16-051	REP-P	92-10-058	136-01-010	AMD	92-13-036
132Q-04-170	AMD-P	92-10-053	132Q-16-051	REP	92-14-043	136-01-020	AMD-P	92-08-068
132Q-04-170	AMD	92-14-038	132Q-16-054	REP-P	92-10-058	136-01-020	AMD	92-13-036
132Q-04-180	AMD-P	92-10-053	132Q-16-054	REP	92-14-043	136-01-030	AMD-P	92-08-068
132Q-04-180	AMD	92-14-038	132Q-16-057	REP-P	92-10-058	136-01-030	AMD	92-13-036
132Q-04-190	AMD-P	92-10-053	132Q-16-057	REP	92-14-043	136-03-010	NEW-P	92-08-069
132Q-04-190	AMD	92-14-038	132Q-16-060	REP-P	92-10-058	136-03-010	NEW	92-13-037
132Q-04-200	AMD-P	92-10-053	132Q-16-060	REP	92-14-043	136-03-020	NEW-P	92-08-069
132Q-04-200	AMD	92-14-038	132Q-16-063	REP-P	92-10-058	136-03-020	NEW	92-13-037
132Q-04-210	AMD-P	92-10-053	132Q-16-063	REP	92-14-043	136-03-030	NEW-P	92-08-069
132Q-04-210	AMD	92-14-038	132Q-20-020	AMD-P	92-10-051	136-03-030	NEW	92-13-037
132Q-04-250	AMD-P	92-10-053	132Q-20-020	AMD	92-14-036	136-03-040	NEW-P	92-08-069
132Q-04-250	AMD	92-14-038	132Q-20-040	AMD-P	92-10-051	136-03-040	NEW	92-13-037
132Q-04-260	AMD-P	92-10-053	132Q-20-040	AMD	92-14-036	136-03-050	NEW-P	92-08-069
132Q-04-260	AMD	92-14-038	132Q-20-060	AMD-P	92-10-051	136-03-050	NEW	92-13-037
132Q-04-280	AMD-P	92-10-053	132Q-20-060	AMD	92-14-036	136-03-060	NEW-P	92-08-069
132Q-04-280	AMD	92-14-038	132Q-20-090	AMD-P	92-10-051	136-03-060	NEW	92-13-037
132Q-05-050	AMD-P	92-10-052	132Q-20-090	AMD	92-14-036	136-03-070	NEW-P	92-08-069
132Q-05-050	AMD	92-14-037	132Q-20-110	AMD-P	92-10-051	136-03-070	NEW	92-13-037
132Q-05-060	AMD-P	92-10-052	132Q-20-110	AMD	92-14-036	136-03-080	NEW-P	92-08-069

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
172-325-010	AMD-P	92-05-055	173-175-020	AMD-P	92-20-115
172-325-010	AMD	92-09-104	173-175-030	NEW-P	92-06-091
172-325-010	AMD-P	92-16-062	173-175-030	NEW	92-12-055
172-325-010	AMD	92-21-047	173-175-030	AMD-P	92-20-115
173-03-030	AMD-E	92-13-049	173-175-040	NEW-P	92-06-091
173-03-030	AMD-P	92-15-112	173-175-040	NEW	92-12-055
173-03-030	AMD	92-20-116	173-175-050	NEW-P	92-06-091
173-03-030	AMD-E	92-20-117	173-175-050	NEW	92-12-055
173-03-040	AMD-E	92-13-049	173-175-060	NEW-P	92-06-091
173-03-040	AMD-P	92-15-112	173-175-060	NEW	92-12-055
173-03-040	AMD	92-20-116	173-175-070	NEW-P	92-06-091
173-03-040	AMD-E	92-20-117	173-175-070	NEW	92-12-055
173-03-060	AMD-E	92-13-049	173-175-070	AMD-P	92-20-115
173-03-060	AMD-P	92-15-112	173-175-100	NEW-P	92-06-091
173-03-060	AMD	92-20-116	173-175-100	NEW	92-12-055
173-03-060	AMD-E	92-20-117	173-175-110	NEW-P	92-06-091
173-03-070	AMD-E	92-13-049	173-175-110	NEW	92-12-055
173-03-070	AMD-P	92-15-112	173-175-120	NEW-P	92-06-091
173-03-070	AMD	92-20-116	173-175-120	NEW	92-12-055
173-03-070	AMD-E	92-20-117	173-175-130	NEW-P	92-06-091
173-03-100	AMD-E	92-13-049	173-175-130	NEW	92-12-055
173-03-100	AMD-P	92-15-112	173-175-140	NEW-P	92-06-091
173-03-100	AMD	92-20-116	173-175-140	NEW	92-12-055
173-03-100	AMD-E	92-20-117	173-175-150	NEW-P	92-06-091
173-19-130	AMD-P	92-07-091	173-175-150	NEW	92-12-055
173-19-130	AMD	92-13-081	173-175-160	NEW-P	92-06-091
173-19-140	AMD-P	92-20-086	173-175-160	NEW	92-12-055
173-19-1404	AMD-P	92-20-085	173-175-170	NEW-P	92-06-091
173-19-1701	AMD	92-03-132	173-175-170	NEW	92-12-055
173-19-230	AMD-P	92-04-080	173-175-180	NEW-P	92-06-091
173-19-230	AMD	92-09-135	173-175-180	NEW	92-12-055
173-19-2503	AMD-P	92-07-090	173-175-190	NEW-P	92-06-091
173-19-2503	AMD	92-13-080	173-175-190	NEW	92-12-055
173-19-2511	AMD-P	92-07-087	173-175-200	NEW-P	92-06-091
173-19-2511	AMD	92-13-082	173-175-200	NEW	92-12-055
173-19-2515	AMD-P	92-03-128	173-175-210	NEW-P	92-06-091
173-19-2515	AMD-C	92-09-131	173-175-210	NEW	92-12-055
173-19-2515	AMD	92-11-044	173-175-220	NEW-P	92-06-091
173-19-2521	AMD-P	92-07-088	173-175-220	NEW	92-12-055
173-19-2521	AMD-C	92-09-128	173-175-230	NEW-P	92-06-091
173-19-2521	AMD-C	92-13-079	173-175-230	NEW	92-12-055
173-19-2521	AMD-C	92-16-094	173-175-240	NEW-P	92-06-091
173-19-2521	AMD	92-19-090	173-175-240	NEW	92-12-055
173-19-2521	AMD-P	92-20-087	173-175-250	NEW-P	92-06-091
173-19-2523	AMD-P	92-09-132	173-175-250	NEW	92-12-055
173-19-2523	AMD	92-17-073	173-175-260	NEW-P	92-06-091
173-19-2601	AMD	92-04-081	173-175-260	NEW	92-12-055
173-19-2602	AMD-P	92-03-129	173-175-270	NEW-P	92-06-091
173-19-2602	AMD-C	92-09-127	173-175-270	NEW	92-12-055
173-19-2602	AMD-C	92-12-054	173-175-350	NEW-P	92-06-091
173-19-2602	AMD	92-13-084	173-175-350	NEW	92-12-055
173-19-350	AMD-P	92-20-088	173-175-360	NEW-P	92-06-091
173-19-3503	AMD-P	92-20-089	173-175-360	NEW	92-12-055
173-19-3514	AMD-P	92-15-109	173-175-370	NEW-P	92-06-091
173-19-3514	AMD-C	92-21-081	173-175-370	NEW	92-12-055
173-19-360	AMD-P	92-11-042	173-175-380	NEW-P	92-06-091
173-19-360	AMD-C	92-14-120	173-175-380	NEW	92-12-055
173-19-360	AMD-P	92-15-110	173-175-390	NEW-P	92-06-091
173-19-360	AMD	92-17-074	173-175-390	NEW	92-12-055
173-19-360	AMD	92-21-084	173-175-390	AMD-P	92-20-115
173-19-410	AMD-P	92-22-103	173-175-400	NEW-P	92-06-091
173-19-4205	AMD-P	92-03-130	173-175-400	NEW	92-12-055
173-19-4205	AMD	92-09-134	173-175-500	NEW-P	92-06-091
173-19-430	AMD-P	92-07-089	173-175-500	NEW	92-12-055
173-19-430	AMD-C	92-13-078	173-175-510	NEW-P	92-06-091
173-19-430	AMD	92-16-095	173-175-510	NEW	92-12-055
173-19-450	AMD-P	92-15-108	173-175-520	NEW-P	92-06-091
173-19-450	AMD-C	92-20-068	173-175-520	NEW	92-12-055
173-19-450	AMD-C	92-21-082	173-175-530	NEW	92-12-055
173-175-010	NEW-P	92-06-091	173-175-600	NEW-P	92-06-091
173-175-010	NEW	92-12-055	173-175-600	NEW	92-12-055
173-175-020	NEW-P	92-06-091	173-175-610	NEW-P	92-06-091
173-175-020	NEW	92-12-055	173-175-610	NEW	92-12-055
173-175-620	NEW-P	92-06-091	173-175-620	NEW-P	92-06-091
173-175-620	NEW	92-12-055	173-175-630	NEW-P	92-06-091
173-175-630	NEW-P	92-06-091	173-175-630	NEW	92-12-055
173-175-700	NEW-P	92-20-115	173-175-700	NEW-P	92-20-115
173-175-710	NEW-P	92-20-115	173-175-710	NEW-P	92-20-115
173-175-720	NEW-P	92-20-115	173-175-720	NEW-P	92-20-115
173-175-730	NEW-P	92-20-115	173-175-730	NEW-P	92-20-115
173-175-740	NEW-P	92-20-115	173-175-740	NEW-P	92-20-115
173-175-750	NEW-P	92-20-115	173-175-750	NEW-P	92-20-115
173-175-760	NEW-P	92-20-115	173-175-760	NEW-P	92-20-115
173-175-770	NEW-P	92-20-115	173-175-770	NEW-P	92-20-115
173-175-780	NEW-P	92-20-115	173-175-780	NEW-P	92-20-115
173-175-790	NEW-P	92-20-115	173-175-790	NEW-P	92-20-115
173-175-800	NEW-P	92-20-115	173-175-800	NEW-P	92-20-115
173-175-810	NEW-P	92-20-115	173-175-810	NEW-P	92-20-115
173-175-820	NEW-P	92-20-115	173-175-820	NEW-P	92-20-115
173-180C	NEW-C	92-18-029	173-180C	NEW-C	92-18-029
173-180C-010	NEW-P	92-17-075	173-180C-010	NEW-P	92-17-075
173-180C-020	NEW-P	92-17-075	173-180C-020	NEW-P	92-17-075
173-180C-030	NEW-P	92-17-075	173-180C-030	NEW-P	92-17-075
173-180C-040	NEW-P	92-17-075	173-180C-040	NEW-P	92-17-075
173-180C-050	NEW-P	92-17-075	173-180C-050	NEW-P	92-17-075
173-180C-060	NEW-P	92-17-075	173-180C-060	NEW-P	92-17-075
173-180C-070	NEW-P	92-17-075	173-180C-070	NEW-P	92-17-075
173-180C-080	NEW-P	92-17-075	173-180C-080	NEW-P	92-17-075
173-180C-090	NEW-P	92-17-075	173-180C-090	NEW-P	92-17-075
173-180C-095	NEW-P	92-17-075	173-180C-095	NEW-P	92-17-075
173-180C-098	NEW-P	92-17-075	173-180C-098	NEW-P	92-17-075
173-180D-010	NEW-P	92-06-087	173-180D-010	NEW-P	92-06-087
173-180D-010	NEW	92-15-035	173-180D-010	NEW	92-15-035
173-180D-020	NEW-P	92-06-087	173-180D-020	NEW-P	92-06-087
173-180D-020	NEW	92-15-035	173-180D-020	NEW	92-15-035
173-180D-030	NEW-P	92-06-087	173-180D-030	NEW-P	92-06-087
173-180D-030	NEW	92-15-035	173-180D-030	NEW	92-15-035
173-180D-040	NEW-P	92-06-087	173-180D-040	NEW-P	92-06-087
173-180D-040	NEW	92-15-035	173-180D-040	NEW	92-15-035
173-180D-050	NEW-P	92-06-087	173-180D-050	NEW-P	92-06-087
173-180D-050	NEW	92-15-035	173-180D-050	NEW	92-15-035
173-180D-055	NEW-P	92-06-087	173-180D-055	NEW-P	92-06-087
173-180D-055	NEW	92-15-035	173-180D-055	NEW	92-15-035
173-180D-060	NEW-P	92-06-087	173-180D-060	NEW-P	92-06-087
173-180D-060	NEW	92-15-035	173-180D-060	NEW	92-15-035
173-180D-065	NEW-P	92-06-087	173-180D-065	NEW-P	92-06-087
173-180D-065	NEW	92-15-035	173-180D-065	NEW	92-15-035
173-180D-070	NEW-P	92-06-087	173-180D-070	NEW-P	92-06-087
173-180D-070	NEW	92-15-035	173-180D-070	NEW	92-15-035
173-180D-075	NEW-P	92-06-087	173-180D-075	NEW-P	92-06-087
173-180D-075	NEW	92-15-035	173-180D-075	NEW	92-15-035
173-180D-080	NEW-P	92-06-087	173-180D-080	NEW-P	92-06-087
173-180D-080	NEW	92-15-035	173-180D-080	NEW	92-15-035
173-180D-085	NEW-P	92-06-087	173-180D-085	NEW-P	92-06-087
173-180D-085	NEW	92-15-035	173-180D-085	NEW	92-15-035
173-180D-090	NEW-P	92-06-087	173-180D-090	NEW-P	92-06-087
173-180D-090	NEW	92-15-035	173-180D-090	NEW	92-15-035
173-180D-098	NEW-P	92-06-087	173-180D-098	NEW-P	92-06-087
173-180D-098	NEW	92-15-035	173-180D-098	NEW	92-15-035
173-183	NEW-C	92-09-034	173-183	NEW-C	92-09-034
173-183-010	NEW	92-10-005	173-183-010	NEW	92-10-005
173-183-020	NEW	92-10-005	173-183-020	NEW	92-10-005
173-183-030	NEW	92-10-005	173-183-030	NEW	92-10-005
173-183-100	NEW	92-10-005	173-183-100	NEW	92-10-005
173-183-200	NEW	92-10-005	173-183-200	NEW	92-10-005
173-183-210	NEW	92-10-005	173-183-210	NEW	92-10-005
173-183-220	NEW	92-10-005	173-183-220	NEW	92-10-005
173-183-230	NEW	92-10-005	173-183-230	NEW	92-10-005
173-183-240	NEW	92-10-005	173-183-240	NEW	92-10-005
173-183-250	NEW	92-10-005	173-183-250	NEW	92-10-005
173-183-260	NEW	92-10-005	173-183-260	NEW	92-10-005
173-183-270	NEW	92-10-005	173-183-270	NEW	92-10-005
173-183-300	NEW	92-10-005	173-183-300	NEW	92-10-005
173-183-310	NEW	92-10-005	173-183-310	NEW	92-10-005
173-183-320	NEW	92-10-005	173-183-320	NEW	92-10-005

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
173-183-330	NEW	92-10-005	173-216-070	AMD-E	92-21-015
173-183-340	NEW	92-10-005	173-216-130	AMD-E	92-21-015
173-183-350	NEW-W	92-11-038	173-216-140	AMD-E	92-21-015
173-183-400	NEW	92-10-005	173-220-010	AMD-E	92-21-015
173-183-410	NEW	92-10-005	173-220-020	AMD-E	92-21-015
173-183-420	NEW	92-10-005	173-220-030	AMD-E	92-21-015
173-183-430	NEW	92-10-005	173-220-040	AMD-E	92-21-015
173-183-440	NEW	92-10-005	173-220-045	REP-E	92-21-015
173-183-450	NEW	92-10-005	173-220-050	AMD-E	92-21-015
173-183-450	NEW	92-13-083	173-220-060	AMD-E	92-21-015
173-183-460	NEW	92-10-005	173-220-070	AMD-E	92-21-015
173-183-470	NEW	92-10-005	173-220-090	AMD-E	92-21-015
173-183-500	NEW	92-10-005	173-220-100	AMD-E	92-21-015
173-183-600	NEW	92-10-005	173-220-110	AMD-E	92-21-015
173-183-610	NEW	92-10-005	173-220-225	AMD-E	92-21-015
173-183-620	NEW	92-10-005	173-224-015	AMD	92-03-131
173-183-700	NEW	92-10-005	173-224-020	AMD	92-03-131
173-183-710	NEW	92-10-005	173-224-030	AMD	92-03-131
173-183-800	NEW	92-10-005	173-224-040	AMD	92-03-131
173-183-810	NEW	92-10-005	173-224-050	AMD	92-03-131
173-183-820	NEW	92-10-005	173-224-090	AMD	92-03-131
173-183-830	NEW	92-10-005	173-224-100	AMD	92-03-131
173-183-840	NEW	92-10-005	173-224-120	AMD	92-03-131
173-183-850	NEW	92-10-005	173-226-010	NEW-E	92-21-015
173-183-860	NEW	92-10-005	173-226-020	NEW-E	92-21-015
173-183-865	NEW	92-10-005	173-226-030	NEW-E	92-21-015
173-183-870	NEW	92-10-005	173-226-040	NEW-E	92-21-015
173-183-880	NEW	92-10-005	173-226-050	NEW-E	92-21-015
173-183-890	NEW	92-10-005	173-226-060	NEW-E	92-21-015
173-183-900	NEW	92-10-005	173-226-070	NEW-E	92-21-015
173-183-910	NEW	92-10-005	173-226-080	NEW-E	92-21-015
173-183-920	NEW	92-10-005	173-226-090	NEW-E	92-21-015
173-201	REP-C	92-21-003	173-226-100	NEW-E	92-21-015
173-201-010	REP-P	92-11-041	173-226-110	NEW-E	92-21-015
173-201-025	REP-P	92-11-041	173-226-120	NEW-E	92-21-015
173-201-035	REP-P	92-11-041	173-226-130	NEW-E	92-21-015
173-201-045	REP-P	92-11-041	173-226-140	NEW-E	92-21-015
173-201-047	REP-P	92-11-041	173-226-150	NEW-E	92-21-015
173-201-070	REP-P	92-11-041	173-226-160	NEW-E	92-21-015
173-201-080	REP-P	92-11-041	173-226-170	NEW-E	92-21-015
173-201-085	REP-P	92-11-041	173-226-180	NEW-E	92-21-015
173-201-090	REP-P	92-11-041	173-226-190	NEW-E	92-21-015
173-201-100	REP-P	92-11-041	173-226-200	NEW-E	92-21-015
173-201-110	REP-P	92-11-041	173-226-210	NEW-E	92-21-015
173-201-120	REP-P	92-11-041	173-226-220	NEW-E	92-21-015
173-201A	NEW-C	92-21-003	173-226-230	NEW-E	92-21-015
173-201A-010	NEW-P	92-11-041	173-226-240	NEW-E	92-21-015
173-201A-020	NEW-P	92-11-041	173-226-250	NEW-E	92-21-015
173-201A-030	NEW-P	92-11-041	173-303-070	AMD-P	92-18-078
173-201A-040	NEW-P	92-11-041	173-303-070	AMD-E	92-19-067
173-201A-050	NEW-P	92-11-041	173-303-120	AMD-P	92-18-078
173-201A-060	NEW-P	92-11-041	173-303-120	AMD-E	92-19-067
173-201A-070	NEW-P	92-11-041	173-303-145	AMD-P	92-03-127
173-201A-080	NEW-P	92-11-041	173-303-145	AMD-C	92-11-040
173-201A-100	NEW-P	92-11-041	173-303-145	AMD	92-15-036
173-201A-110	NEW-P	92-11-041	173-303-506	NEW-E	92-11-045
173-201A-120	NEW-P	92-11-041	173-303-506	NEW-P	92-18-078
173-201A-130	NEW-P	92-11-041	173-303-506	NEW-E	92-19-067
173-201A-140	NEW-P	92-11-041	173-305-060	REP-P	92-05-083
173-201A-150	NEW-P	92-11-041	173-305-060	REP	92-10-043
173-201A-160	NEW-P	92-11-041	173-305-070	REP-P	92-05-083
173-201A-170	NEW-P	92-11-041	173-305-070	REP	92-10-043
173-201A-180	NEW-P	92-11-041	173-305-080	REP-P	92-05-083
173-202-020	AMD-E	92-05-084	173-305-080	REP	92-10-043
173-202-020	AMD-P	92-07-085	173-305-090	REP-P	92-05-083
173-202-020	AMD-S	92-11-068	173-305-090	REP	92-10-043
173-202-020	AMD	92-14-098	173-322-010	AMD-E	92-14-072
173-202-020	AMD-P	92-20-128	173-322-020	AMD-E	92-14-072
173-202-020	AMD-E	92-20-129	173-322-050	AMD-E	92-14-072
173-216-010	AMD-E	92-21-015	173-322-060	AMD-E	92-14-072
173-216-030	AMD-E	92-21-015	173-322-070	AMD-E	92-14-072
173-216-040	AMD-E	92-21-015	173-322-080	AMD-E	92-14-072
173-216-050	AMD-E	92-21-015	173-322-090	AMD-E	92-14-072
173-322-100	AMD-E	92-14-072	173-322-105	NEW-E	92-14-072
173-322-105	NEW-E	92-14-072	173-326-010	AMD-P	92-16-087
173-326-010	AMD-P	92-16-087	173-326-020	AMD-P	92-16-087
173-326-020	AMD-P	92-16-087	173-326-030	AMD-P	92-16-087
173-326-030	AMD-P	92-16-087	173-326-040	AMD-P	92-16-087
173-326-040	AMD-P	92-16-087	173-326-050	NEW-P	92-16-087
173-326-050	NEW-P	92-16-087	173-326-060	NEW-P	92-16-087
173-400-030	AMD-P	92-18-096	173-400-070	AMD-P	92-18-096
173-400-040	AMD-P	92-18-096	173-400-075	AMD-P	92-18-096
173-400-070	AMD-P	92-18-096	173-400-080	NEW-P	92-18-096
173-400-075	AMD-P	92-18-096	173-400-100	AMD-P	92-18-096
173-400-080	NEW-P	92-18-096	173-400-105	AMD-P	92-18-096
173-400-100	AMD-P	92-18-096	173-400-107	NEW-P	92-18-096
173-400-105	AMD-P	92-18-096	173-400-110	AMD-P	92-18-096
173-400-107	NEW-P	92-18-096	173-400-112	NEW-P	92-18-096
173-400-110	AMD-P	92-18-096	173-400-113	NEW-P	92-18-096
173-400-112	NEW-P	92-18-096	173-400-114	NEW-P	92-18-096
173-400-113	NEW-P	92-18-096	173-400-115	AMD-P	92-18-096
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173-400-115	AMD-P	92-18-096	173-400-120	AMD-P	92-18-096
173-400-116	NEW-P	92-18-096	173-400-131	AMD-P	92-18-096
173-400-120	AMD-P	92-18-096	173-400-136	AMD-P	92-18-096
173-400-131	AMD-P	92-18-096	173-400-141	AMD-P	92-18-096
173-400-136	AMD-P	92-18-096	173-400-171	AMD-P	92-18-096
173-400-141	AMD-P	92-18-096	173-400-180	AMD-P	92-18-096
173-400-171	AMD-P	92-18-096	173-400-230	AMD-P	92-18-096
173-400-180	AMD-P	92-18-096	173-400-230	AMD-E	92-19-017
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173-400-230	AMD-E	92-19-017	173-420-010	NEW-P	92-20-114
173-400-250	AMD-P	92-18-096	173-420-020	NEW-P	92-20-114
173-420-010	NEW-P	92-20-114	173-420-030	NEW-P	92-20-114
173-420-020	NEW-P	92-20-114	173-420-040	NEW-P	92-20-114
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173-420-050	NEW-P	92-20-114	173-420-070	NEW-P	92-20-114
173-420-060	NEW-P	92-20-114	173-420-080	NEW-P	92-20-114
173-420-070	NEW-P	92-20-114	173-420-090	NEW-P	92-20-114
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173-420-090	NEW-P	92-20-114	173-422-010	AMD-P	92-09-133
173-422	AMD-C	92-18-077	173-422-010	AMD	92-22-029
173-422-010	AMD-P	92-09-133	173-422-020	AMD-P	92-09-133
173-422-020	AMD	92-22-029	173-422-020	AMD	92-22-029
173-422-030	AMD-P	92-09-133	173-422-030	AMD-P	92-09-133
173-422-035	AMD-P	92-09-133	173-422-035	AMD	92-22-029
173-422-040	AMD-P	92-09-133	173-422-040	AMD-P	92-09-133
173-422-040	AMD	92-22-029	173-422-040	AMD	92-22-029
173-422-050	AMD-P	92-09-133	173-422-050	AMD-P	92-09-133
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173-422-070	AMD-P	92-09-133	173-422-070	NEW	92-22-029
173-422-070	AMD	92-22-029	173-422-075	NEW-P	92-09-133
173-422-075	NEW-P	92-09-133	173-422-075	NEW	92-22-029
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173-422-080	REP	92-22-029	173-422-080	REP	92-22-029
173-422-090	AMD-P	92-09-133	173-422-090	AMD-P	92-09-133
173-422-090	AMD	92-22-029	173-422-095	NEW-P	92-09-133
173-422-095	NEW-P	92-09-133	173-422-095	NEW	92-22-029
173-422-100	AMD-P	92-09-133	173-422-100	AMD-P	92-09-133
173-422-100	AMD	92-22-029	173-422-100	AMD	92-22-029
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173-422-130	AMD-P	92-09-133	173-492-060	NEW-S	92-11-043	180-20-070	NEW-P	92-13-098
173-422-130	AMD	92-22-029	173-492-060	NEW	92-20-123	180-20-070	NEW-W	92-20-119
173-422-140	AMD-P	92-09-133	173-492-070	NEW-P	92-06-088	180-20-075	NEW-P	92-13-098
173-422-140	AMD	92-22-029	173-492-070	NEW-S	92-11-043	180-20-075	NEW-W	92-20-119
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173-422-150	REP	92-22-029	173-492-080	NEW-P	92-06-088	180-20-080	NEW-W	92-20-119
173-422-160	AMD-P	92-09-133	173-492-080	NEW-S	92-11-043	180-20-090	NEW-P	92-13-098
173-422-160	AMD	92-22-029	173-492-080	NEW	92-20-123	180-20-090	NEW-W	92-20-119
173-422-170	AMD-P	92-09-133	173-492-090	NEW-P	92-06-088	180-20-095	NEW-P	92-13-098
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173-422-180	REP-P	92-09-133	173-492-090	NEW	92-20-123	180-20-101	NEW-P	92-13-098
173-422-180	REP	92-22-029	173-492-100	NEW-P	92-06-088	180-20-101	NEW-W	92-20-119
173-425	AMD-C	92-19-079	173-492-100	NEW-S	92-11-043	180-20-111	NEW-P	92-13-098
173-425-010	AMD-P	92-12-026	173-492-100	NEW	92-20-123	180-20-111	NEW-W	92-20-119
173-425-020	AMD-P	92-12-026	173-563	NEW-C	92-16-026	180-20-115	NEW-P	92-13-098
173-425-030	AMD-P	92-12-026	173-563	NEW-C	92-22-088	180-20-115	NEW-W	92-20-119
173-425-036	REP-P	92-12-026	173-563-015	NEW-E	92-07-055	180-20-120	NEW-P	92-13-098
173-425-040	NEW-P	92-12-026	173-563-015	NEW-P	92-14-010	180-20-120	NEW-W	92-20-119
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173-425-050	NEW-P	92-12-026	173-563-015	NEW-E	92-21-041	180-20-125	NEW-W	92-20-119
173-425-055	REP-P	92-12-026	173-564	NEW-C	92-16-027	180-20-130	NEW-P	92-13-098
173-425-060	NEW-P	92-12-026	173-564	NEW-C	92-22-087	180-20-130	NEW-W	92-20-119
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173-425-080	NEW-P	92-12-026	173-564-010	NEW-E	92-21-040	180-20-140	NEW-W	92-20-119
173-425-085	REP-P	92-12-026	173-564-020	NEW-E	92-07-054	180-20-145	NEW-P	92-13-098
173-425-090	NEW-P	92-12-026	173-564-020	NEW-P	92-14-009	180-20-145	NEW-W	92-20-119
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173-425-110	NEW-P	92-12-026	173-564-030	NEW-E	92-07-054	180-20-155	NEW-P	92-13-098
173-425-115	REP-P	92-12-026	173-564-030	NEW-P	92-14-009	180-20-155	NEW-W	92-20-119
173-425-120	REP-P	92-12-026	173-564-030	NEW-E	92-14-011	180-20-160	NEW-P	92-13-098
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173-430-070	AMD-E	92-19-018	173-564-040	NEW-E	92-21-040	180-25-031	NEW	92-04-043
173-433-100	AMD-P	92-09-035	178-01-010	NEW-C	92-03-055	180-25-032	NEW-E	92-13-047
173-433-100	AMD-C	92-15-111	178-01-010	NEW-E	92-03-056	180-25-032	NEW-P	92-13-059
173-433-100	AMD-C	92-18-095	178-01-010	NEW	92-09-002	180-25-032	NEW	92-16-058
173-433-100	AMD-P	92-21-083	180-16-200	AMD	92-05-047	180-27-016	NEW-E	92-13-047
173-433-100	AMD-W	92-22-089	180-16-200	AMD-P	92-13-075	180-27-016	NEW-P	92-13-059
173-433-110	AMD-P	92-09-035	180-16-200	AMD	92-17-053	180-27-016	NEW	92-16-058
173-433-110	AMD-C	92-15-111	180-16-205	AMD	92-05-047	180-27-020	AMD-P	92-20-082
173-433-110	AMD-C	92-18-095	180-16-205	AMD-P	92-13-075	180-27-045	AMD-P	92-20-082
173-433-110	AMD-P	92-21-083	180-16-205	AMD	92-17-053	180-27-052	NEW-E	92-13-047
173-433-110	AMD-W	92-22-089	180-16-222	AMD	92-04-044	180-27-052	NEW-P	92-13-059
173-433-170	AMD-P	92-09-035	180-16-223	AMD	92-04-044	180-27-052	NEW	92-16-058
173-433-170	AMD-E	92-10-022	180-20-005	NEW-P	92-13-098	180-27-056	AMD-E	92-13-047
173-433-170	AMD-C	92-15-111	180-20-005	NEW-W	92-20-119	180-27-056	AMD-P	92-13-059
173-433-170	AMD-E	92-18-028	180-20-030	NEW-P	92-13-098	180-27-056	AMD	92-16-058
173-433-170	AMD-C	92-18-095	180-20-030	NEW-W	92-20-119	180-27-05605	AMD-P	92-20-082
173-433-170	AMD-P	92-21-083	180-20-031	NEW-P	92-13-098	180-27-058	AMD-E	92-13-047
173-433-170	AMD-W	92-22-089	180-20-031	NEW-W	92-20-119	180-27-058	AMD-P	92-13-059
173-491-050	AMD-P	92-19-016	180-20-034	NEW-P	92-13-098	180-27-058	AMD	92-16-058
173-492	NEW-C	92-19-066	180-20-034	NEW-W	92-20-119	180-27-075	AMD-P	92-20-082
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173-492-010	NEW	92-20-123	180-20-036	NEW-P	92-13-098	180-27-500	NEW	92-16-058
173-492-020	NEW-P	92-06-088	180-20-036	NEW-W	92-20-119	180-27-505	NEW-E	92-13-047
173-492-020	NEW-S	92-11-043	180-20-040	NEW-P	92-13-098	180-27-505	NEW-P	92-13-059
173-492-020	NEW	92-20-123	180-20-040	NEW-W	92-20-119	180-27-505	NEW	92-16-058
173-492-030	NEW-P	92-06-088	180-20-045	NEW-P	92-13-098	180-27-510	NEW-E	92-13-047
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173-492-040	NEW-P	92-06-088	180-20-050	NEW-W	92-20-119	180-27-515	NEW-E	92-13-047
173-492-040	NEW-S	92-11-043	180-20-055	NEW-P	92-13-098	180-27-515	NEW-P	92-13-059
173-492-040	NEW	92-20-123	180-20-055	NEW-W	92-20-119	180-27-515	NEW	92-16-058
173-492-050	NEW-P	92-06-088	180-20-060	NEW-P	92-13-098	180-27-525	NEW-E	92-13-047
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180-27-530	NEW	92-16-058	180-79-117	AMD-E	92-13-021
180-27-535	NEW-E	92-13-047	180-79-117	AMD-E	92-15-038
180-27-535	NEW-P	92-13-059	180-79-117	AMD-P	92-15-098
180-27-535	NEW	92-16-058	180-79-117	AMD	92-20-085
180-29-085	AMD-E	92-13-047	180-79-120	AMD	92-04-044
180-29-085	AMD-P	92-13-059	180-79-122	AMD-E	92-13-021
180-29-085	AMD	92-16-058	180-79-122	AMD-E	92-15-038
180-29-160	AMD-P	92-20-082	180-79-122	AMD-P	92-15-098
180-29-165	AMD-P	92-20-082	180-79-122	AMD	92-20-085
180-40-235	AMD-P	92-20-120	180-79-123	NEW	92-04-044
180-46	AMD-P	92-20-122	180-79-123	AMD-E	92-13-021
180-46-005	AMD-P	92-20-122	180-79-123	AMD-E	92-15-038
180-46-010	AMD-P	92-20-122	180-79-123	AMD-P	92-15-098
180-46-015	AMD-P	92-20-122	180-79-123	AMD	92-20-085
180-46-020	AMD-P	92-20-122	180-79-127	AMD-E	92-13-021
180-46-025	AMD-P	92-20-122	180-79-127	AMD-E	92-15-038
180-46-030	AMD-P	92-20-122	180-79-127	AMD-P	92-15-098
180-46-040	AMD-P	92-20-122	180-79-127	AMD	92-20-085
180-46-045	AMD-P	92-20-122	180-79-129	REP	92-04-044
180-46-050	AMD-P	92-20-122	180-79-131	AMD	92-04-044
180-46-055	AMD-P	92-20-122	180-79-136	AMD	92-04-044
180-46-065	AMD-P	92-20-122	180-79-230	AMD	92-04-044
180-51-085	AMD-P	92-05-067	180-79-241	AMD-P	92-08-077
180-51-085	AMD	92-08-078	180-79-241	AMD	92-15-037
180-53-065	REP-P	92-13-075	180-79-310	REP	92-04-044
180-53-065	REP	92-17-053	180-79-311	NEW	92-04-044
180-53-070	NEW-P	92-13-075	180-79-333	NEW	92-04-044
180-53-070	NEW	92-17-053	180-79-379	NEW	92-04-044
180-75-016	NEW	92-04-044	180-85-045	AMD	92-04-044
180-75-055	AMD	92-04-044	180-85-077	NEW	92-04-044
180-75-065	AMD	92-04-044	180-85-115	AMD	92-04-044
180-75-080	REP	92-04-044	180-86-150	AMD-P	92-08-077
180-75-085	AMD	92-04-044	180-86-150	AMD	92-15-037
180-75-085	AMD-E	92-13-021	180-86-155	AMD-P	92-08-077
180-75-085	AMD-E	92-15-038	180-86-155	AMD	92-15-037
180-75-085	AMD-P	92-15-098	180-86-155	AMD-P	92-20-121
180-75-085	AMD	92-20-083	180-110-035	AMD-P	92-13-058
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180-75-090	AMD	92-04-044	182-12-115	AMD-P	92-04-001
180-75-110	NEW	92-04-044	182-12-115	AMD-C	92-07-046
180-77-040	AMD	92-05-039	182-12-115	AMD	92-08-003
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180-77-050	AMD	92-05-039	192-12-017	REP	92-14-047
180-77-065	AMD	92-05-039	192-12-019	REP-P	92-07-104
180-77-100	NEW	92-05-039	192-12-019	REP	92-14-047
180-77-105	NEW	92-05-039	192-12-072	AMD-P	92-07-104
180-77-110	NEW	92-05-039	192-12-072	AMD	92-14-047
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180-78-200	NEW-W	92-09-108	192-12-300	AMD-W	92-16-078
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180-79-045	AMD-E	92-15-038	192-12-305	AMD-W	92-16-078
180-79-045	AMD-P	92-15-098	192-12-310	AMD-P	92-03-145
180-79-045	AMD	92-20-085	192-12-310	AMD-W	92-16-078
180-79-047	AMD	92-04-044	192-12-320	AMD-P	92-03-145
180-79-049	AMD	92-04-044	192-12-320	AMD-W	92-16-078
180-79-060	AMD-E	92-13-021	192-12-370	NEW-P	92-03-145
180-79-060	AMD-E	92-15-038	192-12-370	AMD-W	92-16-078
180-79-060	AMD-P	92-15-098	192-12-400	NEW-P	92-07-104
180-79-060	AMD	92-20-085	192-12-400	NEW	92-14-047
180-79-065	AMD-E	92-13-021	192-12-405	NEW-P	92-07-104
180-79-065	AMD-E	92-15-038	192-12-405	NEW	92-14-047
180-79-065	AMD-P	92-15-098	192-32-120	NEW	92-05-051
180-79-065	AMD	92-20-085	192-32-125	NEW	92-05-051
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180-79-080	AMD	92-04-044	194-10-100	AMD-P	92-21-094
180-79-085	AMD-E	92-13-021	194-10-110	AMD-P	92-21-094
180-79-086	AMD	92-04-044	194-10-130	AMD-P	92-21-094
180-79-115	AMD	92-04-044	194-10-140	AMD-P	92-21-094
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196-24-105	AMD-P	92-12-053	196-24-105	AMD	92-15-139
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204-24-040	AMD	92-05-016	204-24-050	AMD	92-05-016
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204-38-040	AMD-P	92-05-015	204-38-040	AMD	92-11-032
204-39	PREP	92-13-012A	204-39	PREP	92-13-012A
204-62	PREP	92-13-012A	204-62	PREP	92-13-012A
204-70	PREP	92-13-012A	204-70	PREP	92-13-012A
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212-12-011	NEW-E	92-20-072	212-12-011	NEW-E	92-20-072
212-12-015	NEW-P	92-20-071	212-12-015	NEW-P	92-20-071
212-12-015	NEW-E	92-20-072	212-12-015	NEW-E	92-20-072
212-12-020	NEW-P	92-20-071	212-12-020	NEW-P	92-20-071
212-12-020	NEW-E	92-20-072	212-12-020	NEW-E	92-20-072
212-12-025	NEW-P	92-20-071	212-12-025	NEW-P	92-20-071
212-12-025	NEW-E	92-20-072	212-12-025	NEW-E	92-20-072
212-12-030	NEW-P	92-20-071	212-12-030	NEW-P	92-20-071
212-12-030	NEW-E	92-20-072	212-12-030	NEW-E	92-20-072
212-12-035	NEW-P	92-20-071	212-12-035	NEW-P	92-20-071
212-12-035	NEW-E	92-20-072	212-12-035	NEW-E	92-20-072
212-12-040	NEW-P	92-20-071	212-12-040	NEW-P	92-20-071
212-12-040	NEW-E	92-20-072	212-12-040	NEW-E	92-20-072
212-12-044	NEW-P	92-20-071	212-12-044	NEW-P	92-20-071
212-14-001	REP-P	92-20-071	212-14-001	REP-P	92-20-071
212-14-001	REP-E	92-20-072	212-14-001	REP-E	92-20-072
212-14-005	REP-P	92-20-071	212-14-005	REP-P	92-20-071
212-14-005	REP-E	92-20-072	212-14-005	REP-E	92-20-072
212-14-010	REP-P	92-20-071	212-14-010	REP-P	92-20-071
212-14-010	REP-E	92-20-072	212-14-010	REP-E	92-20-072
212-14-015	REP-P	92-20-071	212-14-015	REP-P	92-20-071
212-14-015	REP-E	92-20-072	212-14-015	REP-E	92-20-072
212-14-020	REP-P	92-20-071	212-14-020	REP-P	92-20-071
212-14-020	REP-E	92-20-072	212-14-020	REP-E	92-20-072
212-14-025	REP-P	92-20-071	212-14-025	REP-P	92-20-071
212-14-025	REP-E	92-20-072	212-14-025	REP-E	92-20-072
212-14-030	REP-P	92-20-071	212-14-030	REP-P	92-20-071
212-14-030	REP-E	92-20-072	212-14-030	REP-E	92-20-072
212-14-035	REP-P	92-20-071	212-14-035	REP-P	92-20-071
212-14-035	REP-E	92-20-072	212-14-035	REP-E	92-20-072
212-14-040	REP-P	92-20-071	212-14-040	REP-P	92-20-071
212-14-040	REP-E	92-20-072	212-14-040	REP-E	92-20-072
212-14-045	REP-P	92-20-071	212-14-045	REP-P	92-20-071
212-14-045	REP-E	92-20-072	212-14-045	REP-E	92-20-072
212-14-050	REP-P	92-20-071	212-14-050	REP-P	92-20-071
212-14-050	REP-E	92-20-072	212-14-050	REP-E	92-20-072
212-14-055	REP-P	92-20-071	212-14-055	REP-P	92-20-071
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212-14-060	REP-P	92-20-071	212-14-060	REP-P	92-20-071
212-14-060	REP-E	92-20-072	212-14-060	REP-E	92-20-072
212-14-070	REP-P	92-20-071	212-14-070	REP-P	92-20-071
212-14-070	REP-E	92-20-072	212-14-070	REP-E	92-20-072
212-14-080	REP-P	92-20-071	212-14-080	REP-P	92-20-071
212-14-080	REP-E	92-20-072	212-14-080	REP-E	92-20-072
212-14-090	REP-P	92-20-071	212-14-090	REP-P	92-20-071
212-14-090	REP-E	92-20-072	212-14-090	REP-E	92-20-072







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212-70-220	REP-P	92-20-071	220-32-05100P	NEW-E	92-19-022	220-44-05000S	NEW-E	92-03-030
212-70-220	REP-E	92-20-072	220-32-05100P	REP-E	92-19-097	220-44-05000S	REP-E	92-08-007
212-70-230	REP-P	92-20-071	220-32-05100Q	NEW-E	92-19-097	220-44-05000T	NEW-E	92-08-007
212-70-230	REP-E	92-20-072	220-32-05100Q	REP-E	92-19-136	220-44-05000T	REP-E	92-09-084
212-70-240	REP-P	92-20-071	220-32-05100R	NEW-E	92-19-136	220-44-05000U	NEW-E	92-09-084
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212-70-250	REP-E	92-20-072	220-32-05100S	REP-E	92-21-005	220-44-05000V	REP-E	92-12-018
212-70-260	REP-P	92-20-071	220-32-05100T	NEW-E	92-21-005	220-44-05000W	NEW-E	92-12-018
212-70-260	REP-E	92-20-072	220-32-05500A	NEW-E	92-09-047	220-44-05000W	REP-E	92-16-002
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212-80-010	AMD-E	92-14-074	220-32-05500B	NEW-E	92-09-106	220-44-05000X	REP-E	92-20-064
212-80-010	AMD-E	92-20-035	220-32-05700I	NEW-E	92-03-022	220-44-05000Y	NEW-E	92-20-064
212-80-010	AMD	92-20-070	220-32-05700I	REP-E	92-05-004	220-44-05000Y	REP-E	92-22-047
212-80-015	AMD-P	92-14-073	220-32-05700J	NEW-E	92-04-051	220-44-05000Z	NEW-E	92-22-047
212-80-015	AMD-E	92-14-074	220-32-05700J	REP-E	92-07-007	220-44-09000A	NEW-E	92-11-004
212-80-015	AMD-E	92-20-035	220-32-05700K	NEW-E	92-08-090	220-47	AMD-C	92-11-083
212-80-015	AMD	92-20-070	220-32-05700K	REP-E	92-14-099	220-47	AMD-S	92-11-083
212-80-030	AMD-P	92-14-073	220-32-05700L	NEW-E	92-14-099	220-47-301	AMD-P	92-09-137
212-80-030	AMD-E	92-14-074	220-32-05700L	REP-E	92-22-006	220-47-301	AMD-W	92-22-091
212-80-030	AMD-E	92-20-035	220-32-05700M	NEW-E	92-21-029	220-47-302	AMD-P	92-09-137
212-80-030	AMD	92-20-070	220-33-01000D	REP-E	92-05-004	220-47-302	AMD	92-15-105
212-80-035	AMD-P	92-14-073	220-33-01000E	NEW-E	92-05-004	220-47-304	AMD-P	92-09-137
212-80-035	AMD-E	92-14-074	220-33-01000F	NEW-E	92-19-027	220-47-304	AMD	92-15-105
212-80-035	AMD-E	92-20-035	220-33-01000F	REP-E	92-19-032	220-47-307	AMD-P	92-09-137
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212-80-055	AMD	92-20-070	220-33-01000I	NEW-E	92-20-020	220-47-319	AMD-P	92-09-137
212-80-065	AMD-P	92-14-073	220-33-01000I	REP-E	92-20-067	220-47-319	AMD	92-15-105
212-80-065	AMD-E	92-14-074	220-33-01000J	NEW-E	92-20-067	220-47-401	AMD-P	92-09-137
212-80-065	AMD-E	92-20-035	220-33-01000J	REP-E	92-21-005	220-47-401	AMD	92-15-105
212-80-065	AMD	92-20-070	220-33-01000K	NEW-E	92-21-005	220-47-411	AMD-P	92-09-137
212-80-115	AMD-P	92-14-073	220-33-01000K	REP-E	92-21-053	220-47-411	AMD	92-09-105
212-80-115	AMD-E	92-14-074	220-33-01000L	NEW-E	92-21-053	220-47-412	AMD-P	92-09-137
212-80-115	AMD-E	92-20-035	220-33-01000L	REP-E	92-22-019	220-47-412	AMD	92-15-105
212-80-115	AMD	92-20-070	220-33-01000M	NEW-E	92-22-019	220-47-500	AMD-P	92-09-137
212-80-125	NEW-P	92-14-073	220-33-03000D	NEW-E	92-11-066	220-47-500	AMD	92-15-105
212-80-125	NEW-E	92-14-074	220-36-02300N	NEW-E	92-18-013	220-47-801	NEW-E	92-16-020
212-80-125	NEW-E	92-20-035	220-36-02300N	REP-E	92-18-066	220-47-801	REP-E	92-16-055
212-80-125	NEW	92-20-070	220-36-02300P	NEW-E	92-18-066	220-47-802	NEW-E	92-16-055
220-16	AMD-C	92-11-083	220-36-02300P	REP-E	92-19-020	220-47-802	REP-E	92-16-084
220-16	AMD-S	92-11-083	220-36-02300Q	NEW-E	92-19-020	220-47-803	NEW-E	92-16-084
220-16-01500A	NEW-E	92-13-040	220-36-02300Q	REP-E	92-19-058	220-47-803	REP-E	92-17-021
220-16-040	AMD-P	92-09-137	220-36-02300R	NEW-E	92-19-058	220-47-804	NEW-E	92-17-021
220-16-040	AMD	92-15-105	220-36-02300R	REP-E	92-19-096	220-47-804	REP-E	92-17-030
220-16-046	NEW-P	92-09-137	220-36-02300S	NEW-E	92-19-096	220-47-805	NEW-E	92-17-030
220-16-046	NEW	92-15-105	220-36-02300S	REP-E	92-20-003	220-47-805	REP-E	92-17-048
220-20-020	AMD-P	92-10-081	220-36-02300T	NEW-E	92-20-003	220-47-806	NEW-E	92-17-048
220-20-02000W	NEW-E	92-16-054	220-36-02300T	REP-E	92-22-006	220-47-806	REP-E	92-17-061
220-20-021	AMD-P	92-10-081	220-36-02300U	NEW-E	92-22-006	220-47-807	NEW-E	92-17-061
220-24-02000L	NEW-E	92-09-130	220-36-02300U	REP-E	92-22-048	220-47-807	REP-E	92-18-007
220-24-02000L	REP-E	92-15-076	220-36-02300V	NEW-E	92-22-048	220-47-808	NEW-E	92-18-007
220-24-02000M	NEW-E	92-15-076	220-36-02300V	REP-E	92-22-069	220-47-808	REP-E	92-18-012
220-24-02000M	REP-E	92-16-022	220-36-02300W	NEW-E	92-22-069	220-47-809	NEW-E	92-18-012
220-24-02000N	NEW-E	92-16-022	220-36-02300W	REP-E	92-22-073	220-47-809	REP-E	92-18-025
220-24-02000N	REP-E	92-16-034	220-36-02300X	NEW-E	92-22-073	220-47-810	NEW-E	92-18-025
220-24-02000P	NEW-E	92-16-034	220-40-027	AMD-P	92-10-081	220-47-810	REP-E	92-18-053
220-24-02000P	REP-E	92-16-085	220-40-02700E	NEW-E	92-18-034	220-47-811	NEW-E	92-18-053
220-24-02000Q	NEW-E	92-16-085	220-40-02700E	REP-E	92-21-006	220-47-811	REP-E	92-18-069
220-24-02000Q	REP-E	92-17-028	220-40-02700F	NEW-E	92-21-028	220-47-812	NEW-E	92-18-069
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220-24-02000R	REP-E	92-18-001	220-40-02700G	NEW-E	92-22-070	220-47-813	NEW-E	92-19-019
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220-32-05100K	NEW-E	92-04-051	220-44-030	AMD	92-07-008	220-47-814	REP-E	92-19-110
220-32-05100K	REP-E	92-07-007	220-44-04000B	NEW-E	92-10-064	220-47-815	NEW-E	92-19-110
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220-32-05100M	NEW-E	92-17-009	220-44-04000C	NEW-E	92-19-050	220-47-816	NEW-E	92-19-117
220-32-05100M	REP-E	92-18-052	220-44-050	AMD-P	92-03-150	220-47-816	REP-E	92-20-018
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220-47-818	REP-E	92-20-102	220-56-19000W	REP-E	92-15-106	220-57-160	AMD-P	92-03-151
220-47-819	NEW-E	92-20-102	220-56-19000X	NEW-E	92-15-086	220-57-160	AMD	92-11-012
220-47-819	REP-E	92-21-054	220-56-19000Y	REP-E	92-17-003	220-57-16000L	NEW-E	92-04-050
220-47-820	NEW-E	92-21-054	220-56-19000Z	NEW-E	92-15-106	220-57-16000M	NEW-E	92-08-059
220-47-820	REP-E	92-22-027	220-56-19000X	REP-E	92-16-035	220-57-16000N	NEW-E	92-09-083
220-47-821	NEW-E	92-22-027	220-56-19000Y	NEW-E	92-16-035	220-57-16000P	NEW-E	92-16-011
220-47-821	REP-E	92-22-071	220-56-19000Z	REP-E	92-17-010	220-57-175	AMD-P	92-03-151
220-47-822	NEW-E	92-22-071	220-56-19000Z	NEW-E	92-16-003	220-57-175	AMD	92-11-012
220-47-822	REP-E	92-22-096	220-56-195	REP-E	92-18-011	220-57-17500W	NEW-E	92-09-083
220-47-823	NEW-E	92-22-096	220-56-195	AMD-P	92-03-151	220-57-17500X	NEW-E	92-22-068
220-48-005	AMD-P	92-06-092	220-56-195G01	AMD	92-11-012	220-57-195	AMD-W	92-04-011
220-48-005	AMD-C	92-08-079	220-56-205	NEW-E	92-18-051	220-57-205	AMD-P	92-03-151
220-48-005	AMD	92-11-011	220-56-205	AMD-P	92-03-151	220-57-205	AMD-W	92-04-011
220-48-00500A	NEW-E	92-09-073	220-56-205	AMD	92-11-012	220-57-205	AMD	92-11-012
220-48-00500B	NEW-E	92-22-078	220-56-235	AMD-P	92-03-151	220-57-210	AMD-P	92-03-151
220-48-011	AMD-P	92-06-092	220-56-235	AMD	92-11-012	220-57-210	AMD-W	92-04-011
220-48-011	AMD-C	92-08-079	220-56-23500G	NEW-E	92-09-083	220-57-210	AMD	92-11-012
220-48-01700B	NEW-E	92-20-054	220-56-240	NEW-E	92-03-151	220-57-23500E	NEW-E	92-22-068
220-48-02900A	NEW-E	92-19-063	220-56-240	AMD	92-11-012	220-57-255	AMD-P	92-03-151
220-48-042	AMD-P	92-06-092	220-56-24000G	NEW-E	92-09-083	220-57-255	AMD	92-11-012
220-48-042	AMD-C	92-08-079	220-56-24500K	NEW-E	92-10-039	220-57-265	AMD-W	92-04-011
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220-48-052	AMD-P	92-06-092	220-56-24500L	NEW-E	92-12-002	220-57-3100J	NEW-E	92-22-068
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220-48-052	AMD	92-11-011	220-56-250	AMD	92-11-012	220-57-31900F	NEW-E	92-22-068
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220-52-05100L	NEW-E	92-11-008	220-56-25500M	REP-E	92-15-010	220-57-385	AMD	92-11-012
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220-56-160	AMD-P	92-03-151	220-56-28500F	NEW-E	92-11-012	220-57-430	AMD	92-11-012
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220-56-19000C	REP-E	92-18-054	220-56-31500A	NEW-E	92-11-012	220-57-43500G	REP-E	92-18-068
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220-56-19000D	REP-E	92-19-021	220-56-320	NEW-E	92-09-083	220-57-450	AMD-P	92-03-151
220-56-19000E	NEW-E	92-18-054	220-56-320	AMD	92-11-012	220-57-450	AMD	92-11-012
220-56-19000E	REP-E	92-19-064	220-56-32000C	NEW-E	92-09-083	220-57-45000H	NEW-E	92-18-068
220-56-19000F	NEW-E	92-18-094	220-56-32500U	NEW-E	92-10-020	220-57-455	AMD-P	92-03-151
220-56-19000F	REP-E	92-19-111	220-56-32500U	REP-E	92-11-065	220-57-455	AMD	92-11-012
220-56-19000G	NEW-E	92-19-021	220-56-32500V	NEW-E	92-11-065	220-57-45500C	NEW-E	92-18-068
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220-56-19000H	NEW-E	92-19-064	220-56-335	AMD-P	92-03-151	220-57-460	AMD	92-11-012
220-56-19000H	REP-E	92-19-112	220-56-33500G	AMD	92-11-012	220-57-46000Y	NEW-E	92-07-035
220-56-19000I	NEW-E	92-19-112	220-56-350	NEW-E	92-09-083	220-57-465	AMD-P	92-03-151
220-56-19000I	REP-E	92-20-002	220-56-350	NEW-E	92-03-151	220-57-465	AMD	92-11-012
220-56-19000J	NEW-E	92-19-111	220-56-350	AMD-P	92-11-012	220-57-46500F	NEW-E	92-19-037
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220-56-19000M	NEW-E	92-22-010	220-56-360	AMD-P	92-03-151	220-57-490	AMD	92-11-012
220-56-19000M	REP-E	92-22-072	220-56-360	AMD	92-11-012	220-57-490	AMD	92-11-012
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220-88-010	NEW	92-19-012	220-110-300	AMD-W	92-15-095	222-22-080	NEW	92-15-011
220-88-020	NEW-P	92-09-129	220-110-320	AMD-P	92-11-082	222-22-090	NEW-P	92-07-093
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220-110-010	AMD-P	92-11-082	220-110-360	NEW-W	92-15-095	222-24-020	AMD-P	92-07-093
220-110-010	AMD-W	92-15-095	222-12-040	AMD-S	92-11-069	222-24-020	AMD-S	92-11-069
220-110-020	AMD-P	92-11-082	222-12-040	AMD	92-15-011	222-24-020	AMD	92-15-011
220-110-020	AMD-W	92-15-095	222-12-046	NEW-P	92-07-093	222-24-025	AMD-P	92-07-093
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220-110-030	AMD-W	92-15-095	222-12-046	NEW	92-15-011	222-24-025	AMD	92-15-011
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220-110-050	AMD-P	92-11-082	222-12-090	AMD	92-15-113	222-24-030	AMD	92-15-011
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220-110-070	AMD-P	92-11-082	222-16-010	AMD-S	92-11-069	222-24-035	AMD	92-15-011
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220-110-100	AMD-W	92-15-095	222-16-030	AMD-S	92-11-069	222-24-050	AMD	92-15-011
220-110-110	REP-P	92-11-082	222-16-030	AMD	92-15-011	222-24-060	AMD-P	92-07-093
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220-110-120	AMD-W	92-15-095	222-16-035	NEW	92-15-011	222-30-010	AMD-P	92-07-093
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220-110-180	AMD-W	92-15-095	222-16-080	NEW-P	92-07-093	222-30-040	AMD-P	92-07-093
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220-110-190	AMD-W	92-15-095	222-16-080	NEW	92-15-011	222-30-040	AMD	92-15-011
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220-110-200	AMD-W	92-15-095	222-20-080	AMD-P	92-19-142	222-30-050	AMD-P	92-07-093
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220-110-210	AMD-W	92-15-095	222-22-010	NEW-S	92-11-069	222-30-050	AMD	92-15-011
220-110-220	AMD-P	92-11-082	222-22-010	NEW	92-15-011	222-30-060	AMD-P	92-07-093
220-110-220	AMD-W	92-15-095	222-22-020	NEW-P	92-07-093	222-30-060	AMD-S	92-11-069
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220-110-223	NEW-W	92-15-095	222-22-020	NEW	92-15-011	222-30-070	AMD-P	92-07-093
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220-110-250	AMD-W	92-15-095	222-22-040	NEW	92-15-011	222-30-100	AMD-P	92-07-093
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220-110-260	REP-W	92-15-095	222-22-050	NEW-S	92-11-069	222-30-100	AMD	92-15-011
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220-110-270	AMD-W	92-15-095	222-22-060	NEW-P	92-07-093	222-30-110	NEW-S	92-11-069
220-110-280	AMD-P	92-11-082	222-22-060	NEW-S	92-11-069	222-30-110	NEW	92-15-011
220-110-280	AMD-W	92-15-095	222-22-060	NEW	92-15-011	222-30-120	NEW	92-08-025
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230-08-025	AMD	92-19-107	232-12-267	AMD-P	92-02-086
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232-28-61918	NEW-P		232-28-61918	NEW-P	92-17-065
232-28-61918	NEW		232-28-61918	NEW	92-22-012
232-28-61919	NEW-P		232-28-61919	NEW-P	92-17-064
232-28-61919	NEW		232-28-61919	NEW	92-22-011
232-28-61920	NEW-P		232-28-61920	NEW-P	92-17-063
232-28-61920	NEW-W		232-28-61920	NEW-W	92-19-128
232-28-61921	NEW-E		232-28-61921	NEW-E	92-17-072
232-28-61922	NEW-E		232-28-61922	NEW-E	92-19-065
232-28-714	REP-P		232-28-714	REP-P	92-02-094
232-28-714	REP		232-28-714	REP	92-06-019
236-12-001	AMD		236-12-001	AMD	92-04-036
236-12-010	REP		236-12-010	REP	92-04-036
236-12-011	REP		236-12-011	REP	92-04-036
236-12-011	AMD-W		236-12-011	AMD-W	92-11-039
236-12-012	REP		236-12-012	REP	92-04-036
236-12-013	REP		236-12-013	REP	92-04-036
236-12-014	REP		236-12-014	REP	92-04-036
236-12-015	NEW		236-12-015	NEW	92-04-036
236-12-040	REP		236-12-040	REP	92-04-036
236-12-050	REP		236-12-050	REP	92-04-036
236-12-060	REP		236-12-060	REP	92-04-036
236-12-061	REP		236-12-061	REP	92-04-036
236-12-120	REP		236-12-120	REP	92-04-036
236-12-130	REP		236-12-130	REP	92-04-036
236-12-131	REP		236-12-131	REP	92-04-036
236-12-132	REP		236-12-132	REP	92-04-036
236-12-133	REP		236-12-133	REP	92-04-036
236-12-160	NEW		236-12-160	NEW	92-09-076
236-12-170	NEW		236-12-170	NEW	92-09-076
236-12-171	NEW		236-12-171	NEW	92-09-076
236-12-175	NEW		236-12-175	NEW	92-09-076
236-12-180	NEW		236-12-180	NEW	92-09-076
236-12-185	NEW		236-12-185	NEW	92-04-036
236-12-186	NEW		236-12-186	NEW	92-04-036
236-12-187	NEW		236-12-187	NEW	92-04-036
236-12-188	NEW		236-12-188	NEW	92-04-036
236-12-189	NEW		236-12-189	NEW	92-04-036
236-12-190	NEW		236-12-190	NEW	92-04-036
236-12-191	NEW		236-12-191	NEW	92-04-036
236-12-200	AMD		236-12-200	AMD	92-04-036
236-12-220	AMD		236-12-220	AMD	92-04-036
236-12-225	REP		236-12-225	REP	92-04-036
236-12-290	AMD		236-12-290	AMD	92-04-037

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
236-12-300	AMD	92-04-037	242-02-060	NEW	92-21-034	242-02-430	NEW-P	92-15-134
236-12-320	AMD	92-04-036	242-02-070	NEW-E	92-14-001	242-02-430	NEW	92-21-034
236-12-340	REP	92-04-036	242-02-070	NEW-P	92-15-134	242-02-440	NEW-E	92-14-001
236-12-350	NEW	92-04-036	242-02-070	NEW	92-21-034	242-02-440	NEW-P	92-15-134
236-12-351	NEW	92-04-036	242-02-072	NEW-P	92-15-134	242-02-440	NEW	92-21-034
236-12-360	NEW	92-04-036	242-02-072	NEW	92-21-034	242-02-450	NEW-E	92-14-001
236-12-361	NEW	92-04-036	242-02-074	NEW-E	92-14-001	242-02-450	NEW-P	92-15-134
236-12-362	NEW	92-04-036	242-02-074	NEW-P	92-15-134	242-02-450	NEW	92-21-034
236-12-365	NEW	92-04-036	242-02-074	NEW	92-21-034	242-02-460	NEW-E	92-14-001
236-12-370	NEW	92-04-036	242-02-075	NEW-E	92-14-001	242-02-460	NEW-P	92-15-134
236-12-371	NEW	92-04-036	242-02-080	NEW-E	92-14-001	242-02-460	NEW	92-21-034
236-12-372	NEW	92-04-036	242-02-080	NEW-P	92-15-134	242-02-470	NEW-E	92-14-001
236-14-010	NEW-P	92-10-082	242-02-080	NEW	92-21-034	242-02-470	NEW-P	92-15-134
236-14-010	NEW-W	92-16-091	242-02-090	NEW-E	92-14-001	242-02-470	NEW	92-21-034
236-14-010	NEW-P	92-16-102	242-02-090	NEW-P	92-15-134	242-02-510	NEW-E	92-14-001
236-14-015	NEW-P	92-10-082	242-02-090	NEW	92-21-034	242-02-510	NEW-P	92-15-134
236-14-015	NEW-W	92-16-091	242-02-110	NEW-E	92-14-001	242-02-510	NEW	92-21-034
236-14-015	NEW-P	92-16-102	242-02-110	NEW-P	92-15-134	242-02-520	NEW-E	92-14-001
236-14-050	NEW-P	92-16-102	242-02-110	NEW	92-21-034	242-02-520	NEW-P	92-15-134
236-14-100	NEW-P	92-10-082	242-02-120	NEW-E	92-14-001	242-02-520	NEW	92-21-034
236-14-100	NEW-W	92-16-091	242-02-120	NEW-P	92-15-134	242-02-522	NEW	92-21-034
236-14-100	NEW-P	92-16-102	242-02-120	NEW	92-21-034	242-02-530	NEW-E	92-14-001
236-14-200	NEW-P	92-16-102	242-02-130	NEW-E	92-14-001	242-02-530	NEW-P	92-15-134
236-14-300	NEW-P	92-16-102	242-02-130	NEW-P	92-15-134	242-02-530	NEW	92-21-034
236-14-900	NEW-P	92-10-082	242-02-130	NEW	92-21-034	242-02-532	NEW-E	92-14-001
236-14-900	NEW-W	92-16-091	242-02-140	NEW-E	92-14-001	242-02-532	NEW-P	92-15-134
236-14-900	NEW-P	92-16-102	242-02-140	NEW-P	92-15-134	242-02-532	NEW	92-21-034
236-22-010	NEW-P	92-09-155	242-02-140	NEW	92-21-034	242-02-534	NEW-E	92-14-001
236-22-010	NEW	92-12-092	242-02-150	NEW-P	92-15-134	242-02-534	NEW-P	92-15-134
236-22-100	NEW-P	92-09-155	242-02-150	NEW	92-21-034	242-02-534	NEW	92-21-034
236-22-100	NEW	92-12-092	242-02-210	NEW-E	92-14-001	242-02-540	NEW-E	92-14-001
236-48-190	AMD-P	92-05-042	242-02-210	NEW-P	92-15-134	242-02-540	NEW-P	92-15-134
236-48-190	AMD	92-09-016	242-02-210	NEW	92-21-034	242-02-540	NEW	92-21-034
240-10-040	AMD-E	92-09-096	242-02-220	NEW-E	92-14-001	242-02-550	NEW-E	92-14-001
240-10-040	AMD-P	92-16-046	242-02-220	NEW-P	92-15-134	242-02-550	NEW-P	92-15-134
240-10-040	AMD	92-19-082	242-02-220	NEW	92-21-034	242-02-550	NEW	92-21-034
240-15-005	AMD-P	92-08-060	242-02-230	NEW-E	92-14-001	242-02-552	NEW-E	92-14-001
240-15-005	AMD	92-11-017	242-02-230	NEW-P	92-15-134	242-02-552	NEW-P	92-15-134
240-15-010	AMD-P	92-08-060	242-02-230	NEW	92-21-034	242-02-552	NEW	92-21-034
240-15-010	AMD	92-11-017	242-02-240	NEW-E	92-14-001	242-02-554	NEW-E	92-14-001
240-15-015	AMD-P	92-08-060	242-02-240	NEW-P	92-15-134	242-02-554	NEW-P	92-15-134
240-15-015	AMD	92-11-017	242-02-240	NEW	92-21-034	242-02-554	NEW	92-21-034
240-15-020	AMD-P	92-08-060	242-02-250	NEW-E	92-14-001	242-02-556	NEW-E	92-14-001
240-15-020	AMD	92-11-017	242-02-250	NEW-P	92-15-134	242-02-556	NEW-P	92-15-134
240-15-025	AMD-P	92-08-060	242-02-250	NEW	92-21-034	242-02-556	NEW	92-21-034
240-15-025	AMD	92-11-017	242-02-260	NEW-E	92-14-001	242-02-558	NEW-E	92-14-001
240-15-030	AMD-P	92-08-060	242-02-260	NEW-P	92-15-134	242-02-558	NEW-P	92-15-134
240-15-030	AMD	92-11-017	242-02-260	NEW	92-21-034	242-02-558	NEW	92-21-034
240-15-035	AMD-P	92-08-060	242-02-270	NEW-E	92-14-001	242-02-560	NEW-E	92-14-001
240-15-035	AMD	92-11-017	242-02-270	NEW-P	92-15-134	242-02-560	NEW-P	92-15-134
242-02-010	NEW-E	92-14-001	242-02-270	NEW	92-21-034	242-02-560	NEW	92-21-034
242-02-010	NEW-P	92-15-134	242-02-280	NEW-E	92-14-001	242-02-562	NEW-P	92-15-134
242-02-010	NEW	92-21-034	242-02-280	NEW-P	92-15-134	242-02-565	NEW-E	92-14-001
242-02-020	NEW-E	92-14-001	242-02-280	NEW	92-21-034	242-02-570	NEW-E	92-14-001
242-02-020	NEW-P	92-15-134	242-02-310	NEW-E	92-14-001	242-02-570	NEW-P	92-15-134
242-02-020	NEW	92-21-034	242-02-310	NEW-P	92-15-134	242-02-570	NEW	92-21-034
242-02-030	NEW-E	92-14-001	242-02-310	NEW	92-21-034	242-02-580	NEW-E	92-14-001
242-02-030	NEW-P	92-15-134	242-02-320	NEW-E	92-14-001	242-02-580	NEW-P	92-15-134
242-02-030	NEW	92-21-034	242-02-320	NEW-P	92-15-134	242-02-580	NEW	92-21-034
242-02-040	NEW-E	92-14-001	242-02-320	NEW	92-21-034	242-02-582	NEW-P	92-15-134
242-02-040	NEW-P	92-15-134	242-02-330	NEW-E	92-14-001	242-02-582	NEW	92-21-034
242-02-040	NEW	92-21-034	242-02-330	NEW-P	92-15-134	242-02-585	NEW-E	92-14-001
242-02-050	NEW-E	92-14-001	242-02-330	NEW	92-21-034	242-02-610	NEW-E	92-14-001
242-02-050	NEW-P	92-15-134	242-02-340	NEW-E	92-14-001	242-02-610	NEW-P	92-15-134
242-02-050	NEW	92-21-034	242-02-340	NEW-P	92-15-134	242-02-610	NEW	92-21-034
242-02-052	NEW-E	92-14-001	242-02-340	NEW	92-21-034	242-02-612	NEW-P	92-15-134
242-02-052	NEW-P	92-15-134	242-02-410	NEW-E	92-14-001	242-02-612	NEW	92-21-034
242-02-052	NEW	92-21-034	242-02-410	NEW-P	92-15-134	242-02-620	NEW-E	92-14-001
242-02-054	NEW-E	92-14-001	242-02-410	NEW	92-21-034	242-02-620	NEW-P	92-15-134
242-02-054	NEW-P	92-15-134	242-02-420	NEW-E	92-14-001	242-02-620	NEW	92-21-034
242-02-054	NEW	92-21-034	242-02-420	NEW-P	92-15-134	242-02-630	NEW-E	92-14-001
242-02-060	NEW-E	92-14-001	242-02-420	NEW	92-21-034	242-02-630	NEW-P	92-15-134
242-02-060	NEW-P	92-15-134	242-02-430	NEW-E	92-14-001	242-02-630	NEW	92-21-034

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
242-02-632	NEW-P	92-15-134	242-04-040	NEW-P	92-15-134	246-205-580	NEW	92-10-027
242-02-632	NEW	92-21-034	242-04-040	NEW	92-21-034	246-215-001	AMD-P	92-03-142
242-02-634	NEW-P	92-15-134	242-04-050	NEW-E	92-14-001	246-215-001	AMD	92-08-112
242-02-634	NEW	92-21-034	242-04-050	NEW-P	92-15-134	246-215-005	NEW-P	92-22-109
242-02-640	NEW-E	92-14-001	242-04-050	NEW	92-21-034	246-215-009	REP-P	92-03-142
242-02-640	NEW-P	92-15-134	242-04-060	NEW-E	92-14-001	246-215-009	REP	92-08-112
242-02-640	NEW	92-21-034	242-04-060	NEW-P	92-15-134	246-215-010	NEW-P	92-03-142
242-02-650	NEW-E	92-14-001	242-04-060	NEW	92-21-034	246-215-010	NEW	92-08-112
242-02-650	NEW-P	92-15-134	242-04-070	NEW-E	92-14-001	246-215-019	REP-P	92-03-142
242-02-650	NEW	92-21-034	242-04-070	NEW-P	92-15-134	246-215-019	REP	92-08-112
242-02-660	NEW-E	92-14-001	242-04-070	NEW	92-21-034	246-215-020	NEW-P	92-03-142
242-02-660	NEW-P	92-15-134	242-04-080	NEW-E	92-14-001	246-215-020	NEW	92-08-112
242-02-660	NEW	92-21-034	242-04-080	NEW-P	92-15-134	246-215-029	REP-P	92-03-142
242-02-670	NEW-E	92-14-001	242-04-080	NEW	92-21-034	246-215-029	REP	92-08-112
242-02-670	NEW-P	92-15-134	242-04-090	NEW-E	92-14-001	246-215-030	NEW-P	92-03-142
242-02-670	NEW	92-21-034	242-04-090	NEW-P	92-15-134	246-215-030	NEW	92-08-112
242-02-680	NEW-E	92-14-001	242-04-090	NEW	92-21-034	246-215-039	REP-P	92-03-142
242-02-680	NEW-P	92-15-134	242-04-100	NEW-E	92-14-001	246-215-039	REP	92-08-112
242-02-680	NEW	92-21-034	242-04-100	NEW-P	92-15-134	246-215-040	NEW-P	92-03-142
242-02-710	NEW-E	92-14-001	242-04-100	NEW	92-21-034	246-215-040	NEW	92-08-112
242-02-710	NEW-P	92-15-134	242-04-110	NEW-E	92-14-001	246-215-049	REP-P	92-03-142
242-02-710	NEW	92-21-034	242-04-110	NEW-P	92-15-134	246-215-049	REP	92-08-112
242-02-720	NEW-E	92-14-001	242-04-110	NEW	92-21-034	246-215-050	NEW-P	92-03-142
242-02-720	NEW-P	92-15-134	242-04-120	NEW-E	92-14-001	246-215-050	NEW	92-08-112
242-02-720	NEW	92-21-034	242-04-120	NEW-P	92-15-134	246-215-059	REP-P	92-03-142
242-02-810	NEW-E	92-14-001	242-04-120	NEW	92-21-034	246-215-059	REP	92-08-112
242-02-810	NEW-P	92-15-134	242-04-130	NEW-E	92-14-001	246-215-060	NEW-P	92-03-142
242-02-810	NEW	92-21-034	242-04-130	NEW-P	92-15-134	246-215-060	NEW	92-08-112
242-02-820	NEW-E	92-14-001	242-04-130	NEW	92-21-034	246-215-069	REP-P	92-03-142
242-02-820	NEW-P	92-15-134	242-04-140	NEW-E	92-14-001	246-215-069	REP	92-08-112
242-02-820	NEW	92-21-034	242-04-140	NEW-P	92-15-134	246-215-070	NEW-P	92-03-142
242-02-830	NEW-E	92-14-001	242-04-140	NEW	92-21-034	246-215-070	NEW	92-08-112
242-02-830	NEW-P	92-15-134	242-04-150	NEW-E	92-14-001	246-215-079	REP-P	92-03-142
242-02-830	NEW	92-21-034	242-04-150	NEW-P	92-15-134	246-215-079	REP	92-08-112
242-02-840	NEW-E	92-14-001	242-04-150	NEW	92-21-034	246-215-080	NEW-P	92-03-142
242-02-840	NEW-P	92-15-134	242-06-010	NEW-E	92-14-001	246-215-080	NEW	92-08-112
242-02-840	NEW	92-21-034	242-06-010	NEW-P	92-15-134	246-215-089	REP-P	92-03-142
242-02-850	NEW-E	92-14-001	242-06-010	NEW	92-21-034	246-215-089	REP	92-08-112
242-02-850	NEW-P	92-15-134	242-06-020	NEW-E	92-14-001	246-215-090	NEW-P	92-03-142
242-02-850	NEW	92-21-034	242-06-020	NEW-P	92-15-134	246-215-090	NEW	92-08-112
242-02-860	NEW-E	92-14-001	242-06-020	NEW	92-21-034	246-215-099	REP-P	92-03-142
242-02-860	NEW-P	92-15-134	246-08-390	NEW	92-07-080	246-215-099	REP	92-08-112
242-02-860	NEW	92-21-034	246-201-005	NEW-P	92-22-109	246-215-100	NEW-P	92-03-142
242-02-870	NEW-E	92-14-001	246-203-005	NEW-P	92-22-109	246-215-100	NEW	92-08-112
242-02-870	NEW-P	92-15-134	246-205	AMD-S	92-03-143	246-215-109	REP-P	92-03-142
242-02-870	NEW	92-21-034	246-205	AMD-S	92-04-071	246-215-109	REP	92-08-112
242-02-880	NEW-E	92-14-001	246-205	AMD	92-10-027	246-215-110	NEW-P	92-03-142
242-02-880	NEW-P	92-15-134	246-205-001	AMD-S	92-03-143	246-215-110	NEW	92-08-112
242-02-880	NEW	92-21-034	246-205-001	AMD-S	92-04-071	246-215-119	REP-P	92-03-142
242-02-890	NEW-E	92-14-001	246-205-001	AMD	92-10-027	246-215-119	REP	92-08-112
242-02-890	NEW-P	92-15-134	246-205-005	NEW-P	92-22-109	246-215-120	NEW-P	92-03-142
242-02-890	NEW	92-21-034	246-205-010	AMD-S	92-04-071	246-215-120	NEW	92-08-112
242-02-892	NEW-P	92-15-134	246-205-010	AMD	92-10-027	246-215-129	REP-P	92-03-142
242-02-892	NEW	92-21-034	246-205-520	NEW-S	92-03-143	246-215-129	REP	92-08-112
242-02-910	NEW-E	92-14-001	246-205-520	NEW-S	92-04-071	246-215-130	NEW-P	92-03-142
242-02-910	NEW-P	92-15-134	246-205-520	NEW	92-10-027	246-215-130	NEW	92-08-112
242-02-910	NEW	92-21-034	246-205-530	NEW-S	92-03-143	246-215-139	REP-P	92-03-142
242-02-920	NEW-E	92-14-001	246-205-530	NEW-S	92-04-071	246-215-139	REP	92-08-112
242-02-920	NEW-P	92-15-134	246-205-530	NEW	92-10-027	246-215-140	NEW-P	92-03-142
242-02-920	NEW	92-21-034	246-205-540	NEW-S	92-03-143	246-215-140	NEW	92-08-112
242-02-930	NEW-E	92-14-001	246-205-540	NEW-S	92-04-071	246-215-149	REP-P	92-03-142
242-02-930	NEW-P	92-15-134	246-205-540	NEW	92-10-027	246-215-149	REP	92-08-112
242-02-930	NEW	92-21-034	246-205-550	NEW-S	92-03-143	246-215-150	NEW-P	92-03-142
242-04-010	NEW-E	92-14-001	246-205-550	NEW-S	92-04-071	246-215-150	NEW	92-08-112
242-04-010	NEW-P	92-15-134	246-205-550	NEW	92-10-027	246-215-159	REP-P	92-03-142
242-04-010	NEW	92-21-034	246-205-560	NEW-S	92-03-143	246-215-159	REP	92-08-112
242-04-020	NEW-E	92-14-001	246-205-560	NEW-S	92-04-071	246-215-160	NEW-P	92-03-142
242-04-020	NEW-P	92-15-134	246-205-560	NEW	92-10-027	246-215-160	NEW	92-08-112
242-04-020	NEW	92-21-034	246-205-570	NEW-S	92-03-143	246-215-169	REP-P	92-03-142
242-04-030	NEW-E	92-14-001	246-205-570	NEW-S	92-04-071	246-215-169	REP	92-08-112
242-04-030	NEW-P	92-15-134	246-205-570	NEW	92-10-027	246-215-170	NEW-P	92-03-142
242-04-030	NEW	92-21-034	246-205-580	NEW-S	92-03-143	246-215-170	NEW	92-08-112
242-04-040	NEW-E	92-14-001	246-205-580	NEW-S	92-04-071	246-215-179	REP-P	92-03-142

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
246-215-179	REP	92-08-112	246-294-030	NEW-P	92-22-098	246-358-115	AMD	92-04-082
246-215-180	NEW-P	92-03-142	246-294-040	NEW-P	92-22-098	246-358-115	AMD-P	92-21-087
246-215-180	NEW	92-08-112	246-294-050	NEW-P	92-22-098	246-358-125	AMD	92-04-082
246-215-189	REP-P	92-03-142	246-294-060	NEW-P	92-22-098	246-358-125	AMD-P	92-21-087
246-215-189	REP	92-08-112	246-294-070	NEW-P	92-22-098	246-358-135	AMD	92-04-082
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246-215-200	NEW-P	92-03-142	246-310-132	AMD-P	92-09-086	246-358-155	AMD	92-04-082
246-215-200	NEW	92-08-112	246-310-132	AMD-E	92-09-087	246-358-155	AMD-P	92-21-087
246-215-209	REP-P	92-03-142	246-310-132	AMD	92-16-081	246-358-165	AMD-P	92-21-087
246-215-209	REP	92-08-112	246-310-135	NEW	92-05-057	246-358-175	AMD	92-04-082
246-215-210	NEW-P	92-03-142	246-310-136	NEW	92-05-057	246-358-175	AMD-P	92-21-087
246-215-210	NEW	92-08-112	246-310-250	REP	92-12-015	246-358-990	AMD-P	92-21-088
246-215-219	REP-P	92-03-142	246-310-261	NEW	92-12-015	246-360-005	NEW-P	92-22-109
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246-215-220	NEW-P	92-03-142	246-316-020	AMD-P	92-15-085	246-360-990	AMD	92-21-089
246-215-220	NEW	92-08-112	246-316-040	AMD-P	92-15-085	246-374-005	NEW-P	92-22-109
246-215-229	REP-P	92-03-142	246-316-045	NEW-P	92-15-085	246-376-005	NEW-P	92-22-109
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246-215-230	NEW-P	92-03-142	246-316-990	AMD-P	92-07-097	246-388-070	AMD-P	92-15-085
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246-215-239	REP	92-08-112	246-318-042	NEW-P	92-15-085	246-390-001	NEW	92-15-152
246-215-240	NEW-P	92-03-142	246-318-990	AMD-P	92-07-097	246-390-010	NEW-P	92-07-078
246-215-240	NEW	92-08-112	246-318-990	AMD	92-12-028	246-390-010	NEW	92-15-152
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246-215-250	NEW	92-08-112	246-322-990	AMD-P	92-07-097	246-390-020	NEW	92-15-152
246-215-260	NEW-P	92-03-142	246-322-990	AMD	92-12-028	246-390-030	NEW-P	92-07-078
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246-215-270	NEW-P	92-03-142	246-322-991	AMD	92-12-028	246-390-040	NEW-P	92-07-078
246-215-270	NEW	92-08-112	246-323-022	NEW-P	92-15-085	246-390-040	NEW	92-15-152
246-215-280	NEW-P	92-03-142	246-323-990	AMD-P	92-10-014	246-390-050	NEW-P	92-07-078
246-215-280	NEW	92-08-112	246-323-990	AMD	92-15-048	246-390-050	NEW	92-15-152
246-215-290	NEW-P	92-03-142	246-325-022	NEW-P	92-15-085	246-390-060	NEW-P	92-07-078
246-215-290	NEW	92-08-112	246-325-990	AMD-P	92-10-014	246-390-060	NEW	92-15-152
246-215-300	NEW-P	92-03-142	246-325-990	AMD	92-15-048	246-390-070	NEW-P	92-07-078
246-215-300	NEW	92-08-112	246-326-990	AMD-P	92-07-097	246-390-070	NEW	92-15-152
246-215-500	REP-P	92-03-142	246-326-990	AMD	92-12-028	246-390-100	NEW-P	92-07-078
246-215-500	REP	92-08-112	246-327-090	NEW-P	92-15-085	246-390-100	NEW	92-15-152
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246-215-900	REP	92-08-112	246-327-990	AMD	92-15-084	246-390-990	NEW-C	92-17-057
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246-225-160	NEW	92-05-011	246-336-100	AMD-P	92-15-085	246-520-005	NEW-P	92-22-109
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246-240-015	NEW-W	92-13-074	246-358-010	AMD-P	92-21-087	246-762-010	AMD	92-06-067
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246-243-190	AMD	92-06-008	246-358-025	AMD-P	92-21-088	246-762-040	AMD-P	92-02-096
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246-802-090	AMD-P	92-14-128	246-816-720	NEW-W	92-06-063	246-847-360	NEW-P	92-09-153
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246-802-130	AMD	92-17-035	246-816-730	NEW-W	92-06-063	246-847-370	NEW	92-18-015
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246-802-150	REP	92-17-035	246-816-730	NEW	92-09-069	246-849-200	NEW-P	92-19-099
246-802-160	AMD-P	92-14-128	246-816-740	NEW-W	92-06-063	246-849-210	NEW-P	92-19-099
246-802-160	AMD	92-17-035	246-816-740	NEW-P	92-06-064	246-849-220	NEW-P	92-19-099
246-802-240	AMD-P	92-14-128	246-816-740	NEW	92-09-069	246-849-230	NEW-P	92-19-099
246-802-240	AMD	92-17-035	246-818-990	AMD-P	92-13-009	246-849-240	NEW-P	92-19-099
246-802-250	AMD-P	92-14-128	246-818-990	AMD-E	92-13-010	246-849-250	NEW-P	92-19-099
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246-806-060	AMD	92-17-026	246-830-420	AMD-P	92-03-139	246-851-050	REP-P	92-02-095
246-806-070	AMD-P	92-12-090	246-830-420	AMD	92-15-153	246-851-050	REP	92-06-030
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246-807-480	NEW-P	92-06-065	246-838-120	AMD-P	92-20-098	246-851-460	NEW-P	92-02-095
246-807-480	NEW-E	92-06-066	246-838-120	AMD-E	92-20-100	246-851-460	NEW	92-06-030
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246-815-115	NEW	92-03-126	246-838-330	NEW-P	92-20-098	246-851-490	NEW-P	92-02-095
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246-816-160	NEW-W	92-06-007	246-838-990	AMD-E	92-21-037	246-851-390	AMD	92-20-019
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246-816-230	AMD	92-05-012	246-839-310	AMD-P	92-14-126	246-851-510	NEW-P	92-16-080
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246-816-250	AMD	92-20-036	246-839-330	AMD	92-20-047	246-851-530	NEW	92-20-048
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246-816-310	AMD	92-05-012	246-847-055	NEW-P	92-09-153	246-851-990	AMD-C	92-17-058
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246-816-370	AMD	92-05-012	246-847-065	AMD-P	92-09-153	246-853-025	NEW	92-20-001
246-816-390	AMD	92-05-012	246-847-065	AMD	92-18-015	246-853-045	NEW-P	92-13-065
246-816-410	AMD	92-05-012	246-847-068	NEW-P	92-09-153	246-853-045	NEW	92-20-001
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246-895-040	AMD	92-12-035	246-918-035	AMD-P	92-08-063	246-924-992	NEW-E	92-03-107
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246-895-160	AMD-P	92-07-098	246-918-110	AMD-P	92-08-063	246-926-120	AMD	92-05-010
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246-897-040	AMD-P	92-07-098	246-918-130	AMD-P	92-08-063	246-926-170	AMD	92-05-010
246-897-040	AMD	92-12-035	246-918-130	AMD	92-12-089	246-926-180	AMD-P	92-15-150
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246-897-050	AMD	92-12-035	246-918-140	AMD	92-12-089	246-926-190	AMD	92-05-010
246-897-150	AMD-P	92-07-098	246-918-160	AMD-P	92-08-063	246-926-200	AMD	92-05-010
246-897-150	AMD	92-12-035	246-918-160	AMD	92-12-089	246-926-990	AMD	92-05-010
246-899-040	AMD-P	92-07-098	246-918-170	AMD-P	92-08-063	246-928-020	AMD-P	92-10-071
246-899-040	AMD	92-12-035	246-918-170	AMD	92-12-089	246-928-020	AMD	92-15-032
246-899-050	AMD-P	92-07-098	246-918-180	AMD-P	92-08-063	246-928-085	NEW-P	92-10-071
246-899-050	AMD	92-12-035	246-918-180	AMD	92-12-089	246-928-085	NEW	92-15-032
246-901-020	AMD-P	92-07-098	246-918-190	REP-P	92-08-063	246-928-990	AMD-P	92-10-071
246-901-020	AMD	92-12-035	246-918-190	REP	92-12-089	246-928-990	AMD	92-15-032
246-903-010	AMD-P	92-07-098	246-918-200	REP-P	92-08-063	246-930-010	AMD-P	92-07-079
246-903-010	AMD	92-12-035	246-918-200	REP	92-12-089	246-930-010	AMD	92-12-027
246-903-010	AMD-P	92-22-097	246-918-210	REP-P	92-08-063	246-930-020	AMD-P	92-07-079
246-903-020	AMD-P	92-22-097	246-918-210	REP	92-12-089	246-930-020	AMD	92-12-027
246-907-020	AMD-P	92-03-124	246-918-220	REP-P	92-08-063	246-930-030	AMD-P	92-07-079
246-907-020	AMD	92-07-099	246-918-220	REP	92-12-089	246-930-030	AMD	92-12-027
246-907-030	AMD-P	92-03-124	246-918-240	REP-P	92-08-063	246-930-040	AMD-P	92-07-079
246-907-030	AMD	92-07-099	246-918-240	REP	92-12-089	246-930-040	AMD	92-12-027
246-915-010	AMD	92-08-039	246-918-250	AMD-P	92-08-063	246-930-050	AMD-P	92-07-079
246-915-015	AMD	92-08-039	246-918-250	AMD	92-12-089	246-930-050	AMD	92-12-027
246-915-015	REP-P	92-08-111	246-918-260	AMD-P	92-08-063	246-930-060	AMD-P	92-07-079
246-915-015	REP	92-16-082	246-918-260	AMD	92-12-089	246-930-060	AMD	92-12-027
246-915-020	AMD-P	92-20-099	246-918-270	REP-P	92-08-063	246-930-075	AMD-P	92-07-079
246-915-030	AMD-W	92-08-110	246-918-270	REP	92-12-089	246-930-075	AMD	92-12-027
246-915-030	AMD-P	92-08-111	246-918-280	REP-P	92-08-063	246-930-200	AMD-P	92-07-079
246-915-030	AMD	92-16-082	246-918-280	REP	92-12-089	246-930-200	AMD	92-12-027
246-915-075	NEW-P	92-08-111	246-918-290	REP-P	92-08-063	246-930-210	AMD-P	92-07-079
246-915-075	NEW	92-16-082	246-918-290	REP	92-12-089	246-930-210	AMD	92-12-027
246-915-080	AMD-P	92-20-099	246-918-300	REP-P	92-08-063	246-930-220	AMD-P	92-07-079
246-915-085	NEW-P	92-20-099	246-918-300	REP	92-12-089	246-930-220	AMD	92-12-027
246-915-120	AMD	92-08-039	246-918-320	REP-P	92-08-063	246-930-300	AMD-P	92-07-079
246-915-120	AMD-P	92-20-099	246-918-320	REP	92-12-089	246-930-300	AMD	92-12-027
246-915-140	AMD-P	92-20-099	246-918-330	REP-P	92-08-063	246-930-301	AMD-P	92-07-079
246-915-145	NEW-P	92-20-099	246-918-330	REP	92-12-089	246-930-301	AMD	92-12-027
246-915-150	AMD	92-08-039	246-918-340	REP-P	92-08-063	246-930-310	AMD-P	92-07-079
246-915-180	AMD	92-08-039	246-918-340	REP	92-12-089	246-930-310	AMD	92-12-027
246-915-185	NEW	92-08-039	246-918-350	REP-P	92-08-063	246-930-320	AMD-P	92-07-079
246-915-200	AMD	92-08-039	246-918-350	REP	92-12-089	246-930-320	AMD	92-12-027
246-917-125	NEW	92-08-021	246-918-360	REP-P	92-08-063	246-930-330	AMD-P	92-07-079
246-917-126	NEW	92-08-021	246-918-360	REP	92-12-089	246-930-330	AMD	92-12-027
246-917-135	NEW-P	92-21-065	246-918-370	REP-P	92-08-063	246-930-340	AMD-P	92-07-079
246-917-300	NEW-P	92-21-065	246-918-370	REP	92-12-089	246-930-340	AMD	92-12-027
246-917-990	AMD	92-08-062	246-920-030	AMD-E	92-07-058	246-930-400	AMD-P	92-07-079
246-917-990	AMD	92-22-035	246-920-030	RESCIND	92-07-096	246-930-400	AMD	92-12-027
246-918-005	NEW-P	92-08-063	246-920-030	AMD-E	92-07-096	246-930-410	NEW-P	92-07-079
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246-930-499	AMD	92-12-027	246-976-040	NEW-P	92-15-034	246-976-970	NEW-P	92-15-034
246-930-990	AMD-P	92-07-079	246-976-050	NEW-P	92-15-034	246-976-990	NEW-P	92-15-034
246-930-990	AMD	92-12-027	246-976-055	NEW-P	92-15-034	246-977-001	REP-P	92-15-034
246-933-120	REP-P	92-14-127	246-976-060	NEW-P	92-15-034	246-977-010	REP-P	92-15-034
246-933-120	REP	92-17-076	246-976-065	NEW-P	92-15-034	246-977-020	REP-P	92-15-034
246-933-170	AMD-P	92-14-127	246-976-070	NEW-P	92-15-034	246-977-030	REP-P	92-15-034
246-933-170	AMD	92-17-076	246-976-075	NEW-P	92-15-034	246-977-040	REP-P	92-15-034
246-933-240	REP-P	92-14-127	246-976-080	NEW-P	92-15-034	246-977-050	REP-P	92-15-034
246-933-240	REP	92-17-076	246-976-085	NEW-P	92-15-034	246-977-060	REP-P	92-15-034
246-933-250	AMD	92-03-074	246-976-090	NEW-P	92-15-034	246-977-070	REP-P	92-15-034
246-933-250	AMD-P	92-14-127	246-976-110	NEW-P	92-15-034	246-977-080	REP-P	92-15-034
246-933-250	AMD	92-17-076	246-976-115	NEW-P	92-15-034	246-977-090	REP-P	92-15-034
246-933-270	AMD-P	92-14-127	246-976-120	NEW-P	92-15-034	246-977-100	REP-P	92-15-034
246-933-270	AMD	92-17-076	246-976-140	NEW-P	92-15-034	246-977-110	REP-P	92-15-034
246-933-280	AMD	92-03-074	246-976-150	NEW-P	92-15-034	248-14-120	AMD-P	92-03-015
246-933-300	NEW	92-03-074	246-976-160	NEW-P	92-15-034	248-14-120	AMD	92-08-074
246-933-300	AMD-P	92-14-127	246-976-170	NEW-P	92-15-034	248-14-250	AMD-P	92-03-015
246-933-300	AMD	92-17-076	246-976-180	NEW-P	92-15-034	248-14-250	AMD	92-08-074
246-933-305	NEW	92-03-074	246-976-190	NEW-P	92-15-034	248-14-285	AMD-P	92-03-015
246-933-320	AMD-P	92-14-127	246-976-200	NEW-P	92-15-034	248-14-285	AMD	92-08-074
246-933-320	AMD	92-17-076	246-976-210	NEW-P	92-15-034	250-20-021	AMD-C	92-08-076
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246-933-990	AMD-P	92-03-125	246-976-240	NEW-P	92-15-034	250-20-021	AMD-E	92-11-023
246-933-990	AMD	92-07-036	246-976-260	NEW-P	92-15-034	250-25-010	NEW	92-03-002
246-935-125	NEW-P	92-03-125	246-976-270	NEW-P	92-15-034	250-25-020	NEW	92-03-002
246-935-125	NEW	92-07-036	246-976-280	NEW-P	92-15-034	250-25-030	NEW	92-03-002
246-935-990	AMD-P	92-03-125	246-976-290	NEW-P	92-15-034	250-25-040	NEW	92-03-002
246-935-990	AMD	92-07-036	246-976-300	NEW-P	92-15-034	250-25-045	NEW	92-03-002
246-975-001	REP-P	92-15-034	246-976-310	NEW-P	92-15-034	250-25-050	NEW	92-03-002
246-975-010	REP-P	92-15-034	246-976-320	NEW-P	92-15-034	250-25-060	NEW	92-03-002
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246-975-040	REP-P	92-15-034	246-976-350	NEW-P	92-15-034	250-25-090	NEW	92-03-002
246-975-050	REP-P	92-15-034	246-976-370	NEW-P	92-15-034	250-61-010	AMD-P	92-21-071
246-975-060	REP-P	92-15-034	246-976-390	NEW-P	92-15-034	250-61-070	AMD-P	92-21-071
246-975-070	REP-P	92-15-034	246-976-400	NEW-P	92-15-034	250-61-120	AMD-P	92-21-071
246-975-080	REP-P	92-15-034	246-976-420	NEW-P	92-15-034	250-61-140	AMD-P	92-21-071
246-975-090	REP-P	92-15-034	246-976-430	NEW-P	92-15-034	250-66-020	AMD-P	92-13-076
246-975-100	REP-P	92-15-034	246-976-440	NEW-P	92-15-034	250-66-020	AMD-C	92-15-135
246-975-110	REP-P	92-15-034	246-976-450	NEW-P	92-15-034	250-66-020	AMD	92-16-038
246-975-120	REP-P	92-15-034	246-976-470	NEW-P	92-15-034	250-66-030	AMD-P	92-13-076
246-975-130	REP-P	92-15-034	246-976-475	NEW-P	92-15-034	250-66-030	AMD-C	92-15-135
246-975-140	REP-P	92-15-034	246-976-480	NEW-P	92-15-034	250-66-030	AMD	92-16-038
246-975-150	REP-P	92-15-034	246-976-500	NEW-P	92-15-034	250-66-040	AMD-P	92-13-076
246-975-160	REP-P	92-15-034	246-976-510	NEW-P	92-15-034	250-66-040	AMD-C	92-15-135
246-975-170	REP-P	92-15-034	246-976-520	NEW-P	92-15-034	250-66-040	AMD	92-16-038
246-975-180	REP-P	92-15-034	246-976-550	NEW-P	92-15-034	250-66-060	AMD-P	92-13-076
246-975-190	REP-P	92-15-034	246-976-560	NEW-P	92-15-034	250-66-060	AMD-C	92-15-135
246-975-200	REP-P	92-15-034	246-976-570	NEW-P	92-15-034	250-66-060	AMD	92-16-038
246-975-210	REP-P	92-15-034	246-976-600	NEW-P	92-15-034	250-67-010	REP	92-03-002
246-975-220	REP-P	92-15-034	246-976-610	NEW-P	92-15-034	250-67-020	REP	92-03-002
246-975-230	REP-P	92-15-034	246-976-640	NEW-P	92-15-034	250-67-030	REP	92-03-002
246-975-240	REP-P	92-15-034	246-976-650	NEW-P	92-15-034	250-67-040	REP	92-03-002
246-975-250	REP-P	92-15-034	246-976-680	NEW-P	92-15-034	250-67-050	REP	92-03-002
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246-975-270	REP-P	92-15-034	246-976-720	NEW-P	92-15-034	250-68-001	REP	92-03-002
246-975-280	REP-P	92-15-034	246-976-730	NEW-P	92-15-034	250-68-010	REP	92-03-002
246-975-290	REP-P	92-15-034	246-976-740	NEW-P	92-15-034	250-68-020	REP	92-03-002
246-975-300	REP-P	92-15-034	246-976-770	NEW-P	92-15-034	250-68-030	REP	92-03-002
246-975-310	REP-P	92-15-034	246-976-780	NEW-P	92-15-034	250-68-035	REP	92-03-002
246-975-320	REP-P	92-15-034	246-976-790	NEW-P	92-15-034	250-68-040	REP	92-03-002
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246-975-340	REP-P	92-15-034	246-976-820	NEW-P	92-15-034	250-68-060	REP	92-03-002
246-975-350	REP-P	92-15-034	246-976-880	NEW-P	92-15-034	250-68-070	REP	92-03-002
246-975-360	REP-P	92-15-034	246-976-885	NEW-P	92-15-034	250-75-010	REP	92-03-002
246-975-990	REP-P	92-15-034	246-976-890	NEW-P	92-15-034	250-75-020	REP	92-03-002
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250-76-030	NEW	92-04-018	251-10-030	AMD-W	92-13-008	260-88-010	AMD-C	92-13-089
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250-76-050	NEW	92-04-018	251-12-072	AMD-C	92-05-028	262-01-110	NEW-E	92-20-051
250-76-060	NEW	92-04-018	251-12-072	AMD-W	92-07-018	262-01-110	NEW-P	92-20-052
250-76-070	NEW	92-04-018	251-12-072	AMD-P	92-09-126	262-01-120	NEW-E	92-20-051
250-78-010	AMD-P	92-13-077	251-12-072	AMD-W	92-13-008	262-01-120	NEW-P	92-20-052
250-78-010	AMD-C	92-15-136	251-12-072	AMD-P	92-21-078	275-16-030	AMD-P	92-06-043
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250-78-060	AMD	92-16-037	251-17-060	AMD-W	92-07-018	275-27-020	AMD	92-09-115
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251-01-075	AMD-C	92-05-026	251-17-060	AMD-W	92-13-008	275-27-219	NEW-P	92-09-113
251-01-075	AMD-W	92-07-018	251-17-060	AMD-P	92-21-079	275-27-219	NEW-E	92-09-119
251-01-075	AMD-P	92-09-120	251-17-070	AMD-W	92-07-018	275-27-219	NEW	92-13-024
251-01-075	AMD-W	92-13-008	251-17-070	AMD-P	92-09-122	275-27-220	AMD-P	92-05-076
251-01-075	AMD-P	92-21-077	251-17-070	AMD-W	92-13-008	275-27-220	AMD-E	92-05-077
251-01-120	AMD-C	92-05-026	251-17-070	AMD-P	92-21-079	275-27-220	AMD	92-09-114
251-01-120	AMD-W	92-07-018	251-17-090	AMD-W	92-07-018	275-27-223	AMD-P	92-05-076
251-01-120	AMD-P	92-09-120	251-17-110	AMD-W	92-07-018	275-27-223	AMD-E	92-05-077
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251-01-120	AMD-P	92-21-077	251-17-160	AMD-W	92-07-018	275-56-005	AMD-P	92-07-033
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251-01-147	NEW-W	92-07-018	251-17-165	NEW-W	92-07-018	275-56-015	AMD-E	92-07-034
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251-01-147	NEW-W	92-13-008	251-17-165	NEW-W	92-13-008	275-56-088	AMD-P	92-07-033
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251-01-150	AMD-W	92-07-018	251-17-170	AMD-P	92-09-122	275-56-447	NEW-E	92-07-034
251-01-155	REP	92-05-034	251-17-170	AMD-W	92-13-008	275-56-447	NEW	92-11-055
251-01-210	AMD-C	92-05-026	251-17-170	AMD-P	92-21-079	275-156-010	AMD-P	92-15-008
251-01-210	AMD-W	92-07-018	251-17-190	AMD-W	92-07-018	275-156-010	AMD	92-18-037
251-01-255	AMD-W	92-03-079	251-17-200	AMD-W	92-07-018	275-156-020	AMD-P	92-15-008
251-01-255	AMD-P	92-05-072	251-17-200	AMD-P	92-09-122	275-156-020	AMD	92-18-037
251-01-255	AMD-W	92-07-019	251-17-200	AMD-W	92-13-008	284-02-020	AMD-P	92-19-105
251-01-320	REP	92-05-034	251-17-200	AMD-P	92-21-079	284-07-050	NEW-P	92-15-104
251-01-350	AMD-C	92-05-026	251-18-180	AMD	92-05-034	284-07-050	NEW	92-19-040
251-01-350	AMD-W	92-07-018	251-22-215	REP-W	92-05-025	284-07-100	NEW-P	92-15-104
251-01-350	AMD-P	92-09-120	260-13-100	AMD-P	92-12-067	284-07-100	NEW	92-19-040
251-01-350	AMD-W	92-13-008	260-13-100	AMD-C	92-13-088	284-07-110	NEW-P	92-15-104
251-01-350	AMD-P	92-21-077	260-13-100	AMD	92-17-002	284-07-110	NEW	92-19-040
251-01-385	REP-C	92-05-026	260-13-175	NEW-P	92-12-066	284-07-120	NEW-P	92-15-104
251-01-385	REP-W	92-07-018	260-13-175	NEW-C	92-13-087	284-07-120	NEW	92-19-040
251-01-390	AMD-C	92-05-026	260-13-175	NEW	92-17-002	284-07-130	NEW-P	92-15-104
251-01-390	AMD-W	92-07-018	260-13-370	AMD-P	92-12-067	284-07-130	NEW	92-19-040
251-01-395	AMD-W	92-03-079	260-13-370	AMD-C	92-13-088	284-07-140	NEW-P	92-15-104
251-01-395	AMD-P	92-05-073	260-13-370	AMD	92-17-002	284-07-140	NEW	92-19-040
251-01-395	AMD-W	92-07-019	260-13-390	AMD-P	92-12-067	284-07-150	NEW-P	92-15-104
251-01-410	AMD-C	92-05-026	260-13-390	AMD-C	92-13-088	284-07-150	NEW	92-19-040
251-01-410	AMD-W	92-07-018	260-13-390	AMD	92-17-002	284-07-160	NEW-P	92-15-104
251-04-060	AMD-P	92-09-123	260-13-400	AMD-P	92-12-067	284-07-160	NEW	92-19-040
251-04-060	AMD-W	92-13-055	260-13-400	AMD-C	92-13-088	284-07-170	NEW-P	92-15-104
251-04-060	AMD-P	92-13-061	260-13-400	AMD	92-17-002	284-07-170	NEW	92-19-040
251-04-060	AMD-C	92-14-113	260-24-280	AMD-P	92-12-068	284-07-180	NEW-P	92-15-104
251-04-060	AMD	92-20-043	260-24-280	AMD-C	92-13-089	284-07-180	NEW	92-19-040
251-09-025	AMD	92-05-034	260-32-400	AMD-P	92-15-097	284-07-190	NEW-P	92-15-104
251-09-030	AMD	92-05-034	260-32-400	AMD-C	92-18-026	284-07-190	NEW	92-19-040
251-09-071	NEW-P	92-05-075	260-32-400	AMD	92-21-027	284-07-200	NEW-P	92-15-104
251-09-071	NEW-W	92-07-019	260-56-065	NEW-P	92-12-066	284-07-200	NEW	92-19-040

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284-07-210	NEW	92-19-040	284-22-090	NEW	92-19-095	284-66-310	AMD	92-06-021
284-07-220	NEW-P	92-15-104	284-44	PREP	92-14-129	284-66-320	AMD	92-06-021
284-07-220	NEW	92-19-040	284-44-042	NEW-P	92-20-092	284-66-323	NEW	92-06-021
284-07-230	NEW-P	92-15-104	284-44-043	NEW-P	92-17-080	284-66-330	AMD	92-06-021
284-07-230	NEW	92-19-040	284-44-043	NEW	92-21-099	284-66-340	AMD	92-06-021
284-15-090	NEW-P	92-21-097	284-44-046	NEW-P	92-13-013	284-66-350	AMD	92-06-021
284-16-050	REP-P	92-15-101	284-44-046	NEW	92-16-009	284-66-400	AMD	92-06-021
284-16-050	REP-C	92-21-038	284-44-240	NEW-P	92-06-056	284-96-010	NEW-P	92-17-081
284-16-050	REP	92-22-075	284-44-240	NEW	92-09-044	284-96-010	NEW	92-21-100
284-16-060	REP-P	92-15-103	284-44-345	NEW-P	92-19-141	284-96-015	NEW-P	92-17-081
284-16-060	REP	92-19-038	284-44-345	NEW	92-22-095	284-96-015	NEW	92-21-100
284-16-300	NEW-P	92-15-102	284-46	PREP	92-14-129	284-96-020	NEW-P	92-20-094
284-16-300	NEW	92-19-039	284-46-060	NEW-P	92-19-140	287-04-030	REP-P	92-22-108
284-16-310	NEW-P	92-15-102	284-46-060	NEW	92-22-094	287-04-031	NEW-P	92-22-108
284-16-310	NEW	92-19-039	284-46-506	NEW-P	92-20-093	296-14-015	NEW	92-03-053
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284-16-320	NEW	92-19-039	284-46-507	NEW	92-21-098	296-17-45004	NEW	92-18-065
284-16-400	NEW-P	92-15-103	284-46-575	NEW-P	92-06-055	296-17-66002	REP-W	92-06-034
284-16-400	NEW	92-19-038	284-46-575	NEW	92-09-044A	296-17-66002	AMD-P	92-13-091
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284-16-410	NEW	92-19-038	284-50-270	NEW-P	92-13-014	296-17-66003	NEW-W	92-06-034
284-16-420	NEW-P	92-15-103	284-50-270	NEW-W	92-13-086	296-17-855	AMD-P	92-20-125
284-16-420	NEW	92-19-038	284-50-270	NEW-P	92-16-093	296-17-875	AMD-P	92-20-125
284-16-430	NEW-P	92-15-103	284-50-270	NEW	92-19-061	296-17-880	AMD-P	92-20-125
284-16-430	NEW	92-19-038	284-50-377	NEW-P	92-17-082	296-17-885	AMD-W	92-06-034
284-16-440	NEW-P	92-15-103	284-50-377	NEW	92-21-101	296-17-885	AMD-P	92-20-125
284-16-440	NEW	92-19-038	284-52	PREP	92-14-129	296-17-890	AMD-P	92-20-125
284-16-450	NEW-P	92-15-103	284-58	PREP	92-14-129	296-17-895	AMD-W	92-06-034
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284-16-460	NEW-P	92-15-103	284-66-010	AMD	92-06-021	296-17-919	AMD-P	92-20-125
284-16-460	NEW	92-19-038	284-66-020	AMD	92-06-021	296-17-920	AMD-P	92-20-125
284-16-470	NEW-P	92-15-103	284-66-030	AMD	92-06-021	296-18A-460	AMD-P	92-14-116
284-16-470	NEW	92-19-038	284-66-040	AMD	92-06-021	296-18A-460	AMD	92-19-026
284-16-480	NEW-P	92-15-103	284-66-050	AMD	92-06-021	296-18A-465	REP-P	92-14-116
284-16-480	NEW	92-19-038	284-66-060	AMD	92-06-021	296-18A-465	REP	92-19-026
284-16-490	NEW-P	92-15-103	284-66-063	NEW	92-06-021	296-20-010	AMD-P	92-20-127
284-16-490	NEW	92-19-038	284-66-066	NEW	92-06-021	296-20-01002	AMD	92-05-041
284-16-500	NEW-P	92-15-103	284-66-066	AMD-P	92-14-130	296-20-01002	AMD-P	92-20-127
284-16-500	NEW	92-19-038	284-66-066	AMD	92-17-078	296-20-030	AMD-E	92-07-100
284-16-510	NEW-P	92-15-103	284-66-070	REP	92-06-021	296-20-030	RESCIND	92-08-097
284-16-510	NEW	92-19-038	284-66-073	NEW	92-06-021	296-20-03001	AMD-E	92-07-100
284-16-520	NEW-P	92-15-103	284-66-077	NEW	92-06-021	296-20-03001	RESCIND	92-08-097
284-16-520	NEW	92-19-038	284-66-080	AMD	92-06-021	296-20-091	AMD	92-05-041
284-16-530	NEW-P	92-15-103	284-66-090	REP	92-06-021	296-21	AMD	92-20-127
284-16-530	NEW	92-19-038	284-66-092	NEW	92-06-021	296-21-010	REP-P	92-20-127
284-16-540	NEW-P	92-15-103	284-66-092	AMD-P	92-14-130	296-21-011	REP-P	92-20-127
284-16-540	NEW	92-19-038	284-66-092	AMD	92-17-078	296-21-013	REP-P	92-20-127
284-22-010	NEW-E	92-14-085	284-66-100	REP	92-06-021	296-21-014	REP-P	92-20-127
284-22-010	NEW-P	92-16-092	284-66-110	AMD	92-06-021	296-21-01401	REP-P	92-20-127
284-22-010	NEW	92-19-095	284-66-120	AMD	92-06-021	296-21-035	REP-P	92-20-127
284-22-020	NEW-E	92-14-085	284-66-130	AMD	92-06-021	296-21-037	REP-P	92-20-127
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284-22-030	NEW-P	92-16-092	284-66-160	AMD	92-06-021	296-21-047	REP-P	92-20-127
284-22-030	NEW	92-19-095	284-66-170	AMD	92-06-021	296-21-050	REP-P	92-20-127
284-22-040	NEW-E	92-14-085	284-66-180	REP	92-06-021	296-21-0501	REP-P	92-20-127
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284-22-040	NEW	92-19-095	284-66-200	AMD	92-06-021	296-21-057	REP-P	92-20-127
284-22-050	NEW-E	92-14-085	284-66-203	NEW	92-06-021	296-21-062	REP-P	92-20-127
284-22-050	NEW-P	92-16-092	284-66-210	AMD	92-06-021	296-21-064	REP-P	92-20-127
284-22-050	NEW	92-19-095	284-66-220	AMD	92-06-021	296-21-066	REP-P	92-20-127
284-22-060	NEW-E	92-14-085	284-66-220	AMD-P	92-14-130	296-21-070	REP-P	92-20-127
284-22-060	NEW-P	92-16-092	284-66-220	AMD	92-17-078	296-21-075	REP-P	92-20-127
284-22-060	NEW	92-19-095	284-66-230	REP	92-06-021	296-21-080	REP-P	92-20-127
284-22-070	NEW-E	92-14-085	284-66-232	NEW	92-06-021	296-21-086	REP-P	92-20-127
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284-22-070	NEW	92-19-095	284-66-240	AMD	92-06-021	296-21-095	REP-P	92-20-127
284-22-080	NEW-E	92-14-085	284-66-243	NEW	92-06-021	296-21-125	REP-P	92-20-127
284-22-080	NEW-P	92-16-092	284-66-250	AMD	92-06-021	296-21-128	REP-P	92-20-127
284-22-080	NEW	92-19-095	284-66-260	AMD	92-06-021	296-21-130	REP-P	92-20-127
284-22-090	NEW-E	92-14-085	284-66-270	AMD	92-06-021	296-21-140	NEW-P	92-20-127



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296-24-119	AMD	92-22-067	296-37-585	AMD	92-22-067	296-62-07721	AMD-P	92-18-098
296-24-19517	AMD-P	92-12-087	296-37-590	NEW-P	92-15-147	296-62-07721	AMD-P	92-19-146
296-24-19517	AMD	92-17-022	296-37-590	NEW	92-22-067	296-62-07721	AMD-W	92-21-017
296-24-20700	AMD-P	92-12-087	296-46-910	AMD-P	92-03-136	296-62-08001	NEW-P	92-03-137
296-24-20700	AMD	92-17-022	296-46-910	AMD	92-08-102	296-62-08001	NEW	92-08-100
296-24-20730	AMD-P	92-12-087	296-46-910	AMD-E	92-08-103	296-62-08001	AMD-P	92-19-130
296-24-20730	AMD	92-17-022	296-46-915	AMD-P	92-03-136	296-62-08050	NEW-P	92-03-137
296-24-58513	AMD-P	92-18-098	296-46-915	AMD	92-08-102	296-62-08050	NEW	92-08-100
296-24-59211	AMD-P	92-18-098	296-46-915	AMD-E	92-08-103	296-62-09005	AMD-P	92-15-147
296-24-63399	AMD-P	92-18-098	296-46-935	NEW-P	92-22-099	296-62-09005	AMD	92-22-067
296-24-63599	AMD-P	92-18-098	296-52-401	AMD-P	92-12-087	296-67-001	NEW-P	92-12-087
296-24-76555	AMD-P	92-12-087	296-52-401	AMD	92-17-022	296-67-001	NEW	92-17-022
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296-30-081	AMD-E	92-09-149	296-52-461	AMD	92-17-022	296-67-005	NEW	92-17-022
296-30-081	AMD-P	92-11-071	296-52-489	AMD-P	92-12-087	296-67-009	NEW-P	92-12-087
296-30-081	AMD	92-16-033	296-52-489	AMD	92-17-022	296-67-009	NEW	92-17-022
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296-30-081	RESCIND	92-17-049	296-52-493	AMD	92-17-022	296-67-013	NEW	92-17-022
296-30-081	AMD-E	92-17-050	296-56-60001	AMD-P	92-15-147	296-67-017	NEW-P	92-12-087
296-30-081	AMD-P	92-19-145	296-56-60001	AMD	92-22-067	296-67-017	NEW	92-17-022
296-31-010	NEW-E	92-17-040	296-56-60005	AMD-P	92-15-147	296-67-021	NEW-P	92-12-087
296-31-010	NEW-P	92-19-144	296-56-60005	AMD	92-22-067	296-67-021	NEW	92-17-022
296-31-020	NEW-E	92-17-040	296-56-60007	AMD-P	92-15-147	296-67-025	NEW-P	92-12-087
296-31-020	NEW-P	92-19-144	296-56-60007	AMD	92-22-067	296-67-025	NEW	92-17-022
296-31-030	NEW-E	92-17-040	296-56-60041	AMD-P	92-15-147	296-67-029	NEW-P	92-12-087
296-31-030	NEW-P	92-19-144	296-56-60041	AMD	92-22-067	296-67-029	NEW	92-17-022
296-31-040	NEW-E	92-17-040	296-56-60043	AMD-P	92-15-147	296-67-033	NEW-P	92-12-087
296-31-040	NEW-P	92-19-144	296-56-60043	AMD	92-22-067	296-67-033	NEW	92-17-022
296-31-050	NEW-E	92-17-040	296-56-60053	AMD-P	92-15-147	296-67-037	NEW-P	92-12-087
296-31-050	NEW-P	92-19-144	296-56-60053	AMD	92-22-067	296-67-037	NEW	92-17-022
296-31-060	NEW-E	92-17-040	296-56-60057	AMD-P	92-15-147	296-67-041	NEW-P	92-12-087
296-31-060	NEW-P	92-19-144	296-56-60057	AMD	92-22-067	296-67-041	NEW	92-17-022
296-31-065	NEW-E	92-17-040	296-56-60073	AMD-P	92-15-147	296-67-045	NEW-P	92-12-087
296-31-065	NEW-P	92-19-144	296-56-60073	AMD	92-22-067	296-67-045	NEW	92-17-022
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296-31-069	NEW-P	92-19-144	296-56-60079	AMD	92-22-067	296-67-049	NEW	92-17-022
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296-31-070	NEW-P	92-19-144	296-56-60083	AMD	92-22-067	296-67-053	NEW	92-17-022
296-31-071	NEW-E	92-17-040	296-56-60085	AMD-P	92-15-147	296-67-057	NEW-P	92-12-087
296-31-071	NEW-P	92-19-144	296-56-60085	AMD	92-22-067	296-67-057	NEW	92-17-022
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296-31-072	NEW-P	92-19-144	296-56-60091	AMD	92-22-067	296-67-061	NEW	92-17-022
296-31-073	NEW-E	92-17-040	296-56-60103	AMD-P	92-15-147	296-67-285	NEW-P	92-12-087
296-31-073	NEW-P	92-19-144	296-56-60103	AMD	92-22-067	296-67-285	NEW	92-17-022
296-31-074	NEW-E	92-17-040	296-56-60107	AMD-P	92-15-147	296-67-289	NEW-P	92-12-087
296-31-074	NEW-P	92-19-144	296-56-60107	AMD	92-22-067	296-67-289	NEW	92-17-022
296-31-075	NEW-E	92-17-040	296-56-60109	AMD-P	92-15-147	296-67-291	NEW-P	92-12-087
296-31-075	NEW-P	92-19-144	296-56-60109	AMD	92-22-067	296-67-291	NEW	92-17-022
296-31-080	NEW-E	92-17-040	296-56-60115	AMD-P	92-15-147	296-67-293	NEW-P	92-12-087
296-31-080	NEW-P	92-19-144	296-56-60115	AMD	92-22-067	296-67-293	NEW	92-17-022
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296-31-090	NEW-P	92-19-144	296-56-60123	AMD	92-22-067	296-81-010	REP-P	92-19-033
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296-37-510	AMD	92-22-067	296-56-60215	AMD	92-22-067	296-81-070	REP-P	92-19-033
296-37-515	AMD-P	92-15-147	296-56-60223	AMD-P	92-15-147	296-81-080	REP-P	92-19-033
296-37-515	AMD	92-22-067	296-56-60223	AMD	92-22-067	296-81-090	REP-P	92-19-033
296-37-550	AMD-P	92-15-147	296-56-60229	AMD-P	92-15-147	296-81-100	REP-P	92-19-033
296-37-550	AMD	92-22-067	296-56-60229	AMD	92-22-067	296-81-110	REP-P	92-19-033
296-37-560	AMD-P	92-15-147	296-56-60235	AMD-P	92-15-147	296-81-120	REP-P	92-19-033
296-37-560	AMD	92-22-067	296-56-60235	AMD	92-22-067	296-81-130	REP-P	92-19-033
296-37-565	AMD-P	92-15-147	296-56-60237	AMD-P	92-15-147	296-81-140	REP-P	92-19-033
296-37-565	AMD	92-22-067	296-56-60237	AMD	92-22-067	296-81-150	REP-P	92-19-033
296-37-570	AMD-P	92-15-147	296-56-60239	AMD-P	92-15-147	296-81-160	REP-P	92-19-033
296-37-570	AMD	92-22-067	296-56-60239	AMD	92-22-067	296-81-170	REP-P	92-19-033
296-37-575	AMD-P	92-15-147	296-62	PREP	92-03-135	296-81-180	REP-P	92-19-033
296-37-575	AMD	92-22-067	296-62-07509	AMD-P	92-19-130	296-81-190	REP-P	92-19-033
296-37-580	AMD-P	92-15-147	296-62-07515	AMD-P	92-19-130	296-81-220	REP-P	92-19-033
296-37-580	AMD	92-22-067	296-62-07540	AMD-P	92-18-098	296-81-240	AMD-P	92-19-033

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296-81-260	REP-P	92-19-033	296-95-209	NEW-P	92-19-033	296-95-412	NEW-P	92-19-033
296-81-270	REP-P	92-19-033	296-95-215	NEW-P	92-19-033	296-95-414	NEW-P	92-19-033
296-81-275	AMD-P	92-19-033	296-95-216	NEW-P	92-19-033	296-95-416	NEW-P	92-19-033
296-81-277	AMD-P	92-19-033	296-95-220	NEW-P	92-19-033	296-95-418	NEW-P	92-19-033
296-81-280	NEW-P	92-19-033	296-95-221	NEW-P	92-19-033	296-95-420	NEW-P	92-19-033
296-81-290	NEW-P	92-19-033	296-95-222	NEW-P	92-19-033	296-95-422	NEW-P	92-19-033
296-81-305	REP-P	92-19-033	296-95-225	NEW-P	92-19-033	296-95-424	NEW-P	92-19-033
296-81-315	AMD-P	92-19-033	296-95-226	NEW-P	92-19-033	296-95-427	NEW-P	92-19-033
296-81-320	AMD-P	92-19-033	296-95-227	NEW-P	92-19-033	296-95-429	NEW-P	92-19-033
296-81-325	AMD-P	92-19-033	296-95-228	NEW-P	92-19-033	296-95-431	NEW-P	92-19-033
296-81-330	AMD-P	92-19-033	296-95-229	NEW-P	92-19-033	296-95-432	NEW-P	92-19-033
296-81-340	AMD-P	92-19-033	296-95-235	NEW-P	92-19-033	296-95-434	NEW-P	92-19-033
296-81-350	AMD-P	92-19-033	296-95-236	NEW-P	92-19-033	296-95-436	NEW-P	92-19-033
296-81-370	AMD-P	92-19-033	296-95-240	NEW-P	92-19-033	296-95-438	NEW-P	92-19-033
296-86	AMD-P	92-19-033	296-95-241	NEW-P	92-19-033	296-95-440	NEW-P	92-19-033
296-86-030	AMD-P	92-19-033	296-95-243	NEW-P	92-19-033	296-95-442	NEW-P	92-19-033
296-86-060	AMD-P	92-19-033	296-95-244	NEW-P	92-19-033	296-95-444	NEW-P	92-19-033
296-94	AMD-P	92-19-033	296-95-245	NEW-P	92-19-033	296-95-446	NEW-P	92-19-033
296-94-010	AMD-P	92-19-033	296-95-250	NEW-P	92-19-033	296-95-448	NEW-P	92-19-033
296-94-020	AMD-P	92-19-033	296-95-255	NEW-P	92-19-033	296-95-450	NEW-P	92-19-033
296-94-030	AMD-P	92-19-033	296-95-256	NEW-P	92-19-033	296-95-500	NEW-P	92-19-033
296-94-040	AMD-P	92-19-033	296-95-260	NEW-P	92-19-033	296-95-510	NEW-P	92-19-033
296-94-050	AMD-P	92-19-033	296-95-261	NEW-P	92-19-033	296-95-540	NEW-P	92-19-033
296-94-080	AMD-P	92-19-033	296-95-262	NEW-P	92-19-033	296-95-600	NEW-P	92-19-033
296-94-090	AMD-P	92-19-033	296-95-264	NEW-P	92-19-033	296-95-610	NEW-P	92-19-033
296-94-100	AMD-P	92-19-033	296-95-266	NEW-P	92-19-033	296-95-620	NEW-P	92-19-033
296-94-110	AMD-P	92-19-033	296-95-268	NEW-P	92-19-033	296-95-630	NEW-P	92-19-033
296-94-120	AMD-P	92-19-033	296-95-269	NEW-P	92-19-033	296-95-700	NEW-P	92-19-033
296-94-150	AMD-P	92-19-033	296-95-270	NEW-P	92-19-033	296-95-710	NEW-P	92-19-033
296-94-160	AMD-P	92-19-033	296-95-272	NEW-P	92-19-033	296-95-800	NEW-P	92-19-033
296-94-170	AMD-P	92-19-033	296-95-274	NEW-P	92-19-033	296-95-810	NEW-P	92-19-033
296-94-180	AMD-P	92-19-033	296-95-276	NEW-P	92-19-033	296-104-010	AMD-P	92-08-087
296-94-200	AMD-P	92-19-033	296-95-277	NEW-P	92-19-033	296-104-010	AMD	92-11-070
296-94-210	AMD-P	92-19-033	296-95-278	NEW-P	92-19-033	296-104-018	NEW-P	92-08-087
296-94-240	AMD-P	92-19-033	296-95-279	NEW-P	92-19-033	296-104-018	NEW	92-11-070
296-94-250	REP-P	92-19-033	296-95-280	NEW-P	92-19-033	296-104-200	AMD-P	92-08-087
296-95-101	NEW-P	92-19-033	296-95-282	NEW-P	92-19-033	296-104-200	AMD	92-11-070
296-95-110	NEW-P	92-19-033	296-95-283	NEW-P	92-19-033	296-104-500	AMD-P	92-08-087
296-95-111	NEW-P	92-19-033	296-95-284	NEW-P	92-19-033	296-104-500	AMD	92-11-070
296-95-113	NEW-P	92-19-033	296-95-285	NEW-P	92-19-033	296-104-501	AMD-P	92-08-087
296-95-115	NEW-P	92-19-033	296-95-287	NEW-P	92-19-033	296-104-501	AMD	92-11-070
296-95-116	NEW-P	92-19-033	296-95-288	NEW-P	92-19-033	296-104-530	AMD-P	92-08-087
296-95-121	NEW-P	92-19-033	296-95-289	NEW-P	92-19-033	296-104-530	AMD	92-11-070
296-95-122	NEW-P	92-19-033	296-95-290	NEW-P	92-19-033	296-116-075	PREP	92-07-075
296-95-123	NEW-P	92-19-033	296-95-291	NEW-P	92-19-033	296-116-075	AMD-P	92-12-079
296-95-124	NEW-P	92-19-033	296-95-300	NEW-P	92-19-033	296-116-075	AMD	92-15-064
296-95-125	NEW-P	92-19-033	296-95-302	NEW-P	92-19-033	296-116-080	AMD-P	92-08-049
296-95-126	NEW-P	92-19-033	296-95-304	NEW-P	92-19-033	296-116-080	AMD-E	92-08-053
296-95-130	NEW-P	92-19-033	296-95-307	NEW-P	92-19-033	296-116-080	AMD	92-14-070
296-95-131	NEW-P	92-19-033	296-95-309	NEW-P	92-19-033	296-116-082	AMD-P	92-04-075
296-95-132	NEW-P	92-19-033	296-95-311	NEW-P	92-19-033	296-116-082	AMD	92-08-051
296-95-133	NEW-P	92-19-033	296-95-313	NEW-P	92-19-033	296-116-082	AMD-E	92-08-054
296-95-140	NEW-P	92-19-033	296-95-316	NEW-P	92-19-033	296-116-082	AMD-P	92-20-090
296-95-150	NEW-P	92-19-033	296-95-318	NEW-P	92-19-033	296-116-110	AMD-E	92-03-108
296-95-151	NEW-P	92-19-033	296-95-321	NEW-P	92-19-033	296-116-110	AMD-P	92-04-073
296-95-152	NEW-P	92-19-033	296-95-322	NEW-P	92-19-033	296-116-110	AMD	92-08-050
296-95-153	NEW-P	92-19-033	296-95-323	NEW-P	92-19-033	296-116-185	AMD-P	92-08-048
296-95-154	NEW-P	92-19-033	296-95-324	NEW-P	92-19-033	296-116-185	AMD-C	92-11-035
296-95-155	NEW-P	92-19-033	296-95-325	NEW-P	92-19-033	296-116-185	AMD	92-14-069
296-95-156	NEW-P	92-19-033	296-95-326	NEW-P	92-19-033	296-116-185	AMD-P	92-20-091
296-95-157	NEW-P	92-19-033	296-95-328	NEW-P	92-19-033	296-116-2051	AMD-P	92-04-074
296-95-158	NEW-P	92-19-033	296-95-330	NEW-P	92-19-033	296-116-2051	AMD	92-08-052
296-95-160	NEW-P	92-19-033	296-95-332	NEW-P	92-19-033	296-116-300	AMD-P	92-07-076
296-95-161	NEW-P	92-19-033	296-95-334	NEW-P	92-19-033	296-116-300	AMD	92-14-007
296-95-162	NEW-P	92-19-033	296-95-336	NEW-P	92-19-033	296-116-300	AMD-E	92-14-008
296-95-165	NEW-P	92-19-033	296-95-338	NEW-P	92-19-033	296-125	AMD-P	92-12-093
296-95-166	NEW-P	92-19-033	296-95-340	NEW-P	92-19-033	296-125	AMD-C	92-14-115
296-95-200	NEW-P	92-19-033	296-95-342	NEW-P	92-19-033	296-125	AMD-C	92-15-100
296-95-203	NEW-P	92-19-033	296-95-344	NEW-P	92-19-033	296-125-010	AMD-P	92-12-093
296-95-205	NEW-P	92-19-033	296-95-400	NEW-P	92-19-033	296-125-010	AMD-C	92-15-100
296-95-206	NEW-P	92-19-033	296-95-405	NEW-P	92-19-033	296-125-011	NEW-P	92-12-093
296-95-207	NEW-P	92-19-033	296-95-408	NEW-P	92-19-033	296-125-011	NEW-C	92-15-100
296-95-208	NEW-P	92-19-033	296-95-410	NEW-P	92-19-033	296-125-012	NEW-P	92-12-093

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296-125-012	NEW-C	92-15-100	296-155-48536	AMD	92-22-067	296-306-06119	NEW-P	92-18-099
296-125-015	AMD-P	92-12-093	296-155-650	AMD-P	92-15-147	296-306-06119	NEW-W	92-21-016
296-125-015	AMD-C	92-15-100	296-155-650	AMD	92-22-067	296-306-06119	NEW-P	92-21-106
296-125-020	AMD-P	92-12-093	296-155-655	AMD-P	92-15-147	296-306-062	NEW-P	92-18-099
296-125-020	AMD-C	92-15-100	296-155-655	AMD	92-22-067	296-306-062	NEW-W	92-21-016
296-125-023	REP-P	92-12-093	296-155-657	AMD-P	92-15-147	296-306-062	NEW-P	92-21-106
296-125-023	REP-C	92-15-100	296-155-657	AMD	92-22-067	296-306-063	NEW-P	92-18-099
296-125-024	NEW-P	92-12-093	296-155-66103	AMD-P	92-15-147	296-306-063	NEW-W	92-21-016
296-125-024	NEW-C	92-15-100	296-155-66103	AMD	92-22-067	296-306-063	NEW-P	92-21-106
296-125-026	NEW-P	92-12-093	296-155-66105	AMD-P	92-15-147	296-306-064	NEW-P	92-18-099
296-125-026	NEW-C	92-15-100	296-155-66105	AMD	92-22-067	296-306-064	NEW-W	92-21-016
296-125-027	AMD-P	92-12-093	296-155-66109	AMD-P	92-15-147	296-306-064	NEW-P	92-21-106
296-125-027	AMD-C	92-15-100	296-155-66109	AMD	92-22-067	296-306-06401	NEW-P	92-18-099
296-125-028	NEW-P	92-12-093	296-155-664	AMD-P	92-15-147	296-306-06401	NEW-W	92-21-016
296-125-028	NEW-C	92-15-100	296-155-664	AMD	92-22-067	296-306-06401	NEW-P	92-21-106
296-125-030	AMD-P	92-12-093	296-155-66401	NEW-P	92-15-147	296-306-06403	NEW-P	92-18-099
296-125-030	AMD-C	92-15-100	296-155-66401	NEW	92-22-067	296-306-06403	NEW-W	92-21-016
296-125-033	AMD-P	92-12-093	296-155-66403	NEW-P	92-15-147	296-306-06403	NEW-P	92-21-106
296-125-033	AMD-C	92-15-100	296-155-66403	NEW	92-22-067	296-306-06405	NEW-P	92-18-099
296-125-050	AMD-P	92-12-093	296-155-66405	NEW-P	92-15-147	296-306-06405	NEW-W	92-21-016
296-125-050	AMD-C	92-15-100	296-155-66405	NEW	92-22-067	296-306-06405	NEW-P	92-21-106
296-125-055	REP-P	92-12-093	296-155-66407	NEW-P	92-15-147	296-306-06407	NEW-P	92-18-099
296-125-055	REP-C	92-15-100	296-155-66407	NEW	92-22-067	296-306-06407	NEW-W	92-21-016
296-125-060	AMD-P	92-12-093	296-155-66409	NEW-P	92-15-147	296-306-06407	NEW-P	92-21-106
296-125-060	AMD-C	92-15-100	296-155-66409	NEW	92-22-067	296-306-06409	NEW-P	92-18-099
296-125-110	REP-P	92-12-093	296-155-66411	NEW-P	92-15-147	296-306-06409	NEW-W	92-21-016
296-125-110	REP-C	92-15-100	296-155-66411	NEW	92-22-067	296-306-06409	NEW-P	92-21-106
296-125-115	REP-P	92-12-093	296-155-694	AMD-P	92-15-147	296-306-06411	NEW-P	92-18-099
296-125-115	REP-C	92-15-100	296-155-694	AMD	92-22-067	296-306-06411	NEW-W	92-21-016
296-125-120	REP-P	92-12-093	296-306	PREP	92-08-098	296-306-06411	NEW-P	92-21-106
296-125-120	REP-C	92-15-100	296-306	PREP	92-11-072	296-306-06413	NEW-P	92-18-099
296-125-125	REP-P	92-12-093	296-306-010	AMD-P	92-18-099	296-306-06413	NEW-W	92-21-016
296-125-125	REP-C	92-15-100	296-306-010	AMD-W	92-21-016	296-306-06413	NEW-P	92-21-106
296-125-130	REP-P	92-12-093	296-306-010	AMD-P	92-21-106	296-306-06415	NEW-P	92-18-099
296-125-130	REP-C	92-15-100	296-306-012	AMD-P	92-18-099	296-306-06415	NEW-W	92-21-016
296-125-135	REP-P	92-12-093	296-306-012	AMD-W	92-21-016	296-306-06415	NEW-P	92-21-106
296-125-135	REP-C	92-15-100	296-306-012	AMD-P	92-21-106	296-306-06417	NEW-P	92-18-099
296-125-140	REP-P	92-12-093	296-306-035	AMD-P	92-18-099	296-306-06417	NEW-W	92-21-016
296-125-140	REP-C	92-15-100	296-306-035	AMD-W	92-21-016	296-306-06417	NEW-P	92-21-106
296-125-145	REP-P	92-12-093	296-306-035	AMD-P	92-21-106	296-306-067	NEW-P	92-18-099
296-125-145	REP-C	92-15-100	296-306-060	AMD-P	92-18-099	296-306-067	NEW-W	92-21-016
296-125-155	REP-P	92-12-093	296-306-060	AMD-W	92-21-016	296-306-067	NEW-P	92-21-106
296-125-155	REP-C	92-15-100	296-306-060	AMD-P	92-21-106	296-306-06701	NEW-P	92-18-099
296-125-160	REP-P	92-12-093	296-306-061	NEW-P	92-18-099	296-306-06701	NEW-W	92-21-016
296-125-160	REP-C	92-15-100	296-306-061	NEW-W	92-21-016	296-306-06701	NEW-P	92-21-106
296-125-165	REP-P	92-12-093	296-306-061	NEW-P	92-21-106	296-306-06703	NEW-P	92-18-099
296-125-165	REP-C	92-15-100	296-306-06101	NEW-P	92-18-099	296-306-06703	NEW-W	92-21-016
296-125-170	REP-P	92-12-093	296-306-06101	NEW-W	92-21-016	296-306-06703	NEW-P	92-21-106
296-125-170	REP-C	92-15-100	296-306-06101	NEW-P	92-21-106	296-306-06705	NEW-P	92-18-099
296-125-175	REP-P	92-12-093	296-306-06103	NEW-P	92-18-099	296-306-06705	NEW-W	92-21-016
296-125-175	REP-C	92-15-100	296-306-06103	NEW-W	92-21-016	296-306-06705	NEW-P	92-21-106
296-127-018	NEW	92-08-101	296-306-06103	NEW-P	92-21-106	296-306-06707	NEW-P	92-18-099
296-131-006	NEW-P	92-10-078	296-306-06105	NEW-P	92-18-099	296-306-06707	NEW-W	92-21-016
296-131-006	NEW	92-15-099	296-306-06105	NEW-W	92-21-016	296-306-06707	NEW-P	92-21-106
296-131-120	AMD-P	92-10-078	296-306-06105	NEW-P	92-21-106	296-306-06709	NEW-P	92-18-099
296-131-120	AMD	92-15-099	296-306-06107	NEW-P	92-18-099	296-306-06709	NEW-W	92-21-016
296-131-130	AMD-P	92-10-078	296-306-06107	NEW-W	92-21-016	296-306-06709	NEW-P	92-21-106
296-131-130	AMD	92-15-099	296-306-06107	NEW-P	92-21-106	296-306-068	NEW-P	92-18-099
296-155-110	AMD-P	92-03-137	296-306-06109	NEW-P	92-18-099	296-306-068	NEW-W	92-21-016
296-155-110	AMD-C	92-08-099	296-306-06109	NEW-W	92-21-016	296-306-068	NEW-P	92-21-106
296-155-110	AMD	92-09-148	296-306-06109	NEW-P	92-21-106	296-306-06801	NEW-P	92-18-099
296-155-300	AMD-P	92-19-130	296-306-06111	NEW-P	92-18-099	296-306-06801	NEW-W	92-21-016
296-155-305	AMD-P	92-19-130	296-306-06111	NEW-W	92-21-016	296-306-06801	NEW-P	92-21-106
296-155-428	AMD-P	92-18-098	296-306-06111	NEW-P	92-21-106	296-306-06803	NEW-P	92-18-099
296-155-444	AMD-P	92-18-098	296-306-06113	NEW-P	92-18-099	296-306-06803	NEW-W	92-21-016
296-155-449	AMD-P	92-18-098	296-306-06113	NEW-W	92-21-016	296-306-06803	NEW-P	92-21-106
296-155-48527	AMD-P	92-12-087	296-306-06113	NEW-P	92-21-106	296-306-06805	NEW-P	92-18-099
296-155-48527	AMD	92-17-022	296-306-06115	NEW-P	92-18-099	296-306-06805	NEW-W	92-21-016
296-155-48529	AMD-P	92-12-087	296-306-06115	NEW-W	92-21-016	296-306-06805	NEW-P	92-21-106
296-155-48529	AMD	92-17-022	296-306-06115	NEW-P	92-21-106	296-306-070	AMD-P	92-18-099
296-155-48531	AMD-P	92-12-087	296-306-06117	NEW-P	92-18-099	296-306-070	AMD-W	92-21-016
296-155-48531	AMD	92-17-022	296-306-06117	NEW-W	92-21-016	296-306-070	AMD-P	92-21-106
296-155-48536	AMD-P	92-15-147	296-306-06117	NEW-P	92-21-106	296-306-081	NEW-P	92-18-099

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296-306-081	NEW-W	92-21-016	296-306-147	NEW-P	92-21-106	308-10-040	AMD-P	92-05-088
296-306-081	NEW-P	92-21-106	296-306-148	NEW-P	92-18-099	308-10-040	AMD	92-09-107
296-306-08101	NEW-P	92-18-099	296-306-148	NEW-W	92-21-016	308-10-045	AMD-P	92-05-088
296-306-08101	NEW-W	92-21-016	296-306-148	NEW-P	92-21-106	308-10-045	AMD	92-09-107
296-306-08101	NEW-P	92-21-106	296-306-165	AMD-P	92-18-099	308-10-050	AMD-P	92-05-088
296-306-08103	NEW-P	92-18-099	296-306-165	AMD-W	92-21-016	308-10-050	AMD	92-09-107
296-306-08103	NEW-W	92-21-016	296-306-165	AMD-P	92-21-106	308-10-055	AMD-P	92-05-088
296-306-08103	NEW-P	92-21-106	296-306-200	AMD-P	92-21-106	308-10-055	AMD	92-09-107
296-306-08105	NEW-P	92-18-099	296-306-26001	AMD-P	92-18-099	308-10-060	AMD-P	92-05-088
296-306-08105	NEW-W	92-21-016	296-306-26001	AMD-W	92-21-016	308-10-060	AMD	92-09-107
296-306-08105	NEW-P	92-21-106	296-306-26001	AMD-P	92-21-106	308-10-070	AMD-P	92-05-088
296-306-082	NEW-P	92-18-099	296-306-265	AMD-P	92-18-099	308-10-070	AMD	92-09-107
296-306-082	NEW-W	92-21-016	296-306-265	AMD-W	92-21-016	308-11-100	AMD-P	92-09-097
296-306-082	NEW-P	92-21-106	296-306-265	AMD-P	92-21-106	308-11-100	AMD	92-13-045
296-306-08201	NEW-P	92-18-099	296-306-270	AMD-P	92-18-099	308-11-130	NEW-P	92-09-097
296-306-08201	NEW-W	92-21-016	296-306-270	AMD-W	92-21-016	308-11-130	NEW	92-13-045
296-306-08201	NEW-P	92-21-106	296-306-270	AMD-P	92-21-106	308-13-032	AMD-P	92-05-013
296-306-083	NEW-P	92-18-099	296-306-27095	AMD-P	92-18-099	308-13-032	AMD	92-10-030
296-306-083	NEW-W	92-21-016	296-306-27095	AMD-W	92-21-016	308-13-040	AMD-P	92-05-013
296-306-083	NEW-P	92-21-106	296-306-27095	AMD-P	92-21-106	308-13-040	AMD	92-10-030
296-306-08301	NEW-P	92-18-099	296-306-330	NEW-P	92-18-099	308-13-041	REP-P	92-05-013
296-306-08301	NEW-W	92-21-016	296-306-330	NEW-W	92-21-016	308-13-041	REP	92-10-030
296-306-08301	NEW-P	92-21-106	296-306-330	NEW-P	92-21-106	308-13-042	REP-P	92-05-013
296-306-08307	NEW-P	92-18-099	296-306-33001	NEW-P	92-21-106	308-13-042	REP	92-10-030
296-306-08307	NEW-W	92-21-016	296-306-400	AMD-P	92-18-099	308-20	AMD	92-04-006
296-306-08307	NEW-P	92-21-106	296-306-400	AMD-W	92-21-016	308-20-001	NEW-P	92-10-079
296-306-084	NEW-P	92-18-099	296-306-400	AMD-P	92-21-106	308-20-001	NEW	92-15-087
296-306-084	NEW-W	92-21-016	296-306-40003	AMD-P	92-18-099	308-20-005	NEW-P	92-10-079
296-306-084	NEW-P	92-21-106	296-306-40003	AMD-W	92-21-016	308-20-005	NEW	92-15-087
296-306-08401	NEW-P	92-18-099	296-306-40003	NEW-P	92-21-106	308-20-010	AMD	92-04-006
296-306-08401	NEW-W	92-21-016	296-306-40007	NEW-P	92-18-099	308-20-020	AMD	92-04-006
296-306-08401	NEW-P	92-21-106	296-306-40007	NEW-W	92-21-016	308-20-030	AMD	92-04-006
296-306-08403	NEW-P	92-18-099	296-306-40007	NEW-P	92-21-106	308-20-040	AMD	92-04-006
296-306-08403	NEW-W	92-21-016	296-306-40009	NEW-P	92-18-099	308-20-045	NEW-P	92-10-079
296-306-08403	NEW-P	92-21-106	296-306-40009	NEW-W	92-21-016	308-20-045	NEW	92-15-087
296-306-08405	NEW-P	92-18-099	296-306-40009	NEW-P	92-21-106	308-20-050	AMD	92-04-006
296-306-08405	NEW-W	92-21-016	296-306-40011	NEW-P	92-18-099	308-20-060	AMD	92-04-006
296-306-08405	NEW-P	92-21-106	296-306-40011	NEW-W	92-21-016	308-20-070	AMD	92-04-006
296-306-08407	NEW-P	92-18-099	296-306-40011	NEW-P	92-21-106	308-20-080	AMD	92-04-006
296-306-08407	NEW-W	92-21-016	296-401-075	NEW-P	92-22-099	308-20-090	AMD	92-04-006
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296-306-08409	NEW-P	92-18-099	296-401-175	AMD	92-09-010	308-20-105	AMD	92-04-006
296-306-08409	NEW-W	92-21-016	296-401-175	AMD-E	92-09-011	308-20-107	AMD	92-04-006
296-306-08409	NEW-P	92-21-106	304-12-030	AMD-P	92-04-076	308-20-109	AMD	92-04-006
296-306-105	AMD-P	92-18-099	304-12-030	AMD	92-08-023	308-20-110	AMD	92-04-006
296-306-105	AMD-W	92-21-016	306-01-010	NEW-P	92-11-064	308-20-120	AMD	92-04-006
296-306-105	AMD-P	92-21-106	306-01-010	NEW	92-15-018	308-20-130	AMD	92-04-006
296-306-115	AMD-P	92-18-099	306-01-020	NEW-P	92-11-064	308-20-140	AMD	92-04-006
296-306-115	AMD-W	92-21-016	306-01-020	NEW	92-15-018	308-20-150	AMD	92-04-006
296-306-115	AMD-P	92-21-106	306-01-030	NEW-P	92-11-064	308-20-155	AMD	92-04-006
296-306-145	AMD-P	92-18-099	306-01-030	NEW	92-15-018	308-20-171	AMD	92-04-006
296-306-145	AMD-W	92-21-016	306-01-040	NEW-P	92-11-064	308-20-172	NEW	92-04-006
296-306-145	AMD-P	92-21-106	306-01-040	NEW	92-15-018	308-20-175	AMD	92-04-006
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296-306-14503	NEW-P	92-18-099	306-01-060	NEW	92-15-018	308-20-210	AMD	92-04-006
296-306-14503	NEW-W	92-21-016	306-01-070	NEW-P	92-11-064	308-20-210	AMD-P	92-10-079
296-306-14503	NEW-P	92-21-106	306-01-070	NEW	92-15-018	308-20-210	AMD	92-15-087
296-306-14505	NEW-P	92-18-099	306-01-080	NEW-P	92-11-064	308-20-310	NEW-P	92-10-079
296-306-14505	NEW-W	92-21-016	306-01-080	NEW	92-15-018	308-20-310	NEW	92-15-087
296-306-14505	NEW-P	92-21-106	308-10-005	AMD-P	92-05-088	308-20-500	NEW-P	92-10-079
296-306-14507	NEW-P	92-18-099	308-10-005	AMD	92-09-107	308-20-500	NEW	92-15-087
296-306-14507	NEW-W	92-21-016	308-10-010	AMD-P	92-05-088	308-20-510	NEW-P	92-10-079
296-306-14507	NEW-P	92-21-106	308-10-010	AMD	92-09-107	308-20-510	NEW	92-15-087
296-306-14509	NEW-P	92-18-099	308-10-015	AMD-P	92-05-088	308-20-520	NEW-P	92-10-079
296-306-14509	NEW-W	92-21-016	308-10-015	AMD	92-09-107	308-20-520	NEW	92-15-087
296-306-14509	NEW-P	92-21-106	308-10-020	AMD-P	92-05-088	308-20-530	NEW-P	92-10-079
296-306-146	NEW-P	92-18-099	308-10-020	AMD	92-09-107	308-20-530	NEW	92-15-087
296-306-146	NEW-W	92-21-016	308-10-025	AMD-P	92-05-088	308-20-540	NEW-P	92-10-079
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296-306-147	NEW-P	92-18-099	308-10-030	AMD-P	92-05-088	308-20-545	NEW-P	92-10-079
296-306-147	NEW-W	92-21-016	308-10-030	AMD	92-09-107	308-20-545	NEW	92-15-087

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308-20-560	NEW-P	92-10-079	308-56A-470	NEW	92-03-077	308-93-241	NEW	92-15-023
308-20-560	NEW	92-15-087	308-57-230	AMD-P	92-11-048	308-93-242	NEW-P	92-11-046
308-20-570	NEW-P	92-10-079	308-57-230	AMD	92-15-024	308-93-242	NEW	92-15-023
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308-20-590	NEW-P	92-10-079	308-57-250	NEW	92-20-049	308-93-243	NEW	92-15-023
308-20-590	NEW	92-15-087	308-58-020	AMD-P	92-11-047	308-93-244	NEW-P	92-11-046
308-20-600	NEW-P	92-10-079	308-58-020	AMD	92-15-022	308-93-244	NEW	92-15-023
308-20-600	NEW	92-15-087	308-58-040	AMD-P	92-11-047	308-93-245	NEW-P	92-11-046
308-20-610	NEW-P	92-10-079	308-58-040	AMD	92-15-022	308-93-245	NEW	92-15-023
308-20-610	NEW	92-15-087	308-72-510	AMD-P	92-16-040	308-93-285	NEW-P	92-20-055
308-20-630	NEW-P	92-10-079	308-72-510	AMD	92-21-010	308-93-290	AMD	92-03-075
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308-20-640	NEW	92-15-087	308-88-015	NEW-E	92-19-028	308-93-410	AMD-P	92-20-055
308-20-670	NEW-P	92-10-079	308-88-016	NEW-E	92-19-028	308-93-450	AMD-P	92-20-055
308-20-670	NEW	92-15-087	308-88-019	NEW-E	92-19-028	308-94-030	AMD-P	92-11-049
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308-20-690	NEW-P	92-10-079	308-88-021	NEW-E	92-19-028	308-94-080	AMD	92-15-021
308-20-690	NEW	92-15-087	308-88-022	NEW-E	92-19-028	308-94-200	AMD-P	92-11-049
308-20-700	NEW-P	92-10-079	308-88-025	NEW-E	92-19-028	308-94-200	AMD	92-15-021
308-20-700	NEW	92-15-087	308-88-030	NEW-E	92-19-028	308-96A-005	AMD	92-02-100
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308-21-010	NEW	92-20-017	308-88-040	NEW-E	92-19-028	308-96A-005	AMD	92-15-025
308-21-100	NEW-P	92-17-087	308-88-040	NEW-P	92-22-063	308-96A-026	AMD-P	92-11-050
308-21-100	NEW	92-20-017	308-88-045	NEW-E	92-19-028	308-96A-026	AMD	92-15-025
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308-21-300	NEW-P	92-17-087	308-88-048	NEW-E	92-19-028	308-96A-040	AMD	92-02-100
308-21-300	NEW	92-20-017	308-88-050	NEW-E	92-19-028	308-96A-046	AMD	92-02-100
308-21-400	NEW-P	92-17-087	308-88-050	NEW-P	92-22-063	308-96A-100	AMD	92-03-076
308-21-400	NEW	92-20-017	308-88-060	NEW-P	92-22-063	308-96A-136	AMD	92-02-100
308-21-500	NEW-P	92-17-087	308-88-070	NEW-P	92-22-063	308-96A-161	AMD-P	92-11-050
308-21-500	NEW	92-20-017	308-88-080	NEW-P	92-22-063	308-96A-161	AMD	92-15-025
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308-30-005	NEW-P	92-19-126	308-88-110	NEW-P	92-22-063	308-96A-201	NEW	92-02-100
308-30-010	AMD-P	92-19-126	308-88-120	NEW-P	92-22-063	308-96A-205	AMD	92-02-100
308-30-020	AMD-P	92-19-126	308-88-130	NEW-P	92-22-063	308-96A-206	NEW	92-02-100
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308-30-070	AMD-P	92-19-126	308-89-020	AMD-P	92-09-145	308-96A-260	AMD	92-02-100
308-30-080	AMD-P	92-19-126	308-89-020	AMD	92-12-036	308-96A-275	AMD	92-02-100
308-30-090	AMD-P	92-19-126	308-89-040	AMD-P	92-09-145	308-96A-275	AMD-P	92-11-050
308-30-110	NEW-P	92-19-126	308-89-040	AMD	92-12-036	308-96A-275	AMD	92-15-025
308-30-120	NEW-P	92-19-126	308-89-050	AMD-P	92-09-145	308-96A-300	AMD	92-02-100
308-30-130	NEW-P	92-19-126	308-89-050	AMD	92-12-036	308-96A-306	AMD	92-03-076
308-30-140	NEW-P	92-19-126	308-89-060	NEW-P	92-09-145	308-96A-310	AMD	92-03-076
308-30-150	NEW-P	92-19-126	308-89-060	NEW	92-12-036	308-96A-315	AMD	92-03-076
308-30-155	NEW-P	92-19-126	308-90-150	AMD	92-06-009	308-96A-320	AMD	92-03-076
308-30-160	NEW-P	92-19-126	308-93-010	AMD-P	92-20-055	308-96A-325	AMD	92-03-076
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308-30-190	NEW-P	92-19-126	308-93-060	AMD-P	92-20-055	308-96A-340	NEW	92-03-076
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308-56A-250	AMD-P	92-11-048	308-93-075	AMD-P	92-20-055	308-102-006	NEW-P	92-05-061
308-56A-250	AMD	92-15-024	308-93-077	REP-P	92-20-055	308-102-006	NEW	92-08-045
308-56A-260	REP-P	92-11-048	308-93-085	AMD-P	92-20-055	308-102-008	NEW-P	92-05-061
308-56A-260	REP	92-15-024	308-93-087	AMD-P	92-20-055	308-102-008	NEW	92-08-045
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308-56A-450	AMD	92-15-024	308-93-120	AMD-P	92-20-055	308-102-010	AMD	92-08-045
308-56A-455	AMD-P	92-11-048	308-93-130	REP-P	92-20-055	308-102-011	AMD-P	92-05-061
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308-102-100	AMD	92-08-045	308-300-220	AMD	92-10-010	315-11-760	NEW-P	92-03-146
308-102-110	REP-P	92-05-061	308-300-230	AMD-P	92-07-095	315-11-760	NEW	92-08-002
308-102-110	REP	92-08-045	308-300-230	AMD	92-10-010	315-11-761	NEW-P	92-03-146
308-102-120	REP-P	92-05-061	308-300-240	AMD-P	92-07-095	315-11-761	NEW	92-08-002
308-102-120	REP	92-08-045	308-300-240	AMD	92-10-010	315-11-762	NEW-P	92-03-146
308-102-125	REP-P	92-05-061	308-300-250	AMD-P	92-07-095	315-11-762	NEW	92-08-002
308-102-125	REP	92-08-045	308-300-250	AMD	92-10-010	315-11-770	NEW-P	92-03-146
308-102-130	AMD-P	92-05-061	308-300-270	AMD-P	92-07-095	315-11-770	NEW-P	92-08-093
308-102-130	AMD	92-08-045	308-300-270	AMD	92-10-010	315-11-770	NEW	92-11-033
308-102-140	AMD-P	92-05-061	308-300-280	AMD-P	92-07-095	315-11-771	NEW-P	92-03-146
308-102-140	AMD	92-08-045	308-300-280	AMD	92-10-010	315-11-771	NEW-P	92-08-093
308-102-150	REP-P	92-05-061	308-400-040	REP-P	92-22-086	315-11-771	NEW	92-11-033
308-102-150	REP	92-08-045	308-400-042	REP-P	92-22-086	315-11-772	NEW-P	92-03-146
308-102-160	REP-P	92-05-061	308-400-046	REP-P	92-22-086	315-11-772	NEW-P	92-08-093
308-102-160	REP	92-08-045	308-400-047	REP-P	92-22-086	315-11-772	NEW	92-11-033
308-102-170	REP-P	92-05-061	308-400-048	REP-P	92-22-086	315-11-780	NEW-P	92-08-093
308-102-170	REP	92-08-045	308-400-050	AMD-P	92-22-086	315-11-780	NEW	92-11-033
308-102-180	REP-P	92-05-061	308-400-052	REP-P	92-22-086	315-11-781	NEW-P	92-08-093
308-102-180	REP	92-08-045	308-400-095	PREP	92-19-007	315-11-781	NEW	92-11-033
308-102-190	AMD-P	92-05-061	308-400-095	AMD-P	92-22-086	315-11-782	NEW-P	92-08-093
308-102-190	AMD	92-08-045	314-12-015	NEW-P	92-08-085	315-11-782	NEW	92-11-033
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308-102-210	REP	92-08-045	314-12-090	REP-P	92-08-084	315-11-791	NEW	92-11-033
308-102-220	REP-P	92-05-061	314-12-090	REP	92-14-023	315-11-792	NEW-P	92-08-093
308-102-220	REP	92-08-045	314-12-115	NEW-P	92-18-072	315-11-792	NEW	92-11-033
308-102-230	REP-P	92-05-061	314-12-115	NEW	92-21-060	315-11-800	NEW-P	92-08-093
308-102-230	REP	92-08-045	314-12-130	REP-P	92-18-074	315-11-800	NEW	92-11-033
308-102-240	REP-P	92-05-061	314-12-130	REP-W	92-21-062	315-11-801	NEW-P	92-08-093
308-102-240	REP	92-08-045	314-12-180	NEW-P	92-18-070	315-11-801	NEW	92-11-033
308-102-250	AMD-P	92-05-061	314-12-180	NEW	92-21-059	315-11-802	NEW-P	92-08-093
308-102-250	AMD	92-08-045	314-16-055	NEW-P	92-18-073	315-11-802	NEW	92-11-033
308-102-255	NEW-P	92-05-061	314-16-055	NEW	92-21-058	315-11-810	NEW-P	92-12-091
308-102-255	NEW	92-08-045	314-16-170	REP-P	92-18-071	315-11-810	NEW	92-15-082
308-102-260	AMD-P	92-05-061	314-16-170	REP	92-21-057	315-11-811	NEW-P	92-12-091
308-102-260	AMD	92-08-045	314-16-190	AMD-P	92-08-086	315-11-811	NEW	92-15-082
308-102-265	AMD-P	92-05-061	314-16-190	AMD-W	92-14-022	315-11-812	NEW-P	92-12-091
308-102-265	AMD	92-08-045	314-16-196	AMD-P	92-08-088	315-11-812	NEW	92-15-082
308-102-270	REP-P	92-05-061	314-16-196	AMD	92-14-025	315-11-820	NEW-P	92-12-091
308-102-270	REP	92-08-045	314-16-197	AMD-P	92-08-089	315-11-820	NEW	92-15-082
308-102-280	REP-P	92-05-061	314-16-197	AMD	92-14-026	315-11-821	NEW-P	92-12-091
308-102-280	REP	92-08-045	314-20-015	AMD-P	92-18-090	315-11-821	NEW	92-15-082
308-102-290	AMD-P	92-05-061	314-20-015	AMD-W	92-21-064	315-11-822	NEW-P	92-12-091
308-102-290	AMD	92-08-045	314-20-020	AMD	92-03-109	315-11-822	NEW	92-15-082
308-102-295	REP-P	92-05-061	314-20-070	AMD-P	92-09-143	315-11-830	NEW-P	92-12-091
308-102-295	REP	92-08-045	314-20-070	AMD	92-14-028	315-11-830	NEW	92-15-082
308-104-160	AMD-P	92-05-061	314-24-040	AMD	92-03-110	315-11-831	NEW-P	92-12-091
308-104-160	AMD	92-08-045	314-24-160	AMD-P	92-18-089	315-11-831	NEW	92-15-082
308-104-340	NEW-P	92-05-061	314-24-160	AMD-W	92-21-063	315-11-832	NEW-P	92-12-091
308-104-340	NEW	92-08-045	314-60-040	AMD-P	92-09-142	315-11-832	NEW	92-15-082
308-124D-040	AMD-P	92-17-071	314-60-040	AMD	92-14-027	315-11-840	NEW-P	92-12-091
308-124D-040	AMD	92-21-035	315-04-190	AMD-P	92-16-101	315-11-840	NEW	92-15-082
308-124F-020	AMD-P	92-17-071	315-04-190	AMD	92-19-057	315-11-841	NEW-P	92-12-091
308-124F-020	AMD	92-21-035	315-11-691	AMD	92-03-048	315-11-841	NEW	92-15-082
308-125-010	AMD-P	92-14-084	315-11-710	NEW	92-03-048	315-11-842	NEW-P	92-12-091
308-125-010	AMD	92-18-018	315-11-711	NEW	92-03-048	315-11-842	NEW	92-15-082
308-125-020	AMD-P	92-14-084	315-11-712	NEW	92-03-048	315-11-850	NEW-P	92-12-091
308-125-020	AMD	92-18-018	315-11-730	NEW	92-03-048	315-11-850	NEW	92-15-082
308-125-030	AMD-P	92-14-084	315-11-731	NEW	92-03-048	315-11-851	NEW-P	92-12-091
308-125-030	AMD	92-18-018	315-11-732	NEW	92-03-048	315-11-851	NEW	92-15-082
308-125-070	AMD-P	92-14-084	315-11-740	NEW	92-03-048	315-11-852	NEW-P	92-12-091
308-125-070	AMD	92-18-018	315-11-741	NEW	92-03-048	315-11-852	NEW	92-15-082
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308-125-080	AMD	92-18-018	315-11-750	NEW-P	92-03-146	315-11-860	NEW	92-19-057
308-125-085	NEW-P	92-14-084	315-11-750	NEW-W	92-05-069	315-11-861	NEW-P	92-16-101
308-125-085	NEW	92-18-018	315-11-751	NEW-P	92-03-146	315-11-861	NEW	92-19-057
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308-125-120	AMD-P	92-14-084	315-11-752	NEW-P	92-03-146	315-11-862	NEW	92-19-057
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315-30-030	AMD	92-11-033	315-41-50500	NEW	92-08-094	326-02-080	AMD-P	92-07-103
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315-33A-020	AMD-P	92-08-093	315-41-50620	NEW-P	92-03-146	326-06-030	REP-P	92-21-104
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315-33A-060	AMD-P	92-12-091	316-02-520	AMD-P	92-18-006	326-06-050	REP-P	92-21-104
315-33A-060	AMD-W	92-15-083	316-02-520	AMD	92-22-044	326-06-060	REP-P	92-21-104
315-33B-010	NEW-P	92-03-146	316-02-820	AMD-P	92-18-006	326-06-070	REP-P	92-21-104
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315-33B-020	NEW	92-08-002	316-45-003	AMD	92-22-044	326-06-100	REP-P	92-21-104
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315-33B-050	NEW-P	92-03-146	316-65-010	AMD-P	92-18-006	326-06-160	REP-P	92-21-104
315-33B-050	NEW	92-08-002	316-65-010	AMD	92-22-044	326-07-010	NEW-P	92-21-104
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315-33B-060	AMD-W	92-15-083	318-04-030	AMD	92-03-061	326-07-050	NEW-P	92-21-104
315-33B-070	NEW-P	92-03-146	318-04-030	AMD-E	92-15-050	326-07-060	NEW-P	92-21-104
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326-08-018	NEW	92-15-077	326-20-020	REP-E	92-07-102	326-20-098	AMD-E	92-07-001
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326-08-040	AMD-E	92-11-019	326-20-040	AMD-P	92-07-103	326-20-115	RESCIND	92-07-102
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326-08-110	AMD-P	92-11-018	326-20-093	REP-P	92-07-103	326-20-172	RESCIND	92-07-102
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326-08-110	AMD	92-15-077	326-20-094	AMD-E	92-07-001	326-20-172	AMD-P	92-07-103
326-08-120	AMD-E	92-07-001	326-20-094	RESCIND	92-07-102	326-20-172	AMD	92-11-007
326-08-120	AMD-P	92-11-018	326-20-094	AMD-E	92-07-102	326-20-173	AMD-E	92-07-001
326-08-120	AMD-E	92-11-019	326-20-094	AMD-P	92-07-103	326-20-173	RESCIND	92-07-102
326-08-120	AMD	92-15-077	326-20-094	AMD	92-11-007	326-20-173	AMD-E	92-07-102
326-08-130	AMD-E	92-07-001	326-20-095	AMD-E	92-07-001	326-20-173	AMD-P	92-07-103
326-08-130	AMD-P	92-11-018	326-20-095	RESCIND	92-07-102	326-20-173	AMD	92-11-007
326-08-130	AMD-E	92-11-019	326-20-095	AMD-E	92-07-102	326-20-180	AMD-E	92-07-001
326-08-130	AMD	92-15-077	326-20-095	AMD-P	92-07-103	326-20-180	RESCIND	92-07-102
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326-08-140	NEW-E	92-11-019	326-20-096	RESCIND	92-07-102	326-20-180	AMD	92-11-007
326-08-140	NEW	92-15-077	326-20-096	AMD-E	92-07-102	326-20-185	AMD-E	92-07-001
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326-20-190	AMD-P	92-07-103	326-40-050	NEW-P	92-09-151	332-24-240	REP-P	92-11-075
326-20-190	AMD	92-11-007	326-40-050	NEW	92-20-079	332-24-240	REP	92-14-096
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326-20-200	RESCIND	92-07-102	326-40-060	NEW	92-20-079	332-24-242	REP	92-14-096
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326-30-030	AMD	92-20-124	332-08-315	AMD	92-20-058	332-130-010	AMD	92-03-007
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326-30-036	REP	92-20-079	332-08-515	AMD	92-20-058	352-12-010	AMD	92-19-098
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326-30-039	REP	92-20-079	332-10-170	AMD-P	92-12-074	352-12-040	AMD	92-19-098
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326-30-03901	REP	92-20-079	332-18-010	AMD-W	92-10-068	352-12-060	NEW	92-19-098
326-30-03902	REP-P	92-09-151	332-18-120	AMD-P	92-15-138	352-20-010	AMD-P	92-16-097
326-30-03902	REP	92-20-079	332-18-120	AMD	92-20-059	352-20-010	AMD	92-19-098
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326-30-061	NEW	92-20-124	332-22-240	NEW	92-06-003	352-32-040	AMD	92-19-098
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326-30-070	REP	92-20-079	332-24-201	AMD	92-14-096	352-32-050	AMD	92-19-098
326-30-080	REP-P	92-09-151	332-24-205	AMD-P	92-11-075	352-32-053	AMD-P	92-16-097
326-30-080	REP	92-20-079	332-24-205	AMD	92-14-096	352-32-053	AMD	92-19-098
326-30-090	REP-P	92-09-151	332-24-211	AMD-P	92-11-075	352-32-056	AMD-P	92-16-097
326-30-090	REP	92-20-079	332-24-211	AMD	92-14-096	352-32-056	AMD	92-19-098
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326-40-010	AMD	92-20-079	332-24-231	REP-P	92-11-075	352-32-080	AMD-P	92-16-097
326-40-010	AMD	92-20-124	332-24-231	REP	92-14-096	352-32-080	AMD	92-19-098
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352-32-220	AMD-P	92-16-097	356-15-030	AMD-P	92-18-058	365-80-060	REP-P	92-09-146
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352-32-235	AMD-P	92-16-097	356-15-060	AMD-P	92-06-090	365-80-080	REP-P	92-09-146
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390-16-011	AMD-P	92-12-084	392-122-214	NEW	92-03-045	392-140-167	REP	92-03-023
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390-16-012	AMD-P	92-12-084	392-122-221	NEW	92-03-045	392-140-169	REP	92-03-023
390-16-012	AMD	92-18-002	392-122-225	NEW	92-03-045	392-140-170	REP	92-03-023
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392-140-462	NEW	92-03-023	392-141-175	AMD	92-08-024	392-163-215	AMD	92-21-025
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392-140-482	NEW	92-03-023	392-141-220	NEW	92-20-063	392-163-255	AMD	92-21-025
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392-141-105	AMD	92-08-024	392-163-105	AMD	92-21-025	392-163-290	NEW-P	92-10-062
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392-141-115	AMD	92-08-024	392-163-115	AMD	92-21-025	392-163-300	AMD-P	92-10-062
392-141-120	AMD-P	92-04-009	392-163-120	AMD-P	92-10-062	392-163-300	AMD	92-21-025
392-141-120	AMD	92-08-024	392-163-120	AMD	92-21-025	392-163-305	AMD-P	92-10-062
392-141-125	AMD-P	92-04-009	392-163-125	AMD-P	92-10-062	392-163-305	AMD	92-21-025
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392-141-140	AMD	92-08-024	392-163-140	AMD	92-21-025	392-163-325	AMD-P	92-10-062
392-141-145	AMD-P	92-04-009	392-163-145	AMD-P	92-10-062	392-163-325	AMD	92-21-025
392-141-145	AMD	92-08-024	392-163-145	AMD	92-21-025	392-163-400	AMD-P	92-10-062
392-141-146	NEW-P	92-04-009	392-163-150	NEW-P	92-10-062	392-163-400	AMD	92-21-025
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392-163-470	NEW	92-21-025	392-165-115	AMD-P	92-11-028	392-202-115	AMD-W	92-03-063
392-163-475	NEW-P	92-10-062	392-165-115	AMD	92-18-067	392-202-120	AMD-W	92-03-063
392-163-475	NEW	92-21-025	392-165-120	AMD-P	92-11-028	399-30-030	AMD	92-03-052
392-163-480	NEW-P	92-10-062	392-165-120	AMD	92-18-067	399-30-040	AMD	92-03-052
392-163-480	NEW	92-21-025	392-165-130	AMD-P	92-11-028	399-30-042	AMD	92-03-052
392-163-485	NEW-P	92-10-062	392-165-130	AMD	92-18-067	399-30-045	AMD	92-03-052
392-163-485	NEW	92-21-025	392-165-170	AMD-P	92-11-028	399-30-050	AMD	92-03-052
392-163-490	NEW-P	92-10-062	392-165-170	AMD	92-18-067	399-30-060	AMD	92-03-052
392-163-490	NEW	92-21-025	392-165-240	REP-P	92-11-028	399-30-065	AMD	92-03-052
392-163-495	NEW-P	92-10-062	392-165-240	REP	92-18-067	399-40-020	AMD	92-03-051
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392-163-500	AMD-P	92-10-062	392-165-260	AMD	92-18-067	415-112-560	NEW-E	92-11-027
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392-163-505	NEW-P	92-10-062	392-165-304	AMD	92-18-067	415-115-080	AMD-P	92-12-048
392-163-505	NEW	92-21-025	392-165-310	AMD-P	92-11-028	415-115-080	AMD	92-16-032
392-163-510	NEW-P	92-10-062	392-165-310	AMD	92-18-067	415-115-110	REP-E	92-11-027
392-163-510	NEW	92-21-025	392-165-320	AMD-P	92-11-028	415-115-110	REP-P	92-12-048
392-163-515	NEW-P	92-10-062	392-165-320	AMD	92-18-067	415-115-110	REP	92-16-032
392-163-515	NEW	92-21-025	392-165-322	AMD-P	92-11-028	419-80-010	NEW-P	92-21-075
392-163-520	NEW-P	92-10-062	392-165-322	AMD	92-18-067	419-80-020	NEW-P	92-21-075
392-163-520	NEW	92-21-025	392-165-325	AMD-P	92-11-028	419-80-030	NEW-P	92-21-075
392-163-525	NEW-P	92-10-062	392-165-325	AMD	92-18-067	419-80-040	NEW-P	92-21-075
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392-163-535	NEW-P	92-10-062	392-165-330	AMD	92-18-067	434-08-060	NEW-P	92-15-141
392-163-535	NEW	92-21-025	392-165-332	REP-P	92-11-028	434-08-060	NEW	92-18-087
392-163-540	NEW-P	92-10-062	392-165-332	REP	92-18-067	434-08-070	NEW-P	92-15-141
392-163-540	NEW	92-21-025	392-165-340	AMD-P	92-11-028	434-08-070	NEW	92-18-087
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392-163-545	NEW	92-21-025	392-165-342	REP-P	92-11-028	434-08-080	NEW	92-18-087
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392-163-565	NEW	92-21-025	392-165-362	NEW-P	92-11-028	434-28-050	NEW	92-12-083
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392-163-570	NEW	92-21-025	392-165-415	NEW-P	92-11-028	434-28-060	NEW	92-12-083
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434-34-025	NEW-S	92-09-112	434-53-170	NEW	92-12-083	434-166-070	NEW-E	92-02-103
434-34-025	NEW	92-12-083	434-53-180	NEW-S	92-09-112	434-166-070	NEW-P	92-02-104
434-34-030	NEW-S	92-09-112	434-53-180	NEW	92-12-083	434-166-070	NEW	92-10-023
434-34-030	NEW	92-12-083	434-53-190	NEW-S	92-09-112	434-166-080	NEW-E	92-02-103
434-34-035	NEW-S	92-09-112	434-53-190	NEW	92-12-083	434-166-080	NEW-P	92-02-104
434-34-035	NEW	92-12-083	434-53-200	NEW-S	92-09-112	434-166-080	NEW	92-10-023
434-34-040	NEW-S	92-09-112	434-53-200	NEW	92-12-083	434-166-090	NEW-E	92-02-103
434-34-040	NEW	92-12-083	434-53-210	NEW-S	92-09-112	434-166-090	NEW-P	92-02-104
434-34-045	NEW-S	92-09-112	434-53-210	NEW	92-12-083	434-166-090	NEW	92-10-023
434-34-045	NEW	92-12-083	434-53-220	NEW-S	92-09-112	434-166-100	NEW-E	92-02-103
434-34-050	NEW-S	92-09-112	434-53-220	NEW	92-12-083	434-166-100	NEW-P	92-02-104
434-34-050	NEW	92-12-083	434-53-230	NEW-S	92-09-112	434-166-100	NEW	92-10-023
434-34-055	NEW-S	92-09-112	434-53-230	NEW	92-12-083	434-166-110	NEW-E	92-02-103
434-34-055	NEW	92-12-083	434-53-240	NEW-S	92-09-112	434-166-110	NEW-P	92-02-104
434-34-060	NEW-S	92-09-112	434-53-240	NEW	92-12-083	434-166-110	NEW	92-10-023
434-34-060	NEW	92-12-083	434-53-250	NEW-S	92-09-112	434-166-120	NEW-E	92-02-103
434-34-065	NEW-S	92-09-112	434-53-250	NEW	92-12-083	434-166-120	NEW-P	92-02-104
434-34-065	NEW	92-12-083	434-53-260	NEW-S	92-09-112	434-166-120	NEW	92-10-023
434-34-070	NEW-S	92-09-112	434-53-260	NEW	92-12-083	434-166-130	NEW-E	92-02-103
434-34-070	NEW	92-12-083	434-53-270	NEW-S	92-09-112	434-166-130	NEW-P	92-02-104
434-34-075	NEW-S	92-09-112	434-53-270	NEW	92-12-083	434-166-130	NEW	92-10-023
434-34-075	NEW	92-12-083	434-53-280	NEW-S	92-09-112	434-166-140	NEW-E	92-02-103
434-34-080	NEW-S	92-09-112	434-53-280	NEW	92-12-083	434-166-140	NEW-P	92-02-104
434-34-080	NEW	92-12-083	434-53-290	NEW-S	92-09-112	434-166-140	NEW	92-10-023
434-34-085	NEW-S	92-09-112	434-53-290	NEW	92-12-083	434-166-150	NEW-E	92-02-103
434-34-085	NEW	92-12-083	434-53-300	NEW-S	92-09-112	434-166-150	NEW-P	92-02-104
434-34-090	NEW-S	92-09-112	434-53-300	NEW	92-12-083	434-166-150	NEW	92-10-023
434-34-090	NEW	92-12-083	434-53-310	NEW-S	92-09-112	434-166-160	NEW-E	92-02-103
434-34-095	NEW-S	92-09-112	434-53-310	NEW	92-12-083	434-166-160	NEW-P	92-02-104
434-34-095	NEW	92-12-083	434-53-320	NEW-S	92-09-112	434-166-160	NEW	92-10-023
434-34-100	NEW-S	92-09-112	434-53-320	NEW	92-12-083	434-166-170	NEW-E	92-02-103
434-34-100	NEW	92-12-083	434-53-330	NEW-W	92-12-076	434-166-170	NEW-P	92-02-104
434-34-105	NEW-S	92-09-112	434-53-340	NEW-W	92-12-076	434-166-170	NEW	92-10-023
434-34-105	NEW	92-12-083	434-61-010	NEW	92-10-038	434-166-180	NEW-E	92-02-103
434-34-110	NEW-S	92-09-112	434-61-020	NEW	92-10-038	434-166-180	NEW-P	92-02-104
434-34-110	NEW	92-12-083	434-61-030	NEW	92-10-038	434-166-180	NEW	92-10-023
434-34-115	NEW-S	92-09-112	434-61-040	NEW	92-10-038	434-166-190	NEW-E	92-02-103
434-34-115	NEW	92-12-083	434-61-050	NEW	92-10-038	434-166-190	NEW-P	92-02-104
434-40-025	NEW-P	92-15-140	434-61-060	NEW	92-10-038	434-166-190	NEW	92-10-023
434-40-025	NEW	92-18-093	434-62-150	NEW-S	92-09-112	434-166-200	NEW-E	92-02-103
434-53-010	NEW-S	92-09-112	434-62-150	NEW	92-12-083	434-166-200	NEW-P	92-02-104
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434-53-030	NEW-S	92-09-112	434-62-170	NEW	92-12-083	434-166-210	NEW	92-10-023
434-53-030	NEW	92-12-083	434-62-180	NEW-S	92-09-112	434-166-220	NEW-E	92-02-103
434-53-040	NEW-S	92-09-112	434-62-180	NEW	92-12-083	434-166-220	NEW-P	92-02-104
434-53-040	NEW	92-12-083	434-62-190	NEW-S	92-09-112	434-166-220	NEW	92-10-023
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434-53-060	NEW-S	92-09-112	434-62-200	NEW	92-12-083	434-166-230	NEW	92-10-023
434-53-060	NEW	92-12-083	434-75-240	AMD-P	92-05-023	434-166-240	NEW-E	92-02-103
434-53-070	NEW-S	92-09-112	434-75-240	AMD	92-08-032	434-166-240	NEW-P	92-02-104
434-53-070	NEW	92-12-083	434-75-250	AMD-P	92-05-023	434-166-240	NEW	92-10-023
434-53-080	NEW-S	92-09-112	434-75-250	AMD	92-08-032	434-166-250	NEW-E	92-02-103
434-53-080	NEW	92-12-083	434-166-010	NEW-E	92-02-103	434-166-250	NEW-P	92-02-104
434-53-090	NEW-S	92-09-112	434-166-010	NEW-P	92-02-104	434-166-250	NEW	92-10-023
434-53-090	NEW	92-12-083	434-166-010	NEW	92-10-023	434-166-260	NEW-E	92-02-103
434-53-100	NEW-S	92-09-112	434-166-020	NEW-E	92-02-103	434-166-260	NEW-P	92-02-104
434-53-100	NEW	92-12-083	434-166-020	NEW-P	92-02-104	434-166-260	NEW	92-10-023
434-53-110	NEW-S	92-09-112	434-166-020	NEW	92-10-023	434-166-270	NEW-E	92-02-103
434-53-110	NEW	92-12-083	434-166-030	NEW-E	92-02-103	434-166-270	NEW-P	92-02-104
434-53-120	NEW-S	92-09-112	434-166-030	NEW-P	92-02-104	434-166-270	NEW	92-10-023
434-53-120	NEW	92-12-083	434-166-030	NEW	92-10-023	434-166-280	NEW-E	92-02-103
434-53-130	NEW-S	92-09-112	434-166-040	NEW-E	92-02-103	434-166-280	NEW-P	92-02-104
434-53-130	NEW	92-12-083	434-166-040	NEW-P	92-02-104	434-166-280	NEW	92-10-023
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434-53-140	NEW	92-12-083	434-166-050	NEW-E	92-02-103	434-166-290	NEW-P	92-02-104
434-53-150	NEW-S	92-09-112	434-166-050	NEW-P	92-02-104	434-166-290	NEW	92-10-023

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434-166-300	NEW-P	92-02-104	434-677-010	NEW	92-08-020	458-20-152	REP-P	92-19-036
434-166-300	NEW	92-10-023	434-677-020	NEW-P	92-04-026	458-20-164	AMD-P	92-03-067
434-166-310	NEW-E	92-02-103	434-677-020	NEW	92-08-020	458-20-164	AMD-C	92-15-147A
434-166-310	NEW-P	92-02-104	434-677-030	NEW-P	92-04-026	458-20-164	AMD	92-19-004
434-166-310	NEW	92-10-023	434-677-030	NEW	92-08-020	458-20-166	AMD	92-05-064
434-166-320	NEW-E	92-02-103	434-677-040	NEW-P	92-04-026	458-20-17901	PREP	92-15-044
434-166-320	NEW-P	92-02-104	434-677-040	NEW	92-08-020	458-20-18601	NEW-P	92-03-065
434-166-320	NEW	92-10-023	434-677-050	NEW-P	92-04-026	458-20-18601	NEW	92-06-081
434-166-330	NEW-E	92-02-103	434-677-050	NEW	92-08-020	458-20-18801	AMD	92-05-065
434-166-330	NEW-P	92-02-104	434-677-060	NEW-P	92-04-026	458-20-199	AMD	92-03-026
434-166-330	NEW	92-10-023	434-677-060	NEW	92-08-020	458-20-215	REP-P	92-19-036
434-166-340	NEW-E	92-02-103	434-677-070	NEW-P	92-04-026	458-20-219	REP-P	92-19-036
434-166-340	NEW-P	92-02-104	434-677-070	NEW	92-08-020	458-20-220	REP-P	92-19-036
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434-166-350	NEW-P	92-02-104	446-16	PREP	92-13-012A	458-20-229	AMD-C	92-17-029
434-166-350	NEW	92-10-023	446-16-025	AMD-P	92-11-051	458-20-230	PREP	92-15-045
434-166-360	NEW-E	92-02-103	446-16-025	AMD	92-15-014	458-20-260	NEW-E	92-04-015
434-166-360	NEW-P	92-02-104	446-16-030	AMD-P	92-11-051	458-20-260	PREP	92-05-052
434-166-360	NEW-W	92-15-070	446-16-030	AMD	92-15-014	458-20-260	NEW-P	92-07-092
434-600-010	NEW-P	92-21-085	446-16-080	AMD-P	92-11-051	458-20-260	NEW	92-10-006
434-610-010	NEW-P	92-21-085	446-16-080	AMD	92-15-014	458-20-260	PREP	92-20-110
434-610-020	NEW-P	92-21-085	446-16-090	AMD-P	92-11-051	458-20-260	AMD-P	92-21-102
434-610-025	NEW-P	92-21-085	446-16-090	AMD	92-15-014	458-30-262	AMD	92-03-068
434-610-030	NEW-P	92-21-085	446-20-285	AMD-P	92-11-052	458-30-590	AMD-P	92-18-076
434-610-040	NEW-P	92-21-085	446-20-285	AMD	92-15-015	458-30-590	AMD	92-22-061
434-610-050	NEW-P	92-21-085	446-20-290	AMD-P	92-11-052	458-40-540	PREP	92-21-086
434-610-060	NEW-P	92-21-085	446-20-290	AMD	92-15-015	458-40-540	AMD-P	92-22-101
434-610-070	NEW-P	92-21-085	446-20-300	AMD-P	92-11-052	458-40-615	NEW-E	92-08-018
434-610-080	NEW-P	92-21-085	446-20-300	AMD	92-15-015	458-40-615	PREP	92-10-060
434-610-090	NEW-P	92-21-085	446-20-420	AMD-P	92-11-052	458-40-615	NEW-E	92-14-111
434-610-100	NEW-P	92-21-085	446-20-420	AMD	92-15-015	458-40-615	NEW-P	92-14-112
434-610-110	NEW-P	92-21-085	446-20-440	AMD-P	92-11-052	458-40-615	NEW	92-18-030
434-610-120	NEW-P	92-21-085	446-20-440	AMD	92-15-015	458-40-650	AMD-E	92-06-040
434-615-010	NEW-P	92-21-085	446-20-520	AMD-P	92-11-052	458-40-650	AMD-E	92-06-057
434-615-020	NEW-P	92-21-085	446-20-520	AMD	92-15-015	458-40-650	AMD-P	92-10-061
434-615-030	NEW-P	92-21-085	446-30	PREP	92-13-012A	458-40-650	AMD	92-14-083
434-620-010	NEW-P	92-21-085	446-50	PREP	92-13-012A	458-40-660	PREP	92-06-037
434-624-010	NEW-P	92-21-085	458-12-010	PREP	92-18-075	458-40-660	AMD-E	92-06-040
434-624-020	NEW-P	92-21-085	458-12-342	PREP	92-18-075	458-40-660	AMD-E	92-06-057
434-624-030	NEW-P	92-21-085	458-14-015	PREP	92-18-075	458-40-660	AMD-P	92-10-061
434-624-040	NEW-P	92-21-085	458-14-025	PREP	92-18-075	458-40-660	AMD	92-14-083
434-624-050	NEW-P	92-21-085	458-14-026	PREP	92-18-075	458-40-660	PREP	92-21-086
434-626-010	NEW-P	92-21-085	458-14-127	PREP	92-18-075	458-40-660	AMD-P	92-22-102
434-626-020	NEW-P	92-21-085	458-14-170	PREP	92-18-075	458-40-670	PREP	92-06-037
434-630-010	NEW-P	92-09-017	458-14-171	PREP	92-18-075	458-40-670	AMD-E	92-06-040
434-630-010	NEW	92-18-047	458-16-013	PREP	92-04-069	458-40-670	AMD-E	92-06-057
434-630-020	NEW-P	92-09-017	458-16-013	AMD-P	92-04-079	458-40-670	AMD-P	92-10-061
434-630-020	NEW	92-18-047	458-16-013	AMD-E	92-06-039	458-40-670	AMD	92-14-083
434-630-030	NEW-P	92-09-017	458-16-013	AMD	92-15-058	458-40-670	PREP	92-21-086
434-630-030	NEW	92-18-047	458-16-020	PREP	92-04-069	458-40-670	AMD-P	92-22-102
434-630-040	NEW-P	92-09-017	458-16-020	AMD-P	92-04-079	458-40-684	AMD-P	92-10-061
434-630-040	NEW	92-18-047	458-16-020	AMD-E	92-06-039	458-40-684	AMD	92-14-083
434-630-050	NEW-P	92-09-017	458-16-020	AMD	92-15-058	460-16A-085	REP-P	92-21-019
434-630-050	NEW	92-18-047	458-18-010	PREP	92-04-068	460-16A-205	AMD-P	92-21-019
434-630-060	NEW-P	92-09-017	458-18-010	AMD-P	92-04-078	460-16A-210	NEW-P	92-21-018
434-630-060	NEW	92-18-047	458-18-010	AMD-E	92-06-038	460-24A-040	AMD-P	92-22-064
434-635-010	NEW-P	92-09-018	458-18-010	AMD	92-15-057	460-24A-045	NEW-P	92-22-064
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434-635-020	NEW-P	92-09-018	458-18-020	AMD-P	92-04-078	460-32A-010	REP-P	92-21-019
434-635-020	NEW	92-18-048	458-18-020	AMD-E	92-06-038	460-32A-015	REP-P	92-21-019
434-635-030	NEW-P	92-09-018	458-18-020	AMD	92-15-057	460-32A-020	REP-P	92-21-019
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434-635-040	NEW-P	92-09-018	458-18-220	AMD-P	92-14-086	460-32A-030	REP-P	92-21-019
434-635-040	NEW	92-18-048	458-18-220	AMD	92-17-027	460-32A-031	REP-P	92-21-019
434-635-050	NEW-P	92-09-018	458-20-105	AMD-P	92-03-066	460-32A-035	REP-P	92-21-019
434-635-050	NEW	92-18-048	458-20-105	AMD	92-06-082	460-32A-045	REP-P	92-21-019
434-635-060	NEW-P	92-09-018	458-20-119	PREP	92-19-030	460-32A-050	REP-P	92-21-019
434-635-060	NEW	92-18-048	458-20-121	REP-P	92-19-036	460-32A-055	REP-P	92-21-019
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434-640-020	NEW	92-05-060	458-20-124	PREP	92-19-030	460-32A-060	REP-P	92-21-019
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460-32A-080	REP-P	92-21-019	463-39-030	AMD-P	92-02-099	463-42-575	REP-P	92-17-055
460-32A-085	REP-P	92-21-019	463-39-030	AMD	92-09-013	463-42-585	REP-P	92-17-055
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460-32A-095	REP-P	92-21-019	463-39-040	REP	92-09-013	463-42-595	AMD	92-09-013
460-32A-100	REP-P	92-21-019	463-39-050	REP-P	92-02-099	463-42-595	REP-P	92-17-055
460-32A-105	REP-P	92-21-019	463-39-050	REP	92-09-013	463-42-605	REP-P	92-17-055
460-32A-145	REP-P	92-21-019	463-39-060	REP-P	92-02-099	463-42-615	REP-P	92-17-055
460-32A-150	REP-P	92-21-019	463-39-060	REP	92-09-013	463-42-625	AMD-P	92-02-099
460-32A-155	REP-P	92-21-019	463-39-080	REP-P	92-02-099	463-42-625	AMD	92-09-013
460-32A-160	REP-P	92-21-019	463-39-080	REP	92-09-013	463-42-625	AMD-P	92-17-055
460-32A-165	REP-P	92-21-019	463-39-110	REP-P	92-02-099	463-42-635	REP-P	92-17-055
460-32A-170	REP-P	92-21-019	463-39-110	REP	92-09-013	463-42-655	AMD-P	92-17-055
460-32A-175	REP-P	92-21-019	463-39-115	AMD-P	92-02-099	463-42-685	NEW-P	92-02-099
460-32A-180	REP-P	92-21-019	463-39-115	AMD	92-09-013	463-42-685	NEW-P	92-06-070
460-32A-185	REP-P	92-21-019	463-39-120	AMD-P	92-02-099	463-42-685	NEW-W	92-07-002
460-32A-195	REP-P	92-21-019	463-39-120	AMD	92-09-013	463-42-685	NEW	92-10-001
460-32A-196	REP-P	92-21-019	463-39-150	REP-P	92-02-099	463-42-690	NEW-P	92-02-099
460-32A-200	REP-P	92-21-019	463-39-150	REP	92-09-013	463-42-690	NEW	92-09-013
460-32A-205	REP-P	92-21-019	463-42-010	AMD-P	92-17-055	463-47-051	AMD-P	92-02-099
460-32A-210	REP-P	92-21-019	463-42-012	AMD-P	92-17-055	463-47-051	AMD	92-09-013
460-32A-215	REP-P	92-21-019	463-42-055	AMD-P	92-02-099	463-47-090	AMD-P	92-02-099
460-32A-220	REP-P	92-21-019	463-42-055	AMD	92-09-013	463-47-090	AMD	92-09-013
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460-32A-240	REP-P	92-21-019	463-42-195	AMD-P	92-02-099	468-38-230	AMD-P	92-19-025
460-32A-245	REP-P	92-21-019	463-42-195	AMD	92-09-013	468-38-230	AMD	92-22-074
460-32A-250	REP-P	92-21-019	463-42-225	AMD-P	92-02-099	468-38-235	AMD-P	92-19-025
460-32A-255	REP-P	92-21-019	463-42-225	AMD	92-09-013	468-38-235	AMD	92-22-074
460-33A-015	AMD-P	92-14-089	463-42-265	AMD-P	92-02-099	468-38-260	AMD-P	92-19-025
460-33A-015	AMD	92-18-009	463-42-265	AMD	92-09-013	468-38-260	AMD	92-22-074
460-33A-017	AMD-P	92-14-089	463-42-302	NEW-P	92-17-055	468-38-390	AMD-P	92-19-025
460-33A-017	AMD	92-18-009	463-42-305	REP-P	92-17-055	468-38-390	AMD	92-22-074
460-33A-020	AMD-P	92-14-089	463-42-312	NEW-P	92-17-055	468-51-010	NEW-P	92-10-041
460-33A-020	AMD	92-18-009	463-42-315	REP-P	92-17-055	468-51-010	NEW	92-14-044
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460-33A-025	AMD	92-18-009	463-42-325	REP-P	92-17-055	468-51-020	NEW	92-14-044
460-33A-030	AMD-P	92-14-089	463-42-332	NEW-P	92-17-055	468-51-030	NEW-P	92-10-041
460-33A-030	AMD	92-18-009	463-42-335	REP-P	92-17-055	468-51-030	NEW	92-14-044
460-33A-035	AMD-P	92-14-089	463-42-342	NEW-P	92-17-055	468-51-040	NEW-P	92-10-041
460-33A-035	AMD	92-18-009	463-42-345	AMD-P	92-02-099	468-51-040	NEW	92-14-044
460-33A-040	AMD-P	92-14-089	463-42-345	AMD	92-09-013	468-51-050	NEW-P	92-10-041
460-33A-040	AMD	92-18-009	463-42-345	REP-P	92-17-055	468-51-050	NEW	92-14-044
460-33A-050	REP-P	92-14-089	463-42-352	NEW-P	92-17-055	468-51-060	NEW-P	92-10-041
460-33A-050	REP	92-18-009	463-42-355	REP-P	92-17-055	468-51-060	NEW	92-14-044
460-33A-055	AMD-P	92-14-089	463-42-362	NEW-P	92-17-055	468-51-070	NEW-P	92-10-041
460-33A-055	AMD	92-18-009	463-42-365	REP-P	92-17-055	468-51-070	NEW	92-14-044
460-33A-105	AMD-P	92-14-089	463-42-372	NEW-P	92-17-055	468-51-080	NEW-P	92-10-041
460-33A-105	AMD	92-18-009	463-42-375	REP-P	92-17-055	468-51-080	NEW	92-14-044
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460-33A-115	AMD	92-18-009	463-42-395	REP-P	92-17-055	468-51-090	NEW	92-14-044
460-33A-125	AMD-P	92-14-089	463-42-405	REP-P	92-17-055	468-51-100	NEW-P	92-10-041
460-33A-125	AMD	92-18-009	463-42-415	REP-P	92-17-055	468-51-100	NEW	92-14-044
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460-44A-075	AMD	92-18-008	463-42-435	AMD-P	92-17-055	468-51-110	NEW	92-14-044
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463-06-020	AMD	92-09-013	463-42-445	AMD	92-09-013	468-51-120	NEW	92-14-044
463-06-030	AMD-P	92-02-099	463-42-445	REP-P	92-17-055	468-51-130	NEW-P	92-10-041
463-06-030	AMD	92-09-013	463-42-455	AMD-P	92-02-099	468-51-130	NEW	92-14-044
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463-06-040	AMD	92-09-013	463-42-455	REP-P	92-17-055	468-51-140	NEW	92-14-044
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463-06-050	AMD	92-09-013	463-42-465	AMD	92-09-013	468-51-150	NEW	92-14-044
463-06-070	AMD-P	92-02-099	463-42-465	REP-P	92-17-055	468-66-010	AMD-P	92-06-010
463-06-070	AMD	92-09-013	463-42-475	REP-P	92-17-055	468-66-010	AMD	92-09-043
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468-300-020	AMD	92-18-005	478-160-216	REP-P	92-08-065	480-09-420	AMD	92-18-081
468-300-040	AMD-P	92-14-003	478-160-216	REP	92-12-011	480-09-425	AMD-P	92-13-101
468-300-040	AMD-E	92-14-004	478-160-220	REP-P	92-08-065	480-09-425	AMD	92-18-081
468-300-040	AMD	92-18-005	478-160-220	REP	92-12-011	480-09-460	AMD-P	92-13-101
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468-300-070	REP-E	92-14-004	478-160-225	REP	92-12-011	480-09-480	AMD-P	92-13-101
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468-300-410	REP	92-18-005	478-160-231	AMD	92-12-011	480-09-500	AMD	92-18-081
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468-300-510	REP-E	92-14-004	478-160-232	REP	92-12-011	480-09-700	AMD	92-18-081
468-300-510	REP	92-18-005	478-160-240	AMD-P	92-08-065	480-09-735	AMD-P	92-13-101
478-138-010	AMD-P	92-09-154	478-160-240	AMD	92-12-011	480-09-735	AMD	92-18-081
478-138-010	AMD	92-14-060	478-160-246	AMD-P	92-08-065	480-09-780	AMD-P	92-13-101
478-138-020	AMD-P	92-09-154	478-160-246	AMD	92-12-011	480-09-780	AMD	92-18-081
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478-138-030	AMD-P	92-09-154	478-160-256	AMD	92-12-011	480-09-800	AMD	92-18-081
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478-138-040	AMD-P	92-09-154	478-160-260	AMD	92-12-011	480-09-810	AMD	92-18-081
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478-138-050	REP	92-14-060	478-160-270	AMD-P	92-08-065	480-12-375	AMD-P	92-05-092
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478-138-060	NEW	92-14-060	478-160-271	NEW-P	92-08-065	480-40-130	AMD-E	92-20-046
478-160-020	AMD-P	92-08-065	478-160-271	NEW	92-12-011	480-40-131	NEW-E	92-20-046
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478-160-025	AMD	92-12-011	478-160-280	AMD-P	92-08-065	480-70-600	REP-P	92-19-086
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478-160-030	AMD	92-12-011	478-160-285	AMD-P	92-08-065	480-70-620	REP-P	92-19-086
478-160-035	AMD-P	92-08-065	478-160-285	AMD	92-12-011	480-70-630	REP-P	92-19-086
478-160-035	AMD	92-12-011	478-160-285	AMD	92-12-011	480-70-640	REP-P	92-19-086
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478-160-045	AMD-P	92-08-065	478-160-295	AMD-P	92-08-065	480-80-049	NEW-P	92-05-089
478-160-045	AMD	92-12-011	478-160-295	AMD	92-12-011	480-80-049	NEW	92-08-075
478-160-050	AMD-P	92-08-065	478-160-305	AMD-P	92-08-065	480-92-011	NEW	92-03-050
478-160-050	AMD	92-12-011	478-160-305	AMD	92-12-011	480-92-021	NEW	92-03-050
478-160-055	AMD-P	92-08-065	478-160-310	AMD-P	92-08-065	480-92-031	NEW	92-03-050
478-160-055	AMD	92-12-011	478-160-310	AMD	92-12-011	480-92-050	NEW	92-03-050
478-160-060	AMD-P	92-08-065	478-160-320	AMD-P	92-08-065	480-92-060	NEW	92-03-050
478-160-060	AMD	92-12-011	478-160-320	AMD	92-12-011	480-92-070	NEW	92-03-050
478-160-065	AMD-P	92-08-065	479-01-020	AMD-P	92-08-095	480-92-080	NEW	92-03-050
478-160-065	AMD	92-12-011	479-01-020	AMD	92-12-014	480-92-090	NEW	92-03-050
478-160-085	AMD-P	92-08-065	480-04-010	REP	92-07-006	480-92-100	NEW	92-03-050
478-160-085	AMD	92-12-011	480-04-020	AMD	92-07-006	480-92-110	NEW	92-03-050
478-160-090	REP-P	92-08-065	480-04-030	AMD	92-07-006	480-92-110	NEW	92-03-050
478-160-090	REP	92-12-011	480-04-040	REP	92-07-006	480-93-002	AMD-P	92-06-086
478-160-105	AMD-P	92-08-065	480-04-050	AMD	92-07-006	480-93-002	AMD	92-16-100
478-160-105	AMD	92-12-011	480-04-060	AMD	92-07-006	480-93-005	AMD-P	92-06-086
478-160-115	AMD-P	92-08-065	480-04-065	NEW	92-07-006	480-93-005	AMD	92-16-100
478-160-115	AMD	92-12-011	480-04-070	AMD	92-07-006	480-93-010	AMD-P	92-06-086
478-160-120	AMD-P	92-08-065	480-04-080	REP	92-07-006	480-93-010	AMD	92-16-100
478-160-120	AMD	92-12-011	480-04-080	REP	92-07-006	480-93-015	NEW-P	92-06-086
478-160-130	AMD-P	92-08-065	480-04-090	AMD	92-07-006	480-93-015	NEW	92-16-100
478-160-130	AMD	92-12-011	480-04-095	NEW	92-07-006	480-93-017	NEW-P	92-06-086
478-160-140	AMD-P	92-08-065	480-04-110	AMD	92-07-006	480-93-017	NEW	92-16-100
478-160-140	AMD	92-12-011	480-04-120	AMD	92-07-006	480-93-018	NEW-P	92-06-086
478-160-150	AMD-P	92-08-065	480-04-130	AMD	92-07-006	480-93-018	NEW	92-16-100
478-160-150	AMD	92-12-011	480-09-100	AMD	92-07-006	480-93-020	NEW	92-16-100
478-160-155	REP-P	92-08-065	480-09-140	AMD-P	92-13-101	480-93-020	AMD-P	92-06-086
478-160-155	REP	92-12-011	480-09-140	AMD	92-18-081	480-93-030	AMD-P	92-06-086
478-160-160	AMD-P	92-08-065	480-09-210	AMD	92-07-006	480-93-030	AMD	92-16-100
478-160-160	AMD	92-12-011	480-09-210	AMD-P	92-13-101	480-93-082	NEW-P	92-06-086
478-160-200	REP-P	92-08-065	480-09-210	AMD	92-18-081	480-93-082	NEW	92-16-100
478-160-200	REP	92-12-011	480-09-300	AMD-P	92-19-087	480-93-110	AMD-P	92-06-086
478-160-205	REP-P	92-08-065	480-09-300	AMD-C	92-19-137	480-93-110	AMD	92-16-100
478-160-205	REP	92-12-011	480-09-310	AMD-P	92-19-087	480-93-111	NEW-P	92-06-086
478-160-210	AMD-P	92-08-065	480-09-310	AMD-C	92-19-137	480-93-111	NEW	92-16-100
478-160-210	AMD	92-12-011	480-09-335	NEW-P	92-19-087	480-93-112	NEW-P	92-06-086
			480-09-335	NEW-C	92-19-137	480-93-112	NEW	92-16-100
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480-93-120	AMD	92-16-100	484-20-045	AMD	92-17-046	495A-108-080	NEW-P	92-07-101
480-93-124	NEW-P	92-06-086	484-20-050	AMD-P	92-13-023	495A-108-080	NEW-E	92-08-004
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480-93-140	AMD-P	92-06-086	484-20-055	AMD-P	92-13-023	495A-120-010	NEW-P	92-07-101
480-93-140	AMD	92-16-100	484-20-055	AMD	92-17-046	495A-120-010	NEW-E	92-08-004
480-93-155	NEW-P	92-06-086	484-20-060	AMD-P	92-13-023	495A-120-010	NEW	92-12-017
480-93-155	NEW	92-16-100	484-20-060	AMD	92-17-046	495A-120-020	NEW-P	92-07-101
480-93-161	NEW-P	92-06-086	484-20-065	AMD-P	92-13-023	495A-120-020	NEW	92-12-017
480-93-161	NEW-W	92-19-085	484-20-065	AMD	92-17-046	495A-120-030	NEW-P	92-07-101
480-93-175	NEW-P	92-06-086	484-20-068	AMD-P	92-13-023	495A-120-030	NEW-E	92-08-004
480-93-175	NEW	92-16-100	484-20-068	AMD	92-17-046	495A-120-030	NEW	92-12-017
480-93-180	AMD-P	92-06-086	484-20-070	AMD-P	92-13-023	495A-120-040	NEW-P	92-07-101
480-93-180	AMD	92-16-100	484-20-070	AMD	92-17-046	495A-120-040	NEW-E	92-08-004
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480-93-185	AMD	92-16-100	484-20-085	AMD	92-17-046	495A-120-045	NEW	92-12-017
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480-93-18601	AMD	92-16-100	484-20-087	NEW	92-17-046	495A-120-050	NEW-E	92-08-004
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480-93-190	AMD	92-16-100	484-20-095	AMD	92-17-046	495A-120-070	NEW-E	92-08-004
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480-93-200	AMD	92-16-100	484-20-100	AMD	92-17-046	495A-120-080	NEW-P	92-07-101
480-93-210	AMD-P	92-06-086	484-20-105	AMD-P	92-13-023	495A-120-080	NEW-E	92-08-004
480-93-210	AMD	92-16-100	484-20-105	AMD	92-17-046	495A-120-080	NEW	92-12-017
480-93-230	AMD-P	92-06-086	484-20-110	AMD-P	92-13-023	495A-120-090	NEW-P	92-07-101
480-93-230	AMD	92-16-100	484-20-110	AMD	92-17-046	495A-120-090	NEW-E	92-08-004
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480-110-066	AMD	92-13-056	484-20-135	AMD	92-17-046	495A-120-110	NEW-E	92-08-004
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480-120-500	NEW-P	92-16-019	484-20-150	AMD	92-17-046	495A-120-130	NEW-E	92-08-004
480-120-505	NEW-P	92-16-019	495A-104-010	NEW-P	92-07-101	495A-120-130	NEW	92-12-017
480-120-510	NEW-P	92-16-019	495A-104-010	NEW-E	92-08-004	495A-120-135	NEW-P	92-07-101
480-120-515	NEW-P	92-16-019	495A-104-010	NEW	92-12-017	495A-120-135	NEW-E	92-08-004
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