

JANUARY 6, 1988

OLYMPIA, WASHINGTON

ISSUE 88-01



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CITATION

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

PUBLIC INSPECTION OF DOCUMENTS

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REPUBLICATION OF OFFICIAL DOCUMENTS

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

CERTIFICATE

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

DENNIS W. COOPER
Code Reviser

STATE MAXIMUM INTEREST RATE

The maximum allowable interest rate applicable for the month of January 1988 pursuant to RCW 19.52.020 is twelve percent (12%).

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

The maximum allowable retail installment contract service charge applicable for calendar year 1988 pursuant to RCW 63.14.130(1)(a) is twelve and one-quarter percent (12¼%).

The maximum allowable retail installment contract service charge for the purchase of a motor vehicle pursuant to RCW 63.14.130(2)(a) is twelve and one-half percent (12.50%) for the first calendar quarter of 1988.

WASHINGTON STATE REGISTER

(ISSN 0164-6389) is published twice each month by the Statute Law Committee, Office of the Code Reviser, Olympia, WA 98504, pursuant to RCW 34.08.020. Subscription rate is \$161.70 per year, sales tax included, postpaid to points in the United States. Second-class postage paid at Olympia, Washington.

Changes of address notices, subscription orders, and undelivered copies should be sent to:

WASHINGTON STATE REGISTER
Code Reviser's Office
Legislative Building
Olympia, WA 98504

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

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STYLE AND FORMAT OF THE WASHINGTON STATE REGISTER

1. ARRANGEMENT OF THE REGISTER

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

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

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

- (a) **Proposed rules** are those rules pending permanent adoption by an agency and are set forth in eight point type.
- (b) **Adopted rules** have been permanently adopted and are set forth in ten point type.
- (c) **Emergency rules** have been adopted on an emergency basis and are set forth in ten point oblique type.

3. PRINTING STYLE—INDICATION OF NEW OR DELETED MATERIAL

RCW 34.04.058 requires the use of certain marks to indicate amendments to existing agency rules. This style quickly and graphically portrays the current changes to existing rules as follows:

- (a) In amendatory sections—
 - (i) underlined material is new material;
 - (ii) ~~deleted material is ((lined out and bracketed between double parentheses))~~;
- (b) Complete new sections are prefaced by the heading NEW SECTION;
- (c) The repeal of an entire section is shown by listing its WAC section number and caption under the heading REPEALER.

4. EXECUTIVE ORDERS, COURT RULES, NOTICES OF PUBLIC MEETINGS

Material contained in the Register other than rule-making actions taken under the APA or the HEAPA does not necessarily conform to the style and format conventions described above. The headings of these other types of material have been edited for uniformity of style; otherwise the items are shown as nearly as possible in the form submitted to the code reviser's office.

5. EFFECTIVE DATE OF RULES

- (a) Permanently adopted agency rules take effect thirty days after the rules and the agency order adopting them are filed with the code reviser's office. This effective date may be delayed, but not advanced, and a delayed effective date will be noted in the promulgation statement preceding the text of the rule.
- (b) Emergency rules take effect upon filing with the code reviser's office and remain effective for a maximum of ninety days from that date.
- (c) Rules of the state Supreme Court generally contain an effective date clause in the order adopting the rules.

6. EDITORIAL CORRECTIONS

Material inserted by the code reviser's office for purposes of clarification or correction or to show the source or history of a document is enclosed in brackets [].

7. INDEX AND TABLES

A combined subject matter and agency index and a table of WAC sections affected may be found at the end of each issue.

1987 - 1988

DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION

Issue No.	Closing Dates ¹			Distribution Date	First Agency Action Date ³
	Non-OTS & 30 p. or more	Non-OTS & 11 to 29 p.	OTS ² or 10 p. max. Non-OTS		
For Inclusion in—	File no later than—			Count 20 days from—	For hearing/adoption on or after
87-18	Aug 5	Aug 19	Sep 2	Sep 16	Oct 6
87-19	Aug 26	Sep 9	Sep 23	Oct 7	Oct 27
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87-22	Oct 7	Oct 21	Nov 4	Nov 18	Dec 8
87-23	Oct 21	Nov 4	Nov 18	Dec 2	Dec 22
87-24	Nov 4	Nov 18	Dec 2	Dec 16	Jan 5, 1988
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88-01	Nov 25	Dec 9	Dec 23, 1987	Jan 6, 1988	Jan 26
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¹All documents are due at the code reviser's office by 5:00 p.m. on or before the applicable closing date for inclusion in a particular issue of the Register; see WAC 1-12-035 or 1-13-035.

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

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

WSR 87-24-010
EMERGENCY RULES
HOSPITAL COMMISSION

[Order 87-04, Resolution No. 87-04—Filed November 20, 1987]

Be it resolved by the Washington State Hospital Commission, acting at the West Coast Sea-Tac Hotel, Seattle, Washington, that it does adopt the annexed rules relating to methodology and criteria for approval, modification, or disapproval of annual budget submittal and rates, rate schedules, other charges, and changes therein, WAC 261-40-150.

We, the Washington State Hospital Commission, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is the rules need to be in effect prior to commission's hearings on 1988 budgets scheduled for December 3, 1987.

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

This rule is promulgated pursuant to chapter 70.39 RCW and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED November 19, 1987.
 By Maurice A. Click
 Executive Director

**AMENDATORY SECTION (Amending Order 86-04,
 Resolution No. 86-04, filed 7/11/86)**

WAC 261-40-150 METHODOLOGY AND CRITERIA FOR APPROVAL, MODIFICATION, OR DISAPPROVAL OF ANNUAL BUDGET SUBMITTAL AND RATES, RATE SCHEDULES, OTHER CHARGES, AND CHANGES THEREIN. The following methodology and criteria shall be utilized by the commission in reviewing and acting on annual budget submittals. The related importance of each criterion, and the extent to which justification for variance from the methodology and criteria is accepted, is a matter of commission discretion:

((The following is effective for hospital fiscal years beginning in 1986.

(1) Whether the hospital's annual budget submittal and the rates, rate schedules, other charges, and changes therein:

(a) Are such that the commission can assure all purchasers of that hospital's health care services that the total costs of the hospital are reasonably related to the total services offered by that hospital;

(b) Are such that the hospital's costs do not exceed those that are necessary for a prudently and reasonably managed hospital;

(c) Are such that the hospital's aggregate revenues as expressed by rates are reasonably related to the hospital's aggregate costs;

(d) Are such that rates are set equitably among all purchasers or classes of purchasers of services without undue discrimination or preference.

(2) Whether the commission action will permit any hospital to render necessary, effective and efficient service in the public interest.

(3) Whether the commission action will assure access to necessary, effective, economically viable and efficient hospital health care capability throughout the state, rather than the solvency or profitability of any individual hospital except where the insolvency of a hospital would seriously threaten the access of the rural public to basic health care services.

(4) Whether the appropriate area-wide and state comprehensive health planning agencies have recommended approval, modification, or disapproval of the annual budget submittal, or the rates, rate schedules, other charges, or changes therein.

(5) Whether the proposed budget and the projected revenues and expenses would result in the rate structure most reasonable under the circumstances. The following shall be considered by the commission in making that determination:

(a) The commission shall determine whether the hospital's requested utilization statistics are reasonably attainable, based upon:

(i) Historical admission trends, including a revised current year estimate derived from seasonally-adjusted quarterly report information;

(ii) Historical trends of outpatient volumes as measured by inflation-adjusted outpatient revenue and outpatient equivalents of admissions;

(iii) Historical trends of the average length of stay, and

(iv) Such other information as the commission may determine is appropriate as a basis for deviating from measures based upon historical trends including, but not limited to:

(A) Revisions necessary to maintain compliance with the commission's Accounting and Reporting Manual for Hospitals pursuant to WAC 261-20-030;

(B) Negotiated rate agreements that guarantee additional volumes related to a purchaser of hospital health care services;

(C) The implementation or deletion of services or programs for which certificate of need approval has been obtained, if required;

(D) The opening of new health care service-related capacity for which certificate of need approval has been obtained, if required; and

(E) Other considerations presented by the hospital and determined to be appropriate by the commission.

(b) The commission shall utilize a principal screen to compare the hospital's requested net patient services revenue (total rate setting revenue less deductions from revenue) per adjusted admission to the hospital's target net patient services revenue per adjusted admission as calculated in item (i) below and modified by item (ii) below:

~~(i) Each hospital's target net patient services revenue per adjusted admission shall be calculated by applying to the individual hospital the same methodology utilized by the commission in establishing the volume and operating expense components of the target dollar amount of total state-wide hospital revenue adopted by the commission in accordance with RCW 70.39.150(6), and adding a capital allowance component as calculated according to (d)(i)(B) and (C) of this subsection, provided that, the additional considerations provided for in (d)(i)(C)(I) and (II) of this subsection shall not be included in the capital allowance component of the target net patient services revenue per adjusted admission for purposes of this item.~~

~~(ii) The target net patient services revenue per adjusted admission as calculated in item (i) above shall be modified as follows, if applicable:~~

~~(A) For each hospital whose percentage increase in target net patient services revenue per adjusted admission over the current year approved level exceeds the peer group median of the target rates of increase, the hospital's target net patient services revenue per adjusted admission shall be reduced to reflect the peer group median target rate of increase.~~

~~(B) For each hospital whose target net patient services revenue per adjusted admission exceeds the peer group median of the target, the hospital's target shall be reduced by one-half of one percent for each one percent variance above the peer group median of the target.~~

~~(iii) If, after volume adjusting the revised target and the budget request to reasonably attainable levels of adjusted admissions, the requested net patient services revenue per adjusted admission does not exceed the revised target, the operating expense and capital allowance sections of the hospital's annual budget submittal will not be subject to further review provided that the resulting rates meet the criteria of subsection (5)(f), (6), and (7) of this section.~~

~~(iv) If, after volume adjusting the revised target and the budget request to reasonably attainable levels of adjusted admissions, the requested net patient services revenue per adjusted admission exceeds the revised target, further review of the components of operating expense and capital allowance will be conducted.~~

~~(c) The commission shall determine whether the hospital's requested operating expenses are such that the commission can assure all purchasers of that hospital's health care services that the total costs of the services are reasonably related to the total services offered by that hospital and are such that the hospital's costs do not exceed those that are necessary for a reasonably and prudently managed hospital, based upon:~~

~~(i) Adjusting the requested level of operating expenses to reflect the adjusted admissions as determined according to (a) of this subsection, utilizing the variable cost factors described in subsection (6) of this section;~~

~~(ii) Applying national hospital market basket inflation forecasts to operating expenses by natural classification. National inflation forecasts will be modified to reflect regional or state-wide economic conditions, as appropriate;~~

~~(iii) Such other information as the commission may determine is appropriate as a basis for deviating from the standard variable cost ratios specified in subsection (6) of this section or inflation forecasts. This information shall include but not be limited to:~~

~~(A) Revisions necessary to comply with the commission's Accounting and Reporting Manual for Hospitals pursuant to WAC 261-20-030;~~

~~(B) Reasonable operating expenses related to implementation or deletion of services or programs for which certificate of need approval has been obtained, if required;~~

~~(C) Reasonable operating expenses related to expansion or contraction of hospital capacity for which certificate of need approval has been obtained, if required;~~

~~(D) Volume adjustments of a magnitude which render the standard variable cost factors described in subsection (6) of this section inappropriate; and~~

~~(E) Other consideration presented by the hospital and determined to be appropriate by the commission.~~

~~(d) The commission shall determine whether the hospital's requested capital allowance is appropriate based upon the following:~~

~~(i) Capital allowance shall be computed as a return on net property, plant and equipment (property, plant and equipment less accumulated depreciation) used in hospital operations. Interest expense on long-term debt shall be deducted from the return on net property, plant and equipment.~~

~~(A) The value for net property, plant and equipment shall be derived from the balances at the end of the hospital's current year, as approved by the commission, and the projected balances at the end of the budget year. An average shall be calculated. The average of the net property, plant and equipment shall be the base upon which the return shall be calculated.~~

~~(I) Any capital expenditures contained in the projected balances at the end of the budget year which are subject to certificate of need approval will be excluded from the base until such time as the certificate of need has been issued by the department of social and health services;~~

~~(H) Any assets contained in net property, plant and equipment that do not relate to hospital operations, as defined in the commission's Accounting and Reporting Manual for Hospitals, pursuant to WAC 261-20-030, will be excluded from the base.~~

~~(B) A return on net property, plant and equipment for proprietary hospitals at the rate of twelve percent and for the not-for-profit hospitals at the rate of ten percent shall be presumed appropriate, however, the commission may vary from that rate, higher or lower, where appropriate. After computation of the return, allowable interest expense on long-term debt shall be deducted from the computed return.~~

~~(C) Working capital increases, if requested, shall be added to the return on net property, plant and equipment for determination of the total capital allowance. Working capital increases up to twelve and one-half percent of the increase in net patient services revenue from the approved budget in the current year to the approved budget as determined by the commission in the~~

requested year shall be presumed appropriate, however, the commission may vary from that allowance, higher or lower, where appropriate.

(I) The commission may determine that a hospital in peer groups 1 or 2 is experiencing financial distress and may determine to vary from the allowance for working capital.

(H) The commission may determine to allow additional working capital where the hospital can demonstrate to the commission's satisfaction that its payer mix would require additional funding of accounts receivable.

(D) The commission may consider other elements in the determination of appropriate capital allowance for inclusion in total rate setting revenue. These considerations include, but are not limited to, the following elements:

(I) Hospitals that have been undercapitalized as determined by the average age of plant to the state-wide average, the total turnover rate of assets, which include total operating revenue divided by total assets, and the fixed asset turnover rate, which includes total operating revenue divided by net fixed assets;

(H) Whether that portion of debt principal payments which exceeds the total depreciation expense in the budget year should be allowed;

(H) If the hospital has been approved for equity funding or accumulation of funds for a project in the future and its rates are at or below the median of its peer group and the equity funding is consistent with the hospital's long-range plan and financing plan which have been approved by the hospital's governing body, and

(IV) If the hospital has an approved certificate of need and related financing consistent with the approved certificate of need and the impact on rates of the additional funding is determined not to be excessive by the commission.

(e) Whether the budgeted deductions from revenue are appropriate:

(i) Contractual adjustments related to governmental programs, such as titles V, XVIII, XIX of the Social Security Act, Department of Labor and Industries, Veteran's Administration and Indian Health Service, are allowable.

(ii) Contractual adjustments related to bank card discounts, self-insured workers' compensation, negotiated rates and all other nongovernmental-sponsored patients are not allowable as deductions from revenue for rate setting purposes;

(iii) Bad debts and charity will be trended as a percentage of total rate setting revenue over time and any significant changes will require justification;

(iv) Administrative adjustments exceeding one-tenth of one percent of total rate setting revenue will require justification;

(v) Deductions from revenue may be recomputed based on determinations in all other areas of the budget.

(f) Whether the reviews performed in accordance with (a), (b), (c), (d) and (e) of this subsection result in rates, rate schedules, other charges, and changes therein which are the most reasonable under the circumstances.

(i) Rate setting revenue per adjusted admission should not exceed the 70th percentile of the peer group revenue

screens unless the hospital's intensity exceeds the 70th percentile as measured by:

(A) Ratio of intensive care days to total days, and
(B) Radiology relative value units per adjusted admission, and

(C) Laboratory billable workload units per adjusted admission, and

(D) Surgery minutes per adjusted admission, or

(E) The hospital's adjusted case mix index derived from the commission hospital abstract reporting system.

(ii) The commission may consider any other information it determines is appropriate as the basis for deviating from these criteria including the relative level of deductions from revenue experienced by the hospitals;

(iii) If the rates are not approved as requested, the hospital must submit revised rates to the commission within twenty days of the date of service of the decision and order.

(6) Whether the rates implemented and revenues collected by the hospital in previous budget years conformed to the applicable commission determinations for such years. Conformance will be determined by comparing, at the end of the budget year, actual revenues for the budget year to commission-approved revenues, on the basis of either the aggregate rate per adjusted patient day, or the revenues for individual revenue centers, as either may be modified, where appropriate, for volume variance between budgeted and actual levels, such comparison shall be made using actual, rather than budgeted, deductions from revenue.

The approved capital allowance shall be considered a fixed cost when considering year-end conformance. Only that portion of total costs per patient day designated as variable according to the following schedule will be adjusted for volume variance:

Peer groups 1 and 2 and specialty hospitals having fewer than fifty beds, fixed costs = eighty percent, variable costs = twenty percent

Peer groups 3 and 4 and specialty hospitals having fifty or more beds, fixed costs = seventy percent, variable costs = thirty percent

Peer groups 5 and 6 hospitals, fixed costs = sixty percent, variable costs = forty percent

Alternatively, the hospital may submit suggested ratios of fixed costs to variable costs, either in the aggregate or by revenue center. Upon approval by the commission, such approved ratios will be used only prospectively to determine allowable revenue variance due to volume changes.

The hospital may submit any justifying information to explain deviations/variances from approved revenues.

(7) Whether the hospital or its medical staff either adopts or maintains admission practices or policies which result in:

(a) A significant reduction in the proportion of patients who have no third-party coverage or who are unable to pay for hospital services;

(b) A significant reduction in the proportion of individuals admitted for inpatient hospital services for which

~~payment is or is likely to be less than the anticipated charges for or costs of such services;~~

~~(c) The refusal to admit patients who would be expected to require unusually costly or prolonged treatment for reasons other than those related to the appropriateness of the care available at the hospital;))~~

The following is effective for hospital fiscal years beginning ~~((on or after January 1,))~~ in 1987.

(1) Whether the hospital's annual budget submittal and the rates, rate schedules, other charges, and changes therein:

(a) Are such that the commission can assure all purchasers of that hospital's health care services that the total costs of the hospital are reasonably related to the total services offered by that hospital;

(b) Are such that the hospital's costs do not exceed those that are necessary for a prudently and reasonably managed hospital;

(c) Are such that the hospital's aggregate revenues as expressed by rates are reasonably related to the hospital's aggregate costs;

(d) Are such that rates are set equitably among all purchasers or classes of purchasers of services without undue discrimination or preference.

(2) Whether the commission action will permit the hospital to render necessary, effective and efficient service in the public interest.

(3) Whether the commission action will assure access to necessary, effective, economically viable and efficient hospital health care capability throughout the state, rather than the solvency or profitability of any individual hospital except where the insolvency of a hospital would seriously threaten the access of the rural public to basic health care services.

(a) Rural includes all areas of the state with the following exceptions:

(i) The entire counties of Snohomish (including Camano Island), King, Kitsap, Pierce, Thurston, Clark, and Spokane;

(ii) Areas within a twenty-mile radius of an urban area exceeding thirty thousand population; and

(iii) Those cities or city-clusters located in rural counties but which for all practical purposes are urban. These areas are Bellingham, Aberdeen-Hoquiam, Longview-Kelso, Wenatchee, Yakima, Sunnyside, Richland-Kennewick-Pasco, and Walla Walla.

(4) Whether the appropriate area-wide and state comprehensive health planning agencies have recommended approval, modification, or disapproval of the annual budget submittal, or the rates, rate schedules, other charges, or changes therein.

(5) Whether the proposed budget and the projected revenues and expenses would result in the rate structure most reasonable under the circumstances. The following shall be considered by the commission in making that determination:

(a) The commission shall determine whether the hospital's requested utilization statistics are reasonably attainable, based upon:

(i) Historical admission trends, including a revised current year estimate derived from seasonally-adjusted quarterly report information;

(ii) Historical trends of outpatient volumes as measured by inflation-adjusted outpatient revenue and outpatient equivalents of admissions;

(iii) Historical trends of the average length of stay;

(iv) Historical case mix indices as obtained from the Commission Hospital Abstract Reporting System; and

(v) Such other information as the commission may determine is appropriate as a basis for deviating from measures based upon historical trends including, but not limited to:

(A) Revisions necessary to maintain compliance with the commission's Accounting and Reporting Manual for Hospitals pursuant to WAC 261-20-030;

(B) Negotiated rate agreements that guarantee additional volumes related to a purchaser of hospital health care services;

(C) The implementation or deletion of services or programs for which certificate of need approval has been obtained, if required; and

(D) Other considerations presented by the hospital or other interested persons and determined to be appropriate by the commission.

(b) The commission shall utilize a principal screen to compare the hospital's requested net patient services revenue (total rate setting revenue less deductions from revenue) per adjusted case mix value unit to the hospital's baseline net patient services revenue per adjusted case mix value unit as calculated in item (i) below and modified by item (ii) below:

(i) Each hospital's baseline net patient services revenue per adjusted case mix value unit shall be calculated by applying to the individual hospital the same methodology utilized by the commission in establishing the volume, operating expense, and capital allowance components of the allocated target dollar amount of total state-wide hospital revenue adopted by the commission in accordance with RCW 70.39.150(6).

(ii) If, after volume adjusting the revised baseline and the budget request to reasonably attainable levels of adjusted case mix value units, the requested net patient services revenue per adjusted case mix value unit does not exceed the revised baseline, the operating expense and capital allowance sections of the hospital's annual budget submittal will not be subject to further review provided that the resulting rates meet the criteria of subsection (5)(f), (6), and (7) of this section.

(iii) If, after volume adjusting the revised baseline and the budget request to reasonably attainable levels of adjusted case mix value units, the requested net patient services revenue per adjusted case mix value unit exceeds the revised baseline, further review of the components of operating expense and capital allowance will be conducted.

(c) The Commission shall determine whether the hospital's requested operating expenses are such that the commission can assure all purchasers of that hospital's health care services that the total costs of the services are reasonably related to the total services offered by that hospital and are such that the hospital's costs do not

exceed those that are necessary for a reasonably and prudently managed hospital, based upon:

(i) Adjusting the requested level of operating expenses to reflect the adjusted case mix value units as determined according to (a) of this subsection, utilizing the variable cost factors described in subsection (6) of this section;

(ii) Applying national hospital market basket inflation forecasts to operating expenses by natural classification. National inflation forecasts will be modified to reflect regional or state-wide economic conditions, as appropriate;

(iii) Such other information as the commission may determine is appropriate as a basis for deviating from the standard variable cost ratios specified in subsection (6) of this section or inflation forecasts. This information shall include but not be limited to:

(A) Revisions necessary to comply with the commission's Accounting and Reporting Manual for Hospitals pursuant to WAC 261-20-030;

(B) Reasonable operating expenses related to implementation or deletion of services or programs for which certificate of need approval has been obtained, if required;

(C) Reasonable operating expenses related to expansion or contraction of hospital capacity for which certificate of need approval has been obtained, if required;

(D) Volume adjustments of a magnitude which render the standard variable cost factors described in subsection (6) of this section inappropriate; and

(E) Other consideration presented by the hospital and determined to be appropriate by the commission.

(d) The commission shall determine whether the hospital's requested capital allowance is appropriate based upon the following:

(i) Capital allowance includes a return on net property, plant and equipment (property, plant and equipment less accumulated depreciation) used in hospital operations, an allowance for working capital, and other considerations as determined to be appropriate by the commission.

(A) The value for net property, plant and equipment shall be derived from the balances at the end of the hospital's current year, as approved by the commission, and the projected balances at the end of the budget year. An average shall be calculated. The average of the net property, plant and equipment shall be the base upon which the return shall be calculated.

(I) Any capital expenditures contained in the projected balances at the end of the budget year which are subject to certificate of need approval will be excluded from the base until such time as the certificate of need has been issued by the department of social and health services;

(II) Any assets contained in net property, plant and equipment that do not relate to hospital operations, as defined in the commission's Accounting and Reporting Manual for Hospitals, pursuant to WAC 261-20-030, will be excluded from the base.

(B) A return on net property, plant and equipment as determined in (I), (II), and (III) below shall be presumed appropriate; however, the commission may vary from that rate, higher or lower, where appropriate.

(I) The rate of return on equity financed net property, plant and equipment shall be calculated by averaging the reported interest rates on twenty-five-year "A" rated tax-exempt bonds as reported in each issue of Rate Controls from the three months ending on August 31 of each year.

(II) The rate of return on debt financed net property, plant and equipment shall be a blended average of each hospital's average interest rate on long-term debt and the rate of return on equity financed net property, plant and equipment. The blending schedule is as follows:

(aa) For hospital fiscal years beginning in 1987: Seventy-five percent - each hospital's average interest rate on long-term debt, twenty-five percent - rate of return on equity financed net property, plant and equipment;

(bb) For hospital fiscal years beginning in 1988: Fifty percent - each hospital's average interest rate on long-term debt, fifty percent - rate of return on equity financed net property, plant and equipment;

(cc) For hospital fiscal years beginning in 1989: Twenty-five percent - each hospital's average interest rate on long-term debt, seventy-five percent - rate of return on equity financed net property, plant and equipment;

(dd) For hospital fiscal years beginning in 1990 and each year thereafter: Zero percent - each hospital's average interest rate on long-term debt, one hundred percent - rate of return on equity financed net property, plant and equipment.

(III) After computation of the return on net property, plant and equipment, allowable interest expense on long-term debt shall be deducted from the computed return.

(C) Working capital increases, if requested, shall be added to the return on net property, plant and equipment for determination of the total capital allowance. Working capital increases up to thirteen and one-half percent of the increase in net patient services revenue from the approved budget in the current year to the approved budget as determined by the commission in the requested year shall be presumed appropriate; however, the commission may vary from that allowance, higher or lower, where appropriate.

(I) The commission may determine that a hospital which is found essential to assure access of the rural public to basic health care services is experiencing financial distress and may determine to vary from the allowance for working capital.

(II) The commission may determine to allow additional working capital where the hospital can demonstrate to the commission's satisfaction that its payer mix would require additional funding of accounts receivable.

(D) The commission may consider other elements in the determination of appropriate capital allowance for inclusion in total rate setting revenue. These considerations include, but are not limited to, the following elements:

(I) Hospitals that have been undercapitalized as determined by an average accounting age of property,

plant and equipment which exceeds one hundred fifty percent of the state-wide average, and a total turnover rate of assets which exceeds the upper quartile of far west hospitals of the same bed size category as defined in the latest Hospital Industry Analysis Report of the healthcare financial management association or a fixed asset turnover rate which exceeds the upper quartile of far west hospitals of the same bed size category as defined in the latest Hospital Industry Analysis Report of the healthcare financial management association, provided that:

(aa) The total level of capital allowance for under-capitalized hospitals should not exceed one hundred twenty-five percent of the baseline level; and

(bb) The requested rate per adjusted admission, as revised to reflect the hospital's case mix index, does not exceed the peer group median; and

(cc) The resulting increase in the rate per adjusted case mix value unit does not exceed one hundred twenty-five percent of the baseline median rate of increase.

(II) Whether that portion of debt principal payments which exceeds the total depreciation expense in the budget year should be allowed;

(III) If the hospital has been approved for equity funding or accumulation of funds for a project in the future and its rate per adjusted case mix value unit is at or below the median of its peer group, the proposed project is consistent with the hospital's long-range plan and financing plan which have been approved by the hospital's governing body, the proposed project is consistent with the health systems plan of the appropriate health systems agency, and any equity funding allowed in total rate setting revenue is maintained in a separate subaccount within board designated assets and cannot be used for any other purpose without prior approval of the commission; and

(IV) If the hospital has an approved certificate of need and related financing consistent with the approved certificate of need and the impact on rates of the additional funding is determined not to be excessive by the commission.

(e) Whether the budgeted deductions from revenue are appropriate:

(i) Contractual adjustments related to governmental programs, such as Titles V, XVIII, XIX of the Social Security Act, Department of Labor and Industries, self-insured workers' compensation, Veteran's Administrative, and Indian Health Service are allowable as deductions from revenue for rate setting purposes when the hospital payment rates are established unilaterally by the program ((-));

(ii) Contractual adjustments related to bank card discounts, negotiated rates and all other nongovernmental-sponsored patients are not allowable as deductions from revenue for rate setting purposes;

(iii) Selective contracting with Medicaid is specifically excluded from negotiated rates, and related contractual adjustments are allowable as deductions from revenue for rate setting purposes;

~~((iii))~~ (iv) Bad debts and charity will be treated as a percentage of total rate setting revenue over time and any significant changes will require justification;

~~((iv))~~ (v) Administrative adjustments exceeding one-tenth of one percent of total rate setting revenue will require justification; and

~~((v))~~ (vi) Deductions from revenue may be recomputed based on determinations in all areas of the budget.

(f) Whether the reviews performed in accordance with (a), (b), (c), (d) and (e) of this subsection result in rates, rate schedules, other charges, and changes therein which are the most reasonable under the circumstances.

(i) Rate setting revenue per adjusted case mix value unit should not exceed the 70th percentile of the peer group revenue screens as adjusted for each hospital's case mix index unless the hospital demonstrates to the commission's satisfaction that the relatively high rates are acceptable.

(ii) The commission may consider any other information it determines is appropriate as the basis for deviating from these criteria including the relative level of deductions from revenue experienced by the hospitals;

(iii) If the rates are not approved as requested, the hospital must submit revised rates to the commission within twenty days of the date of service of the decision and order.

(6) Whether the rates implemented and revenues collected by the hospital (~~in previous budget years~~) conform ~~((ed))~~ to the applicable commission determinations (~~for such years~~).

(a) For budget years beginning on or before 1986, conformance will be determined by comparing, at the end of the budget year, actual revenues for the budget year to commission-approved revenues, on the basis of either the aggregate rate per adjusted patient day, or the revenues for individual revenue centers, as either may be modified, where appropriate, for volume variance between budgeted and actual levels; such comparison shall be made using actual, rather than budgeted, deductions from revenue.

The approved capital allowance shall be considered a fixed cost when considering year-end conformance. Only that portion of total costs per patient day designated as variable according to the following schedule will be adjusted for volume variance:

Peer groups 1 and 2 and specialty hospitals having fewer than fifty beds; fixed costs - eighty percent, variable costs - twenty percent.

Peer groups 3 and 4 and speciality hospitals having fifty or more beds; fixed costs - seventy percent, variable costs - thirty percent.

Peer groups 5 and 6 hospitals; fixed costs - sixty percent, variable costs - forty percent.

Alternatively, the hospital may submit suggested ratios of fixed costs to variable costs, either in the aggregate or by revenue center. Upon approval by the commission, such approved ratios will be used only prospectively to determine allowable revenue variance due to volume changes.

The hospital may submit any justifying information to explain deviations/variances from approved revenues.

~~((a))~~ (b) For budget year 1987, ((€)) conformance will be determined by comparing, at the end of the budget year, actual revenues for the budget year to

commission-approved revenues, on the basis of the aggregate rate per adjusted case mix value unit. The revenues may be modified, where appropriate, for volume variance between budgeted and actual levels of adjusted case mix value units.

((fb)) (i) Actual allowable, rather than budgeted, deductions from revenue will be used in the conformance calculation.

((fc)) (ii) The approved capital allowance shall be considered a fixed cost when considering year-end conformance.

((fd)) (iii) Only that portion of total operating costs designated as variable according to the following schedule will be adjusted for volume variance:

((fi)) (A) Peer Group A and specialty hospitals having fewer than fifty beds; fixed costs - eighty percent, variable costs - twenty percent;

((fii)) (B) Peer Group B and specialty hospitals having from fifty to one hundred seventy-five beds; fixed costs - sixty-five percent, variable costs - thirty-five percent;

((fiii)) (C) Peer Group C and specialty hospitals having more than one hundred seventy-five beds; fixed costs - fifty percent, variable costs - fifty percent.

((fe)) (iv) Alternatively, the hospital may submit suggested ratios of fixed costs to variable costs by natural classification of expense. Upon approval by the commission, such approved ratios will be used only prospectively to determine allowable operating expense variance due to volume changes.

((ff)) (v) The hospital may submit any proposed justifying information to explain deviations/variances from approved revenues.

((fi)) (A) Any proposed justifying information must include at least the following supporting information:

((fA)) (I) The exact nature and extent of the factors contributing to excess revenue;

((fB)) (II) The date at which hospital management became aware of the factors contributing to excess revenue;

((fC)) (III) The date at which hospital management increased rates above the allowable level taking into account volume changes and actual deductions from revenue;

((fD)) (IV) An explanation of efforts to reduce other components of the budget to offset the factors contributing to the excess revenues; and

((fE)) (V) An explanation of why the hospital did not seek a budget amendment.

((fii)) (B) In no event will increased operating expenses be accepted as justification if the volume adjusted allowable operating expenses equal or exceed the actual level.

((fiii)) (C) In no event will proposed justifying information be accepted if the commission determines that the factors contributing to excess revenues could have been controlled by hospital management.

((fiiv)) (D) In no event will proposed justifying information be accepted if the commission determines that the factors contributing to excess revenues could have been anticipated by the hospital or could have been identified by the hospital in sufficient time to submit a

budget amendment in accordance with WAC 261-20-045.

((fv)) (E) In no event will capital allowance in excess of the approved level be accepted as justification.

((fvi)) (F) Hospitals will be allowed to retain any actual capital allowance in excess of the approved level that results from cost effective practices as defined as, and measured by, actual operating expenses that are below the volume adjusted approved operating expenses.

((fg)) (vi) Staff shall notify each hospital found to be out of conformance based on this subsection, and a hearing shall be conducted by the commission on conformance within sixty days. If the commission determines that a hospital's revenues have not conformed to the applicable determinations for that year, a decision and order will be issued reducing the hospital's current budget and rates by the amount that actual revenues exceed allowable revenues.

(7) Whether the hospital or its medical staff either adopts or maintains admission practices or policies which result in:

(a) A significant reduction in the proportion of patients who have no third-party coverage or who are unable to pay for hospital services;

(b) A significant reduction in the proportion of individuals admitted for inpatient hospital services for which payment is or is likely to be less than the anticipated charges for or costs of such services;

(c) The refusal to admit patients who would be expected to require unusually costly or prolonged treatment for reasons other than those related to the appropriateness of the care available at the hospital.

The following is effective for hospital fiscal years beginning on or after January 1, 1988.

(1) Whether the hospital's annual budget submittal and the rates, rate schedules, other charges, and changes therein:

(a) Are such that the commission can assure all purchasers of that hospital's health care services that the total costs of the hospital are reasonably related to the total services offered by that hospital;

(b) Are such that the hospital's costs do not exceed those that are necessary for a prudently and reasonably managed hospital;

(c) Are such that the hospital's aggregate revenues as expressed by rates are reasonably related to the hospital's aggregate costs; and

(d) Are such that rates are set equitably among all purchasers or classes of purchasers of services without undue discrimination or preference.

(2) Whether the commission action will permit the hospital to render necessary, effective and efficient service in the public interest.

(3) Whether the commission action will assure access to necessary, effective, economically viable and efficient hospital health care capability throughout the state, rather than the solvency or profitability of any individual hospital except where the insolvency of a hospital would seriously threaten the access of the rural public to basic health care services.

(a) Rural includes all areas of the state with the following exceptions:

(i) The entire counties of Snohomish (including Camano Island), King, Kitsap, Pierce, Thurston, Clark, and Spokane;

(ii) Areas within a twenty-mile radius of an urban area exceeding thirty thousand population; and

(iii) Those cities or city-clusters located in rural counties but which for all practical purposes are urban. These areas are Bellingham, Aberdeen-Hoquiam, Longview-Kelso, Wenatchee, Yakima, Sunnyside, Richland-Kennewick-Pasco, and Walla Walla.

(b) The Commission may, at its discretion, determine that individual hospitals located in areas meeting the aforementioned criteria should not be considered rural for purposes of conducting comparative budget reviews between hospitals. In such cases, the affected hospitals will be compared against those hospitals classified as either Peer Group B or Peer Group D for comparative purposes.

(4) Whether the appropriate area-wide and state comprehensive health planning agencies have recommended approval, modification, or disapproval of the annual budget submittal, or the rates, rate schedules, other charges, or changes therein.

(5) Whether the proposed budget and the projected revenues and expenses would result in the rate structure most reasonable under the circumstances. The following shall be considered by the commission in making that determination:

(a) For purposes of conducting comparative budget review, the commission shall assign each hospital to a peer group, as follows:

(i) Peer Group A - those hospitals designated as rural in accordance with WAC 261-40-150 (3)(a);

(ii) Peer Group B - those hospitals not designated within Peer Groups A, C, or D;

(iii) Peer Group C - those hospitals with accredited graduate medical education programs, except those that are classified within Peer Group D; and

(iv) Peer Group D - those hospitals which the commission has determined exhibit unique characteristics that make comparative analysis inappropriate.

(b) The commission shall determine whether the hospital's requested utilization statistics are reasonably attainable, based upon:

(i) The adjusted case mix value units for each hospital which were used to develop the individual hospital's operating expense component of the target dollar amount of total state-wide hospital revenue; and

(ii) Maintaining a reasonable relationship between the volumes of each hospital department with the adjusted case mix value units which were used to develop the individual hospital's operating expense component of the target dollar amount of total state-wide hospital revenue.

(A) Deviations from the volume levels determined through these procedures will be taken into account in the computation of year-end conformance, as described in WAC 261-40-150(6).

(c) The commission shall utilize a principal screen to compare the hospital's requested net patient services revenue (total rate setting revenue less deductions from

revenue) per adjusted case mix value unit to the hospital's baseline net patient services revenue per adjusted case mix value unit as calculated in item (i) below and applied by items (ii), (iii), and (iv) below:

(i) Each hospital's baseline net patient services revenue per adjusted case mix value unit shall be calculated as follows:

(A) Baseline adjusted case mix value units shall be equal to the level utilized by the commission in establishing the individual hospital's operating expense component of the target dollar amount of total state-wide hospital revenue;

(B) Baseline operating expenses shall be equal to the individual hospital's operating expense component of the target dollar amount of total state-wide hospital revenue; and

(C) Baseline capital allowance shall be determined as an allocated amount of the capital allowance component of the target dollar amount of total state-wide hospital revenue. The allocation of the state-wide capital allowance component of the target dollar amount of total state-wide hospital revenue shall be calculated as follows:

(I) Each hospital's 1987 baseline capital allowance will be divided by the sum of all hospitals' 1987 baseline capital allowances; and

(II) The ratio resulting from (I) above shall be multiplied against the 1988 capital allowance component of the target dollar amount of total state-wide hospital revenue.

(ii) If, after volume adjusting the revised baseline and the budget request to reasonably attainable levels of adjusted case mix value units, the requested net patient services revenue per adjusted case mix value unit does not exceed the revised baseline, the operating expense and capital allowance sections of the hospital's annual budget submittal will not be subject to further review provided that the resulting rates meet the criteria of subsections (5)(g), (6), and (7) of this section.

(iii) If, after volume adjusting the revised baseline and the budget request to reasonably attainable levels of adjusted case mix value units, the requested net patient services revenue per adjusted case mix value unit exceeds the revised baseline, further review of the components of operating expense and capital allowance will be conducted.

(iv) Peer Group A hospitals with requested net revenues per adjusted case mix value unit which are at or below the 70th percentile for their peer group, and which are increasing from the current year approved level at a percentage change which is at or below the 70th percentile rate of change for the peer group, shall be exempted from the principal screen review and the review of operating expenses and capital allowance, so long as the budgeted adjusted case mix value units appear to be reasonably attainable.

(d) The commission shall determine whether the hospital's requested operating expenses are such that the commission can assure all purchasers of that hospital's health care services that the total costs of the services are reasonably related to the total services offered by that hospital and are such that the hospital's costs do not

exceed those that are necessary for a reasonably and prudently managed hospital, based upon:

(i) Adjusting the requested level of operating expenses to reflect the adjusted case mix value units as determined according to (5)(b) of this section, utilizing the variable cost factors described in subsection (6) of this section;

(ii) Applying national hospital market basket inflation forecasts to operating expenses by natural classification. National inflation forecasts will be modified to reflect regional or state-wide economic conditions, as appropriate, and

(iii) Such other information as the commission may determine is appropriate as a basis for deviating from the standard variable cost ratios specified in subsection (6) of this section or inflation forecasts. This information shall include but not be limited to:

(A) Revisions necessary to comply with the commission's "Accounting and Reporting Manual for Hospitals" pursuant to WAC 261-20-030;

(B) Reasonable operating expenses related to implementation or deletion of services or programs for which certificate of need approval has been obtained, if requested;

(C) Reasonable operating expenses related to expansion or contraction of hospital capacity for which certificate of need approval has been obtained, if required;

(D) Volume adjustments of a magnitude which render the standard variable cost factors described in subsection (6) of this section inappropriate; and

(E) Other consideration presented by the hospital or other concerned persons and determined to be appropriate by the commission, including the impact that the acceptance of operating expense increases above the baseline level would have on the commission's ability to achieve total state-wide revenue that are within the target dollar amount of total state-wide hospital revenue as adopted by the commission in accordance with RCW 70.39.150(6), and comparative analysis of the hospital's operating expenses with hospitals within the same peer group.

(e) The commission shall determine whether the hospital's requested capital allowance is appropriate based upon the following:

(i) Capital allowance includes a return on net property, plant and equipment (property, plant and equipment less accumulated depreciation) used in hospital operations, an allowance for working capital, and other considerations as determined to be appropriate by the commission.

(A) The value for net property, plant and equipment shall be derived from the balances at the end of the hospital's current year, as approved by the commission, and the projected balances at the end of the budget year. An average shall be calculated. The average of the net property, plant and equipment shall be the base upon which the return shall be calculated.

(I) Any capital expenditures contained in the projected balances at the end of the budget year which are subject to certificate of need approval will be excluded from the base until such time as the certificate of need

has been issued by the department of social and health services.

(II) Any assets contained in net property, plant and equipment that do not relate to hospital operations, as defined in the commission's "Accounting and Reporting Manual for Hospitals", pursuant to WAC 261-20-030, will be excluded from the base.

(B) A return on net property, plant and equipment as determined in (I), (II), and (III) below shall be presumed appropriate; however, the commission may vary from that return, higher or lower, where appropriate.

(I) The rate of return on equity financed net property, plant and equipment shall be calculated by averaging the reported interest rates on twenty-five year "A" rated tax-exempt bonds as reported in each issue of "Rate Controls" from the three months ending on August 31, 1987.

(II) The rate of return on debt financed net property, plant and equipment shall be a blended average of each hospital's average interest rate on long-term debt and the rate of return on equity financed net property, plant and equipment. The blending schedule is as follows:

(aa) For hospital fiscal years beginning in 1988: Fifty percent - each hospital's average interest rate on long-term debt, fifty percent - rate of return on equity financed net property, plant and equipment;

(bb) For hospital fiscal years beginning in 1989: Twenty-five percent - each hospital's average interest rate on long-term debt, seventy-five percent - rate of return on equity financed net property, plant and equipment;

(cc) For hospital fiscal years beginning in 1990 and each year thereafter: Zero percent - each hospital's average interest rate on long-term debt, one hundred percent - rate of return on equity financed net property, plant and equipment.

(III) After computation of the return on net property, plant and equipment, allowable interest expense on long-term debt shall be deducted from the computed return.

(C) Working capital increases, if requested, shall be added to the return on net property, plant and equipment for determination of the total capital allowance. Working capital increases up to thirteen and one-half percent of the increase in net patient services revenue from the approved budget in the current year to the approved budget as determined by the commission in the requested year shall be presumed appropriate; however, the commission may vary from that allowance, higher or lower, where appropriate.

(I) The commission may determine that a hospital which is found essential to assure access of the rural public to basic health care services is experiencing financial distress and may determine to vary from the allowance for working capital.

(II) The commission may determine to allow additional working capital where the hospital can demonstrate to the commission's satisfaction that its payer mix would require additional funding of accounts receivable. In the event that increased working capital is determined by the commission to be necessary, but the amount of working capital is found by the commission to cause an

excessive impact on total revenues or rates, the commission may choose to allow the hospital to borrow the necessary cash and to allow interest on borrowed cash as an operating expense in the budget year.

(D) The commission may consider other elements in the determination of appropriate capital allowance for inclusion in total rate setting revenue. These considerations include, but are not limited to, the following elements:

(I) Rural hospitals that have been under-capitalized as determined by an average accounting age of property, plant and equipment which exceeds one hundred fifty percent of the state-wide average, and a total turnover rate of assets which exceeds the upper quartile of far west hospitals of the same size category as defined in the latest "Hospital Industry Analysis Report" of the healthcare financial management association or a fixed asset turnover rate which exceeds the upper quartile of far west hospitals of the same bed size category as defined in the latest "Hospital Industry Analysis Report" of the healthcare financial management association, provided that:

(aa) The total level of capital allowance for under-capitalized hospitals should not exceed one hundred twenty-five percent of the baseline level; and

(bb) The requested rate per adjusted admission, as revised to reflect the hospital's case mix index, does not exceed the peer group median; and

(cc) The resulting increase in the rate per adjusted case mix value unit does not exceed one hundred twenty-five percent of the budgeted peer group median rate of increase.

(II) Whether that portion of debt principal payments which exceeds the total depreciation expense in the budget year should be allowed;

(III) Whether the capital allowance should include equity funding or accumulation of funds for a project in the future, if the hospital's rate per adjusted case mix value unit is at or below the median of its peer group, the proposed project is consistent with the hospital's long-range plan and financing plan which have been approved by the hospital's governing body, and any equity funding allowed in total rate setting revenue is maintained in a separate subaccount within board designated assets and cannot be used for any other purpose without prior approval of the commission;

(IV) If the hospital has an approved certificate of need and related financing consistent with the approved certificate of need and the impact on rates of the additional funding is determined not to be excessive by the commission; and

(V) Other considerations proposed by the hospital or other interested persons and determined to be appropriate by the commission, including the impact that any deviation from the baseline capital allowance will have on the commission's ability to achieve total state-wide hospital revenue that do not exceed the target dollar amount of total state-wide hospital revenue as adopted by the commission in accordance with RCW 70.39.150(6).

(f) Whether the budgeted deductions from revenue are appropriate:

(i) Contractual adjustments related to governmental programs, such as Titles V, XVIII, XIX of the Social Security Act, Department of Labor and Industries, self-insured workers' compensation, Veteran's Administration, and Indian Health Service are allowable as deductions from revenue for rate setting purposes when the hospital payment rates are established unilaterally by the program.

(ii) Contractual adjustments related to bank card discounts, negotiated rates and all other nongovernmental-sponsored patients are not allowable as deductions from revenue for rate setting purposes;

(iii) Selective contracting with Medicaid is specifically excluded from negotiated rates, and related contractual adjustments are allowable as deductions from revenue for rate setting purposes;

(iv) Bad debts and charity will be trended as a percentage of total rate setting revenue over time and any significant changes will require justification;

(v) Administrative adjustments exceeding one-tenth of one percent of total rate setting revenue will require justification; and

(vi) Deductions from revenue may be recomputed based on determinations in all other areas of the budget.

(g) Whether the reviews performed in accordance with (a), (b), (c), (d), (e) and (f) of this subsection result in rates, rate schedules, other charges, and changes therein which are the most reasonable under the circumstances.

(i) Rate setting revenue per adjusted case mix value unit should not exceed the 70th percentile of the peer group revenue screens as adjusted for each hospital's case mix index unless the hospital demonstrates to the commission's satisfaction that the relatively high rates are acceptable;

(ii) After allocating deductions from revenue and capital allowance to the various hospital revenue centers as a constant percentage of operating expenses, cross subsidization shall not exceed plus or minus five percent of expenses for rate setting, unless the commission concurs with a specific hospital request for larger levels of cross subsidization or the hospital is a basic service hospital as defined by the Commission.

(iii) The commission may consider any other information it determines is appropriate as the basis for deviating from these criteria including the relative level of deductions from revenue experienced by the hospitals;

(iv) If the rates are not approved as requested, including the disapproval of requested cross-subsidization levels, the hospital must submit revised rates to the commission within twenty days of the date of service of the decision and order. Upon notification that the rates are in accordance with the decision and order, the approved rates are the maximum revenue that a hospital may receive for each unit of service, except for such rate changes as may be necessary to reflect differences between approved and actual volumes and deductions from revenue. Variable costs associated with changes in volumes will be determined in accordance with the variable cost ratios as described in (6)(d) below.

(6) Whether the rates implemented and revenues collected by the hospital in the previous budget year conformed to the applicable commission determination for that year.

(a) Conformance will be determined by comparing, at the end of the budget year, actual revenues for the budget year to commission-approved revenues, on the basis of the aggregate rate per adjusted case mix value unit. The revenues may be modified, where appropriate, for volume variance between budgeted and actual levels of adjusted case mix value units.

(b) Actual allowable, rather than budgeted, deductions from revenue will be used in the conformance calculation.

(c) The approved capital allowance shall be considered a fixed cost when considering year-end conformance.

(d) Only that portion of total operating costs designated as variable according to the following schedule will be adjusted for volume variance:

(i) Peer Group A and specialty hospitals having fewer than fifty beds; fixed costs – eighty percent, variable costs – twenty percent;

(ii) Peer Group B and specialty hospital having from fifty to one hundred seventy-five beds; fixed costs – sixty-five percent, variable costs – thirty-five percent; and

(iii) Peer Group C and specialty hospitals having more than one hundred seventy-five beds; fixed costs – fifty percent, variable costs – fifty percent.

(e) Alternatively, the hospital may submit suggested ratios of fixed costs to variable costs by natural classification of expense. Upon approval by the commission, such approved ratios will be used only prospectively to determine allowable operating expense variance due to volume changes.

(f) The hospital may submit any proposed justifying information to explain deviations/variances from approved revenues.

(i) Any proposed justifying information must include at least the following supporting information:

(A) The exact nature and extent of the factors contributing to excess revenue;

(B) The date at which hospital management became aware of the factors contributing to excess revenue;

(C) The date at which hospital management increased rates above the allowable level taking into account volume changes and actual deductions from revenue;

(D) An explanation of efforts to reduce other components of the budget to offset the factors contributing to the excess revenues; and

(E) An explanation of why the hospital did not seek a budget amendment.

(ii) In no event will increased operating expenses be accepted as justification if the volume adjusted allowable operating expenses equal or exceed the actual level.

(iii) In no event will proposed justifying information be accepted if the commission determines that the factors contributing to excess revenues could have been controlled by hospital management.

(iv) In no event will proposed justifying information be accepted if the commission determines that the factors contributing to excess revenues could have been anticipated by the hospital or could have been identified by the hospital in sufficient time to submit a budget amendment in accordance with WAC 261-20-045.

(v) In no event will capital allowance in excess of the approved level be accepted as justification.

(vi) Hospitals will be allowed to retain any actual capital allowance in excess of the approved level that results from cost effective practices as defined as, and measured by, actual operating expenses that are below the volume adjusted approved operating expenses.

(g) Staff shall notify each hospital found to be out of conformance within sixty days of receiving the hospital's year-end conformance reports. If the commission determines that a hospital's revenues have not conformed to the applicable determinations for that year, a decision and order will be issued reducing the hospital's current budget and rates by the amount that actual revenues exceed allowable revenues.

(7) Whether the hospital or its medical staff either adopts or maintains admission practices or policies which result in:

(a) A significant reduction in the proportion of patients who have no third-party coverage or who are unable to pay for hospital services;

(b) A significant reduction in the proportion of individuals admitted for inpatient hospital services for which payment is or is likely to be less than the anticipated charges for or costs of such services; and

(c) The refusal to admit patients who would be expected to require unusually costly or prolonged treatment for reasons other than those related to the appropriateness of the care available at the hospital.

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

WSR 87-24-011

ADOPTED RULES

HOSPITAL COMMISSION

[Order 87-05, Resolution No. 87-05—Filed November 20, 1987]

Be it resolved by the Washington State Hospital Commission, acting at the West Coast Sea-Tac Hotel, Seattle, Washington, that it does adopt the annexed rules relating to methodology and criteria for approval, modification, or disapproval of annual budget submittal and rates, rate schedules, other charges, and changes therein, WAC 261-40-150.

This action is taken pursuant to Notice Nos. WSR 87-20-100 and 87-22-004 filed with the code reviser on October 7, 1987, and October 23, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to chapter 70.39 RCW and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED November 19, 1987.
By Maurice A. Click
Executive Director

AMENDATORY SECTION (Amending Order 86-04, Resolution No. 86-04, filed 7/11/86)

WAC 261-40-150 METHODOLOGY AND CRITERIA FOR APPROVAL, MODIFICATION, OR DISAPPROVAL OF ANNUAL BUDGET SUBMITTAL AND RATES, RATE SCHEDULES, OTHER CHARGES, AND CHANGES THEREIN. The following methodology and criteria shall be utilized by the commission in reviewing and acting on annual budget submittals. The related importance of each criterion, and the extent to which justification for variance from the methodology and criteria is accepted, is a matter of commission discretion:

~~((The following is effective for hospital fiscal years beginning in 1986:~~

~~(1) Whether the hospital's annual budget submittal and the rates, rate schedules, other charges, and changes therein:~~

~~(a) Are such that the commission can assure all purchasers of that hospital's health care services that the total costs of the hospital are reasonably related to the total services offered by that hospital;~~

~~(b) Are such that the hospital's costs do not exceed those that are necessary for a prudently and reasonably managed hospital;~~

~~(c) Are such that the hospital's aggregate revenues as expressed by rates are reasonably related to the hospital's aggregate costs;~~

~~(d) Are such that rates are set equitably among all purchasers or classes of purchasers of services without undue discrimination or preference.~~

~~(2) Whether the commission action will permit any hospital to render necessary, effective and efficient service in the public interest.~~

~~(3) Whether the commission action will assure access to necessary, effective, economically viable and efficient hospital health care capability throughout the state, rather than the solvency or profitability of any individual hospital except where the insolvency of a hospital would seriously threaten the access of the rural public to basic health care services.~~

~~(4) Whether the appropriate area-wide and state comprehensive health planning agencies have recommended approval, modification, or disapproval of the annual budget submittal, or the rates, rate schedules, other charges, or changes therein.~~

~~(5) Whether the proposed budget and the projected revenues and expenses would result in the rate structure most reasonable under the circumstances. The following shall be considered by the commission in making that determination:~~

~~(a) The commission shall determine whether the hospital's requested utilization statistics are reasonably attainable, based upon:~~

~~(i) Historical admission trends, including a revised current year estimate derived from seasonally-adjusted quarterly report information;~~

~~(ii) Historical trends of outpatient volumes as measured by inflation-adjusted outpatient revenue and outpatient equivalents of admissions;~~

~~(iii) Historical trends of the average length of stay; and~~

~~(iv) Such other information as the commission may determine is appropriate as a basis for deviating from measures based upon historical trends including, but not limited to:~~

~~(A) Revisions necessary to maintain compliance with the commission's Accounting and Reporting Manual for Hospitals pursuant to WAC 261-20-030;~~

~~(B) Negotiated rate agreements that guarantee additional volumes related to a purchaser of hospital health care services;~~

~~(C) The implementation or deletion of services or programs for which certificate of need approval has been obtained, if required;~~

~~(D) The opening of new health care service-related capacity for which certificate of need approval has been obtained, if required; and~~

~~(E) Other considerations presented by the hospital and determined to be appropriate by the commission.~~

~~(b) The commission shall utilize a principal screen to compare the hospital's requested net patient services revenue (total rate setting revenue less deductions from revenue) per adjusted admission to the hospital's target net patient services revenue per adjusted admission as calculated in item (i) below and modified by item (ii) below:~~

~~(i) Each hospital's target net patient services revenue per adjusted admission shall be calculated by applying to the individual hospital the same methodology utilized by the commission in establishing the volume and operating expense components of the target dollar amount of total state-wide hospital revenue adopted by the commission in accordance with RCW 70.39.150(6), and adding a capital allowance component as calculated according to (d)(i)(B) and (C) of this subsection; provided that, the additional considerations provided for in (d)(i)(C)(I) and (H) of this subsection shall not be included in the capital allowance component of the target net patient services revenue per adjusted admission for purposes of this item.~~

~~(ii) The target net patient services revenue per adjusted admission as calculated in item (i) above shall be modified as follows, if applicable:~~

~~(A) For each hospital whose percentage increase in target net patient services revenue per adjusted admission over the current year approved level exceeds the peer group median of the target rates of increase, the hospital's target net patient services revenue per adjusted admission shall be reduced to reflect the peer group median target rate of increase.~~

~~(B) For each hospital whose target net patient services revenue per adjusted admission exceeds the peer group~~

median of the target, the hospital's target shall be reduced by one-half of one percent for each one percent variance above the peer group median of the target.

(iii) If, after volume adjusting the revised target and the budget request to reasonably attainable levels of adjusted admissions, the requested net patient services revenue per adjusted admission does not exceed the revised target, the operating expense and capital allowance sections of the hospital's annual budget submittal will not be subject to further review provided that the resulting rates meet the criteria of subsection (5)(f), (6), and (7) of this section.

(iv) If, after volume adjusting the revised target and the budget request to reasonably attainable levels of adjusted admissions, the requested net patient services revenue per adjusted admission exceeds the revised target, further review of the components of operating expense and capital allowance will be conducted.

(c) The commission shall determine whether the hospital's requested operating expenses are such that the commission can assure all purchasers of that hospital's health care services that the total costs of the services are reasonably related to the total services offered by that hospital and are such that the hospital's costs do not exceed those that are necessary for a reasonably and prudently managed hospital, based upon:

(i) Adjusting the requested level of operating expenses to reflect the adjusted admissions as determined according to (a) of this subsection, utilizing the variable cost factors described in subsection (6) of this section;

(ii) Applying national hospital market basket inflation forecasts to operating expenses by natural classification. National inflation forecasts will be modified to reflect regional or state-wide economic conditions, as appropriate;

(iii) Such other information as the commission may determine is appropriate as a basis for deviating from the standard variable cost ratios specified in subsection (6) of this section or inflation forecasts. This information shall include but not be limited to:

(A) Revisions necessary to comply with the commission's Accounting and Reporting Manual for Hospitals pursuant to WAC 261-20-030;

(B) Reasonable operating expenses related to implementation or deletion of services or programs for which certificate of need approval has been obtained, if required;

(C) Reasonable operating expenses related to expansion or contraction of hospital capacity for which certificate of need approval has been obtained, if required;

(D) Volume adjustments of a magnitude which render the standard variable cost factors described in subsection (6) of this section inappropriate; and

(E) Other consideration presented by the hospital and determined to be appropriate by the commission.

(d) The commission shall determine whether the hospital's requested capital allowance is appropriate based upon the following:

(i) Capital allowance shall be computed as a return on net property, plant and equipment (property, plant and equipment less accumulated depreciation) used in hospital operations. Interest expense on long-term debt shall

be deducted from the return on net property, plant and equipment:

(A) The value for net property, plant and equipment shall be derived from the balances at the end of the hospital's current year, as approved by the commission, and the projected balances at the end of the budget year. An average shall be calculated. The average of the net property, plant and equipment shall be the base upon which the return shall be calculated.

(I) Any capital expenditures contained in the projected balances at the end of the budget year which are subject to certificate of need approval will be excluded from the base until such time as the certificate of need has been issued by the department of social and health services;

(H) Any assets contained in net property, plant and equipment that do not relate to hospital operations, as defined in the commission's Accounting and Reporting Manual for Hospitals, pursuant to WAC 261-20-030, will be excluded from the base.

(B) A return on net property, plant and equipment for proprietary hospitals at the rate of twelve percent and for the not-for-profit hospitals at the rate of ten percent shall be presumed appropriate; however, the commission may vary from that rate, higher or lower, where appropriate. After computation of the return, allowable interest expense on long-term debt shall be deducted from the computed return.

(C) Working capital increases, if requested, shall be added to the return on net property, plant and equipment for determination of the total capital allowance. Working capital increases up to twelve and one-half percent of the increase in net patient services revenue from the approved budget in the current year to the approved budget as determined by the commission in the requested year shall be presumed appropriate; however, the commission may vary from that allowance, higher or lower, where appropriate.

(I) The commission may determine that a hospital in peer groups 1 or 2 is experiencing financial distress and may determine to vary from the allowance for working capital.

(H) The commission may determine to allow additional working capital where the hospital can demonstrate to the commission's satisfaction that its payer mix would require additional funding of accounts receivable.

(D) The commission may consider other elements in the determination of appropriate capital allowance for inclusion in total rate setting revenue. These considerations include, but are not limited to, the following elements:

(I) Hospitals that have been undercapitalized as determined by the average age of plant to the state-wide average; the total turnover rate of assets, which include total operating revenue divided by total assets; and the fixed asset turnover rate, which includes total operating revenue divided by net fixed assets;

(H) Whether that portion of debt principal payments which exceeds the total depreciation expense in the budget year should be allowed;

(HH) If the hospital has been approved for equity funding or accumulation of funds for a project in the

~~future and its rates are at or below the median of its peer group and the equity funding is consistent with the hospital's long-range plan and financing plan which have been approved by the hospital's governing body; and~~

~~(IV) If the hospital has an approved certificate of need and related financing consistent with the approved certificate of need and the impact on rates of the additional funding is determined not to be excessive by the commission.~~

~~(c) Whether the budgeted deductions from revenue are appropriate:~~

~~(i) Contractual adjustments related to governmental programs, such as titles V, XVIII, XIX of the Social Security Act, Department of Labor and Industries, Veteran's Administration and Indian Health Service, are allowable.~~

~~(ii) Contractual adjustments related to bank card discounts, self-insured workers' compensation, negotiated rates and all other nongovernmental-sponsored patients are not allowable as deductions from revenue for rate setting purposes;~~

~~(iii) Bad debts and charity will be trended as a percentage of total rate setting revenue over time and any significant changes will require justification;~~

~~(iv) Administrative adjustments exceeding one-tenth of one percent of total rate setting revenue will require justification;~~

~~(v) Deductions from revenue may be recomputed based on determinations in all other areas of the budget.~~

~~(f) Whether the reviews performed in accordance with (a), (b), (c), (d) and (e) of this subsection result in rates, rate schedules, other charges, and changes therein which are the most reasonable under the circumstances.~~

~~(i) Rate setting revenue per adjusted admission should not exceed the 70th percentile of the peer group revenue screens unless the hospital's intensity exceeds the 70th percentile as measured by:~~

~~(A) Ratio of intensive care days to total days; and~~

~~(B) Radiology relative value units per adjusted admission; and~~

~~(C) Laboratory billable workload units per adjusted admission; and~~

~~(D) Surgery minutes per adjusted admission; or~~

~~(E) The hospital's adjusted case mix index derived from the commission hospital abstract reporting system.~~

~~(ii) The commission may consider any other information it determines is appropriate as the basis for deviating from these criteria including the relative level of deductions from revenue experienced by the hospitals;~~

~~(iii) If the rates are not approved as requested, the hospital must submit revised rates to the commission within twenty days of the date of service of the decision and order.~~

~~(6) Whether the rates implemented and revenues collected by the hospital in previous budget years conformed to the applicable commission determinations for such years. Conformance will be determined by comparing, at the end of the budget year, actual revenues for the budget year to commission-approved revenues, on the basis of either the aggregate rate per adjusted patient day, or the revenues for individual revenue centers,~~

~~as either may be modified, where appropriate, for volume variance between budgeted and actual levels; such comparison shall be made using actual, rather than budgeted, deductions from revenue.~~

~~The approved capital allowance shall be considered a fixed cost when considering year-end conformance. Only that portion of total costs per patient day designated as variable according to the following schedule will be adjusted for volume variance:~~

~~Peer groups 1 and 2 and specialty hospitals having fewer than fifty beds; fixed costs = eighty percent, variable costs = twenty percent~~

~~Peer groups 3 and 4 and specialty hospitals having fifty or more beds; fixed costs = seventy percent, variable costs = thirty percent~~

~~Peer groups 5 and 6 hospitals; fixed costs = sixty percent, variable costs = forty percent~~

~~Alternatively, the hospital may submit suggested ratios of fixed costs to variable costs, either in the aggregate or by revenue center. Upon approval by the commission, such approved ratios will be used only prospectively to determine allowable revenue variance due to volume changes.~~

~~The hospital may submit any justifying information to explain deviations/variances from approved revenues.~~

~~(7) Whether the hospital or its medical staff either adopts or maintains admission practices or policies which result in:~~

~~(a) A significant reduction in the proportion of patients who have no third-party coverage or who are unable to pay for hospital services;~~

~~(b) A significant reduction in the proportion of individuals admitted for inpatient hospital services for which payment is or is likely to be less than the anticipated charges for or costs of such services;~~

~~(c) The refusal to admit patients who would be expected to require unusually costly or prolonged treatment for reasons other than those related to the appropriateness of the care available at the hospital.))~~

~~The following is effective for hospital fiscal years beginning ((on or after January 1,)) in 1987.~~

~~(1) Whether the hospital's annual budget submittal and the rates, rate schedules, other charges, and changes therein:~~

~~(a) Are such that the commission can assure all purchasers of that hospital's health care services that the total costs of the hospital are reasonably related to the total services offered by that hospital;~~

~~(b) Are such that the hospital's costs do not exceed those that are necessary for a prudently and reasonably managed hospital;~~

~~(c) Are such that the hospital's aggregate revenues as expressed by rates are reasonably related to the hospital's aggregate costs;~~

~~(d) Are such that rates are set equitably among all purchasers or classes of purchasers of services without undue discrimination or preference.~~

(2) Whether the commission action will permit the hospital to render necessary, effective and efficient service in the public interest.

(3) Whether the commission action will assure access to necessary, effective, economically viable and efficient hospital health care capability throughout the state, rather than the solvency or profitability of any individual hospital except where the insolvency of a hospital would seriously threaten the access of the rural public to basic health care services.

(a) Rural includes all areas of the state with the following exceptions:

(i) The entire counties of Snohomish (including Camano Island), King, Kitsap, Pierce, Thurston, Clark, and Spokane;

(ii) Areas within a twenty-mile radius of an urban area exceeding thirty thousand population; and

(iii) Those cities or city-clusters located in rural counties but which for all practical purposes are urban. These areas are Bellingham, Aberdeen-Hoquiam, Longview-Kelso, Wenatchee, Yakima, Sunnyside, Richland-Kennewick-Pasco, and Walla Walla.

(4) Whether the appropriate area-wide and state comprehensive health planning agencies have recommended approval, modification, or disapproval of the annual budget submittal, or the rates, rate schedules, other charges, or changes therein.

(5) Whether the proposed budget and the projected revenues and expenses would result in the rate structure most reasonable under the circumstances. The following shall be considered by the commission in making that determination:

(a) The commission shall determine whether the hospital's requested utilization statistics are reasonably attainable, based upon:

(i) Historical admission trends, including a revised current year estimate derived from seasonally-adjusted quarterly report information;

(ii) Historical trends of outpatient volumes as measured by inflation-adjusted outpatient revenue and outpatient equivalents of admissions;

(iii) Historical trends of the average length of stay;

(iv) Historical case mix indices as obtained from the Commission Hospital Abstract Reporting System; and

(v) Such other information as the commission may determine is appropriate as a basis for deviating from measures based upon historical trends including, but not limited to:

(A) Revisions necessary to maintain compliance with the commission's Accounting and Reporting Manual for Hospitals pursuant to WAC 261-20-030;

(B) Negotiated rate agreements that guarantee additional volumes related to a purchaser of hospital health care services;

(C) The implementation or deletion of services or programs for which certificate of need approval has been obtained, if required; and

(D) Other considerations presented by the hospital or other interested persons and determined to be appropriate by the commission.

(b) The commission shall utilize a principal screen to compare the hospital's requested net patient services

revenue (total rate setting revenue less deductions from revenue) per adjusted case mix value unit to the hospital's baseline net patient services revenue per adjusted case mix value unit as calculated in item (i) below and modified by item (ii) below:

(i) Each hospital's baseline net patient services revenue per adjusted case mix value unit shall be calculated by applying to the individual hospital the same methodology utilized by the commission in establishing the volume, operating expense, and capital allowance components of the allocated target dollar amount of total state-wide hospital revenue adopted by the commission in accordance with RCW 70.39.150(6).

(ii) If, after volume adjusting the revised baseline and the budget request to reasonably attainable levels of adjusted case mix value units, the requested net patient services revenue per adjusted case mix value unit does not exceed the revised baseline, the operating expense and capital allowance sections of the hospital's annual budget submittal will not be subject to further review provided that the resulting rates meet the criteria of subsection (5)(f), (6), and (7) of this section.

(iii) If, after volume adjusting the revised baseline and the budget request to reasonably attainable levels of adjusted case mix value units, the requested net patient services revenue per adjusted case mix value unit exceeds the revised baseline, further review of the components of operating expense and capital allowance will be conducted.

(c) The Commission shall determine whether the hospital's requested operating expenses are such that the commission can assure all purchasers of that hospital's health care services that the total costs of the services are reasonably related to the total services offered by that hospital and are such that the hospital's costs do not exceed those that are necessary for a reasonably and prudently managed hospital, based upon:

(i) Adjusting the requested level of operating expenses to reflect the adjusted case mix value units as determined according to (a) of this subsection, utilizing the variable cost factors described in subsection (6) of this section;

(ii) Applying national hospital market basket inflation forecasts to operating expenses by natural classification. National inflation forecasts will be modified to reflect regional or state-wide economic conditions, as appropriate;

(iii) Such other information as the commission may determine is appropriate as a basis for deviating from the standard variable cost ratios specified in subsection (6) of this section or inflation forecasts. This information shall include but not be limited to:

(A) Revisions necessary to comply with the commission's Accounting and Reporting Manual for Hospitals pursuant to WAC 261-20-030;

(B) Reasonable operating expenses related to implementation or deletion of services or programs for which certificate of need approval has been obtained, if required;

(C) Reasonable operating expenses related to expansion or contraction of hospital capacity for which certificate of need approval has been obtained, if required;

(D) Volume adjustments of a magnitude which render the standard variable cost factors described in subsection (6) of this section inappropriate; and

(E) Other consideration presented by the hospital and determined to be appropriate by the commission.

(d) The commission shall determine whether the hospital's requested capital allowance is appropriate based upon the following:

(i) Capital allowance includes a return on net property, plant and equipment (property, plant and equipment less accumulated depreciation) used in hospital operations, an allowance for working capital, and other considerations as determined to be appropriate by the commission.

(A) The value for net property, plant and equipment shall be derived from the balances at the end of the hospital's current year, as approved by the commission, and the projected balances at the end of the budget year. An average shall be calculated. The average of the net property, plant and equipment shall be the base upon which the return shall be calculated.

(I) Any capital expenditures contained in the projected balances at the end of the budget year which are subject to certificate of need approval will be excluded from the base until such time as the certificate of need has been issued by the department of social and health services;

(II) Any assets contained in net property, plant and equipment that do not relate to hospital operations, as defined in the commission's Accounting and Reporting Manual for Hospitals, pursuant to WAC 261-20-030, will be excluded from the base.

(B) A return on net property, plant and equipment as determined in (I), (II), and (III) below shall be presumed appropriate; however, the commission may vary from that rate, higher or lower, where appropriate.

(I) The rate of return on equity financed net property, plant and equipment shall be calculated by averaging the reported interest rates on twenty-five-year "A" rated tax-exempt bonds as reported in each issue of Rate Controls from the three months ending on August 31 of each year.

(II) The rate of return on debt financed net property, plant and equipment shall be a blended average of each hospital's average interest rate on long-term debt and the rate of return on equity financed net property, plant and equipment. The blending schedule is as follows:

(aa) For hospital fiscal years beginning in 1987: Seventy-five percent - each hospital's average interest rate on long-term debt, twenty-five percent - rate of return on equity financed net property, plant and equipment;

(bb) For hospital fiscal years beginning in 1988: Fifty percent - each hospital's average interest rate on long-term debt, fifty percent - rate of return on equity financed net property, plant and equipment;

(cc) For hospital fiscal years beginning in 1989: Twenty-five percent - each hospital's average interest rate on long-term debt, seventy-five percent - rate of return on equity financed net property, plant and equipment;

(dd) For hospital fiscal years beginning in 1990 and each year thereafter: Zero percent - each hospital's average interest rate on long-term debt, one hundred percent - rate of return on equity financed net property, plant and equipment.

(III) After computation of the return on net property, plant and equipment, allowable interest expense on long-term debt shall be deducted from the computed return.

(C) Working capital increases, if requested, shall be added to the return on net property, plant and equipment for determination of the total capital allowance. Working capital increases up to thirteen and one-half percent of the increase in net patient services revenue from the approved budget in the current year to the approved budget as determined by the commission in the requested year shall be presumed appropriate; however, the commission may vary from that allowance, higher or lower, where appropriate.

(I) The commission may determine that a hospital which is found essential to assure access of the rural public to basic health care services is experiencing financial distress and may determine to vary from the allowance for working capital.

(II) The commission may determine to allow additional working capital where the hospital can demonstrate to the commission's satisfaction that its payer mix would require additional funding of accounts receivable.

(D) The commission may consider other elements in the determination of appropriate capital allowance for inclusion in total rate setting revenue. These considerations include, but are not limited to, the following elements:

(I) Hospitals that have been undercapitalized as determined by an average accounting age of property, plant and equipment which exceeds one hundred fifty percent of the state-wide average; and a total turnover rate of assets which exceeds the upper quartile of far west hospitals of the same bed size category as defined in the latest Hospital Industry Analysis Report of the healthcare financial management association or a fixed asset turnover rate which exceeds the upper quartile of far west hospitals of the same bed size category as defined in the latest Hospital Industry Analysis Report of the healthcare financial management association, provided that:

(aa) The total level of capital allowance for undercapitalized hospitals should not exceed one hundred twenty-five percent of the baseline level; and

(bb) The requested rate per adjusted admission, as revised to reflect the hospital's case mix index, does not exceed the peer group median; and

(cc) The resulting increase in the rate per adjusted case mix value unit does not exceed one hundred twenty-five percent of the baseline median rate of increase.

(II) Whether that portion of debt principal payments which exceeds the total depreciation expense in the budget year should be allowed;

(III) If the hospital has been approved for equity funding or accumulation of funds for a project in the future and its rate per adjusted case mix value unit is at or below the median of its peer group, the proposed project is consistent with the hospital's long-range plan

and financing plan which have been approved by the hospital's governing body, the proposed project is consistent with the health systems plan of the appropriate health systems agency, and any equity funding allowed in total rate setting revenue is maintained in a separate subaccount within board designated assets and cannot be used for any other purpose without prior approval of the commission; and

(IV) If the hospital has an approved certificate of need and related financing consistent with the approved certificate of need and the impact on rates of the additional funding is determined not to be excessive by the commission.

(e) Whether the budgeted deductions from revenue are appropriate:

(i) Contractual adjustments related to governmental programs, such as Titles V, XVIII, XIX of the Social Security Act, Department of Labor and Industries, self-insured workers' compensation, Veteran's Administrative, and Indian Health Service are allowable as deductions from revenue for rate setting purposes when the hospital payment rates are established unilaterally by the program (-);

(ii) Contractual adjustments related to bank card discounts, negotiated rates and all other nongovernmental-sponsored patients are not allowable as deductions from revenue for rate setting purposes;

(iii) Selective contracting with Medicaid is specifically excluded from negotiated rates, and related contractual adjustments are allowable as deductions from revenue for rate setting purposes;

((iii)) (iv) Bad debts and charity will be trended as a percentage of total rate setting revenue over time and any significant changes will require justification;

((iv)) (v) Administrative adjustments exceeding one-tenth of one percent of total rate setting revenue will require justification; and

((v)) (vi) Deductions from revenue may be recomputed based on determinations in all areas of the budget.

(f) Whether the reviews performed in accordance with (a), (b), (c), (d) and (e) of this subsection result in rates, rate schedules, other charges, and changes therein which are the most reasonable under the circumstances.

(i) Rate setting revenue per adjusted case mix value unit should not exceed the 70th percentile of the peer group revenue screens as adjusted for each hospital's case mix index unless the hospital demonstrates to the commission's satisfaction that the relatively high rates are acceptable.

(ii) The commission may consider any other information it determines is appropriate as the basis for deviating from these criteria including the relative level of deductions from revenue experienced by the hospitals;

(iii) If the rates are not approved as requested, the hospital must submit revised rates to the commission within twenty days of the date of service of the decision and order.

(6) Whether the rates implemented and revenues collected by the hospital (~~in previous budget years~~)

conform(ed) to the applicable commission determinations (~~for such years~~).

(a) For budget years beginning on or before 1986, conformance will be determined by comparing, at the end of the budget year, actual revenues for the budget year to commission-approved revenues, on the basis of either the aggregate rate per adjusted patient day, or the revenues for individual revenue centers, as either may be modified, where appropriate, for volume variance between budgeted and actual levels; such comparison shall be made using actual, rather than budgeted, deductions from revenue.

The approved capital allowance shall be considered a fixed cost when considering year-end conformance. Only that portion of total costs per patient day designated as variable according to the following schedule will be adjusted for volume variance:

Peer groups 1 and 2 and specialty hospitals having fewer than fifty beds; fixed costs - eighty percent, variable costs - twenty percent.

Peer groups 3 and 4 and specialty hospitals having fifty or more beds; fixed costs - seventy percent, variable costs - thirty percent.

Peer groups 5 and 6 hospitals; fixed costs - sixty percent, variable costs - forty percent.

Alternatively, the hospital may submit suggested ratios of fixed costs to variable costs, either in the aggregate or by revenue center. Upon approval by the commission, such approved ratios will be used only prospectively to determine allowable revenue variance due to volume changes.

The hospital may submit any justifying information to explain deviations/variances from approved revenues.

((a)) (b) For budget year 1987, ((E)) conformance will be determined by comparing, at the end of the budget year, actual revenues for the budget year to commission-approved revenues, on the basis of the aggregate rate per adjusted case mix value unit. The revenues may be modified, where appropriate, for volume variance between budgeted and actual levels of adjusted case mix value units.

((b)) (i) Actual allowable, rather than budgeted, deductions from revenue will be used in the conformance calculation.

((c)) (ii) The approved capital allowance shall be considered a fixed cost when considering year-end conformance.

((d)) (iii) Only that portion of total operating costs designated as variable according to the following schedule will be adjusted for volume variance:

((t)) (A) Peer Group A and specialty hospitals having fewer than fifty beds; fixed costs - eighty percent, variable costs - twenty percent;

((ii)) (B) Peer Group B and specialty hospitals having from fifty to one hundred seventy-five beds; fixed costs - sixty-five percent, variable costs - thirty-five percent;

((iii)) (C) Peer Group C and specialty hospitals having more than one hundred seventy-five beds; fixed costs - fifty percent, variable costs - fifty percent.

((~~ε~~)) (iv) Alternatively, the hospital may submit suggested ratios of fixed costs to variable costs by natural classification of expense. Upon approval by the commission, such approved ratios will be used only prospectively to determine allowable operating expense variance due to volume changes.

((~~φ~~)) (v) The hospital may submit any proposed justifying information to explain deviations/variances from approved revenues.

((~~ψ~~)) (A) Any proposed justifying information must include at least the following supporting information:

((~~Α~~)) (I) The exact nature and extent of the factors contributing to excess revenue;

((~~Β~~)) (II) The date at which hospital management became aware of the factors contributing to excess revenue;

((~~Γ~~)) (III) The date at which hospital management increased rates above the allowable level taking into account volume changes and actual deductions from revenue;

((~~Δ~~)) (IV) An explanation of efforts to reduce other components of the budget to offset the factors contributing to the excess revenues; and

((~~Ε~~)) (V) An explanation of why the hospital did not seek a budget amendment.

((~~ϑ~~)) (B) In no event will increased operating expenses be accepted as justification if the volume adjusted allowable operating expenses equal or exceed the actual level.

((~~ι~~)) (C) In no event will proposed justifying information be accepted if the commission determines that the factors contributing to excess revenues could have been controlled by hospital management.

((~~κ~~)) (D) In no event will proposed justifying information be accepted if the commission determines that the factors contributing to excess revenues could have been anticipated by the hospital or could have been identified by the hospital in sufficient time to submit a budget amendment in accordance with WAC 261-20-045.

((~~λ~~)) (E) In no event will capital allowance in excess of the approved level be accepted as justification.

((~~μ~~)) (F) Hospitals will be allowed to retain any actual capital allowance in excess of the approved level that results from cost effective practices as defined as, and measured by, actual operating expenses that are below the volume adjusted approved operating expenses.

((~~ν~~)) (vi) Staff shall notify each hospital found to be out of conformance based on this subsection, and a hearing shall be conducted by the commission on conformance within sixty days. If the commission determines that a hospital's revenues have not conformed to the applicable determinations for that year, a decision and order will be issued reducing the hospital's current budget and rates by the amount that actual revenues exceed allowable revenues.

(7) Whether the hospital or its medical staff either adopts or maintains admission practices or policies which result in:

(a) A significant reduction in the proportion of patients who have no third-party coverage or who are unable to pay for hospital services;

(b) A significant reduction in the proportion of individuals admitted for inpatient hospital services for which payment is or is likely to be less than the anticipated charges for or costs of such services;

(c) The refusal to admit patients who would be expected to require unusually costly or prolonged treatment for reasons other than those related to the appropriateness of the care available at the hospital.

The following is effective for hospital fiscal years beginning on or after January 1, 1988.

(1) Whether the hospital's annual budget submittal and the rates, rate schedules, other charges, and changes therein:

(a) Are such that the commission can assure all purchasers of that hospital's health care services that the total costs of the hospital are reasonably related to the total services offered by that hospital;

(b) Are such that the hospital's costs do not exceed those that are necessary for a prudently and reasonably managed hospital;

(c) Are such that the hospital's aggregate revenues as expressed by rates are reasonably related to the hospital's aggregate costs; and

(d) Are such that rates are set equitably among all purchasers or classes of purchasers of services without undue discrimination or preference.

(2) Whether the commission action will permit the hospital to render necessary, effective and efficient service in the public interest.

(3) Whether the commission action will assure access to necessary, effective, economically viable and efficient hospital health care capability throughout the state, rather than the solvency or profitability of any individual hospital except where the insolvency of a hospital would seriously threaten the access of the rural public to basic health care services.

(a) Rural includes all areas of the state with the following exceptions:

(i) The entire counties of Snohomish (including Camano Island), King, Kitsap, Pierce, Thurston, Clark, and Spokane;

(ii) Areas within a twenty-mile radius of an urban area exceeding thirty thousand population; and

(iii) Those cities or city-clusters located in rural counties but which for all practical purposes are urban. These areas are Bellingham, Aberdeen-Hoquiam, Longview-Kelso, Wenatchee, Yakima, Sunnyside, Richland-Kennewick-Pasco, and Walla Walla.

(b) The Commission may, at its discretion, determine that individual hospitals located in areas meeting the aforementioned criteria should not be considered rural for purposes of conducting comparative budget reviews between hospitals. In such cases, the affected hospitals will be compared against those hospitals classified as either Peer Group B or Peer Group D for comparative purposes.

(4) Whether the appropriate area-wide and state comprehensive health planning agencies have recommended approval, modification, or disapproval of the annual budget submittal, or the rates, rate schedules, other charges, or changes therein.

(5) Whether the proposed budget and the projected revenues and expenses would result in the rate structure most reasonable under the circumstances. The following shall be considered by the commission in making that determination:

(a) For purposes of conducting comparative budget review, the commission shall assign each hospital to a peer group, as follows:

(i) Peer Group A - those hospitals designated as rural in accordance with WAC 261-40-150 (3)(a);

(ii) Peer Group B - those hospitals not designated within Peer Groups A, C, or D;

(iii) Peer Group C - those hospitals with accredited graduate medical education programs, except those that are classified within Peer Group D; and

(iv) Peer Group D - those hospitals which the commission has determined exhibit unique characteristics that make comparative analysis inappropriate.

(b) The commission shall determine whether the hospital's requested utilization statistics are reasonably attainable, based upon:

(i) The adjusted case mix value units for each hospital which were used to develop the individual hospital's operating expense component of the target dollar amount of total state-wide hospital revenue; and

(ii) Maintaining a reasonable relationship between the volumes of each hospital department with the adjusted case mix value units which were used to develop the individual hospital's operating expense component of the target dollar amount of total state-wide hospital revenue.

(A) Deviations from the volume levels determined through these procedures will be taken into account in the computation of year-end conformance, as described in WAC 261-40-150(6).

(c) The commission shall utilize a principal screen to compare the hospital's requested net patient services revenue (total rate setting revenue less deductions from revenue) per adjusted case mix value unit to the hospital's baseline net patient services revenue per adjusted case mix value unit as calculated in item (i) below and applied by items (ii), (iii), and (iv) below:

(i) Each hospital's baseline net patient services revenue per adjusted case mix value unit shall be calculated as follows:

(A) Baseline adjusted case mix value units shall be equal to the level utilized by the commission in establishing the individual hospital's operating expense component of the target dollar amount of total state-wide hospital revenue;

(B) Baseline operating expenses shall be equal to the individual hospital's operating expense component of the target dollar amount of total state-wide hospital revenue; and

(C) Baseline capital allowance shall be determined as an allocated amount of the capital allowance component of the target dollar amount of total state-wide hospital revenue. The allocation of the state-wide capital allowance component of the target dollar amount of total state-wide hospital revenue shall be calculated as follows:

(I) Each hospital's 1987 baseline capital allowance will be divided by the sum of all hospitals' 1987 baseline capital allowances; and

(II) The ratio resulting from (I) above shall be multiplied against the 1988 capital allowance component of the target dollar amount of total state-wide hospital revenue.

(ii) If, after volume adjusting the revised baseline and the budget request to reasonably attainable levels of adjusted case mix value units, the requested net patient services revenue per adjusted case mix value unit does not exceed the revised baseline, the operating expense and capital allowance sections of the hospital's annual budget submittal will not be subject to further review provided that the resulting rates meet the criteria of subsections (5)(g), (6), and (7) of this section.

(iii) If, after volume adjusting the revised baseline and the budget request to reasonably attainable levels of adjusted case mix value units, the requested net patient services revenue per adjusted case mix value unit exceeds the revised baseline, further review of the components of operating expense and capital allowance will be conducted.

(iv) Peer Group A hospitals with requested net revenues per adjusted case mix value unit which are at or below the 70th percentile for their peer group, and which are increasing from the current year approved level at a percentage change which is at or below the 70th percentile rate of change for the peer group, shall be exempted from the principal screen review and the review of operating expenses and capital allowance, so long as the budgeted adjusted case mix value units appear to be reasonably attainable.

(d) The commission shall determine whether the hospital's requested operating expenses are such that the commission can assure all purchasers of that hospital's health care services that the total costs of the services are reasonably related to the total services offered by that hospital and are such that the hospital's costs do not exceed those that are necessary for a reasonably and prudently managed hospital, based upon:

(i) Adjusting the requested level of operating expenses to reflect the adjusted case mix value units as determined according to (5)(b) of this section, utilizing the variable cost factors described in subsection (6) of this section;

(ii) Applying national hospital market basket inflation forecasts to operating expenses by natural classification. National inflation forecasts will be modified to reflect regional or state-wide economic conditions, as appropriate; and

(iii) Such other information as the commission may determine is appropriate as a basis for deviating from the standard variable cost ratios specified in subsection (6) of this section or inflation forecasts. This information shall include but not be limited to:

(A) Revisions necessary to comply with the commission's "Accounting and Reporting Manual for Hospitals" pursuant to WAC 261-20-030;

(B) Reasonable operating expenses related to implementation or deletion of services or programs for which

certificate of need approval has been obtained, if requested;

(C) Reasonable operating expenses related to expansion or contraction of hospital capacity for which certificate of need approval has been obtained, if required;

(D) Volume adjustments of a magnitude which render the standard variable cost factors described in subsection (6) of this section inappropriate; and

(E) Other consideration presented by the hospital or other concerned persons and determined to be appropriate by the commission, including the impact that the acceptance of operating expense increases above the baseline level would have on the commission's ability to achieve total state-wide revenue that are within the target dollar amount of total state-wide hospital revenue as adopted by the commission in accordance with RCW 70.39.150(6), and comparative analysis of the hospital's operating expenses with hospitals within the same peer group.

(e) The commission shall determine whether the hospital's requested capital allowance is appropriate based upon the following:

(i) Capital allowance includes a return on net property, plant and equipment (property, plant and equipment less accumulated depreciation) used in hospital operations, an allowance for working capital, and other considerations as determined to be appropriate by the commission.

(A) The value for net property, plant and equipment shall be derived from the balances at the end of the hospital's current year, as approved by the commission, and the projected balances at the end of the budget year. An average shall be calculated. The average of the net property, plant and equipment shall be the base upon which the return shall be calculated.

(I) Any capital expenditures contained in the projected balances at the end of the budget year which are subject to certificate of need approval will be excluded from the base until such time as the certificate of need has been issued by the department of social and health services.

(II) Any assets contained in net property, plant and equipment that do not relate to hospital operations, as defined in the commission's "Accounting and Reporting Manual for Hospitals", pursuant to WAC 261-20-030, will be excluded from the base.

(B) A return on net property, plant and equipment as determined in (I), (II), and (III) below shall be presumed appropriate; however, the commission may vary from that return, higher or lower, where appropriate.

(I) The rate of return on equity financed net property, plant and equipment shall be calculated by averaging the reported interest rates on twenty-five year "A" rated tax-exempt bonds as reported in each issue of "Rate Controls" from the three months ending on August 31, 1987.

(II) The rate of return on debt financed net property, plant and equipment shall be a blended average of each hospital's average interest rate on long-term debt and the rate of return on equity financed net property, plant and equipment. The blending schedule is as follows:

(aa) For hospital fiscal years beginning in 1988: Fifty percent - each hospital's average interest rate on long-term debt, fifty percent - rate of return on equity financed net property, plant and equipment;

(bb) For hospital fiscal years beginning in 1989: Twenty-five percent - each hospital's average interest rate on long-term debt, seventy-five percent - rate of return on equity financed net property, plant and equipment;

(cc) For hospital fiscal years beginning in 1990 and each year thereafter: Zero percent - each hospital's average interest rate on long-term debt, one hundred percent - rate of return on equity financed net property, plant and equipment.

(III) After computation of the return on net property, plant and equipment, allowable interest expense on long-term debt shall be deducted from the computed return.

(C) Working capital increases, if requested, shall be added to the return on net property, plant and equipment for determination of the total capital allowance. Working capital increases up to thirteen and one-half percent of the increase in net patient services revenue from the approved budget in the current year to the approved budget as determined by the commission in the requested year shall be presumed appropriate; however, the commission may vary from that allowance, higher or lower, where appropriate.

(I) The commission may determine that a hospital which is found essential to assure access of the rural public to basic health care services is experiencing financial distress and may determine to vary from the allowance for working capital.

(II) The commission may determine to allow additional working capital where the hospital can demonstrate to the commission's satisfaction that its payer mix would require additional funding of accounts receivable. In the event that increased working capital is determined by the commission to be necessary, but the amount of working capital is found by the commission to cause an excessive impact on total revenues or rates, the commission may choose to allow the hospital to borrow the necessary cash and to allow interest on borrowed cash as an operating expense in the budget year.

(D) The commission may consider other elements in the determination of appropriate capital allowance for inclusion in total rate setting revenue. These considerations include, but are not limited to, the following elements:

(I) Rural hospitals that have been under-capitalized as determined by an average accounting age of property, plant and equipment which exceeds one hundred fifty percent of the state-wide average; and a total turnover rate of assets which exceeds the upper quartile of far west hospitals of the same size category as defined in the latest "Hospital Industry Analysis Report" of the healthcare financial management association or a fixed asset turnover rate which exceeds the upper quartile of far west hospitals of the same bed size category as defined in the latest "Hospital Industry Analysis Report" of the healthcare financial management association, provided that:

(aa) The total level of capital allowance for under-capitalized hospitals should not exceed one hundred twenty-five percent of the baseline level; and

(bb) The requested rate per adjusted admission, as revised to reflect the hospital's case mix index, does not exceed the peer group median; and

(cc) The resulting increase in the rate per adjusted case mix value unit does not exceed one hundred twenty-five percent of the budgeted peer group median rate of increase.

(II) Whether that portion of debt principal payments which exceeds the total depreciation expense in the budget year should be allowed;

(III) Whether the capital allowance should include equity funding or accumulation of funds for a project in the future, if the hospital's rate per adjusted case mix value unit is at or below the median of its peer group, the proposed project is consistent with the hospital's long-range plan and financing plan which have been approved by the hospital's governing body, and any equity funding allowed in total rate setting revenue is maintained in a separate subaccount within board designated assets and cannot be used for any other purpose without prior approval of the commission;

(IV) If the hospital has an approved certificate of need and related financing consistent with the approved certificate of need and the impact on rates of the additional funding is determined not to be excessive by the commission; and

(V) Other considerations proposed by the hospital or other interested persons and determined to be appropriate by the commission, including the impact that any deviation from the baseline capital allowance will have on the commission's ability to achieve total state-wide hospital revenue that do not exceed the target dollar amount of total state-wide hospital revenue as adopted by the commission in accordance with RCW 70.39.150(6).

(f) Whether the budgeted deductions from revenue are appropriate:

(i) Contractual adjustments related to governmental programs, such as Titles V, XVIII, XIX of the Social Security Act, Department of Labor and Industries, self-insured workers' compensation, Veteran's Administration, and Indian Health Service are allowable as deductions from revenue for rate setting purposes when the hospital payment rates are established unilaterally by the program.

(ii) Contractual adjustments related to bank card discounts, negotiated rates and all other nongovernmental-sponsored patients are not allowable as deductions from revenue for rate setting purposes;

(iii) Selective contracting with Medicaid is specifically excluded from negotiated rates, and related contractual adjustments are allowable as deductions from revenue for rate setting purposes;

(iv) Bad debts and charity will be trended as a percentage of total rate setting revenue over time and any significant changes will require justification;

(v) Administrative adjustments exceeding one-tenth of one percent of total rate setting revenue will require justification; and

(vi) Deductions from revenue may be recomputed based on determinations in all other areas of the budget.

(g) Whether the reviews performed in accordance with (a), (b), (c), (d), (e) and (f) of this subsection result in rates, rate schedules, other charges, and changes therein which are the most reasonable under the circumstances.

(i) Rate setting revenue per adjusted case mix value unit should not exceed the 70th percentile of the peer group revenue screens as adjusted for each hospital's case mix index unless the hospital demonstrates to the commission's satisfaction that the relatively high rates are acceptable;

(ii) After allocating deductions from revenue and capital allowance to the various hospital revenue centers as a constant percentage of operating expenses, cross subsidization shall not exceed plus or minus five percent of expenses for rate setting, unless the commission concurs with a specific hospital request for larger levels of cross subsidization or the hospital is a basic service hospital as defined by the Commission.

(iii) The commission may consider any other information it determines is appropriate as the basis for deviating from these criteria including the relative level of deductions from revenue experienced by the hospitals;

(iv) If the rates are not approved as requested, including the disapproval of requested cross-subsidization levels, the hospital must submit revised rates to the commission within twenty days of the date of service of the decision and order. Upon notification that the rates are in accordance with the decision and order, the approved rates are the maximum revenue that a hospital may receive for each unit of service, except for such rate changes as may be necessary to reflect differences between approved and actual volumes and deductions from revenue. Variable costs associated with changes in volumes will be determined in accordance with the variable cost ratios as described in (6)(d) below.

(6) Whether the rates implemented and revenues collected by the hospital in the previous budget year conformed to the applicable commission determination for that year.

(a) Conformance will be determined by comparing, at the end of the budget year, actual revenues for the budget year to commission-approved revenues, on the basis of the aggregate rate per adjusted case mix value unit. The revenues may be modified, where appropriate, for volume variance between budgeted and actual levels of adjusted case mix value units.

(b) Actual allowable, rather than budgeted, deductions from revenue will be used in the conformance calculation.

(c) The approved capital allowance shall be considered a fixed cost when considering year-end conformance.

(d) Only that portion of total operating costs designated as variable according to the following schedule will be adjusted for volume variance:

(i) Peer Group A and specialty hospitals having fewer than fifty beds; fixed costs - eighty percent, variable costs - twenty percent;

(ii) Peer Group B and specialty hospital having from fifty to one hundred seventy-five beds; fixed costs – sixty-five percent, variable costs – thirty-five percent; and

(iii) Peer Group C and specialty hospitals having more than one hundred seventy-five beds; fixed costs – fifty percent, variable costs – fifty percent.

(e) Alternatively, the hospital may submit suggested ratios of fixed costs to variable costs by natural classification of expense. Upon approval by the commission, such approved ratios will be used only prospectively to determine allowable operating expense variance due to volume changes.

(f) The hospital may submit any proposed justifying information to explain deviations/variances from approved revenues.

(i) Any proposed justifying information must include at least the following supporting information:

(A) The exact nature and extent of the factors contributing to excess revenue;

(B) The date at which hospital management became aware of the factors contributing to excess revenue;

(C) The date at which hospital management increased rates above the allowable level taking into account volume changes and actual deductions from revenue;

(D) An explanation of efforts to reduce other components of the budget to offset the factors contributing to the excess revenues; and

(E) An explanation of why the hospital did not seek a budget amendment.

(ii) In no event will increased operating expenses be accepted as justification if the volume adjusted allowable operating expenses equal or exceed the actual level.

(iii) In no event will proposed justifying information be accepted if the commission determines that the factors contributing to excess revenues could have been controlled by hospital management.

(iv) In no event will proposed justifying information be accepted if the commission determines that the factors contributing to excess revenues could have been anticipated by the hospital or could have been identified by the hospital in sufficient time to submit a budget amendment in accordance with WAC 261-20-045.

(v) In no event will capital allowance in excess of the approved level be accepted as justification.

(vi) Hospitals will be allowed to retain any actual capital allowance in excess of the approved level that results from cost effective practices as defined as, and measured by, actual operating expenses that are below the volume adjusted approved operating expenses.

(g) Staff shall notify each hospital found to be out of conformance within sixty days of receiving the hospital's year-end conformance reports. If the commission determines that a hospital's revenues have not conformed to the applicable determinations for that year, a decision and order will be issued reducing the hospital's current budget and rates by the amount that actual revenues exceed allowable revenues.

(7) Whether the hospital or its medical staff either adopts or maintains admission practices or policies which result in:

(a) A significant reduction in the proportion of patients who have no third-party coverage or who are unable to pay for hospital services;

(b) A significant reduction in the proportion of individuals admitted for inpatient hospital services for which payment is or is likely to be less than the anticipated charges for or costs of such services; and

(c) The refusal to admit patients who would be expected to require unusually costly or prolonged treatment for reasons other than those related to the appropriateness of the care available at the hospital.

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

WSR 87-24-037

PROPOSED RULES

BOARD OF HEALTH

[Filed November 25, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Health intends to adopt, amend, or repeal rules concerning public water supplies, amending chapter 248-54 WAC;

that the agency will at 9:30 a.m., Wednesday, February 10, 1988, in the Multi-Purpose Room of St. Placid Priory, 320 College Street N.E., Lacey, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is chapter 43.20 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 10, 1988, to State Board of Health, ET-23, Olympia, 98504.

Dated: November 17, 1987

By: Thelma Struck, Assistant Secretary
Health and Rehabilitative Services

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Re: Amending chapter 248-54 WAC.

Purpose of Rule Change: To make the rule more readable; to clarify some inconsistencies presently in the rule; and to incorporate some new federal requirements of P.L. 99-339 "Safe Drinking Water Act Amendments of 1986."

Reason These Rules are Necessary: To assure provision of potable drinking water to public drinking water consumers; to comply with provisions of the "Federal Safe Drinking Water Act"; and to comply with provisions of chapter 43.20 RCW.

Statutory Authority: Chapter 43.20 RCW.

Summary: Chapter 248-54 WAC is being amended to clarify requirements of owning and operating a public water system. An additional section is being added to protect consumers from exposure to lead in drinking water.

Person Responsible for Drafting These Rules: Alan Rowe, Drinking Water Program Manager, Office of Environmental Health Programs, Mailstop LD-11, Olympia, Washington 98504-0095, phone (206) 753-5986.

These rules are proposed by the State Board of Health.

These rules are necessary as a result of the Federal Safe Drinking Water Act of 1974, P.L. 93-523 and the Safe Drinking Water Act Amendments of 1986, P.L. 99-339.

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

WAC 248-54-005 PURPOSE AND SCOPE. (1) The purpose of these ~~((state board of health regulations))~~ rules ~~((address))~~ is to protect the health ~~((aspects))~~ of consumers using public drinking water ~~((supply in a manner designed to encourage sound design, construction, management, and operations practice))~~ supplies and to provide basic regulatory requirements for:

(a) Design, construction, sampling, management, and operation practices; and

(b) Provision of high quality drinking water in a reliable manner and in a quantity suitable for intended use.

~~((The regulations set forth are adopted pursuant to the provision of chapter 43.20 RCW.))~~

(2) These ~~((regulations))~~ rules are intended to conform with the intent of P.L. 93-523, the Federal Safe Drinking Water Act of 1974, ~~((to assure the supply of safe, high-quality drinking water in a reliable manner and in a quantity suitable for intended use))~~ and the Safe Drinking Water Act Amendments of 1986, Public Law 99-339.

(3) The rules set forth are adopted per chapter 43.20 RCW. Other statutes relating to this chapter are:

(a) Chapter ~~((s))~~ 43.20A RCW, department of social and health services;

(b) Chapter 70.05 RCW, local health department, boards, officers—regulations;

(c) Chapter 70.116 RCW, Public Water System Coordination Act of 1977;

(d) Chapter 70.119 RCW, public water supply systems—certification and regulation of operators; and

(e) Chapter 70.119A RCW, public water supply systems—penalties and compliance.

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

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

WAC 248-54-015 DEFINITIONS. (1) Abbreviations:
kPa - kilo pascal ~~((metric equivalent of psi))~~ SI units of pressure,
m - meter,
MCL - maximum contaminant level,
mL - milliliter,
mm - millimeter,
mg/L - milligrams per liter,
MID - maximum instantaneous demand,
MPN - most probable number of coliform bacteria per 100 mL,
pCi/L - picocuries per liter,
psi - pounds per square inch,
ug/L - micrograms per liter,
umhos/cm - micromhos per centimeter,

(2) Classes of public water systems:

(a) "Class 1" - A public water system having ~~((one hundred))~~ 100 or more permanent services ~~((or serving a transitory population of one thousand or more people on any one day. When the class designation is based on transitory population, the suffix "T" will follow the 1, i.e., 1T designating a class 1 transitory system)).~~

(b) "Class 2" - A public water system having ~~((ten))~~ 10 through ~~((ninety-nine))~~ 99 permanent services ~~((or serving a transitory population of three hundred through nine hundred ninety-nine people on any one day. When the class designation is based on transitory population, the suffix "T" will follow the 2, i.e., 2T, designating a class 2 transitory system)).~~

(c) "Class 3" - A public water system serving a transitory population of ~~((twenty-five))~~ 25 ~~((through two hundred ninety-nine))~~ or more on any one day.

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

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

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

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

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

(6) "Disinfection" - ~~((Introduction))~~ The use of chlorine or other agent or process, approved by the department ~~((in sufficient concentration, followed by adequate contact time so as to kill))~~ for the purpose of killing or ~~((inactivate))~~ inactivating pathogenic and indicator organisms.

(7) "Distribution system" - ~~((Any pipe network conveying flow from system storage and/or transmission lines to the service connections))~~ That portion of a public water supply system which stores, transmits, pumps, and distributes water to consumers.

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

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

(9) "Guideline" - A department document intended to assist the purveyor in meeting a requirement of a rule.

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

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

(12) "Maximum contaminant level" - The maximum permissible level of a contaminant in water delivered to ~~((the free-flowing outlet of the ultimate))~~ any user of a public water system ~~((except in the case of turbidity where the maximum permissible level is measured at the point of entry to the distribution system. Contaminants added to the water under circumstances controlled by the user, except those resulting from corrosion of piping and plumbing caused by water quality, are excluded from this definition))~~ as measured at the locations identified in WAC 248-54-165, Table 4.

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

~~((14))~~ "Maximum instantaneous demand" ~~((MID))~~ - The ~~((flow rate of water needed to supply all the consumers of a water system with water at the same moment in time.))~~ maximum rate of water use, excluding fire flow, experienced or expected within a defined service area at any instant in time.

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

~~((16))~~ (14) "Permanent population" - That population ~~((normally resident to the))~~ served by a public water system for three ~~((continuous months))~~ or more consecutive months.

(15) "Permanent service" - A drinking water connection which serves a permanent population.

(16) "Primary contaminant" - Any contaminant present in drinking water which may adversely affect the consumer's health.

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

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

(19) "Public water system" - Any ((system or)) water supply system intended or used for human consumption or other domestic uses, including source, treatment, storage, transmission, and distribution facilities where water is furnished to any community((-collection;)) or ((number)) group of individuals, or is made available to the public for human consumption or domestic use, but excluding ((a)) all water supply systems serving one single family residence. It also does not include water systems meeting all of the following requirements:

(a) Purchase their entire supply of water from another public water system subject to these regulations.

(b) Do not treat the water (other than softening or corrosion control), and

(c) Do not sell water.

Note: ((This definition excludes)) Bottled water operations ((failing)) fall under federal food and drug administration regulations((-except where the number of people served on site places the system into one of the water system class categories)). Businesses or systems merely storing and distributing water provided by others are exempt unless that system sells water as a separate item or bills separately for the water provided.

(20) "Purveyor" - ((The federal)) Any agency(;;) or subdivision of the state ((agency, county, agency, city, town;)) or any municipal corporation, firm, company, mutual(;;) or cooperative(;;) association, ((corporation, partnership, district;)) institution, partnership, or person or ((persons owning)) any other entity that owns or ((operating)) operates for a wholesale or retail service a public water system((-or the)). It also means the authorized agents of any such entities.

(21) "Secondary contaminant" - Any contaminant present in drinking water which ordinarily does not adversely affect the consumer's health. Secondary contaminants include, but are not limited to, those contaminants which adversely affect only the aesthetic qualities of water.

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

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

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

((24)) (25) "Transitory population" - ((People)) That population using a public water system ((for drinking water on a nonpermanent basis (i.e., campground, airport, motel, restaurant)) other than the permanent population, if any.

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

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

(27) "Water facilities inventory form" (WFI) - The department form which summarizes each public water system's characteristics.

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

WAC 248-54-025 GENERAL ADMINISTRATION. (1) The department and the health officer for each local health jurisdiction shall ((have)) develop a joint plan of operation listing the ((responsibilities)) roles of each agency for administering these ((regulations)) rules. ((The plan shall provide for a minimum necessary level of water

system supervision.)) This plan shall ((be submitted to the local board of health for adoption));

(a) Specifically designate those systems for which the department and local health officer have primary responsibility.

(b) Provide for a minimum acceptable level of water system supervision.

(c) Be signed by the state health officer and the chairperson of the local board of health, and

(d) Be updated every five years or as needed.

Wherever in these rules the term "department" is used, the term "health officer" may be substituted based on the terms of this plan of operation.

(2) The department shall, upon request, review and report on the adequacy of water supply supervision to both the state and local boards of health. ((The plans shall be approved and updated as necessary.))

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

((3)) (3) The local board of health may adopt ((regulations establishing a program for regulation of the)) rules covering public water systems within ((the)) its jurisdiction for which the health officer has assumed primary responsibility. The adopted ((regulations)) rules shall be consistent with ((this section;)) chapter 248-54 WAC and local needs(;;) and resources.

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

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

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

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

((7)) (8) Fees may be charged by the department as authorized in chapter 43.20A RCW and by local health agencies as authorized in RCW 70.05.060 to recover all or a portion of ((operational)) the costs incurred in administering these ((regulations)) rules.

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

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

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

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

(a) Minor projects not requiring engineering expertise as determined by the department per WAC 248-54-096(2); and

(b) Simple well and pressure tank systems with one pressure zone not involving any chemical treatment and designed by a certified water system designer.

(2) ((A construction report)) 'A Construction Report For Public Water System Projects' shall be submitted to ((and accepted by)) the department on a form provided by the department within ((sixty)) 60 days of completion and prior to use of any project ((for which plans and specifications have been)) approved by the department ((for projects designed by a professional engineer)). The ((construction report))

form must be signed by a professional engineer or in the case of projects not requiring engineering expertise as outlined in this section, the certified designer. The ~~((report))~~ form shall state ~~((in the opinion of the signer whether))~~ the project has been constructed substantially in accordance with approved ~~((plans and specifications))~~ construction documents and, in the opinion of the engineer, based on information available, the installation, testing, and disinfection of the system ~~((were))~~ was carried out ~~((in accordance with))~~ per department ~~((regulations))~~ rules.

(3) It shall be the responsibility of the purveyor to assure the requirements of this section have been fulfilled prior to the use of any completed project ~~((and an updated water facilities inventory (WFI) form has been submitted))~~. When necessary ~~((The WFI))~~ an updated water facilities inventory shall accompany the ~~((construction report))~~ 'Construction Report For Public Water System Projects' form.

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

WAC 248-54-045 ENFORCEMENT. When any public water system is ~~((found to be))~~ out of compliance with these ~~((regulations))~~ rules, the department may initiate appropriate enforcement actions ~~((may be initiated))~~, regardless of any prior approvals issued by the department. These actions may include any one or combination of the following:

(1) ~~((Noncompliance))~~ Issuance of letters ~~((informing the public water purveyor of noncompliance and))~~ instructing or ~~((requesting))~~ requiring appropriate corrective measures~~((:));~~

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

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

(4) Departmental orders to stop work and/or refrain from using any public water system or improvements thereto until all written approvals required by statute or rule are obtained;

(5) Imposition of civil penalties for failure to comply with departmental orders may be issued for up to 5,000 dollars per day under authority of chapter 70.119A RCW; and

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

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

WAC 248-54-055 WAIVER. The ~~((state board of health))~~ secretary of the department of social and health services, or his designee, may in his discretion, waive ~~((any portion))~~ parts of these ~~((regulations,))~~ rules ~~((pursuant to WAC 248-08-595. Provided,))~~ upon a showing by an applicant that ~~((the))~~ a waiver ~~((is consistent with the intent of these regulations and no public health hazard will result, and the waiver will not be in conflict with the requirements of the Federal Safe Drinking Water Act))~~ may be made in an individual case without placing the safety or health of persons using the public water supply in jeopardy.

NEW SECTION

WAC 248-54-056 SUBSTITUTION. The secretary of the department of social and health services, or his designee, may, in his discretion, allow substitutions of equipment, facilities, or procedures required by these rules upon a showing that such substitution will adequately provide for the protection of the public health and safety of persons consuming public drinking water.

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

WAC 248-54-065 WATER SYSTEM PLAN. (1) The purpose of this section is to establish a uniform process for public water systems to:

(a) Identify present and future needs ~~((and));~~

(b) Set forth means for meeting those needs ~~((in an efficient));~~ and

(c) Do so in a manner consistent with other relevant plans and ~~((policies affecting the area where they are located))~~ local, state, and federal laws.

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

(a) All public water systems having one thousand or more services~~((:));~~

(b) Public water systems located in areas utilizing the Public Water System Coordination Act of 1977, chapter 70.116 RCW and chapter 248-56 WAC;

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

(i) New systems;

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

(iii) Any system experiencing ~~((water supply))~~ problems related to ~~((inadequate))~~ planning~~((:));~~

(c) Public water systems located in areas utilizing the Public Water System Coordination Act of 1977, chapter 70.116 RCW), operation, and/or management as determined by the department; and

(d) Any new public water system as determined by the department.

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

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

(a) Basic water system planning data~~((:));~~

(b) Existing system analysis~~((:));~~

(c) Planned improvements~~((:));~~

(d) Financial program~~((:));~~

(e) Relationship and compatibility with other plans~~((:));~~

(f) Supporting maps~~((:));~~

(g) Operations program ~~((see WAC 248-54-195));~~

(h) State Environmental Policy Act~~((:));~~ and

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

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

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

(i) (a) Major system improvements are contemplated which are not addressed in the ~~((water system))~~ plan~~((:));~~

(ii) (b) Changes occur in the basic planning data affecting improvements identified ~~((in the plan));~~ and

(iii) (c) The department requests an updated plan.

(b) (6) The purveyor shall update the plan and submit it for approval every five years. However, if ~~((after five years no))~~ only minor alterations to ~~((the))~~ an existing plan ~~((is))~~ are considered necessary, the purveyor ~~((shall))~~ may submit evidence supporting this conclusion in a letter to the department for approval.

(c) (7) ~~((Engineering))~~ Project reports and ~~((plans and specifications))~~ construction documents submitted for approval ~~((in accordance with))~~ per WAC ~~((248-54-085))~~ 248-54-086 and ~~((248-54-095))~~ 248-54-096 by purveyors required to have a water system plan, will not be considered for approval unless there is a current approved water system plan and the plan adequately addresses the project.

NEW SECTION

WAC 248-54-086 PROJECT REPORT. (1) The purpose of this section is to assure the following factors are taken into account for specific projects prior to construction:

(a) Engineering concepts,

(b) Design criteria,

(c) Planning,

(d) Source protection,

(e) Water quality,

(f) Local requirements such as fire flow, and

(g) Other necessary considerations as determined by the department.

This report shall document the reasons for carrying out the project and WAC 248-54-096 shall identify how the project will be constructed.

(2) Project reports shall be submitted to the department for written approval prior to installation of any new water system, water system extension, or improvement with the following exceptions:

(a) Installation of valves, fittings, and meters;

(b) Installation of hydrants per WAC 248-54-135(3);

(c) Repair of a system component or replacement with a similar component;

(d) Maintenance or painting of surfaces not contacting potable water; and

(e) Distribution mains if approved standard construction specifications are documented in the water system plan approved by the department.

(3) Project reports shall be consistent with the standards identified in WAC 248-54-105 and shall include, at a minimum, the following:

(a) Project description. Identify what the project is intended to achieve, design considerations, approach, etc.;

(b) Planning. If the system has an approved water system plan, show the project's relationship to the plan. If a water system plan is not required, include:

(i) General project background with population and water demand forecasts,

(ii) Relationship between the project and other system components,

(iii) Project schedule,

(iv) Operations program, and

(v) How the project will impact neighboring water systems.

(c) Alternatives. Describe options, their impacts, and justify the selected alternative;

(d) Legal considerations. Identify legal aspects such as ownership, right-of-way, sanitary control area, and restrictive covenants. Include discussion of the project's relationship with the boundary review board and the utility and transportation commission;

(e) Engineering calculations. Describe how the project complies with the design considerations. Include the hydraulic analysis, sizing justification, and other relevant technical considerations necessary to support the project;

(f) Management. If the system has an approved operations program, refer to that document. If not, describe:

(i) System ownership and management responsibilities,

(ii) Long-term management considerations,

(iii) How the project will be operated, and

(iv) How the project will be maintained over time.

(g) Implementation. Identify the schedule for completion of the project and implementation strategies, if any. Project phasing should also be discussed;

(h) State Environmental Policy Act. Include an Environmental Impact Statement, Determination of Non-Significance, or justify why SEPA does not apply to the project. Refer to chapter 248-06 WAC and the "DSHS drinking water SEPA guide";

(i) Source development information. If the project involves source, refer to requirements per WAC 248-54-097; and

(j) Type of treatment. If the project involves treatment, refer to WAC 248-54-155.

(k) The information required in this subsection shall be included in a letter addendum to a class 4 workbook for class 4 systems.

(4) Approval of project documents shall be in effect for two years unless the department determines a need to withdraw the approval. An extension of the approval may be obtained by submitting a status report and a written schedule for completion. Extensions may be subject to additional terms and conditions imposed by the department.

NEW SECTION

WAC 248-54-096 CONSTRUCTION DOCUMENTS. (1) The purpose of this section is to assure detailed plans, specifications, drawings, and other documents are adequately prepared for specific projects. These documents shall identify how specific projects will be constructed while WAC 248-54-086 documents the reasons for carrying out the project.

(2) Construction documents shall be submitted to the department for written approval prior to installation of any new water system, or water system extension or improvement with the following exceptions:

(a) Installation of valves, fittings, and meters;

(b) Installation of hydrants per WAC 248-54-135(3);

(c) Repair of a system component or replacement with a similar component;

(d) Maintenance or painting of surfaces not contacting potable water;

(e) Distribution mains if the approved water system plan documents standard construction specifications approved by the department.

(3) Construction documents shall be consistent with the standards identified in WAC 248-54-105 and shall include, at a minimum, the following:

(a) Drawings. Include detailed drawings of each project component;

(b) Material specifications. List detailed material specifications for each project component;

(c) Construction specifications. List detailed construction specifications and assembly techniques for carrying out the project;

(d) Testing. Identify testing criteria and procedures for each applicable portion of the project;

(e) Disinfection. Identify specific disinfection procedures which must conform with American water works association standards or other standards acceptable by the department;

(f) Inspection. Identify provisions for inspection of the installation of each project component. See WAC 248-54-035 for construction reporting requirements; and

(g) Change orders. All changes except for minor field revisions must be submitted to and approved by the department in writing. Identify who will be responsible for obtaining departmental approval and how change orders will be reported to the department.

(4) Approval of construction documents shall be in effect for two years unless the department determines a need to withdraw the approval. An extension of the approval may be obtained by submitting a status report and a written schedule for completion. Extensions may be subject to additional terms and conditions imposed by the department.

(5) A department guideline titled Planning Handbook is available to assist the utility in meeting the requirements of this section.

NEW SECTION

WAC 248-54-097 SOURCE APPROVAL. Information regarding new, previously unapproved sources, or modification of existing sources of supply shall be provided as follows.

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

(2) A copy of the water right permit, if required, obtained from the department of ecology for the source, quantity, type, and place of use.

(3) A copy of the water well report.

(4) A general description of the watershed, spring, and/or aquifer recharge area affecting the quantity or quality of flow within the watershed or recharge area.

(5) For unfiltered surface water, the watershed control program identified in WAC 248-54-225.

(6) Upstream water uses affecting either water quality or quantity.

(7) A map depicting topography, distances to the surface water intake, well or spring from existing property lines, buildings, potential sources of contamination, ditches, drainage patterns, and any other natural or man-made features affecting the quality or quantity of water.

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

(9) Copies of the recorded legal documents for the sanitary control area necessary to protect the source of supply.

(10) A hydrogeologic assessment of the proposed source with respect to the probable long-term capacity of the source to meet system needs. Source development data for spring and surface sources shall include seasonal variation.

(11) The results of an initial analysis of the raw water quality, including as a minimum a bacteriological and complete inorganic chemical and physical analysis from each source. When source water quality is subject to variation, additional monitoring may be required by the department to define the range of variation. If the source being approved is for a class 1 or 2 public water system, a radionuclide analysis shall also be required.

(12) Well source development data to establish the capacity of the source shall include static water level, yield, the amount of drawdown, recovery rate, and duration of pumping. Interference between existing sources and the source being tested must also be shown. To determine whether the well and aquifer are capable of supplying water at the rate desired and to provide information necessary to determine the proper pump settings in the well, the source shall be pump tested at no less than the maximum design rate. A department guideline on pump testing is available to assist purveyors.

(13) Detailed information regarding all aspects of water quality addressed in WAC 248-54-175. If treatment is planned, refer to WAC 248-54-155(2).

(14) Other information may be required by the department. Prior to initiating source development or modification, the purveyor should contact the department in order to identify any such additional information.

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

WAC 248-54-105 DESIGN STANDARDS. (1) Good engineering (~~(practice, such as the current edition of Recommended Standards for Water Works, a Committee Report of the Great Lakes - Upper Mississippi River Board of State Sanitary Engineers, department guidelines - Sizing Guidelines for Public Water Supplies, American Public Works Association (APWA), American Water Works Association (AWWA) standard specifications or other design criteria and standards acceptable to the department,)~~) practices shall be used in the design of all public water systems, such as those set out in:

(a) The current edition of Recommended Standards for Water Works, A Committee Report of the Great Lakes - Upper Mississippi River Board of State Sanitary Engineers;

(b) Department guideline titled Sizing Guidelines for Public Water Supplies;

(c) Standard specifications of the American public works association;

(d) Standard specifications of the American water works association; and

(e) Design criteria, such as contained in current college texts and professional journal articles, acceptable to the department; and

(f) WAC 173-160 Minimum Standards for Construction and Maintenance of Water Wells.

(2) In addition, all new or expanding public water systems shall use the following design factors:

(a) Historical water use,

(b) Community versus recreational uses of water,

(c) Local conditions and/or regulations,

(d) Community expectations,

(e) Public Water System Coordination Act considerations where appropriate,

(f) Risks from potential disasters, and

(g) Other requirements as determined by the department.

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

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

(1) For wells and springs, the ~~(water purveyor shall provide an area of)~~ minimum sanitary control ~~(for)~~ area shall have a radius of one hundred feet (thirty meters) and two hundred feet (sixty meters) respectively ~~(; except the water purveyor shall control land of a greater or lesser size or of a different shape than is defined by a one hundred or two hundred foot radius where an)~~, unless engineering justification ~~(has been reviewed and accepted by the department)~~ supports a smaller area. The ~~(engineering)~~ justification must address geological and hydrological data, well construction details, and other relevant factors ~~(indicating a control area of different size or shape is necessary)~~ needed to assure adequate sanitary control ~~(in the vicinity of the source)~~. The department may require a larger sanitary control area than is set forth above if geological and hydrological data supports such a decision. It shall be the purveyor's responsibility to obtain the protection needed.

Within the control area, no source of contamination may be constructed, stored, disposed of, or applied without the permission of the department and the purveyor.

(2) The control area for new sources must be owned by the ~~(water)~~ purveyor in fee simple, or ~~(he or she)~~ the purveyor must have the right to exercise complete sanitary control of the land through other legal provisions.

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

Where portions of the control area are in the possession and control of another, the purveyor must obtain a duly recorded restrictive covenant which shall run with the land, restricting the use of said land in

accordance with these rules ~~(; which shall be recorded in the county wherein the land is located)~~ and provide the department with copies of the appropriate documentation.

~~((2))~~ (3) Adequate watershed control, consistent with treatment provided, shall be demonstrated and documented for all surface water sources ~~(pursuant to)~~ per WAC 248-54-225. A section in the department guideline ~~(regarding)~~ titled Planning Handbook deals with watershed control and is available to assist utilities in this regard.

~~((3))~~ In situations where regional ground water resources are being utilized, collaborative actions may be taken by appropriate local, state, or federal agencies when necessary to protect underground sources of drinking water. These may include, but not be limited to: Sole source aquifer designation, special design criteria, or ground water resource management) (4) Where, in the opinion of the department a potential risk exists to the water quality of a source, additional controls or monitoring may be required.

NEW SECTION

WAC 248-54-131 LEAD IN MATERIALS. (1) Any pipe, pipe fittings, solder, or flux used in the installation or repair of a public water system shall be lead-free. This prohibition shall not apply to leaded joints necessary for the repair of cast iron pipes.

(2) Within the context of this section, lead-free shall mean:

(a) No more than eight percent lead in pipes and pipe fittings, and

(b) No more than two-tenths of one percent lead in solder and flux.

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

WAC 248-54-135 DISTRIBUTION SYSTEMS. (1) All new distribution reservoirs shall have suitable watertight roofs or covers ~~(which excludes)~~ preventing entry by birds, animals, insects, and dust ~~(;)~~ and shall include appropriate provisions to safeguard against trespass, vandalism, and sabotage. Existing uncovered distribution reservoirs shall comply with the provisions of WAC 248-54-245.

(2) ~~((Distribution systems))~~ The purveyor shall ~~(be)~~ size and ~~(evaluated by use of)~~ evaluate the distribution system using a hydraulic analysis acceptable to the department.

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

(4) New public water systems or additions to existing systems shall provide a design quantity of water at a positive pressure of at least 30 psi (200 kPa) under maximum instantaneous demand flow conditions measured at ~~(the)~~ any customer's water meter or at the property line ~~(of the premises when meters are not used. When a system is being designed to provide fire flows, a positive pressure shall be maintained throughout the system under fire flow conditions at the water meter or at the property line)~~ if no meter exists.

(5) If fire flow is to be provided, the distribution system shall be designed to provide the required fire flow at a pressure of at least 20 psi during MID conditions.

(6) ~~((If individual))~~ Booster pumps ~~(are used to maintain adequate pressure in a customer's system;)~~ needed for individual services shall be subject to review and approval by the department. Installation shall be made under the supervision of the purveyor to assure ~~(minimum pressure)~~ cross-connection control requirements ~~(in the purveyor's system)~~ are ~~(maintained at all times. Low pressure cutoff switches may be required on the suction side of the pump))~~ met.

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

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

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

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

(2) Predesign studies shall be required for proposed surface water supplies and those ground water supplies requiring treatment. The goal of the predesign study shall be to establish the most acceptable method to produce satisfactory finished water quality and shall be done in conjunction with a project report as per WAC 248-54-086.

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

(a) Well sources ~~((with a))~~:

(i) Having a satisfactory bacteriological history, and

(ii) Drawing from a protected ~~((ground water))~~ aquifer as determined by the department ~~((, or))~~;

(b) Spring sources ~~((with a))~~:

(i) Having a satisfactory bacteriological history ~~((provided sufficient))~~;

(ii) Having evidence ~~((is submitted to the department demonstrating))~~ to demonstrate, to the satisfaction of the department, the spring originates in a stratum not subject to contamination; and

(iii) Where the water is collected by a method precluding contamination.

(4) ~~((The minimum))~~ Treatment for surface water supplies shall be coagulation, flocculation, filtration, and disinfection. In certain cases ~~((with cost analysis and adequate engineering justification))~~, alternative treatment designs followed by disinfection may be acceptable to the department, provided there is adequate engineering justification.

(5) Disinfection as the sole means of treatment for existing surface water supplies may be acceptable to the department provided the purveyor can demonstrate ~~((to the satisfaction of the department))~~ adequate:

(a) Watershed control ~~((pursuant to))~~ per WAC 248-54-225,

(b) Raw and finished water quality, and

(c) Water system design and operation.

~~((5))~~ (6) Disinfection methods, other than ~~((chlorine))~~ chlorination, i.e., ozonation, ultraviolet radiation, iodination may be approved by the department ~~((under special circumstances))~~ with appropriate engineering justification.

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

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

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

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

(b) Samples required in this section shall be collected, transported, and analyzed according to methods approved by the department. The analyses shall be done ~~((only))~~ by the state public health laboratory or by any other laboratory ~~((having a current certificate of approval from))~~ currently certified by the state ~~((office of laboratories and epidemiology))~~ for the analyses to be performed, except turbidity as required by ~~((this section))~~ WAC 248-54-165(4) may be tested by

~~((qualified))~~ water utility ~~((operators))~~ or health department personnel.

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

Subject to revision as appropriate, the department may reduce the monitoring requirement of the receiving system provided the receiving system:

(i) Has had a good water quality history,

(ii) Is operated in a satisfactory manner consistent with these regulations, ~~((and))~~

(iii) Is included in the supplying ~~((system includes the receiving system in a))~~ system's regular monitoring schedule, and ~~((includes))~~

(iv) Is included in the ~~((number of services))~~ service and population ~~((of the receiving system in the))~~ totals ~~((of))~~ for the supplying system.

Periodic reviews of the system's sampling record ~~((with))~~ may be made to determine if continued reduction is appropriate.

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

(e) All monitoring requirements in subsections (2) through ~~((9))~~ (11) of this section apply equally to systems serving permanent or transitory populations unless otherwise stated.

(2) Bacteriological.

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

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

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

(ii) For class 3 systems ~~((whose class is determined by the transitory population served))~~, the minimum number of routine samples to be analyzed is shown ~~((on))~~ in Table 2. In the case where ~~((class is determined by))~~ an ~~((event of))~~ activity lasts for one week or less ~~((in duration))~~, sampling frequency shall be as directed by the ~~((health officer))~~ department.

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

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

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

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

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

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

TABLE 1
MINIMUM NUMBER OF ROUTINE BACTERIOLOGICAL SAMPLES TO BE TAKEN FROM THE DISTRIBUTION SYSTEM FOR SYSTEMS WHOSE SAMPLING REQUIREMENTS ARE BASED ON PERMANENT SERVICES

Number of Permanent Services	Permanent Population* Served	Minimum No. of Samples Per Month	Permanent Population Served	Minimum No. of Samples Per Month
((3)) 2 - 9	-	1 every 12 months	37,001 - 41,000	45
10 - 99	-	1**	41,001 - 46,000	50
100 or more	Less than 1,001	1	46,001 - 50,000	55
	1,001 - 2,500	2	50,001 - 54,000	60
	2,501 - 3,300	3	54,001 - 59,000	65
	3,301 - 4,100	4	59,001 - 64,000	70

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

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

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

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

TABLE 2
MINIMUM NUMBER OF ROUTINE BACTERIOLOGICAL SAMPLES TO BE TAKEN FROM THE DISTRIBUTION SYSTEM FOR WATER SYSTEMS WHOSE SAMPLING REQUIREMENTS ARE DETERMINED BASED ON TRANSITORY POPULATIONS

Maximum Day Population Served in Any One Month	Minimum Number Samples That Month
Less than 25	1 every 12 months
25 - 299	1 every 3 months
300 - 999	1*
1,000 - 2,499	2
2,500 - 3,499	3
3,500 - 4,999	4
5,000 - 9,999	6
10,000 - 14,999	8
15,000 - 19,999	10
20,000 - 29,999	12
30,000 - 39,999	14
40,000 - 49,999	16
50,000 - 74,999	20
75,000 - 99,999	25
100,000 or more	30

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

(3) Inorganic chemical and physical.

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

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

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

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

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

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

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

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

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

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

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

(4) Turbidity.

(a) Class 1, 2, and 3 systems with surface water sources shall ~~((continuously))~~ monitor turbidity at least once a day.

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

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

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

(5) Trihalomethanes.

(a) Class 1 ground water systems serving a population of 10,000 or more and using chlorine or other oxidants in the treatment process

shall monitor for maximum total trihalomethane(s) potential (MTTP). These ground water systems shall collect one sample from each treated well or well field every 12 months. This sample should be taken at the source prior to treatment. If this is not possible, the sample should be taken at the extreme end of the distribution system. This sample shall be analyzed for maximum total trihalomethane potential (MTTP).

(b) ~~((Systems with))~~ Class 1 surface water ~~((sources))~~ systems serving a population of 10,000 or more and using chlorine or other oxidants in the treatment process, shall monitor for total trihalomethanes (TTHM) according to the following schedule:

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

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

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

(6) Corrosivity.

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

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

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

(b) The analysis shall be for the corrosion byproducts including cadmium, copper, iron, lead, and zinc. In addition, alkalinity, pH,

hardness, temperature, total dissolved solids (TDS), and the Langelier index value shall be determined for the source samples.

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

(7) Pesticides.

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

(8) Radionuclides.

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

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

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

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

(b) Monitoring requirements for man-made radioactivity:

(i) Class 1 systems using surface water sources and serving more than one hundred thousand persons and other water systems designated by the department shall monitor for man-made radioactivity ~~((beta particle and photon))~~ every forty-eight months or as required by the department. ~~((Compliance shall be based on the analysis of a composite of four consecutive quarterly samples or the analysis of four quarterly samples.))~~

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

(9) Other organic compounds with established MCLs shall be monitored as directed by the department.

(10) Organic compounds with no established MCL shall be monitored as directed by the department.

(11) Other ~~((parameters))~~ substances.

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

TABLE 3
MINIMUM MONITORING REQUIREMENTS

System Class	Sample Type	((Minimum)) Number of Samples Required*
1 and ((+F)) 2	Bacteriological	((Permanent connections=)) Refer to Table 1 ((Transitory population= refer to Table 2))
	Inorganic Chemical and Physical (Primary and Secondary)	Surface water sources - one complete analysis per source every 12 months Ground water sources - one complete analysis per source or well field every 36 months
	Turbidity	Surface water sources - ((continuously)) daily
	Trihalomethanes	Systems with 10,000 or more population ((only)) and using chlorine. Surface water sources - 4 per ((treatment plant)) treated source every 3 months. After one year may be reduced to 1 per ((plant)) source every 3 months Ground water sources - 1 per ((plant)) treated source every 12 months
	Corrosivity	Surface water sources - 2 sets per ((treatment plant)) source during a 12-month period Ground water sources - 1 set per ((plant)) source or well field during a 12-month period

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

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

**TABLE 4
MONITORING LOCATION**

Sample Type	Sample Location
Bacteriological	From representative points in distribution system.
Complete Inorganic Chemical and Physical	From a sample point as close to the source as possible.
Nitrate	From a sample point as close to the source as possible.
Turbidity - Surface Water	From a location at or before the entry point to the distribution system and where needed for treatment process control.
Trihalomethanes - Surface Water	From representative points in the distribution system.
- Ground Water	From the source prior to treatment.
Corrosivity	From the source and at locations in the distribution system.
Pesticides - Surface Water	From the source.
Radionuclides	From the source.
Other Organics	As directed by the department.

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

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

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

((Primary Chemical and Physical Contaminants		Level	Secondary Chemical and Physical Contaminants		Level
Arsenic	0.05	mg/L	Chloride	250	mg/L
Barium	1.0	mg/L	Color	15	units
Cadmium	0.01	mg/L	Copper	1.0	mg/L
Chromium	0.05	mg/L	Iron	0.3	mg/L
Fluoride	2.0	mg/L	Manganese	0.05	mg/L
Lead	.05	mg/L	Specific conductivity	700	umhos/cm
Mercury	.002	mg/L	Sulfate	250	mg/L
Nitrate (as N)	10.0	mg/L	Total dissolved solids	500	mg/L
Selenium	.01	mg/L	Zinc	5.0	mg/L
Silver	.05	mg/L			
Sodium					
Turbidity	1.0	TU))			

**TABLE 5
INORGANIC CHEMICAL CHARACTERISTICS**

Substance	Primary Maximum Contaminant Level (mg/L)
Arsenic (As)	0.05
Barium (Ba)	1.0
Cadmium (Cd)	0.01
Chromium (Cr)	0.05
Fluoride (F)	4.0
Lead (Pb)	0.05
Mercury (Hg)	0.002
Nitrate (as N)	10.0

Substance Primary Maximum Contaminant Level (mg/L)

Selenium (Se)	0.01
Silver (Ag)	0.05
Sodium (Na)	None established

Substance Secondary Maximum Contaminant Level (mg/L)

Chloride (Cl)	250.0
Copper (Cu)	1.0

If any ((parameter)) substance exceeds ((the)) its maximum contaminant level (MCL), the purveyor shall take follow-up action as outlined in WAC 248-54-185 ((shall be taken)).

(2) In enforcing the standards set out in this section, the department shall seek to enforce compliance with the primary standards as its first priority. Secondary standards shall be enforced based on department discretion as the public interest warrants.

(3) Bacteriological.

(a) Standards set forth in this subsection shall be considered primary standards.

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

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

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

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

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

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

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

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

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

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

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

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

((3)) (v) Samples with unsuitable test results, i.e., confluent growth, TNTC (too numerous to count), excess debris, etc., will not qualify as routine samples and will not count toward fulfillment of the monitoring requirement.

(4) Inorganic chemical and physical.

The ((maximum contaminant levels)) MCLs are as ((follows)) listed in Table 5 and 6:

Substance	Secondary Maximum Contaminant Level (mg/L)
Fluoride (F)	2.0
Iron (Fe)	0.3
Manganese (Mn)	0.05
Sulfate (SO ₄)	250.0
Zinc (Zn)	5.0

TABLE 6
PHYSICAL CHARACTERISTICS

Substance	Primary Maximum Contaminant Level (mg/L)
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Turbidity	1 Turbidity Unit
-----------	------------------

Substance	Secondary Maximum Contaminant Level (mg/L)
-----------	--

Color	15 Color Units
Hardness	None established
Specific Conductivity	700 unhos/cm
Total Dissolved Solids (TDS)	500 mg/L

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

~~((4))~~ (5) Turbidity.

The ~~((maximum contaminant levels))~~ MCLs for turbidity are as follows:

(a) One nephelometric turbidity unit (NTU), based on a monthly average of the maximum daily turbidity, where the maximum daily turbidity is defined as:

(i) The average of the highest two hourly readings over a twenty-four hour period when continuous monitoring is used, or

(ii) The average of two grab samples taken within one hour when daily monitoring is used.

The limit may be increased to five NTUs if the purveyor can show the source is within a controlled watershed and meets all the requirements of WAC 248-54-125 and 248-54-225.

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

~~((5))~~ (6) Trihalomethanes.

(a) Standards set forth in this subsection shall be considered primary standards.

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

(c) There is no MCL for maximum total trihalomethane potential (MTTP). If the MTTP value exceeds 0.10 mg/L, the purveyor shall follow up per WAC 248-54-185(5).

~~((6))~~ (7) Corrosivity.

Follow-up action as outlined in WAC 248-54-185 shall be taken if any corrosion byproduct ~~((parameter))~~ exceeds the ~~((maximum contaminant level))~~ MCL or the increase in ~~((parameter))~~ levels between source and distribution sampling points is significant ~~((follow-up action as outlined in WAC 248-54-185 shall be taken)).~~

The corrosivity characteristics as generalized by the Langelier index are as follows: Highly aggressive ~~((=<-2.0))~~ is less than -2, moderately aggressive ~~((=-2.0 to <-0.0))~~ is -2 to 0, nonaggressive ~~((=->0.0))~~ is greater than 0.

~~((7))~~ (8) Pesticides.

(a) Standards set forth in this subsection shall be considered primary standards.

~~((b))~~ The ~~((maximum contaminant levels))~~ MCLs for ~~((organic chemicals))~~ pesticides are as follows:

~~((a))~~ (i) Chlorinated hydrocarbons:

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

~~((b))~~ (ii) Chlorophenoxys:

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

~~((b))~~ (9) Radionuclides.

(a) Standards set forth in this subsection shall be considered primary standards.

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

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

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

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

~~((b))~~ (10) The maximum levels allowable for any additional ~~((parameters))~~ substances monitored shall be determined by the department.

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

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

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

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

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

(c) When ~~((an))~~ a primary MCL violation ~~((is))~~ has been confirmed, the purveyor shall determine the cause of the contamination ~~((and take corrective action ((shall be taken)))~~ as required by the department. The purveyor shall also notify the department within forty-eight hours.

~~((d))~~ When a secondary MCL violation has been confirmed, the purveyor shall notify the department and take corrective action as directed by the department.

(2) Bacteriological.

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

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

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

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

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

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

~~((iii))~~ (ii) When the sample result is greater than four per one hundred milliliters, the sample is unsatisfactory and nonconforming. The purveyor shall take action to determine and correct the cause of the contamination. Daily check samples shall continue to be collected until at least two consecutive daily check samples show less than one per one hundred milliliters coliform bacteria. ~~((When the presence of coliform bacteria in water has been confirmed by any daily check samples, the purveyor shall notify the department within forty-eight hours.))~~

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

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

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

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

~~(c) Samples with unsuitable test results, i.e., confluent growth, TNTC (too numerous to count), excess debris, etc., will not be accepted as routine samples and will not count toward fulfillment of the monitoring requirement. The purveyor shall notify the department of these sample results within forty-eight hours.))~~

(f) When the sample result is marked unsuitable, an additional drinking water sample shall then be submitted for analysis for each unsuitable result immediately upon notification of the unsuitable result. The additional sample shall be analyzed by the MPN testing method.

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

(3) Inorganic chemical and physical.

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

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

If the average of the initial analysis and the three additional analyses exceeds the MCL, a violation has been confirmed. The purveyor shall report the confirmed violation to the department. ~~((When a primary MCL violation occurs, the purveyor shall notify the public according to the procedures outlined in WAC 248-54-255.))~~

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

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

(4) Turbidity.

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

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

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

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

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

(7) ~~((Pesticides:))~~

~~When any organic chemical contaminant exceeds the MCL or maximum allowable level, the purveyor shall notify the department within forty-eight hours. The purveyor shall determine the cause of the contamination and take necessary corrective actions as required. Public notification shall be required by the department.~~

(8) Radionuclides:

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

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

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

NEW SECTION

WAC 248-54-194 OPERATOR CERTIFICATION. A certified operator is required per chapter 70.119 RCW and chapter 248-55 WAC for the following public water systems:

- (1) Those serving one hundred services or more; and
- (2) Those serving twenty-five or more persons year-round which are supplied by a surface water source and are required to filter.

NEW SECTION

WAC 248-54-196 SMALL WATER SYSTEM MANAGEMENT PROGRAM. (1) The purpose of a small water system management program is to assure the water system:

- (a) Is properly and reliably managed and operated, and
 - (b) Continues to exist as a functional and viable entity.
- (2) A water system management program shall be developed and implemented for all systems not required to complete a water system plan as described in WAC 248-54-065.

(3) The department shall have the authority to require submission of this program for review and comment when:

- (a) A new water system is proposed;
- (b) A new project is proposed for an existing system;
- (c) An existing system has problems associated with inadequate or improper management or operations;
- (d) Requested by the department for an existing system not having approved engineering documents, such as, or similar to, those described in WAC 248-54-086 and 248-54-096; and
- (e) There is a change in ownership of the system.

(4) A department guideline titled Planning Handbook is available to assist the purveyor in establishing the level of detail and content of the management program. Content and detail shall be consistent with the size, complexity, past performance, and use of the public water system. General content topics shall include, but not be limited to, the following elements:

- (a) Ownership and decision-making issues,
 - (b) Financing, and
 - (c) Operations.
- (5) The department may require changes be made to a water system management program if necessary to effectively accomplish the program's purpose.

NEW SECTION

WAC 248-54-201 RELIABILITY. (1) Any proposed public water system facility or expansion or modification of an existing system shall provide an adequate quantity and quality of water in a reliable manner at all times.

(a) In determining whether a proposed public water system or an expansion or modification of an existing system is capable of providing an adequate quantity of water, the department shall consider the immediate as well as the reasonably anticipated future needs of the system's consumers.

(b) In determining whether an existing public water system is providing an adequate quantity of water, the department shall consider the needs of the system's existing consumers exclusively, unless, in the department's discretion, consideration of the needs of potential consumers is in the public interest.

(2) The system shall be constructed, operated, and maintained to protect against failures of the power supply, treatment process, equipment, or structure with appropriate back-up facilities. Security measures shall be employed to assure the water source, water treatment processes, water storage facilities, and the distribution system are under the strict control of the purveyor.

(3) Where fire flow is required, a positive pressure shall be maintained throughout the system under fire flow conditions at the water meter or property line.

(4) Water pressure at the customer's service meter or property line if a meter is not used shall be maintained at the approved design level. In no case shall the pressure be less than twenty psi under MID conditions.

(5) Water use restrictions as a designed operation practice shall not be allowed.

(6) No intake or other connection shall be maintained between a public water system and a source of water not approved by the department.

(7) Every purveyor shall maintain twenty-four hour phone availability and shall respond to customer concerns and service complaints in a timely manner.

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

WAC 248-54-205 CONTINUITY OF SERVICE. (1) ~~(A public water system facility shall be designed to provide an adequate quantity and quality of water in a reliable manner at all times. The system shall be constructed, operated, and maintained to protect against failures of the power supply, treatment process, equipment, or structural failure, with appropriate backup facilities. Security measures shall be employed to assure the water source, water treatment process, water storage facilities, and the distribution system are under the strict control of the purveyor.~~

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

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

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

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

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

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

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

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

~~((7)) (2) It ((will)) shall be the responsibility of the utility transferring ownership to ensure all health-related standards pursuant to chapter 248-54 WAC are met during transfer of the utility. It ((is)) shall also be the responsibility of the utility transferring ownership to inform and train the new ((ownership)) owner regarding operation of the utility.~~

~~((8)) (3) No purveyor shall end utility operations without providing written notice to all customers and the department at least one year prior to termination of service.~~

~~((9)) (4) Where this section may be in conflict with existing state statutes, the ((appropriate)) more stringent statute ((will)) shall prevail.~~

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

WAC 248-54-215 TREATMENT FACILITY OPERATION.

~~(1) ((No)) A bypass ((may)) shall neither be established ((or)) nor maintained ((whereby)) to divert water ((may be diverted)) around any feature of a treatment process ((of a public water supply)), except with the approval of the department.~~

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

~~(3) When chlorine is used ((as the disinfecting agent;)) on a ground water source for disinfection or as otherwise directed by the department, and ((where)) the pH does not exceed 8.0, the purveyor shall maintain a minimum free chlorine residual of 0.2 milligrams per liter (mg/L) ((shall be maintained)) in all parts of the system. ((A)) The minimum contact time ((of)) provided before the first customer shall be:~~

~~(a) Thirty minutes ((with a)) if 0.2 mg/L free chlorine residual is maintained, or~~

~~(b) Ten minutes ((with a)) if 0.6 mg/L free chlorine residual ((shall be provided ahead of the first point of domestic use at peak flow conditions, except as otherwise approved by the department)) is maintained.~~

~~(4) The department may require the purveyor to provide longer contact times, higher chlorine residuals, or additional treatment ((may be required)) for the following sources ((more susceptible to contamination, such as)):~~

~~(a) Surface water,~~

~~(b) Shallow wells ((and)),~~

~~(c) Springs,~~

~~(d) Infiltration galleries, ((and for sources))~~

~~(e) Those with ((quality factors, such as pH and)) high turbidity ((which may interfere)),~~

~~(f) Those with ((disinfection efficiency)) high pH, and~~

~~(g) Other sources particularly susceptible to contamination as identified by the department.~~

~~((+))~~ (5) All water purveyors (~~(practicing)~~) using chlorination shall monitor chlorine residual at ~~((a))~~ representative ~~((number of))~~ points in the system on ~~((at least))~~ a daily basis or as approved by the department. The ~~((analysis))~~ analyses shall be conducted ~~((in accordance with))~~ per the most current edition of Standard Methods for the Examination of Water and Waste Water. Reports shall be sent to the department, ~~((on forms provided by))~~ in a format acceptable to the department, within ten days of the end of the reporting month. In order to assure adequate monitoring of chlorine residual, the department may require the use of continuous chlorine residual analyzers and recorders.

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

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

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

(3) Those public water systems using unfiltered surface water shall submit to the department for approval a report identifying all conditions, activities, and facilities within the watershed, together with an acceptable program for necessary surveillance, limitation, and control. This report shall be part of the water system plan required in WAC 248-54-065, included in ~~((an operations))~~ a small water system management program as required in WAC ~~((248-54-195))~~ 248-54-196, or prepared independently for those systems not required to have such a plan. A section in the department guideline titled Planning Handbook deals with watershed control and is available to assist utilities in adequately addressing the following basic elements:

- (a) Watershed description,
- (b) Watershed control,
- (c) System operation, and
- (d) Water quality trends.

The report shall be ~~((reviewed;))~~ updated as ~~((necessary, and submitted to))~~ needed or required by the department ~~((annually))~~.

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

WAC 248-54-235 FLUORIDATION OF DRINKING WATER. (1) Where fluoridation is practiced, the concentration of fluoride shall be maintained in the range 0.8 through 1.3 mg/L. Determination of fluoride concentration shall be made daily, and reports of such analyses shall be submitted to the department, ~~((on forms provided by))~~ in a format acceptable to the department, within ten days of the end of the reporting month. Such analyses shall be made in accordance with procedures listed in the most current edition of Standard Methods for the Examination of Water and Waste Water.

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

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

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

the water system and send a copy of the notice or a written explanation of how the system users were notified to the department within thirty days of any of the following:

(a) When any applicable primary MCL has been exceeded as per WAC 248-54-175,

(b) Failure to comply with an applicable testing procedure,

(c) Failure to comply with any treatment technique having been prescribed, and

(d) Failure to do the prescribed monitoring as required.

(2) Content.

(a) Public notices issued per this section shall be written in a manner designed to fully inform the users of the water system of the reasons for the notice.

(b) The notice shall:

(i) Be conspicuous;

(ii) Disclose all material facts regarding the subject;

(iii) Disclose the nature of the problem;

(iv) When appropriate, provide a clear statement showing a primary MCL has been exceeded; and

(v) When appropriate, describe any preventive measures to be taken by the consumers.

(c) The public notice shall not:

(i) Use unduly technical language,

(ii) Use unduly small print, or

(iii) Use any other methods frustrating the purpose of the notice.

(d) The public notice may include:

(i) A balanced explanation of the seriousness to the public health,

(ii) A fair explanation of steps taken by the system to correct any problem, and

(iii) The results of any additional sampling.

(3) Frequency and distribution.

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

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

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

(d) In addition to or in lieu of subsection ~~((+))~~ (3)(a), (b), or (c) of this section, the users may be individually notified in writing, by telephone or in person, except that when a maximum contaminant level is exceeded the users must be notified by direct mail.

~~((2))~~ (4) If any of the events identified in subsection (1) of this section occur in any system serving a transitory population, the ~~((water))~~ purveyor shall post written notice of the violation at conspicuous locations and points of use throughout the system.

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

~~((4))~~ (5) The purveyor shall notify customers and the department as soon as practical but no later than forty-eight hours after any of the following occurs:

(a) A breakdown or failure of public health significance occurs in the water treatment process;

(b) An emergency arises causing or threatening to cause a loss in water service for more than twenty-four hours; or

(c) When any other situation occurs where the water quality may be degraded and public health may be threatened.

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

~~((5))~~ (7) Notice to the ~~((public))~~ water system users required by this section may be given by the department on behalf of the ~~((water))~~ purveyor.

~~((6))~~ (8) When ~~((parameters))~~ substances do not exceed ~~((a maximum contaminant level))~~ an MCL, but have levels of health significance, the department may require the purveyor to notify the ~~((public))~~ water system users.

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

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

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

- (i) The date, place, and time of sampling, and the name of the person collecting the sample;
- (ii) Identification of the sample as to whether it was a routine distribution system sample, check sample, raw or drinking water sample, or other special purpose sample;
- (iii) Date of analysis;
- (iv) Laboratory and person responsible for performing analysis;
- (v) The analytical technique/method used; and
- (vi) The results of the analysis.

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

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

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

- (i) Chlorine residual;
- (ii) Fluoride level;
- (iii) Water treatment plant performance~~((:))~~ including, but not limited to:

- (A) Type of chemicals used and quantity,
 - (B) Amount of water treated, and
 - (C) Results of analyses.
- (iv) Turbidity; and
 - (v) Other ~~((techniques))~~ information as specified by the department.
 - (2) Reporting.

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

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

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

~~((d))~~ Water facilities inventory and report form (WFI).
(i) Every class 1 and 2 purveyor ~~((of a class 1 and 2 water system))~~ shall submit ~~((to the department an updated))~~ an annual WFI ~~((report annually))~~ update to the department.

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

~~((e))~~ Public water systems using an unfiltered surface water source shall submit an annual report summarizing the watershed control program and activities within the watershed during the previous year pursuant to WAC 248-54-225. (iii) The purveyor shall submit an updated WFI to the department within thirty days of any change in name, class, ownership, or responsibility for management of the water system.

AMENDATORY SECTION (Amending Order 266, filed 9/8/83)

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

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

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

(i) The inspection and regulation of plumbing in existing and proposed piping networks; and

(ii) The proper installation and surveillance of backflow prevention ~~((devices))~~ assemblies when actual or potential cross-connections exist and cannot be eliminated.

~~((c) It shall be the primary responsibility of))~~ (b) The ~~((water))~~ purveyor ~~((to work cooperatively with local authorities to eliminate or control potential cross-connections))~~ shall develop a cross-connection control program. The scope and complexity of the program shall be directly related to the size of the system and the potential public health risk. A department guideline titled Planning Handbook is available to assist the utility in developing this program. The cross-connection control program shall be included in the water system's plan per WAC 248-54-065 or small water system management program as outlined in WAC 248-54-196, whichever is appropriate.

~~((c) The purveyor shall work cooperatively with local authorities to eliminate or control potential cross-connections.~~

(d) The ~~((water))~~ purveyor shall develop and document enforcement authority and operating policies in a manner acceptable to the department. The current edition of the manual titled Accepted Procedure and Practice in Cross((=)) Connection Control ((Manual)) - Pacific Northwest Section - American Waterworks Association, shall be used as a resource to establish:

- (i) Minimum cross-connection control operating policies,
- (ii) Backflow prevention assembly installation practices, and
- (iii) Backflow prevention assembly testing procedures.

~~((Water))~~ Purveyors and local authorities shall have the option of establishing more stringent requirements.

~~((f))~~ When an ~~((immediate hazard to health is caused by a))~~ existing cross-connection ~~((, then))~~ poses a potential health or system hazard, the ~~((water))~~ purveyor shall ~~((discontinue))~~ shut off water service to the ~~((premises impacted by the cross-connection,))~~ appropriate area until ~~((it is verified))~~ the cross-connection has been eliminated or controlled by the installation of a proper assembly. The department shall be notified when a decision has been made to shut off service.

(2) Backflow prevention ~~((device))~~ assembly installation and testing.
(a) Cross-connections which can be eliminated shall be eliminated. If a cross-connection cannot be eliminated, then ~~((a backflow device shall be required))~~:

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

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

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

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

(c) All ~~((reduced pressure principle))~~ air gaps and backflow prevention ~~((devices and double-check valve))~~ assemblies installed shall be ~~((inspected and tested by a certified backflow device tester or))~~ installed in accordance with the cross-connection control ~~((specialist))~~ manual referenced in WAC 248-54-285 (1)(c) of this section.

(d) A Washington state certified tester shall inspect and test all:

- (i) Reduced pressure principle backflow prevention assemblies,
- (ii) Double-check valve assemblies,
- (iii) Detector double-check assemblies, and
- (iv) Air gaps.

(e) Tests and/or inspections shall be conducted:

(i) At the time of initial installation, ~~((and))~~

(ii) Annually after initial installation, or more frequently if tests indicate repeated failures, and

~~((iii) After the ((device)) assembly is repaired((, and~~

~~((iii) Annually thereafter, and/or~~

~~((iv) More often when tests indicate repeated failures)).~~

~~((d))~~ (f) The ~~((devices))~~ assemblies shall be repaired, overhauled, or replaced whenever found to be defective. Air gaps shall be replumbed whenever they are found to be improperly installed. Inspections, tests, and repairs shall be made under the purveyor's supervision and records thereof kept as required by the purveyor.

~~((e) Failure of the customer))~~ (g) The purveyor shall not allow interconnection with the water system for any customer failing to cooperate in the installation, maintenance, testing, or inspection of backflow prevention ((devices)) assemblies required by these regulations ((shall be grounds for the termination of water service to the premises or the requirements for an air-gap separation)).

NEW SECTION

WAC 248-54-291 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.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 248-54-085 ENGINEERING REPORT.
- WAC 248-54-095 PLANS AND SPECIFICATIONS.
- WAC 248-54-115 LOCATION.
- WAC 248-54-195 GENERAL OPERATIONS PROGRAM.
- WAC 248-54-275 SANITARY SURVEY.

WSR 88-01-001

PROPOSED RULES

PUBLIC DISCLOSURE COMMISSION

[Filed December 3, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Public Disclosure Commission intends to adopt, amend, or repeal rules concerning Definition—Development, new WAC 390-20-022;

that the agency will at 9 a.m., Tuesday, January 26, 1988, in the 2nd Floor Conference Room, Evergreen Plaza Building, 711 Capitol Way, Olympia, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on January 26, 1988.

The authority under which these rules are proposed is RCW 42.17.370.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 26, 1988.

This notice is connected to and continues the matter in Notice No. WSR 87-19-155 filed with the code reviser's office on September 23, 1987.

Dated: November 19, 1987

By: Graham E. Johnson
Executive Director

NEW SECTION

WAC 390-20-022 DEFINITION—DEVELOPMENT. (1) "Development", as that term is used in RCW 42.17.170 and .180, is an integral part of lobbying and means activities preliminary to or in preparation for the communication of fact, opinion or observation intended to influence the passage or defeat of legislation or rules adopted by state agencies. Examples of such activities are: researching issues, drafting language for bills or rules, formulating strategy, consulting with other lobbyists or persons considered to be supporters or opponents of the legislation or rules, monitoring the progress of legislation or rules, directly or indirectly seeking public support, or giving opinions regarding the effect of legislation or rules.

(2) "Development" does not include activities preliminary to an employer's decision to lobby or employ a lobbyist. Examples of such excluded activities are: the cultivation of or negotiation with prospective employers, the explanation or interpretation of legislation or current law (including rules), instructing employers or prospective employers on the legislative process when no commitment to lobby has been made, or surveys conducted in whole or in part to solicit expressions that will help an entity formulate a lobbying program.

WSR 88-01-002

NOTICE OF PUBLIC MEETINGS UTILITIES AND TRANSPORTATION COMMISSION

[Memorandum—December 3, 1987]

Notice is hereby given that commencing January 1, 1988, and continuing for the balance of 1988, the time and place of meetings are as follows:

Regular public meetings of the commission shall be held each Wednesday, commencing at 9:00 a.m., in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, Washington.

WSR 88-01-003

NOTICE OF PUBLIC MEETINGS COMMISSION ON ASIAN AMERICAN AFFAIRS

[Memorandum—December 1, 1987]

The schedule for 1988 regular meetings of the Washington State Commission on Asian American Affairs is as follows:

January 23	Seattle
March 19	Tacoma
June 18	Yakima
September 17	Spokane
November 19	Seattle

All meetings will begin at 9:30 a.m. on the day scheduled, however, exact meeting locations are as yet undetermined.

WSR 88-01-004

**NOTICE OF PUBLIC MEETINGS
EDMONDS COMMUNITY COLLEGE**
[Memorandum—December 1, 1987]

1988 Board of Trustees Meeting Schedule

January 21	4:00 p.m.
February 18	4:00 p.m.
March 16	4:00 p.m.
April 21	4:00 p.m.
May 19	4:00 p.m.
June 20	4:00 p.m.
July 21	4:00 p.m.
August 18	4:00 p.m.
September 15	4:00 p.m.
October 20	4:00 p.m.
November 17	4:00 p.m.
December 15	4:00 p.m.

WSR 88-01-005

**RULES OF COURT
STATE SUPREME COURT**
[December 1, 1987]

IN THE MATTER OF THE AMEND- No. 25700-A-407
MENT TO JuCR 1.2 ORDER

The Board of Trustees of the Superior Court Judges' Association having approved the proposed amendment to JuCR 1.2 and the Court having determined that the amendment will aid in the prompt and orderly administration of justice and having further determined that an emergency exists which necessitates an early adoption; Now, therefore, it is hereby

ORDERED:

(a) That the amendment as attached hereto is adopted.

(b) That pursuant to the emergency provisions of GR 9(i), the amendment will be published expeditiously in the Washington Reports and will become effective upon publication.

DATED at Olympia, Washington this 1st day of December, 1987

Vernon R. Pearson

Robert F. Utter

James A. Andersen

Robert F. Brachtenbach

Keith M. Callow

James M. Dolliver

Wm. C. Goodloe

Fred H. Dore

B. Durham

**JuCR 1.2
JURISDICTION OF JUVENILE COURT**

(a) Generally. The jurisdiction of the juvenile court is defined by RCW 13.04.030.

(b) Indian Children. In the case of an Indian child, refer to the Indian Child Welfare Act of 1978.

WSR 88-01-006

**EMERGENCY RULES
DEPARTMENT OF WILDLIFE
(Wildlife Commission)**

[Order 338—Filed December 4, 1987]

Be it resolved by the State Wildlife Commission, acting at Olympia, Washington, that it does adopt the annexed rules relating to amendment to 1987-88 Washington game fish regulations—Quillayute, Bogachiel, Calawah, Soleduck and Dickey rivers, WAC 232-28-61616.

We, the State Wildlife Commission, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is conditions warranting adoption of WAC 232-28-61616 no longer exist. Therefore, this regulation is hereby repealed.

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

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

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

APPROVED AND ADOPTED December 3, 1987.

By Jack S. Wayland
Director

REPEALER

The following section of the Washington Administrative Code is hereby repealed effective 12:01 a.m., December 7, 1987:

WAC 232-28-61616 AMENDMENT TO 1987-88
WASHINGTON GAME FISH REGULATIONS—
QUILLAYUTE, BOGACHIEL, CALAWAH,
SOLEDUCK AND DICKEY RIVERS

WSR 88-01-007

**PROPOSED RULES
INSURANCE COMMISSIONER**

[Filed December 4, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Insurance Commissioner intends to adopt, amend, or repeal rules concerning the operation of the Washington Insurance Guaranty Association. Specifically, WAC 284-32-140 will be amended to increase the dollar amount of claim settlements which must be reviewed by the association's board and approved by a majority thereof. Presently, settlements of \$25,000 or more must be so reviewed and approved. The amendment will raise that threshold amount

to \$150,000. This is being done at the request of the association;

that the agency will at 9:45 a.m., Wednesday, February 3, 1988, in the Board Room, Fourth Floor, Pemco Financial Center, 325 Eastlake East, Olympia, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 48.32.070.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 3, 1988. Mailing address: Insurance Building, AQ-21, Olympia, WA 98504-0321.

Dated: December 4, 1987

By: Edward H. Southon
Deputy Insurance Commissioner

STATEMENT OF PURPOSE

The Washington Insurance Guaranty Association was created by statute in 1971. Rules formulating a plan of operation for the association were also adopted in 1971. The rules have not been amended since that time.

One of the rules, WAC 284-32-140, provides that all claims settlements of \$25,000 or more must be reviewed by the association's board of directors, and approved by majority vote. Events of the first sixteen years—particularly inflation and the increased number of insurer insolvencies—have made that figure unrealistically low and significantly increased the board's burden in reviewing claims settlements.

The board has requested that the threshold amount of claims for direct review and approval by the board be increased to \$150,000. Claims less than that amount may be settled by the authorized agents of the association. Of course, the board constantly reviews the actions of its agents in this area, and retains ultimate responsibility for the association's settlement practices.

The insurance commissioner agrees that the board's request is sensible and reasonable, and so has proposed the accompanying amendment to WAC 284-32-140.

Edward H. Southon, Deputy Insurance Commissioner, (206) 753-7303, is directly responsible for the drafting of the proposed rule and will supervise the implementation and enforcement of the rule. His address is Insurance Building, AQ-21, Olympia, Washington 98504.

The proposed rule is not necessary as the result of federal law or federal or state court action.

Small Business Economic Impact Statement: The proposed amendment deals with a matter internal to the guaranty association and will have no impact whatsoever on small businesses.

AMENDATORY SECTION (Amending Emergency and Permanent Order R-71-3, filed 12/9/71)

WAC 284-32-140 CLAIM SETTLEMENTS OF (~~(\$25,000)~~) \$150,000 OR MORE. The board shall review, and approve by majority vote, claim settlements to be made by the association or its agents of (~~(twenty-five)~~) one hundred and fifty thousand dollars or more.

WSR 88-01-008

ADOPTED RULES

BOARD FOR

COMMUNITY COLLEGE EDUCATION

[Order 114, Resolution No. 87-51—Filed December 4, 1987]

Be it resolved by the State Board for Community College Education, acting at Aberdeen, Washington, that it does adopt the annexed rules relating to adoption of the 1988 schedule of regular meetings of the board.

This action is taken pursuant to Notice No. WSR 87-21-074 filed with the code reviser on October 20, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 28B.50.070 and 42.30.075 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 3, 1987.

By Gilbert J. Carbone
Assistant Director

AMENDATORY SECTION (Amending Order 113, Resolution No. 87-1, filed 1/28/87)

WAC 131-08-010 REGULAR MEETINGS OF THE STATE BOARD. The time and place of the regular meetings of the state board for calendar year (~~(1987)~~) 1988 are:

(January 20-21	Centralia Community College
March 4-5	Tacoma Community College
April 8-9	Lower Columbia Community College
May 13-14	Big Bend Community College
June 17-18	Columbia Basin Community College
September 9-10	South Puget Sound Community College
October 21-22	South Seattle Community College
December 2-3	Grays Harbor Community College)
<u>January 20-21</u>	<u>South Puget Sound Community College, Olympia</u>
<u>February 24-25</u>	<u>South Puget Sound Community College, Olympia</u>
<u>April 6-7</u>	<u>Whatcom Community College, Bellingham</u>
<u>May 11-12</u>	<u>Columbia Basin Community College, Pasco</u>
<u>June 15-16</u>	<u>Edmonds Community College, Lynnwood</u>
<u>September 7-8</u>	<u>South Puget Sound Community College, Olympia</u>
<u>October 19-20</u>	<u>Yakima Community College, Yakima</u>
<u>November 30-</u>	<u>Highline Community College,</u>
<u>December 1</u>	<u>Des Moines</u>

WSR 88-01-009

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 87-203—Filed December 4, 1987]

I, Joseph R. Blum, director of the Department of Fisheries, do promulgate and adopt at Olympia,

Washington, the annexed rules relating to commercial fishing regulations.

I, Joseph R. Blum, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is openings in Area 7B provide opportunity to harvest non-Indian allocation of chum salmon and prevent wastage. All other Puget Sound catch areas closed to prevent overharvest.

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

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

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

APPROVED AND ADOPTED December 4, 1987.

By Judith Merchant
for Joseph R. Blum
Director

NEW SECTION

WAC 220-47-829 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY. *Notwithstanding the provisions of Chapter 220-47 WAC, effective December 6, 1987 until further notice, it is unlawful to take, fish for, or possess salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:*

**Area 7B - Closed except gill nets using 6-inch minimum mesh and purse seines may fish from 7:00 AM Monday December 7 to 8:00 PM Saturday December 12. Fishery exclusion zones applicable to Area 7B commercial fisheries are described in WAC 220-47-307.*

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

REPEALER

The following section of the Washington Administrative Code is repealed effective December 6, 1987.

WAC 220-47-828 PUGET SOUND COMMERCIAL SALMON FISHERY RESTRICTIONS Order No. 87-202

WSR 88-01-010

ADOPTED RULES

DEPARTMENT OF LICENSING

[Order TL/RG 39—Filed December 7, 1987]

I, Theresa Anna Aragon, director of the Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to vehicle licenses and disabled person parking privileges, amendatory sections WAC 308-96A-046, 308-96A-310 and 308-96A-325; and new sections WAC 308-96A-056, 308-96A-061, 308-96A-062 and 308-96A-175.

This action is taken pursuant to Notice No. WSR 87-21-064 filed with the code reviser on October 19, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

WAC 308-96A-046 implements section 1, chapter 98, Laws of 1987, and RCW 73.04.110, as amended by section 2, chapter 98, Laws of 1987; WAC 308-96A-056 implements chapter 44, Laws of 1987; WAC 308-96A-061 implements chapter 237, Laws of 1987; WAC 308-96A-062 implements chapter 237, Laws of 1987; WAC 308-96A-175 implements section 2, chapter 175, Laws of 1987; WAC 308-96A-310 implements RCW 46.16.381; and WAC 308-96A-325 implements RCW 46.16.381.

This rule is promulgated under the general rule-making authority of the director of the Department of Licensing as authorized in RCW 46.01.110 and 46.16.276.

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

APPROVED AND ADOPTED December 2, 1987.

By Theresa Anna Aragon
Director

AMENDATORY SECTION (Amending Order TL-RG-14, filed 7/17/85)

WAC 308-96A-046 VETERAN'S FREE LICENSE. (1) Any ((qualified)) disabled American veteran, former prisoner of war, or the surviving spouse of a deceased former prisoner of war who ((submits satisfactory proof of a service connected disability rating from the Veterans Administration)) qualifies under Chapter 73.04 RCW is entitled to receive regular or special license plates ((issued by the department of licensing)) and is exempt from paying ((the)) any annual licensing fees or excise tax ((for one personal use vehicle)).

Permanent registration and permanent license plate tabs will be issued to qualified ((disabled American veterans and former prisoners of war)) persons for use on one personal use passenger vehicle ((exempt licensing fees: Provided, That,)) which includes motor homes and trucks rated at less than twelve thousand pounds gross weight. Emission inspections ((is)) are required each year in the designated inspection areas(,;). For personalized license plates the annual renewal fees ((is)) are

required ~~((each year, and))~~. Propane powered vehicles are subject to annual propane fees.

(2) For a disabled American veteran, ~~((E))~~ confirmation of eligibility from the Veterans Administration or the military service from which the veteran was discharged must ~~((be sent to the department of licensing with))~~ accompany the initial application. The confirmation of eligibility shall be certification of a service-connected disability rating and certification of one or more of the following conditions of eligibility:

- (a) Has lost the use of both hands or one foot;
- (b) Has become blind in both eyes as the result of military service; or
- (c) Is rated by the Veterans Administration or the military service from which the veteran was discharged and is receiving service-connected compensation at the one hundred percent rate that is expected to exist for more than one year. Verification of vision ~~((correctable to less than 20/200))~~ acuity may be provided by an ~~((ophthalmologist))~~ ophthalmologist or optometrist. Verification that the disabled veteran is receiving compensation at the one hundred percent rate, which may include unemployability expected to exist for more than one year, must be ~~((received from))~~ provided by the Veterans Administration or the military service from which the veteran was discharged.

(3) For a former prisoner of war, certification of the following fact from the Veteran's Administration or the military service from which the veteran was discharged must accompany the initial application: That the person was captured and incarcerated for more than twenty-nine days by an enemy of the United States during a period of war with the United States.

(4) The surviving spouse of a deceased former prisoner of war may be issued a regular or special prisoner of war license plate even if the deceased had not been issued a plate pursuant to chapter 73.04 RCW. In addition to confirming eligibility for the deceased, the spouse must furnish the following:

- (a) A certified copy of the death certificate;
- (b) A copy of the marriage certificate;
- (c) A copy of documentation satisfactory to the department which verifies that the surviving spouse was married to the deceased former prisoner of war during the period of incarceration

~~((ⁿExempt annual licensing fees" means waiver of excise tax, basic fee, gross weight fee, special fee and permit fee only))~~.

~~((2))~~ (5) ~~((H))~~ When the special license plate or free ~~((veterans))~~ license is ~~((switched from one vehicle))~~ transferred to another ~~((;))~~ vehicle, a replacement plate fee, full license and excise fees for twelve months will be ~~((required))~~ collected on the vehicle from which exemption is being removed. A new license expiration date ~~((is to))~~ will be established beginning with the first day of the month in which the exemption is ~~((switched to another vehicle))~~ transferred. The disabled veteran, former prisoner of war or surviving spouse must notify the department of the transfer and pay the transfer fees in effect. ~~((H, however, the vehicle from which the exemption is being removed, is turned in to a dealer for resale, fees need not be collected until the vehicle is sold to a new~~

owner. The registration period will begin on the first day of the month in which application for the new owner is submitted.)

~~((3))~~ (6) The disabled veteran, former prisoner of war or surviving spouse must be a registered or coregistered owner or lessee of ~~((a))~~ the vehicle for which ~~((veterans))~~ licensure is granted.

~~((4))~~ (7) ~~((H))~~ When a vehicle ~~((which was issued))~~ with a free veterans license is sold, the special license plate must be removed and full excise and license fees for twelve months must be paid by the ~~((purchaser))~~ new registered owner at time of title transfer.

NEW SECTION

WAC 308-96A-056 PEARL HARBOR SURVIVOR LICENSE PLATES. Any Washington resident who served in the United States Armed Forces and is a survivor of the attack on Pearl Harbor as defined in Chapter 44, Laws of 1987, may receive a set of special license plates designed by the department to indicate that the recipient is a survivor of the Japanese attack on Pearl Harbor.

(1) Applications for the special license plates shall be upon forms provided by the department. Supplemental qualifying documentation shall include:

- (a) A certification of eligibility from a Washington State Chapter of the Pearl Harbor Survivors Association;
- (b) A current vehicle registration for the vehicle for which the special license plates are issued;
- (c) An Armed Forces document showing date of induction and date of honorable discharge.

(2) An applicant must be a registered owner, co-owner or lessee, or co-lessee of the vehicle for which the special license plates are issued.

NEW SECTION

WAC 308-96A-061 HONORARY CONSULAR OFFICIAL SPECIAL LICENSE PLATES APPLICATION PROCEDURES. (1) Applications for Honorary Consular Official special license plates shall be made in writing on a form provided by the Department of Licensing, and shall be accompanied by the following:

(a) A copy of an exequatur issued by the department of state of the United States of America verifying that the applicant is duly licensed and an honorary consul or official representative of any foreign government.

(b) A copy of documents establishing that the vehicle is owned or leased by the person requesting the special plates. Acceptable documents include, but are not limited to, the current certificate of title or registration.

(c) Other such documentation that the department may reasonably require.

(d) Payment of regular license fees and excise tax.

(2) The application shall be signed by the registered owner of the vehicle.

(3) The department may reject or refuse any application which does not conform to the provisions of Chapter 237, Laws of 1987, and rules and regulations of the department.

NEW SECTION

WAC 308-96A-062 TRANSFER OR DESTRUCTION OF HONORARY CONSULAR OFFICIAL SPECIAL LICENSE PLATES. Whenever the owner or lessee transfers or assigns interest or title in the motor vehicle to which the honorary consular official special plates were issued, the plates shall be removed. The removed plates may either be immediately forwarded to the director to be destroyed, or may be transferred to another vehicle owned by the previous holder of the plates. Immediately upon transfer of the plates to another vehicle the holder of the plates shall complete and submit to the department a notification form provided by the department and payment of a \$5.00 transfer fee plus any other applicable fees and excise tax.

NEW SECTION

WAC 308-96A-175 RIDE-SHARING VEHICLES (1) Any van which is used regularly as a ride-sharing vehicle pursuant to Chapter 46.74 RCW may be issued a special license plate designating "VAN POOL" by satisfying the provisions of Section 2, Chapter 175, Laws of 1987. Any person or governmental agency desiring the special license plate shall make application on a form provided by the department and pay all initial licensing fees and the special license plate fee.

(2) A van owned, rented or leased by a governmental agency will be issued a special license plate in the "VAN POOL" configuration for the van described on the application if the van is regularly used as a ride-sharing vehicle. The license plate may not be transferred to any other vehicle without prior application for exemption on the other van and payment of a five dollar transfer fee.

(3) When the special "VAN POOL" license plate is removed or transferred to another vehicle a replacement plate fee, and excise tax prorated on the remaining months for which the van is licensed shall be collected on the vehicle from which exemption is being removed. If the transfer is being made within thirty-six consecutive months from initial registration, the full use tax originally exempted shall be payable. An application for exemption for the vehicle on which the special license plate is to be transferred must be filed pursuant to subsection (1) above with payment of a five dollar transfer fee.

(4) When a ride-sharing tax exempt vehicle is sold or transferred to another person who will continue to regularly use the van as a ride-sharing vehicle, the new owner shall make application for exemption and pay the special license plate fee.

AMENDATORY SECTION (Amending Order TL-RG 6, filed 8/15/84)

WAC 308-96A-310 APPLICATION—DISABLED PERSON PARKING PRIVILEGES. Application must be made on forms provided by the department and signed by the ~~((applicant))~~ disabled person. If the applicant is physically unable to sign, the application may be signed by a family member, stating ~~((their))~~ his or her relationship to the applicant. If sign~~((ing))~~ ed by mark (X), signatures of two witnesses are required.

A statement from a physician is required to certify the applicant's disability~~((;))~~, except~~((, amputees))~~ loss of both hands or lower limbs may be visually verified by the licensing agent. If the disability is temporary, the physician must indicate the expected length of disability.

Special license plates may be issued for a vehicle((s)) registered to the applicant. If the vehicle is not registered to the applicant, a special decal may be issued: Provided, That ~~((an affidavit))~~ a statement is submitted ~~((certifying))~~ to verify (a) the relationship of the registered owner to the applicant and (b) that the vehicle is used ~~((primarily for the))~~ as the primary source of transportation ((of)) for the applicant.

AMENDATORY SECTION (Amending Order TL/RG-34, filed 5/28/87)

WAC 308-96A-325 LOSS OF ~~((PERMIT))~~ DISABLED PERSON PARKING CARD, DECAL, PLATE. Replacement of a disabled person special parking ((permit)) privilege special card, decal or license plate will be issued upon receipt of a signed ~~((notarized statement))~~ request from the applicant ~~((certifying))~~ stating that the permit, decal or license plate has been lost, stolen, destroyed or mutilated. If the applicant is physically unable to sign, the statement may be signed by a family member or legal guardian ~~((or, in the case of a license plate, by the registered owner of the vehicle))~~.

WSR 88-01-011

ADOPTED RULES

DEPARTMENT OF LICENSING

[Order TL/RG 40—Filed December 7, 1987]

I, Theresa Anna Aragon, director of the Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to temporary permits to operate vessels, new section WAC 308-93-295.

This action is taken pursuant to Notice No. WSR 87-21-048 filed with the code reviser on October 15, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to section 9, chapter 149, Laws of 1987, and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 2, 1987.

By Theresa Anna Aragon
DirectorNEW SECTION

WAC 308-93-295 TEMPORARY PERMITS TO OPERATE VESSELS. A vessel dealer who holds a proper and valid vessel dealer license issued pursuant to

chapter 88.02 RCW may issue, under the following circumstances and procedures, temporary permits to operate vessels:

- (1) The vessel has been sold and does not bear a currently valid Washington decal.
- (2) The dealer shall fill out the title portion of the permit, detailing all owners and all fees collected, including the dealer's report of sale and date of sale. All registered owners must sign the application.
- (3) The dealer shall detach the cardboard copy of the permit and record the date of expiration in dark permanent ink, with bold letters and numbers, on the permit side of that copy. The balance of the copies shall be presented to a license agent by the vessel dealer within fifteen calendar days as an application for registration and title.
- (4) The cardboard copy of the permit and a purchase order identifying the sale must be carried in the vessel and be readily available upon request.
- (5) The dealer must collect title and registration fees required for a June expiration.
- (6) The temporary license permit issued by a dealer is valid for fifteen calendar days from the date of delivery of the vessel. No more than one fifteen day permit may be issued for a vessel after sale.
- (7) A dealer may not use a temporary license permit for a dealer or dealer-employee operated vessel, or as a demonstration permit.
- (8) Fees paid by a dealer for temporary license permit applications are not refundable unless the dealer ceases doing business as a vessel dealer. The fee paid for a single application may be taken as a credit on that application when it is presented to a license agent with the balance of the appropriate fees.
- (9) Temporary permits are not transferable from one vessel dealer to another.

WSR 88-01-012
NOTICE OF PUBLIC MEETINGS
WESTERN LIBRARY NETWORK
 [Memorandum—December 4, 1987]

The meeting dates for the 1988 Western Library Network Network Services Council are as follows. The meetings will be held at the West Cost [Coast] Hotel, 18220 Pacific Highway South, Seattle, Washington 98188, beginning at 10:00 a.m.

Friday	February 5, 1988	Cascade Room
Friday	May 13, 1988	Olympic Room
Friday	August 12, 1988	Olympic Room
Friday	November 4, 1988	Cascade Room

WSR 88-01-013
CERTIFICATE AND ORDER
COLUMBIA RIVER GORGE COMMISSION
 [Filed December 7, 1987]

I hereby certify that the attached copy is a true, full and correct copy of permanent rule(s) adopted on December

1, 1987, by the Columbia River Gorge Commission to become effective December 8, 1987.

The within matter having come before the Columbia River Gorge Commission after all procedures having been in the required form and conducted in accordance with applicable statutes and rules and being fully advised in the premises:

Notice of Intended Action Published in Code Reviser's Register No Yes XX

Now therefore, it is hereby ordered that the following action be taken:

Adopted: 350-11; 350-12; 350-13; 350-14; 350-15; 350-16; and 350-20 as Administrative Rules of the Columbia River Gorge Commission.

Dated this 3rd day of December 1987.

By: Sherril N. Anderson
Title: Administrative Assistant

Statutory Authority: Chapter 499, Laws of 1987.

For Further Information Contact: Richard P. Benner, Executive Director, (509) 427-8866.

Reviser's note: The material contained in this filing will appear in the 88-02 issue of the Register as it was received after the applicable closing date for this issue for agency typed material exceeding the volume limitations of WAC 1-12-035 or 1-13-035, as appropriate.

WSR 88-01-014
PROPOSED RULES
DEPARTMENT OF ECOLOGY
 [Filed December 8, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Ecology intends to adopt, amend, or repeal rules concerning permits for developments on shorelines of the state, amending chapter 173-14 WAC;

that the agency will at 7:00 p.m., Tuesday, January 12, 1988, at the Department of Ecology Central Regional Office, Conference Room, 3601 West Washington, Yakima, WA, and at 7:00 p.m., Thursday, January 14, 1988, at the Department of Ecology Southwest Regional Office, Conference Room, 7272 Cleanwater Lane, Tumwater, WA, conduct public hearings on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on February 2, 1987 [1988].

The authority under which these rules are proposed is RCW 90.58.200.

This notice is connected to and continues the matter in Notice No. WSR 87-22-099 filed with the code reviser's office on November 4, 1987.

Dated: December 8, 1987
By: Phillip C. Johnson
Deputy Director, Programs

WSR 88-01-015

ADOPTED RULES

LIQUOR CONTROL BOARD

[Order 234, Resolution No. 243—Filed December 8, 1987]

Be it resolved by the Washington State Liquor Control Board, acting at the Offices of the Liquor Control Board, Capital Plaza Building, 5th Floor, 1025 East Union Avenue, Olympia, WA 98504, that it does adopt the annexed rules relating to Minors—Employment, WAC 314-16-070.

This action is taken pursuant to Notice No. WSR 87-22-073 filed with the code reviser on November 4, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington State Liquor Control Board as authorized in RCW 66.08.030.

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

APPROVED AND ADOPTED December 8, 1987.

By L. H. Pedersen
Chairman

AMENDATORY SECTION (Amending Order 43, filed 11/20/75)

WAC 314-16-070 MINORS—EMPLOYMENT. No person under the age of 21 years shall be employed in any service in connection with the sale, handling or serving of any liquor, either on a paid or voluntary basis, in, on or about any licensed premises except as otherwise authorized by law. Employees 18 years of age or over of Class A, C, D and/or H licensees may take orders for, serve and sell liquor for consumption on premises as authorized by, and under the conditions provided in, chapter 66.44 RCW. Employees 18 years of age or over of Class E and/or F licensees exclusively, may sell, stock and handle beer and/or wine not to be consumed upon the premises as authorized by, and under the conditions provided in, RCW 66.44.340.

(1) All licensees shall have a person 21 years of age or over on duty supervising the sale, service and consumption of liquor at the licensed premises.

(2) Persons under 21 years of age may not serve food or liquor in any area of Class A, C, D, or H licensed premises at any time such area is classified by the board as off-limits to persons under 21 years of age.

(3) Persons under 21 years of age shall not be permitted to perform activities or functions of a bartender. For the purposes of this section, activities or functions of a bartender include, but are not limited to: Mixing drinks or cocktails; drawing beer or wine; pouring beer or wine anywhere on the premises except at the patrons table; supplying or providing to 18, 19, or 20 year old employees for delivery to the customer spirituous liquor by the glass, beer by the pitcher or glass; or wine by the carafe or glass.

WSR 88-01-016

ADOPTED RULES

LIQUOR CONTROL BOARD

[Order 235, Resolution No. 244—Filed December 8, 1987]

Be it resolved by the Washington State Liquor Control Board, acting at the Offices of the Liquor Control Board, Capital Plaza Building, 5th Floor, 1025 East Union Avenue, Olympia, WA 98504, that it does adopt the annexed rules relating to Guest and courtesy cards—Visitors, WAC 314-40-040.

This action is taken pursuant to Notice No. WSR 87-22-072 filed with the code reviser on November 4, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington State Liquor Control Board as authorized in RCW 66.08.030.

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

APPROVED AND ADOPTED December 8, 1987.

By L. H. Pedersen
Chairman

AMENDATORY SECTION (Amending Order 177, Resolution No. 186, filed 3/11/86)

WAC 314-40-040 GUEST AND COURTESY CARDS—VISITORS. (1) Guest cards may be issued only as follows:

(a) For clubs located within the limits of any city or town, only to those persons residing outside of an area ten miles from the limits of such city or town;

(b) For clubs located outside of any city or town only to those persons residing outside an area fifteen miles from the location of such club: PROVIDED, That where such area limitation encroaches upon the limits of any city or town, the entire corporate limits of such city or town shall be included in the prohibited area;

(c) Such guest cards shall be issued for a period not to exceed two weeks and must be numbered serially, with a record of the issuance of each such card to be filed in a manner as to be readily accessible to the agents of the board;

(d) Mileage restrictions in WAC 314-40-040 (1)(a) and (b) shall not apply to contestants in golf or tennis tournaments conducted on the grounds of a licensed club.

(2) Visitors may be introduced when accompanied at all times by a member and may remain as long as such member is present in the club: PROVIDED, That any such visitor may only enjoy the privileges of the club a reasonable number of times in any one calendar year.

(3) Persons who are members in good standing of a national veterans organization may enjoy the privileges of any licensed club affiliated with any national veterans organization, and persons who are members in good standing of a national fraternal organization may enjoy

the privileges of any club affiliated with that particular national fraternal organization: PROVIDED, That the bylaws of such clubs authorize reciprocal privileges: PROVIDED FURTHER, That WAC 314-40-040 (1) and (2) shall not apply to members of such organizations.

(4) Persons who are members in good standing of organizations licensed as private nonfraternal clubs may enjoy the privileges of other licensed nonfraternal clubs: PROVIDED, That the bylaws of such clubs authorize reciprocal privileges: PROVIDED FURTHER, That WAC 314-40-040 (1) and (2) shall not apply to members of such clubs.

(5) Courtesy cards may be issued to the adult members of the immediate family of any member with or without charge upon application being made to the club by the member.

(6) In order to recruit new members and build club membership, a private club may hold one public membership function per calendar year where club liquor may be given or sold to those attending as a part of the membership drive activities.

WSR 88-01-017

ADOPTED RULES STATE PATROL

(Commission on Equipment)

[Order 87-03-ESR—Filed December 8, 1987]

I, George B. Tellevik, Washington State Patrol, do promulgate and adopt at the General Administration Building, Olympia, Washington, the annexed rules relating to the definition of special motor vehicles.

This action is taken pursuant to Notice No. WSR 87-15-077 filed with the code reviser on July 20, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington State Patrol as authorized in RCW 46.37.005.

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

APPROVED AND ADOPTED December 8, 1987.

By George B. Tellevik
Chief

AMENDATORY SECTION (Amending Order 83-05-01, filed 5/13/83)

WAC 204-90-030 DEFINITIONS. (1) Special motor vehicles: Passenger vehicles, multipurpose passenger vehicles, trucks and buses with a gross vehicle weight rating of 10,000 pounds or less equipped with two or more axles having at least two wheels per axle and which are intended for use on public highways. The term "special motor vehicle" shall include the following types:

(a) Type I: Vehicles that retain or are exact replicas of the original body configuration of a recognized vehicle manufacturer with changes made to ~~((the steering, brake, power train, or suspension systems))~~ any of the equipment items specified in this chapter. This type shall also include vehicles that have been modified from a recognized vehicle manufacturer's original body chassis configuration but that retain the general appearance of the original body chassis. ~~((Changes may also have been made to the engine, brake system, power train, steering or suspension.))~~

(b) Type II: All special motor vehicles which are custom built with fabricated parts or parts taken from existing vehicles excluding Type I vehicles.

(c) Enclosed vehicle: Every Type I and Type II vehicle having a solid enclosed compartment for occupants as compared to an open or "soft top" convertible vehicle.

(2) Recognized manufacturer: A person, firm, co-partnership, association, or corporation who is or has engaged in the business of manufacturing motor vehicles intended for use on the public highways and offered for sale in interstate commerce.

(3) FMVSS: Federal Motor Vehicle Safety Standard.

Notwithstanding any other provisions of law, a vehicle or exact replica of a vehicle more than thirty years old owned and operated primarily as a collectors item and which has been restored to the original configuration and specifications of a recognized manufacturer is exempted from the requirements of this chapter.

WSR 88-01-018

ADOPTED RULES STATE PATROL

(Commission on Equipment)

[Order 87-04-ESR—Filed December 8, 1987]

I, George B. Tellevik, Washington State Patrol, do promulgate and adopt at the General Administration Building, Olympia, Washington, the annexed rules relating to standards for bolt clamp and wedge type brake adjustments.

This action is taken pursuant to Notice No. WSR 87-15-078 filed with the code reviser on July 20, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington State Patrol as authorized in RCW 46.37.005.

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

APPROVED AND ADOPTED December 8, 1987.

By George B. Tellevik
Chief

AMENDATORY SECTION (Amending Order 80-07-01, filed 7/25/80)

WAC 204-76-99001 BOLT TYPE BRAKE CHAMBER DATA.

BOLT TYPE BRAKE CHAMBER DATA
(Dimensions in inches)

Type	Effective Area (Square Inches)	* Outside Diameter	Maximum Stroke	Maximum Stroke With Brakes Adjusted	Maximum Stroke At Which Brakes Should Be Readjusted
A	12	6 15/16	1 3/4	Should be	1 3/8
B	24	9 3/16	2 1/4	as short as	1 3/4
C	16	8 1/16	2 1/4	possible	1 3/4
D	6	5 1/4	1 5/8	without	1 1/4
E	9	6 3/16	1 3/4	brakes	1 3/8
F	36	11	3	dragging	2 1/4
**G	30	9 7/8	2 1/2		2

BOLT TYPE BRAKE CHAMBER DATA
(Dimensions in inches)

Type	Effective Area (Square Inches)	*Outside Diameter	Maximum Stroke	Maximum Stroke With Brakes Adjusted	Maximum stroke shall not be more than
A	12	6 5/16	1 3/4	Should be	1 3/8
B	24	9 3/16	2 1/4	as short as	1 3/4
C	16	8 1/16	2 1/4	possible	1 3/4
D	6	5 1/4	1 5/8	without	1 1/4
E	9	6 3/16	1 3/4	brakes	1 3/8
F	36	11	3	dragging	2 1/4
**G	30	9 7/8	2 1/2		2

AMENDATORY SECTION (Amending Order 80-07-01, filed 7/25/80)

WAC 204-76-99002 CLAMP TYPE BRAKE CHAMBER DATA.

CLAMP TYPE BRAKE CHAMBER DATA (Dimensions in inches)						
Type	Effective Area (Square Inches)	* Outside Diameter	Maximum Stroke	Maximum Stroke With Brakes Adjusted	Maximum Stroke At Which Brakes Should Be Readjusted	
6	6	4 1/2	1 5/8	Should be	1 1/4	
9	9	5 1/4	1 3/4	as short as	1 3/8	
12	12	5 11/16	1 3/4	possible	1 3/8	
16	16	6 3/8	2 1/4	without	1 3/4	
20	20	6 25/32	2 1/4	brakes	1 3/4	
24	24	7 7/32	2 1/4	dragging	1 3/4	
**30	30	8 3/32	2 1/2		2	
36	36	9	3		2 1/4	

CLAMP TYPE BRAKE CHAMBER DATA
(Dimensions in inches)

Type	Effective Area (Square Inches)	*Outside Diameter	Maximum Stroke	Maximum Stroke With Brakes Adjusted	Maximum stroke shall not be more than
6	6	4 1/2	1 5/8	Should be	1 1/4
9	9	5 1/4	1 3/4	as short as	1 3/8
12	12	5 11/16	1 3/4	possible	1 3/8
16	16	6 3/8	2 1/4	without	1 3/4
20	20	6 25/32	2 1/4	brakes	1 3/4
24	24	7 7/32	2 1/4	dragging	1 3/4
**30	30	8 3/32	2 1/2		2
36	36	9	3		2 1/4

*Dimensions listed do not include capscrew head projections for bolt clamp projections for clamp type brake chambers.

**Most common types.

NEW SECTION

WAC 204-76-99005 AIR OPERATED WEDGE BRAKE ADJUSTMENT. Wedge brake shoe travel shall not exceed 1/16 inch, nor shall the gap between the brake shoe lining and the brake drum exceed .06225 inch when the brake is released.

WSR 88-01-019
NOTICE OF PUBLIC MEETINGS
TACOMA COMMUNITY COLLEGE
 [Memorandum—December 2, 1987]

The dates for the meetings of the board of trustees of Tacoma Community College District 22 for 1988 are as follows:

- January 14
- February 11
- March 10
- April 14
- May 12
- June 8
- July 14
- August 11
- September 8
- October 13
- November 10
- December 8

WSR 88-01-020
ADOPTED RULES
STATE PATROL
(Commission on Equipment)
 [Order 87-05-ESR—Filed December 9, 1987]

I, George B. Tellevik, Washington State Patrol, do promulgate and adopt at the General Administration Building, Olympia 98504, the annexed rules relating to certification, installation, repair and removal of ignition interlock breath alcohol devices.

This action is taken pursuant to Notice No. WSR 87-22-058 filed with the code reviser on November 3, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington State Patrol as authorized in chapter 247, Laws of 1987.

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

APPROVED AND ADOPTED December 9, 1987.

By George B. Tellevik
 Chief

Chapter 204-50 WAC
IGNITION INTERLOCK BREATH ALCOHOL DEVICES

WAC

- 204-50-010 Authority.
- 204-50-020 Purpose.
- 204-50-030 Definitions for words or terms used in this chapter.
- 204-50-040 Testing and certification process.
- 204-50-050 Test specifications.
- 204-50-060 Device accuracy and reliability.
- 204-50-070 Variable calibration.
- 204-50-080 Device maintenance and reports.
- 204-50-090 Device security.
- 204-50-110 Mandatory operational features.
- 204-50-120 Other provisions.
- 204-50-130 Removal procedures.

NEW SECTION

WAC 204-50-010 AUTHORITY. This chapter is promulgated pursuant to RCW 46.37.005 and chapter 247, Laws of 1987.

NEW SECTION

WAC 204-50-020 PURPOSE. The purpose of this chapter is to establish guidelines for certification, installation, repair, and removal of ignition interlock breath alcohol devices, as required by chapter 247, Laws of 1987.

NEW SECTION

WAC 204-50-030 DEFINITIONS FOR WORDS OR TERMS USED IN THIS CHAPTER. Alcohol - The generic class of organic compounds known as alcohols and, specifically the chemical compound ethyl alcohol. For the purpose of ignition interlock devices, there is no requirement expressed or implied that the device be specifically for ethyl alcohol.

Breath alcohol concentration (BAC) - The weight amount of alcohol contained in a unit volume of breath, measured in grams Ethanol/210 liters of breath and expressed as %, grams % and % BAC. Breath alcohol concentration shall be expressed as "% BAC."

Court (or originating court) - The particular Washington state court that has required the use of an ignition interlock breath alcohol device by a particular individual.

Certification - The testing and approval process required by chapter 247, Laws of 1987.

Chief - The chief of the Washington state patrol.

Device - An ignition interlock breath alcohol device.

ESR - The equipment and standards review section of the Washington state patrol.

Interlock - The state in which a motor vehicle is prevented from starting by a device.

Lessee - The person ordered by a court to drive only vehicles which have certified devices installed.

Manufacturer - The person, company, or corporation who produces the device, or a recognized representative.

OAC - The office of administrator for the courts.

NEW SECTION

WAC 204-50-040 TESTING AND CERTIFICATION PROCESS. To be certified, a device must meet or exceed the minimum test standards listed in this chapter. Only a notarized statement, from a laboratory performing the tests as specified will be accepted as proof of meeting or exceeding the standards. The statement shall include the name and signature of the person in charge of the tests under the following sentence:

All tests on two samples of (model name) _____ manufactured by _____ were conducted in accordance with specifications listed in chapter 204-50 WAC.

A list of laboratories performing the required tests shall be maintained by the ESR.

Upon receipt of a statement from a testing laboratory that two samples of a device have successfully passed the test procedures listed in this chapter, and confirmation that all other requirements of this chapter have been met, the chief shall issue a letter of certification for the device. A copy of each certification letter will be forwarded to OAC. The letter of certification shall be valid until voluntarily surrendered by the manufacturer or until revoked by the chief for cause. Reasons for revocation include but are not limited to:

- (1) Evidence of repeated device failures due to gross defects in design, materials, and/or workmanship during manufacture, installation, or calibration of the device;
- (2) Notice of cancellation of manufacturer's liability insurance is received; and
- (3) Notification that the manufacturer is no longer in business.

Unless necessary for the immediate good and welfare of the public, revocation shall be effective ten days after manufacturer's receipt of notice, which shall be sent via certified mail, return receipt requested. A copy of each notice of revocation shall be provided to OAC and lessees utilizing the revoked device with notice to contact the manufacturer for a replacement.

Upon voluntary surrender, or revocation of a letter of certification for a manufacturer's device, all like devices shall be removed and replaced. Manufacturers may request a review of revocation. Such request shall be submitted to the chief, in writing, within twenty days of revocation.

The ESR shall maintain a file of all existing letters of certification.

NEW SECTION

WAC 204-50-050 TEST SPECIFICATIONS. The purpose of these test specifications is to establish the accuracy and reliability of ignition interlock breath alcohol devices only. This shall be accomplished by performing no less than twenty tests utilizing simulators containing the alcohol solutions of known concentrations.

EQUIPMENT AND SOLUTIONS

Equipment and procedures list:

- (1) Simulators.
 - (a) The simulator will be clean.
 - (b) The simulator will be in good working order.

- (i) To check motor, heater, and thermometer, fill glass jar with 500 ml deionized or distilled water and reassemble.

- (ii) Plug into 115 V line and after thirty minutes check temperature: $34^{\circ}\text{C} \pm 0.2$. (Make sure mercury column in thermometer is intact.) Check to make sure the stirrer is stirring smoothly.

- (iii) The simulator must be leakproof.

- (c) Rinse simulator with appropriate alcohol reference solution, then fill with 500 ml of the alcohol reference solution and reassemble.

- (d) Attach a one inch piece of Tygon or FDA vinyl tubing to the simulator outlet and affix a saliva-trap mouthpiece. Attach an eight inch piece of tubing to the inlet.

- (e) Live breath or regulated, filtered, dried compressed air will be introduced in the simulator according to the manufacturer's specifications.

- (f) Each simulator is labeled with the BAC value to three decimal places, the batch number of the alcohol reference solution and the date filled.

- (g) A log will be kept of the test results.

- (h) The solution in the simulator may be used for ten tests and must be discarded after the tenth test.

- (i) All simulator testing shall be conducted by using live breath or regulated, filtered, dried, compressed air as the source of air.

- (2) Environmental chamber.

- (a) Capacity to place complete units inside chamber to run tests.

- (b) Ability to maintain temperature during test at -20°C , 0°C , $+40^{\circ}\text{C}$ and $+70^{\circ}\text{C}$.

- (c) $20 - 25^{\circ}\text{C}$ tests can be run at room temperature outside chamber.

- (3) Standard alcohol reference solutions.

- (a) Stock solution: Mix absolute ethanol with distilled or deionized water at a ratio of 77.0 ml of ethanol diluted up to one liter of water.

- (b) Stock solution is stored in a well stoppered flask labeled "stock solution" and "contains 77.0 ml (60.5 gm) ethanol/L." The date prepared and initials of preparer.

- (c) Standard alcohol reference solutions: Prepared from stock solution by pipetting the requisite amount of the stock solution into a volumetric flask and fill with distilled or deionized water to the mark as given below:

- (i) For 0.020% dilute at ratio of 2.0 ml, stock solution to 500 ml.

- (ii) For 0.030% dilute at ratio of 3.0 ml, stock solution to 500 ml.

- (iii) For 0.040% dilute at ratio of 4.0 ml, stock solution to 500 ml.

- (iv) The solution is thoroughly mixed by capping the container securely and inverting at least twenty times.

- (d) The exact concentration of the standard alcohol reference solution shall be determined by titration using Potassium Dichromate (NBS primary standard grade). This standardized alcohol reference solution may then be used to calibrate a gas chromatograph.

- (e) The standard reference solution is stored in a glass bottle with a tight fitting ground glass stopper or a teflon coated screw cap.

(f) The container is labeled with batch number, solution concentration in BAC, date prepared and the initials of the preparer. This data shall be recorded and filed.

(g) The manufacturer may request aliquot samples of the solutions for independent testing.

(4) Test procedures.

(a) Set up simulators with standard alcohol reference solutions.

(i) Standard alcohol reference solution 0.020 % BAC, allow to reach $34^{\circ}\text{C} \pm 0.2\text{C}$.

(ii) Standard alcohol reference solution 0.030 % BAC, allow to reach $34^{\circ}\text{C} \pm 0.2\text{C}$.

(iii) Standard alcohol reference solution 0.040 % BAC, allow to reach $34^{\circ}\text{C} \pm 0.2\text{C}$.

(b) Test set up.

(i) Alcohol devices shall not be modified.

(ii) Use one inch of tubing between simulator and saliva-trap mouthpiece. Attach the mouthpiece to the breath sampling inlet.

(iii) Operate the device according to the manufacturer's instructions.

(iv) Use new mouth piece and tubing after each sequence of ten tests.

(v) Wait at least five minutes between each test to avoid overloading sensors.

(vi) For the purposes of laboratory testing, the device may give a "pass/fail" response when installed in a subject's vehicle.

(5) Tests.

(a) Temperatures.

(i) $20-25^{\circ}\text{C}$ (room temperature)

(ii) 0°C

(iii) -20°C

(iv) $+40^{\circ}\text{C}$

(v) $+70^{\circ}\text{C}$

(b) Alcohol solutions.

(i) 0.000% BAC (distilled or deionized water)

(ii) 0.020% BAC $\pm .005\%$

(iii) 0.030% BAC $\pm .005\%$

(iv) 0.040% BAC $\pm .005\%$

(c) Number of tests.

(i) Accuracy: Five tests at each temperature and at each concentration of alcohol solutions including 0.000% BAC.

(ii) Repeatability: Ten tests at 0.030% BAC $\pm .005\%$ repeated at least forty-eight hours later.

(iii) Ten breath tests on each of two interlock devices at room temperature using a minimum of three human subjects having a BAC in the range of 0.020% BAC and 0.040% BAC as measured in a near simultaneous fashion using suitable evidentiary instrument (e.g., Intoxilyzer, Model 5000).

(iv) Ten breath tests on each of two interlock devices at room temperature using a minimum of three alcohol free human subjects registering (blank) BAC values on a suitable evidentiary instrument (e.g., Intoxilyzer, Model 5000).

(d) Criteria.

(i) 0.020% BAC, nineteen or twenty tests give "pass" i.e., always allow car to start.

(ii) 0.030% BAC, fifteen or twenty tests may or may not allow car to start.

(iii) 0.040% BAC, nineteen or twenty tests give "fail" i.e., not allow car to start.

(f) Nonalcoholic "bogus breath samples" for test purposes shall be generated by the testing laboratory using three or more of the following:

(i) Air compressor powered by a 12 v DC automobile battery.

(ii) Portable car vacuum cleaner.

(iii) Mylar plastic bag.

(iv) Rubber balloon.

The methods of interface to the device under test shall be determined by the testing laboratory. At least three tests will be run with each source of "bogus breath."

(g) Tests shall be conducted at room temperature to determine whether the use of filters can remove alcohol from breath sample thus circumventing the device. Cigarette filters from "Carlton" or "Lark" cigarettes packed into a paper tube shall be used for these tests.

(h) Test units shall meet performance of specifications at room temperature after being subjected to a vibration of 10 g's at 250 Hz for thirty minutes.

(i) Test devices shall meet performance specifications at 0°C at an altitude equivalent to eight thousand feet.

(j) The device must allow the driver to "re-start" the vehicle for a period of one minute after the ignition has been shut off without requiring further testing of the driver.

(k) The device must purge any residual alcohol before subsequent use.

NEW SECTION

WAC 204-50-060 DEVICE ACCURACY AND RELIABILITY. To be certified, a device must, with an accuracy coefficient of .95* detect and interlock when the air sample provided to it contains alcohol at or above the calibrated setting, plus or minus .005% BAC.

The device must also allow the vehicle to be started with an accuracy coefficient of .95*, when the breath sample provided to it contains no alcohol or less than the calibrated setting. The device shall utilize breath specimens which are alveolar air samples (deep lung air) in accordance with established forensic alcohol standards.

NOTE: *95% of the time the device will operate correctly.

NEW SECTION

WAC 204-50-070 VARIABLE CALIBRATION. To be certified, a device must be capable of being preset, by the manufacturer, to interlock when the breath sample provided is at any level from .02 through .09% BAC (plus or minus .003% BAC). The actual setting of each device shall be determined by the originating court. The capability to change this setting shall be made secure, by the manufacturer, to prevent unauthorized adjustment of the device.

NEW SECTION

WAC 204-50-080 DEVICE MAINTENANCE AND REPORTS. Each lessee shall have the device examined by a factory representative for correct calibration and evidence of tampering every ninety days, or more often as may be ordered by the originating court.

A report on the results of each check shall be provided to the originating court. The report shall reflect what adjustments, if any, were necessary in the calibration of the device, any evidence of tampering, and any other available information the originating court may order.

An additional report shall be provided to OAC on a quarterly basis summarizing all complaints received by the manufacturer for each model or type of certified device. These reports shall be categorized by:

- (1) Customer error of operation.
- (2) Faulty automotive equipment other than the device.
- (3) Apparent misuse of attempts to circumvent the device causing damage.
- (4) Device failure due to material defect, design defect, workmanship errors in construction, installation, or calibration.

NOTE: Complaints in this category shall be accompanied by a statement of the actions taken to correct the problem(s).

NEW SECTION

WAC 204-50-090 DEVICE SECURITY. The manufacturer shall take all reasonable steps necessary to prevent tampering or physical circumvention of the device. These steps shall include special locks, seals, and installation procedures that prevent or record evidence of tampering and/or circumvention attempts.

NEW SECTION

WAC 204-50-110 MANDATORY OPERATIONAL FEATURES. Notwithstanding other provisions of this chapter, a certified device must comply with the following:

- (1) The device shall be designed to permit a "restart" within three minutes without additional test when the ignition has been turned off.
- (2) The device shall automatically and completely purge residual alcohol before allowing subsequent tests.
- (3) The device shall be installed in such a manner that it will not interfere with the normal operation of the vehicle after it has been started.
- (4) Each device shall be provided with a supply of disposable mouth pieces with saliva traps. The manufacturer will ensure availability of additional mouth pieces.
- (5) Each device shall be uniquely serial numbered. All reports to an originating court, OAC, and/or ESR concerning a particular device shall include the name and address of the lessee, the name of the originating court, and the unique number of the device.

NEW SECTION

WAC 204-50-120 OTHER PROVISIONS. Notwithstanding other provisions of this chapter, each manufacturer of a certified device:

- (1) Shall guarantee repair or replacement of a defective device within the state of Washington within a maximum of forty-eight hours of receipt of a complaint.
- (2) Shall provide the originating court and the lessee a statement of charges clearly specifying warranty details, monthly lease amount, any additional charges anticipated for routine calibration and service checks and what items, if any, are provided without charge.
- (3) Upon installation of each device, the manufacturer will provide ESR with a copy of the statement of charges referred to above. The statement shall include the name, address, and telephone number of the lessee and the originating court.
- (4) Shall provide written notice of any changes in the statement of charges regardless of what person or agency requested the change.
- (5) Shall provide to all lessees at the time of installation:

(a) A list of all calibration/service locations in the continental United States. The list shall include the business name, address, and telephone number of all such locations.

(b) A twenty-four hour telephone number to call for service support for those who may be traveling outside service areas.

(6) Shall provide to OAC and ESR proof of insurance with minimum liability limits of one million dollars per occurrence, with three million dollar aggregate total. The liability covered shall include defects in product design and materials, as well as workmanship during manufacture, calibration, installation, and removal. The proof of insurance shall include a statement from the insurance carrier that forty-five days notice shall be given to ESR prior to cancellation.

(7) Shall report to the originating court and ESR any requests to disconnect or circumvent without court order any device of their own or another manufacturer. Manufacturer shall not comply with any such request.

(8) Shall advise the originating court prior to removing the device under circumstances other than:

- (a) Completion of sentence, or other terms of a court order.
- (b) Immediate device repair needs.

NOTE: Whenever a device is removed for repair and cannot immediately be reinstalled, a substitute device shall be utilized. Under no circumstances shall a lessee's vehicle be permitted to be driven without a required device.

NEW SECTION

WAC 204-50-130 REMOVAL PROCEDURES. When so notified in writing by the originating court, the manufacturer shall remove the device and return the vehicle in normal operating condition. A final report (see WAC 204-50-080) shall be forwarded to the originating court that includes a summary of all fees paid by the lessee over the life of the contract.

WSR 88-01-021
NOTICE OF PUBLIC MEETINGS
PUBLIC WORKS BOARD
 [Memorandum—December 9, 1987]

MEETINGS DATES FOR 1988

DATE/TIME	EVENT	LOCATION
January 14 8:30 a.m.	Retreat	Seattle, Associated General Contractors Building
February 2 8:30 a.m.	Regular meeting	Sea-Tac
March 1 8:30 a.m.	Regular meeting	Sea-Tac
April 5 10:00 a.m.	Regular meeting	Spokane
August 2 8:30 a.m.	Regular meeting	Sea-Tac
September 6 8:30 a.m.	Regular meeting	Sea-Tac
September 20 8:30 a.m.	Regular meeting	Sea-Tac
November 1 8:30 a.m.	Regular meeting	Sea-Tac

WSR 88-01-022
ADOPTED RULES
DEPARTMENT OF LICENSING
 [Order PM 696—Filed December 9, 1987]

I, Theresa Anna Aragon, director of the Department of Licensing, do promulgate and adopt the annexed rules relating to renewal of licenses, new section WAC 308-13-160.

This action is taken pursuant to Notice No. WSR 87-10-025 filed with the code reviser on May 1, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 46.24.086 [43.24.086] and 18.96.110 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 3, 1987.

By Robert Van Schoorl
 Assistant Director

NEW SECTION

WAC 308-13-160 RENEWAL OF LICENSES.

(1) Effective with the renewal period beginning June 30, 1987, the annual renewal date for landscape architects will be changed to a three year renewal period. Conversion to this renewal system will be accomplished as follows:

(a) Current licensees, whose licenses expire June 30, 1987, and whose birthdates fall in the months of July,

August, September or October, will be required to pay a fee equal to one years' renewal fee, or one third of the current three year renewal fee, in order to extend their licenses to expire on June 30, 1988. Subsequent renewals will be for a three year period.

(b) Current licensees, whose licenses expire June 30, 1987, and whose birthdates fall in the months of November, December, January or February, will be required to pay a fee equal to two years' renewal fees, or two thirds of the current three year renewal fee, in order to extend their licenses to expire on June 30, 1989. Subsequent renewals will be for a three year period.

(c) Current licensees, whose licenses expire June 30, 1987, and whose birthdates fall in the months of March, April, May or June, will be required to pay a fee equal to the current three year renewal fee in order to extend their licenses to expire on June 30, 1990. Subsequent renewals will be for a three year period.

(2) On or before June 30, 1987, all new or initial landscape architects licenses will be issued for a three year period with subsequent renewals for a three year period.

(3) Following completion of the conversion to a three year renewal period, licensees will renew every three years on or before June 30.

WSR 88-01-023
EMERGENCY RULES
DEPARTMENT OF LICENSING
 [Order PM 695—Filed December 9, 1987]

I, Theresa Anna Aragon, director of the Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to renewal of licenses, new section WAC 308-13-160.

I, Theresa Anna Aragon, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is this rule was proposed so that the Department of Licensing could implement an orderly system so that all landscape architects can renew their certificates of registration for a three year period, pursuant to a recent change in RCW 18.96.110.

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

This rule is promulgated pursuant to RCW 43.24.086 and 18.96.110 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 3, 1987.

By Robert Van Schoorl
 Assistant Director

NEW SECTION

WAC 308-13-160 RENEWAL OF LICENSES.

(1) Effective with the renewal period beginning June 30, 1987, the annual renewal date for landscape architects will be changed to a three year renewal period. Conversion to this renewal system will be accomplished as follows:

(a) Current licensees, whose licenses expire June 30, 1987, and whose birthdates fall in the months of July, August, September or October, will be required to pay a fee equal to one years' renewal fee, or one third of the current three year renewal fee, in order to extend their licenses to expire on June 30, 1988. Subsequent renewals will be for a three year period.

(b) Current licensees, whose licenses expire June 30, 1987, and whose birthdates fall in the months of November, December, January or February, will be required to pay a fee equal to two years' renewal fees, or two thirds of the current three year renewal fee, in order to extend their licenses to expire on June 30, 1989. Subsequent renewals will be for a three year period.

(c) Current licensees, whose licenses expire June 30, 1987, and whose birthdates fall in the months of March, April, May or June, will be required to pay a fee equal to the current three year renewal fee in order to extend their licenses to expire on June 30, 1990. Subsequent renewals will be for a three year period.

(2) On or before June 30, 1987, all new or initial landscape architects licenses will be issued for a three year period with subsequent renewals for a three year period.

(3) Following completion of the conversion to a three year renewal period, licensees will renew every three years on or before June 30.

WSR 88-01-024

ADOPTED RULES

DEPARTMENT OF LICENSING

(Board of Funeral Directors and Embalmers)

[Order PM 697—Filed December 9, 1987]

Be it resolved by the Washington State Board of Funeral Directors and Embalmers, acting at Lacey, Washington, that it does adopt the annexed rules relating to:

- Amd WAC 308-48-200 Report of apprenticeship termination, transfer and credit.
- Amd WAC 308-48-550 Continuing education reporting requirement.
- Amd WAC 308-48-590 Qualification for board approval of continuing education activities.

This action is taken pursuant to Notice No. WSR 87-21-063 filed with the code reviser on October 19, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 18.39.120 and 18.39.175 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 3, 1987.

By Ian D. Morrison
Chairman

AMENDATORY SECTION (Amending Order PL 419, filed 1/26/83)

WAC 308-48-200 REPORT OF APPRENTICESHIP TERMINATION, TRANSFER AND CREDIT.

(1) The responsibility for notifying the director, department of licensing of apprenticeship registration and termination rests with the employing funeral director or embalmer pursuant to RCW 18.39.120. In order to protect the status of the apprentice in cases where the employing licensee fails to initiate the required report of termination or registration, the affected apprentice should initiate and ensure submission of same. Such report must be submitted within thirty days of the termination or registration of the apprentice's employment, setting forth the information required for apprenticeship credit. The report shall be certified by signature of the supervising employer.

(2) A transfer of apprenticeship report shall be submitted by the apprentice or his new employer to the director, department of licensing, within thirty days of his hiring by a new supervising employer. Such report is to be signed by the apprentice and his new supervising employer. No apprenticeship credit shall be allowed for period worked between the time of transfer and the reporting of same unless such report is submitted within the required thirty days of such transfer. No credit for apprenticeship shall be allowed for any period during which the apprentice is not duty registered pursuant to RCW 18.39.120, except as provided for in WAC 308-48-120. In the event an apprentice's supervising employer dies or is otherwise incapable of certifying apprenticeship credit, such credit may be given by certification of the apprentice of credit due or by certification by another licensee who has knowledge of the work performed and the credit due: Provided, That in either such case, documentation or reasonable proof of such credit (~~due~~) may be required by the director.

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

AMENDATORY SECTION (Amending Order PL 504, filed 12/19/84)

WAC 308-48-550 CONTINUING EDUCATION REPORTING REQUIREMENT. (1) The licensee or registrant shall ~~((provide a statement on forms which may be provided by the department of licensing of completion of continuing education requirements. The statement shall contain the following information:~~

- ~~(a) Sponsoring organization;~~
- ~~(b) Location of course;~~

- (c) Course title;
- (d) Subject matter;
- (e) Dates attended;
- (f) Credit hours claimed.

Such statement shall contain a sworn statement certifying that the report is true and accurate.)) submit an affidavit certifying compliance with the continuing education requirement on the form provided by the Board. The ((statement)) affidavit shall be submitted with license or registration renewal fee every two years.

(2) A material misstatement of information on the continuing education report shall be grounds for disciplinary action, including nonrenewal, suspension or revocation of license or registration.

AMENDATORY SECTION (Amending Order PL 550, filed 9/6/85)

WAC 308-48-590 QUALIFICATION FOR BOARD APPROVAL OF CONTINUING EDUCATION ACTIVITIES. (1) In order for a continuing education activity to qualify for board approval, the following qualifications must be met:

- (a) The activity must contribute directly to the professional competency of the licensee or registrant;
- (b) The activity must relate to the practice of mortuary science or, for a registrant, be a course required for initial licensure;
- (c) The activity must be conducted by individuals who are considered by the board to be knowledgeable in the subject matter of the program by virtue of education, training, or experience.

(2) The board may approve as continuing education activities courses, lectures, seminars, correspondence or homestudy programs, or other instructional programs which meet the above qualifications and which the board (({determines})) determines (({determined})) would be beneficial in improving the knowledge or service capability of licensees and registered apprentices.

WSR 88-01-025

ADOPTED RULES

BOARD OF PHARMACY

[Order 208—Filed December 9, 1987]

Be it resolved by the Washington State Board of Pharmacy, acting at Tacoma, Washington, that it does adopt the annexed rules relating to the amending of WAC 360-10-020, 360-10-030, 360-10-040 and 360-10-080 concerning pharmacy internship; adding WAC 360-46-081 and 360-46-082; and repealing WAC 360-46-080 concerning component and drug product containers and closures and the reuse of teat dip containers and closures.

This action is taken pursuant to Notice No. WSR 87-18-065 filed with the code reviser on September 2, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 18.64.005(11) and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 23, 1987.

By Douglas W. Beeman
Chair

AMENDATORY SECTION (Amending Order 175, filed 8/30/83)

WAC 360-10-020 REGISTRATION OF INTERNS ((AND PRECEPTORS)). ((+)) In order to be registered as a pharmacy intern, the ((qualified)) applicant ((in WAC 360-12-010)) must file with the board of pharmacy an application for registration as a pharmacy intern as provided for in RCW 18.64.080. The application shall be accompanied by a fee as specified in WAC 360-18-020. Prior to engaging in the practice of pharmacy as an intern or extern, under the supervision of a preceptor, the applicant must be registered by the board as a pharmacy intern.

((2) A pharmacist who has met the certification requirements prescribed in WAC 360-10-050 and presented proper application to, and has been accepted by the board of pharmacy shall be certified as a preceptor. The board shall issue a certificate to qualified applicants and the certificate shall be in the pharmacy during the period that the intern is receiving training in the pharmacy.

(3) Registration as a preceptor shall be valid until July 31 of the odd-numbered year following registration. Said registration can be renewed by filing a renewal registration form supplied by the board of pharmacy no later than July 31st of the odd-numbered year. Said form shall indicate that the renewal applicant has the necessary qualifications to continue as a preceptor.

AMENDATORY SECTION (Amending Regulation 48, filed 6/17/66)

WAC 360-10-030 RULES FOR THE PHARMACY INTERN. (1) The intern shall send notification to the board of pharmacy on or before the first day of beginning of his/her training. Such notification shall consist of the date, the name of the pharmacy, and the name of the preceptor where the intern expects to begin his/her internship. The board of pharmacy shall promptly notify the intern of the acceptability of the preceptor under whom the intern expects to gain experience. Internship credit will not be accepted until the preceptor has been certified.

(2) The pharmacy intern shall engage in the ((compounding and dispensing of pharmaceutical preparations)) practice of pharmacy, and the selling of items restricted to sale under the supervision of a ((registered)) licensed pharmacist, only while he/she is under

the direct and personal supervision of a certified preceptor.

AMENDATORY SECTION (Amending Order 106, filed 6/3/71)

WAC 360-10-040 INTERN TRAINING REPORTS. (1) The intern shall file with the board on forms provided by the board an internship evaluation report ~~((with the board))~~ at the completion of internship training ~~((and at the termination of any employment. The evaluation report shall include the following: Evaluation of:~~

- ~~(a) The preceptors under whom internship was served.~~
- ~~(b) Evaluation of the entire program.~~

~~(2) Upon completion of the intern's fifteen hundred hours of experience, the last preceptor under whom this experience was obtained shall file a report with the board. Such report shall briefly describe the type of professional experience received under the preceptor's supervision and the preceptor's opinion on the ability of the intern to practice pharmacy))~~ experience at each site.

~~((3))~~ (2) The board of pharmacy shall provide the necessary affidavit forms to ~~((certify))~~ the intern for the purpose of certification of the hours of experience, which shall only include hours under the personal supervision of a preceptor. Affidavits must be certified and recorded in the office of the board of pharmacy not later than thirty days ((prior to examination and the termination of any employment)) after the completion of any site internship experience. Completion of any site experience is intended to mean those situations when neither the intern nor the preceptor anticipate further intern experience at some later date at that site.

~~((4))~~ (3) The intern's report and all or part of the hours covered by the period of the report can be rejected by the board if, for the period involved, the pharmacy intern has not performed ~~((adequate pharmaceutical services))~~ the practice of pharmacy adequately.

(4) Certification of at least seven hundred hours must be submitted to the board office thirty days prior to licensing examination.

AMENDATORY SECTION (Amending Order 114, filed 6/28/73)

WAC 360-10-080 SPECIAL INTERNSHIP APPROVAL. (1) The board will consider applications for approval of special internship programs. Such programs may be approved when the board determines that they offer a significant educational opportunity.

(2) Applications for special internship approval must be submitted at least ~~((fifteen))~~ thirty days prior to the next board meeting which will afford the board an opportunity to review the program.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 360-10-070 REPEAL OF PRIOR REGULATIONS.

NEW SECTION

WAC 360-46-081 COMPONENT AND DRUG PRODUCT CONTAINERS AND CLOSURES. (1) Component and drug product containers and closures shall:

(a) Not be reactive, additive, or absorptive so as to alter the safety, identity, strength, quantity, or purity of the product or its components beyond the official or established requirements;

(b) Provide adequate protection against foreseeable external factors in storage and use that can cause deterioration or contamination of the drug product; and

(c) Be clean and, where indicated by the nature of the drug, sterilized and processed to remove pyrogenic properties to assure that they are suitable for their intended use.

Containers and their components for parenterals shall be cleansed with water which has been filtered through a nonfiber-releasing filter.

(2) Standards or specifications, methods of testing, and, where indicated, processing to remove pyrogenic properties shall be written and followed for component and drug product containers and closures.

(3) Except as provided for in WAC 360-46-082, drug product containers and closures shall not be reused for component or drug product packaging.

NEW SECTION

WAC 360-46-082 REUSE OF TEAT DIP CONTAINERS AND CLOSURES. The reuse of teat dip containers and closures shall be allowed under the following circumstances:

(1) Teat dip containers for reuse must have attached a labelling panel bearing product name, brand name and distributor address if marketed by other than the manufacturer, manufacturer name and address, product strength, quantity, expiration date, directions for use, and appropriate cautionary statements for the product contained within.

(2) All reusable teat dip containers will be hot stamped for permanent identification as teat dip containers. The hot stamp shall imprint on the plastic container, in an immutable manner, the words "teat dip only" and the manufacturer's name. Teat dip manufacturers may only refill containers bearing their company name.

(3) With cooperation from dairy producers, dairy sanitarians will take random samples of teat dip in reusable containers while on regular farm inspections. The samples, along with appropriate label information, will be forwarded to the board of pharmacy for analysis to insure that the product meets label specifications and is free of contamination.

(4) Reusable teat dip containers shall not be reactive, additive, or absorptive so as to alter the safety, identity, strength, quantity, or purity of the product.

(5) Upon return to the manufacturer, reusable teat dip containers shall be cleaned and sanitized. To insure adequate cleaning occurs, the board of pharmacy may require a manufacturer to submit and have approved a

cleaning procedure. Containers showing structural damage, or any signs of being used for substances or materials other than teat dip shall not be reused as teat dip containers.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 360-46-080 PRODUCT CONTAINERS AND THEIR PACKAGING MATERIAL.

WSR 88-01-026

**NOTICE OF PUBLIC MEETINGS
PARKS AND RECREATION COMMISSION**

[Memorandum—November 24, 1987]

The following is the schedule of the 1988 regular meetings of the Washington State Parks and Recreation Commission:

<u>Date</u>	<u>Location</u>
January 29	Olympia
March 11	Vancouver
April 22	Walla Walla
June 3	Ellensburg
July 15	Port Townsend
September 16	Bellingham
October 28	Spokane
December 9	Seattle

All meetings will begin at 9:00 a.m. on the day scheduled. With the exception of the January meeting, exact meeting locations are yet undetermined. The January meeting will be held at the Olympia City Council Chamber, 900 Plum S.E., Olympia, Washington.

Locations for the next regular meeting will be announced at the close of each regular meeting, and may also be obtained thereafter by writing to the director at the address given below, or by calling (206) 753-5758.

The meeting schedule announced herein is in accordance with the commission regulation which provides the time for holding regular meetings, WAC 352-04-010(4). Currently, the regulation provides in pertinent part that eight regular meetings shall be held each calendar year, on the date, times and locations published in the January publication of the Washington State Register, unless otherwise called by the chair or a majority of the commissioners.

In accordance with Executive Order 83-19, meeting sites will be selected which are barrier free to the greatest extent feasible. Brailled or taped agenda items for the visually impaired, and interpreters for those with hearing impairment will be provided if requested with adequate notice. Such requests should usually be made

at least ten working days in advance of the scheduled meeting date, and should be addressed to:

Director
Washington State Parks and
Recreation Commission
7150 Cleanwater Lane
Olympia, Washington 98504-5711

**WSR 88-01-027
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)**

[Order 2576—Filed December 9, 1987]

I, Leslie F. James, director of Administrative Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

- Amd WAC 275-27-220 Family support services.
- Amd WAC 275-27-400 Notification.
- New WAC 275-27-223 Service priorities.

I, Leslie J. James, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is these rules are necessary because of a state court decision.

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

This rule is promulgated pursuant to RCW 71.20.070 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 9, 1987.

By Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 2418, filed 8/29/86)

WAC 275-27-220 FAMILY SUPPORT SERVICES. (1) *The intent of family support services is to reduce or eliminate the need for out-of-home residential placements of clients wherein the in-home placement is in the client's best interest, to allow clients to live in the most independent setting possible, and to have access to services best suited to clients' needs.*

(2) *Family support services include, but are not limited to, the following services:*

- (a) *Emergency or planned respite care;*
- (b) *Attendant care;*
- (c) *Therapeutic services, including physical therapy, occupational therapy, behavior management therapy, and communication therapy;*

(d) The purchase, rental, loan or refurbishment of specialized equipment, environmental modifications, and other adaptations;

(e) Other service pursuant to subsection (1) of this section approved by the director or designee.

(3) Family support services are time-limited. Services are authorized for a specified period. A service authorization shall state the type of, amount, and period (duration) of service. Each authorization constitutes a new service for a new period. If requested family support services are not authorized, such actions are deemed a denial of services. Family support services may be authorized below the level requested for the period. If during the authorized service period, family support services are reduced or terminated below the levels specified in service authorizations, such actions are deemed a reduction or termination of services.

(4) ~~((Service priorities shall be used to determine monthly family support service authorizations. Factors used to establish the service priorities include the following:~~

~~(a) The client's need for assistance with personal care (bathing, dressing, feeding, mobility, toileting, etc.);~~

~~(b) The client's special medical support requirements (apnea monitor, gastrostomy, tracheotomy, gavage feeding, heart monitor, respirator, ventilator, etc.);~~

~~(c) The client's risk of behavioral episodes which may result in physical injury to the client or others, and/or in damage to property;~~

~~(d) The number of primary care givers available to assist the client and/or family;~~

~~(e) The availability to the client of private, local, other state, or federal resources;~~

~~(f) The likelihood of out-of-home placement, and~~

~~(g) The client and/or family's relative need for family support services when compared with other clients and/or families' need for services.~~

~~(5)) The department shall authorize family support services ~~((shall be authorized))~~ in accordance with policies established by the director. The department shall base monthly service authorizations ~~((shall be based))~~ on:~~

~~(a) Service requests ~~((which are))~~ for family support services ~~((prescribed))~~ described in subsection (2) of this section;~~

~~(b) Service priorities ~~((based on the factors prescribed))~~ as described in ~~((subsection (4)))~~ WAC 275-27-223 of this ~~((section))~~ chapter;~~

~~(c) Availability of requested family support services; ~~((and))~~~~

~~(d) Monthly regional family support services funding allocations, except for emergencies as defined in WAC 275-27-020(11); and~~

~~(e) Authorization by a review committee, in each regional office, which reviews each request for service.~~

NEW SECTION

WAC 275-27-223 SERVICE PRIORITIES. (1) The department shall use service priorities to determine monthly family support service authorizations.

(2) Service priorities in order of priority are:

(a) Priority 1: The client is an active recipient of children's protective services or adult protective services.

(b) Priority 2: Out-of-home placement will be needed within two months without provision of family support services.

(c) Priority 3: Client is at risk of out-of-home placement without provision of family support due to the following:

(i) Caregiver/family is:

(A) Experiencing acute and/or chronic stresses; or

(B) Has acute or chronic physical limitations; or

(C) Has acute or chronic mental/emotional impairments; and

(ii) The client requires total physical assistance in at least three of the following areas:

(A) Bathing,

(B) Toileting,

(C) Feeding,

(D) Mobility,

(E) Dressing; or

(iii) The client has special medical support requirements:

(A) Apnea monitor,

(B) Tracheotomy,

(C) Heart monitor, and

(D) Ventilator; or

(iv) The client has current behavioral episodes which have resulted in:

(A) Physical injury to the client or others, and/or damage to property; and/or

(B) Substantial damage to property; and/or

(C) Chronic sleep pattern disturbances or chronic continuous screaming behavior.

(d) Priority 4: Caregiver may lose the ability to provide care without family support assistance due to caregiver conditions described in subsection (2)(c)(i) of this section.

(e) Priority 5: Client condition as described in subsection (2)(c)(ii), (iii), and (iv) of this section is present. Family support is needed to maintain current functioning and prevent deterioration of client or family.

(f) Priority 6: Family needs temporary or ongoing services in order to:

(i) Get a break in care to relieve and/or prevent stress of caregiver/family; or

(ii) Enhance the current functioning.

(3) The department shall determine priority level of the client's service need by reviewing information received from the client, family, and other sources about:

(a) Whether client is an active recipient of children's protective services or adult protective services;

(b) Indicators of risk of out-of-home placement, and indicators of the imminence of such an event. Assessment of such risk may include:

(i) Review of family's requests for placement;

(ii) History of family's involvement with children's protective services or adult protective services;

(iii) Client's current adjustment;

(iv) Parental history of psychiatric hospitalization;

(v) Clinical assessment of family's condition; and

(vi) Statements from other professionals.

(c) Caregiver conditions, such as acute and/or chronic stress, acute and/or chronic physical limitations, and acute and/or chronic mental and/or emotional impairments;

(d) Client need for intense medical or physical or behavioral support;

(e) Family's ability to use typical community resources;

(f) Availability of private, local, state, or federal resources to help meet the need for family support;

(g) Severity and chronicity of family or client problems; and

(h) Degree to which family support services will ameliorate or alleviate such problems and reduce the risk of out-of-home placement.

AMENDATORY SECTION (Amending Order 2418, filed 8/29/86)

WAC 275-27-400 NOTIFICATION. (1) The department shall notify the client or applicant, the parent when the client or applicant is a minor, and the guardian when the client or applicant is an adult, of the following decisions:

(a) Denial or termination of eligibility set forth in WAC 275-27-030;

(b) Development or modification of the individual service plan set forth in WAC 275-27-060;

(c) Authorization, denial, reduction, or termination of services set forth in WAC 275-27-230; and

(d) Admission or readmission to, or discharge from, a residential habilitation center.

(2) The notice shall set forth appeal rights pursuant to WAC 275-27-500 and a statement that the client's case manager can be contacted for an explanation of the reasons for the action.

(3)(a) The department shall provide notice of a denial or partial authorization of a family support services request and a statement of reason for denial or partial authorization to the person or persons described in subsection (1) of this section. The department shall send such notice no later than five working days before the end of the month previous to the month for which service was requested;

(b) The department shall make available an administrative review of a decision to deny or partially authorize services upon receipt of a written request by a person or persons described in subsection (1) of this section to the administrator of the region in which the client is living. The regional office must receive a request for administrative review by the last working day of the month;

(c) The client shall state in the written request why the client or client's family believes their service priority designation is not correct;

(d) Upon receipt of request for administrative review, the regional administrator or designee shall review the request and the client file; and

(e) The department shall send the results of the administrative review to the client and/or family within the first five working days of the service month for which the client is being denied or receiving a partial authorization for services.

(4) The department shall provide at least thirty days' advance notice of action to terminate a client's eligibility, terminate or reduce a client's service, or discharge a client from a residential habilitation center to the community, except for the transfer or removal of a client from a service set forth in WAC 275-27-500 (5)(f).

~~((4))~~ (5) All parties affected by such department decision shall be consulted, whenever possible, during the decision process by the responsible field services regional office in person and/or by telephone.

~~((5))~~ (6) The division shall ensure notification to the school district in which a school-aged child is to be placed when a placement decision is reached.

WSR 88-01-028
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)

[Filed December 9, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning:

Amd	WAC 275-27-220	Family support services.
Amd	WAC 275-27-400	Notification.
New	WAC 275-27-223	Service priorities;

that the agency will at 10:00 a.m., Tuesday, January 26, 1988, in the Auditorium, OB #2, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on January 27, 1988.

The authority under which these rules are proposed is RCW 71.20.070.

The specific statute these rules are intended to implement is RCW 71.20.070.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 26, 1988.

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

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

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

Dated: December 9, 1987

By: Leslie F. James, Director
 Administrative Services

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.025.

Re: Amending WAC 275-27-220 and 275-27-400; and new WAC 275-27-223.

Purpose of the Rule Change: To place into WAC criteria for prioritization of client need for family support services, and to provide an administrative review for clients denied or receiving partially authorized family support services.

Reason These Rules are Necessary: To enable implementation and authorization of services of the family support program.

Statutory Authority: RCW 71.20.070 and 71.30.010.

Summary of the Rule Changes: The priority guidelines, currently in division policy 546, are revised to make them more specific and objective, and are placed in WAC. The rule change also describes the factors upon which decisions about prioritization are based. Administrative review is provided prior to implementation of the department's decision about family support services.

Person Responsible for Drafting, Implementation and Enforcement of the Rules: Jan Blackburn, Program Coordinator, Division of Developmental Disabilities, Central Office, mailstop OB 42C, phone 321-4995 scan.

No person outside of the department proposed these rules.

These rules are necessary as a result of state court decision. Pursuant to a decision by the Thurston County Superior Court, no process exists by which the department can prioritize clients' need for family support services. Without such prioritization, no administrative regulations exist with which to authorize services. Copy of the superior court's decision is on file in the office of the code reviser.

Agency Comment: The department will be reviewing the possibility of appealing this decision.

Small Business Economic Impact: None.

AMENDATORY SECTION (Amending Order 2418, filed 8/29/86)

WAC 275-27-220 FAMILY SUPPORT SERVICES. (1) The intent of family support services is to reduce or eliminate the need for out-of-home residential placements of clients wherein the in-home placement is in the client's best interest, to allow clients to live in the most independent setting possible, and to have access to services best suited to clients' needs.

(2) Family support services include, but are not limited to, the following services:

(a) Emergency or planned respite care;

(b) Attendant care;

(c) Therapeutic services, including physical therapy, occupational therapy, behavior management therapy, and communication therapy;

(d) The purchase, rental, loan or refurbishment of specialized equipment, environmental modifications, and other adaptations;

(e) Other service pursuant to subsection (1) of this section approved by the director or designee.

(3) Family support services are time-limited. Services are authorized for a specified period. A service authorization shall state the type of, amount, and period (duration) of service. Each authorization constitutes a new service for a new period. If requested family support services are not authorized, such actions are deemed a denial of services. Family support services may be authorized below the level requested for the period. If during the authorized service period, family support services are reduced or terminated below the levels specified in service authorizations, such actions are deemed a reduction or termination of services.

~~(4) ((Service priorities shall be used to determine monthly family support service authorizations. Factors used to establish the service priorities include the following:~~

~~(a) The client's need for assistance with personal care (bathing, dressing, feeding, mobility, toileting, etc.);~~

~~(b) The client's special medical support requirements (apnea monitor, gastrostomy, tracheotomy, gavage feeding, heart monitor, respirator, ventilator, etc.);~~

~~(c) The client's risk of behavioral episodes which may result in physical injury to the client or others, and/or in damage to property;~~

~~(d) The number of primary care givers available to assist the client and/or family;~~

~~(e) The availability to the client of private, local, other state, or federal resources;~~

~~(f) The likelihood of out-of-home placement; and~~

~~(g) The client and/or family's relative need for family support services when compared with other clients and/or families' need for services.~~

~~(5)) The department shall authorize family support services ((shall be authorized)) in accordance with policies established by the director. The department shall base monthly service authorizations ((shall be based)) on:~~

~~(a) Service requests ((which are)) for family support services ((prescribed)) described in subsection (2) of this section;~~

~~(b) Service priorities ((based on the factors prescribed)) as described in ((subsection (4))) WAC 275-27-223 of this ((section)) chapter;~~

~~(c) Availability of requested family support services; ((and))~~

~~(d) Monthly regional family support services funding allocations, except for emergencies as defined in WAC 275-27-020(11); and~~

~~(e) Authorization by a review committee, in each regional office, which reviews each request for service.~~

NEW SECTION

WAC 275-27-223 SERVICE PRIORITIES. (1) The department shall use service priorities to determine monthly family support service authorizations.

(2) Service priorities in order of priority are:

(a) Priority 1: The client is an active recipient of children's protective services or adult protective services.

(b) Priority 2: Out-of-home placement will be needed within two months without provision of family support services.

(c) Priority 3: Client is at risk of out-of-home placement without provision of family support due to the following:

(i) Caregiver/family is:

(A) Experiencing acute and/or chronic stresses; or

(B) Has acute or chronic physical limitations; or

(C) Has acute or chronic mental/emotional impairments; and

(ii) The client requires total physical assistance in at least three of the following areas:

(A) Bathing,

(B) Toileting,

(C) Feeding,

(D) Mobility,

(E) Dressing; or

(iii) The client has special medical support requirements:

(A) Apnea monitor,

(B) Tracheotomy,

(C) Heart monitor, and

(D) Ventilator; or

(iv) The client has current behavioral episodes which have resulted in:

(A) Physical injury to the client or others, and/or damage to property; and/or

(B) Substantial damage to property; and/or

(C) Chronic sleep pattern disturbances or chronic continuous screaming behavior.

(d) Priority 4: Caregiver may lose the ability to provide care without family support assistance due to caregiver conditions described in subsection (2)(c)(i) of this section.

(e) Priority 5: Client condition as described in subsection (2)(c)(ii), (iii), and (iv) of this section is present. Family support is needed to maintain current functioning and prevent deterioration of client or family.

(f) Priority 6: Family needs temporary or ongoing services in order to:

(i) Get a break in care to relieve and/or prevent stress of caregiver/family; or

(ii) Enhance the current functioning.

(3) The department shall determine priority level of the client's service need by reviewing information received from the client, family, and other sources about:

(a) Whether client is an active recipient of children's protective services or adult protective services;

(b) Indicators of risk of out-of-home placement, and indicators of the imminence of such an event. Assessment of such risk may include:

(i) Review of family's requests for placement;

(ii) History of family's involvement with children's protective services or adult protective services;

(iii) Client's current adjustment;

(iv) Parental history of psychiatric hospitalization;

(v) Clinical assessment of family's condition; and

(vi) Statements from other professionals.

(c) Caregiver conditions, such as acute and/or chronic stress, acute and/or chronic physical limitations, and acute and/or chronic mental and/or emotional impairments;

(d) Client need for intense medical or physical or behavioral support;

(e) Family's ability to use typical community resources;

(f) Availability of private, local, state, or federal resources to help meet the need for family support;

(g) Severity and chronicity of family or client problems; and

(h) Degree to which family support services will ameliorate or alleviate such problems and reduce the risk of out-of-home placement.

AMENDATORY SECTION (Amending Order 2418, filed 8/29/86)

WAC 275-27-400 NOTIFICATION. (1) The department shall notify the client or applicant, the parent when the client or applicant is a minor, and the guardian when the client or applicant is an adult, of the following decisions:

(a) Denial or termination of eligibility set forth in WAC 275-27-030;

(b) Development or modification of the individual service plan set forth in WAC 275-27-060;

(c) Authorization, denial, reduction, or termination of services set forth in WAC 275-27-230; and

(d) Admission or readmission to, or discharge from, a residential habilitation center.

(2) The notice shall set forth appeal rights pursuant to WAC 275-27-500 and a statement that the client's case manager can be contacted for an explanation of the reasons for the action.

(3)(a) The department shall provide notice of a denial or partial authorization of a family support services request and a statement of reason for denial or partial authorization to the person or persons described in subsection (1) of this section. The department shall send such notice no later than five working days before the end of the month previous to the month for which service was requested;

(b) The department shall make available an administrative review of a decision to deny or partially authorize services upon receipt of a written request by a person or persons described in subsection (1) of this section to the administrator of the region in which the client is living. The regional office must receive a request for administrative review by the last working day of the month;

(c) The client shall state in the written request why the client or client's family believes their service priority designation is not correct;

(d) Upon receipt of request for administrative review, the regional administrator or designee shall review the request and the client file; and

(e) The department shall send the results of the administrative review to the client and/or family within the first five working days of the service month for which the client is being denied or receiving a partial authorization for services.

(4) The department shall provide at least thirty days' advance notice of action to terminate a client's eligibility, terminate or reduce a client's service, or discharge a client from a residential habilitation center to the community, except for the transfer or removal of a client from a service set forth in WAC 275-27-500 (5)(f).

~~((4))~~ (5) All parties affected by such department decision shall be consulted, whenever possible, during the decision process by the responsible field services regional office in person and/or by telephone.

~~((5))~~ (6) The division shall ensure notification to the school district in which a school-aged child is to be placed when a placement decision is reached.

WSR 88-01-029

ADOPTED RULES

DEPARTMENT OF TRANSPORTATION

[Order 111—Filed December 10, 1987]

I, Duane Berentson, secretary of transportation, do promulgate and adopt at Room 1D9, Transportation Building, Olympia, Washington 98504, the annexed rules relating to chapter 468-12 WAC, Transportation Commission and Transportation Department State Environmental Policy Act rules; and adoption of amended sections to chapter 468-12 WAC.

This action is taken pursuant to Notice No. WSR 87-21-062 filed with the code reviser on October 19, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 43.21C-.120 and chapter 197-11 WAC which directs that the Department of Transportation has authority to implement the provisions of the State Environmental Policy Act.

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

APPROVED AND ADOPTED December 3, 1987.

By A. D. Andreas
Deputy Secretary

AMENDATORY SECTION (Amending Order 90, filed 9/14/84)

WAC 468-12-510 PUBLIC NOTICE PROCEDURES. (1) The department shall inform the public of actions requiring notice and invitation to comment under WAC 197-11-502 and 197-11-510 in the following manner:

(a) For a determination of nonsignificance (DNS) or a mitigated DNS, issued under WAC 197-11-340(2) and 197-11-350 and requiring public notice under WAC 197-11-502 (3)(b); by (i) sending a copy of the DNS and the letter of transmittal sent to the department of ecology pursuant to WAC 197-11-508, to a newspaper of general circulation in the county, city, or general area where the proposed action is located (~~(; and (ii) sending a copy of the DNS to any)~~), agencies with jurisdiction, affected Indian tribes, and ~~((any other agencies, members of the public, and organizations who have commented on the proposed action in writing to the department))~~ each local agency or political subdivision whose public services would be changed as a result of implementation of the proposal; and (ii) any other agency, organization, or member of the public who has made a specific request for information on the proposed action in writing to the department. Each person requesting information shall submit such request individually in writing by mail.

(b) For a determination of significance (DS) issued under WAC 197-11-360 and requiring public notice under WAC 197-11-502 (4)(a); by (i) publishing notice in a newspaper of general circulation in the county, city,

or general area where the proposed action is located; (ii) sending a copy of the DS to any agencies with jurisdiction, affected Indian tribes, and any other agencies, members of the public, and organizations who have commented on the proposed action in writing to the department or expressed in writing to the department an interest in the proposed action; and (iii) using one or more of the other methods specified in WAC 197-11-510 (1)(a), (d), (e), and (f), as selected by the department;

(c) For a draft EIS issued under WAC 197-11-455 and requiring public notice under WAC 197-11-455(5) and for a public hearing held under WAC 197-11-535 and requiring public notice under WAC 197-11-502(6); by (i) publishing notice in a newspaper of general circulation in the county, city, or general area where the proposed action is located; (ii) sending notice of the availability of the draft EIS or the notice of the hearing to any agencies with jurisdiction, affected Indian tribes, and any other agencies, members of the public, and organizations who have commented on the proposed action in writing to the department or expressed in writing to the department an interest in the proposed action; and (iii) using one or more of the other methods specified in WAC 197-11-510 (1)(a), (d), (e), and (f), as selected by the department;

(d) For a final EIS issued under WAC 197-11-460 the document shall be sent to (i) the department of ecology (two copies), (ii) all agencies with jurisdiction, (iii) all agencies who commented on the draft EIS, and (iv) anyone requesting a copy of the final EIS. (As determined by the department a fee may be charged for the final EIS in accordance with WAC 197-11-504(:));

(e) For a notice of administrative review issued and requiring public notice pursuant to WAC 468-12-680:

(i) By publishing notice on the same day of each week for two consecutive weeks in a legal newspaper of general circulation in the area where the proposed action is located;

(ii) By filing notice of such action with the department of ecology in Olympia prior to the date of the last newspaper publication, and by one of the following methods which shall be accomplished prior to the date of the last newspaper publication:

(A) Mailing to the latest recorded real property owners, as shown by the records of the county treasurer, who share a common boundary line with the property upon which the project is proposed through United States mail, first class, postage prepaid; or

(B) Posting of the notice in a conspicuous manner on the property upon which the project is to be constructed;

(iii) The form of such notice of administrative review shall be substantially as follows:

NOTICE OF ADMINISTRATIVE REVIEW
WASHINGTON STATE DEPARTMENT OF
TRANSPORTATION

NOTICE IS GIVEN UNDER SEPA, CHAPTER 43.21C RCW, WAC 197-11-680, 468-12-680, AND 468-12-510, THAT THE WASHINGTON STATE DEPARTMENT OF TRANSPORTATION TOOK THE ACTION DESCRIBED IN 2. BELOW ON

1. ANY ACTION TO SET ASIDE, ENJOIN, REVIEW, OR OTHERWISE CHALLENGE SUCH ACTION ON THE GROUNDS OF NONCOMPLIANCE WITH THE PROVISIONS OF CHAPTER 43.21C RCW (STATE ENVIRONMENTAL POLICY ACT) SHALL BE COMMENCED BY ADMINISTRATIVE REVIEW, ON OR BEFORE A PARTY DESIRING JUDICIAL REVIEW OF THE DECISION RESULTING FROM SUCH ADMINISTRATIVE REVIEW SHALL COMMENCE SUCH APPEAL WITHIN: (A) NINETY DAYS OF THE ISSUANCE OF THIS NOTICE OF ACTION OR (B) THIRTY DAYS AFTER SERVICE OF THE FINAL DECISION OF THE DEPARTMENT, WHICHEVER IS LATER.

2. DESCRIPTION OF AGENCY ACTION:

3. DESCRIPTION OF PROPOSAL:

4. LOCATION OF PROPOSAL:

5. TYPE OF ENVIRONMENTAL REVIEW UNDER SEPA:

6. DOCUMENTS MAY BE EXAMINED DURING REGULAR BUSINESS HOURS AT:

7. THIS NOTICE IS FILED BY, P.E.
PROJECT DEVELOPMENT ENGINEER

DATE:

THIS DETERMINATION MAY BE APPEALED IN WRITING TO: PROJECT DEVELOPMENT ENGINEER; TRANSPORTATION BUILDING, MAILSTOP KF-01; OLYMPIA, WA 98504
NO LATER THAN

YOU SHOULD BE PREPARED TO MAKE SPECIFIC FACTUAL OBJECTIONS. CONTACT LOCATION DESIGN ENGINEER; TRANSPORTATION BUILDING; MAILSTOP KF-01; OLYMPIA, WA 98504; PHONE (206) 753-6141 TO READ OR ASK ABOUT THE PROCEDURES FOR SEPA APPEALS.

(2) If the department selects WAC 197-11-510 (1)(a), posting the property, as a public notice procedure, it shall do so by posting notices at major road and pedestrian intersections along the project.

(3) SEPA notices may be combined with other department notices.

AMENDATORY SECTION (Amending Order 90, filed 9/14/84)

WAC 468-12-680 ADMINISTRATIVE ((APPEALS)) REVIEW. (1) The administrative ((appeals)) review process described in this section shall apply only to actions of the department ((for which notice of action is filed pursuant to RCW 43.21C.080. The department shall file a notice of action for all actions requiring preparation of an EIS. The department may, at its discretion, file a notice of action for any other action)) where the department publishes a notice of administrative review and where no public hearing pursuant to either chapter 47.52 or 43.21C RCW has been provided. The notice of administrative review shall describe the action to be taken and the environmental document upon which the action is based and prescribe the availability of this administrative review process to challenge the action and its environmental documents. The notice of administrative review shall be published pursuant to WAC 197-11-510. All actions of the department not subject

to the administrative review process defined herein, shall be subject to applicable judicial review. The department may file a notice of action as provided for in RCW 43.21C.080 for such actions.

(2) Any person aggrieved by the department's determination to proceed with ~~((such))~~ an action which is subject to administrative review as provided in subsection (1) of this section without preparation of an EIS or with preparation of an EIS alleged to be inadequate shall appeal such determination administratively before seeking judicial review thereof. Appeals of procedural and substantive determinations shall be combined (for example, an appeal of the adequacy of an EIS or the necessity of preparing an EIS must be combined with an appeal of the department's decision on the proposed action).

(3) For any action subject to the administrative review process, any determination ~~((of))~~ by the department (a) that it will proceed with ~~((an))~~ the action without preparation of an EIS, (b) that it will proceed with ~~((an))~~ the action after preparation of an EIS, or (c) that ~~((an))~~ the EIS prepared by the department is adequate, shall become final unless the aggrieved party serves on the project development engineer of the department a written request for ~~((hearing thereon))~~ administrative review within thirty days of the date of the filing of the department's notice of ~~((action pursuant to RCW 43.21C.080))~~ administrative review as authorized by RCW 43.21C.075. Upon receipt of such a request, the department shall afford an aggrieved party a hearing in accordance with chapter 34.04 RCW and chapter 468-10 WAC relating to contested cases. In reaching a decision based upon such a hearing, procedural determinations made by the responsible official shall be entitled to substantial weight.

(4) If a party wishes to obtain judicial review of the administrative ~~((appeal))~~ review decision concerning that party, the aggrieved party shall first submit a notice of intent to do so with the responsible official of the department within the time period for commencing a judicial appeal as provided in subsection (5) of this section.

(5) As provided in RCW 43.21C.075 and WAC 197-11-680, a party desiring judicial review of the administrative ~~((appeal))~~ review decision concerning that party shall commence such appeal within (a) ninety days of the issuance of notice of ~~((action))~~ administrative review by the department pursuant to RCW 43.21C.080, or (b) thirty days after service of the final decision of the department as provided in RCW 34.04.130, whichever is later.

WSR 88-01-030

LIQUOR CONTROL BOARD

[Order 237, Resolution No. 246—Filed December 10, 1987—Effective December 8, 1987]

[LCB Order Register—WAC 314-12-140]

A resolution concerning indexing of public records pursuant to RCW 42.17.260(3).

WHEREAS, the Liquor Control Board has determined that the task of indexing all board documents and actions as listed in RCW 42.17.260(2) would require a minimum of one full-time equivalent plus support equipment and resources in order to keep current with board actions; and

WHEREAS, in order at this time to attempt to index all existing documents and formal actions, there would be a minimum of six full-time equivalents necessary for a period of no less than six months; and

WHEREAS, from the original implementation date of the Public Records Act, the task of attempting to create a single master index was determined to be unduly burdensome for the above reasons; and

WHEREAS, the board's present internal format for maintaining records of documents and actions, which is far less time consuming than maintenance of a single index, has adequately served the needs of the public without problems or undue expense; and

WHEREAS, to implement a single index now would result in a large expenditure of resources while there has been nothing to change the board's original determination that creation and maintenance of such an index would be unduly burdensome and that it would not serve to better achieve public ability to access documents originating from within the board;

NOW THEREFORE, BE IT RESOLVED AND ORDERED, pursuant to RCW 42.17.260(3), that no single index will be prepared and maintained of all board documents and actions pursuant to RCW 42.17.260(2) for the reasons specified above; and

BE IT FURTHER RESOLVED that all indexes presently maintained for internal agency use shall remain available for public inspection and copying.

Adopted the 8th day of December, 1987 to become effective this date.

L. H. Pedersen
Kazuo Watanabe
Robert D. Hannah

Attest:
Judy Pierce
Secretary

WSR 88-01-031 PROPOSED RULES DEPARTMENT OF PERSONNEL (Personnel Board)

[Filed December 10, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Personnel Board intends to adopt, amend, or repeal rules concerning work period designations, amending WAC 356-15-020; that the agency will at 10:00 a.m., Thursday, February 11, 1988, in the Board Hearings Room, Department

of Personnel, 600 South Franklin, Olympia, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 41.06.040.

The specific statute these rules are intended to implement is RCW 41.06.150.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 9, 1988.

Dated: December 7, 1987

By: Leonard Nord
Secretary

STATEMENT OF PURPOSE

Amending WAC 356-15-020, Work period designations.

Purpose: Describes what scheduled standard workweek means.

Statutory Authority: RCW 41.06.150(9).

Summary: Would remove the words, "and occurring within the same workweek."

Reasons: Application of the Fair Labor Standards Act resulted in a rule change permitting agencies to establish the workweeks for all employees. Some agencies established workweeks which coincide with calendar weeks. In such case, an employee whose scheduled days of work run from Thursday through Monday would have five consecutive days of work each seven days. But these would not coincide with the workweek (which now has a different parameter). This change will not change the concept of the scheduled standard work period designation. It will merely drop a condition which is now in conflict with other parts of the rule.

Responsibility for Drafting: Gail Salisbury, Department of Personnel, 600 South Franklin, FE-11, Olympia, WA 98504, phone 753-5383; Implementation and Enforcement: Department of Personnel.

Agency or Organization Submitting Proposal: Department of Personnel, governmental agency.

Comments: None.

Result of Federal Law or Federal or State Court Actions: It is the result of earlier merit system rule changes made to accommodate the Fair Labor Standards Act.

AMENDATORY SECTION (Amending Order 286, filed 11/24/87, effective 1/1/88)

WAC 356-15-020 WORK PERIOD DESIGNATIONS. (1) The personnel board shall assign a specific work period designation to each job class. In deciding which work period designation is appropriate, the personnel board shall consider the following factors:

(a) Whether the positions are exempt from the overtime provisions of the Fair Labor Standards Act as executive, administrative, professional, agricultural, outside sales, or recreational establishment personnel as summarized in chapter 356-05 WAC.

(b) Whether the positions have been historically paid overtime by the state.

(c) Whether the private sector or other governmental jurisdictions have a historical or prevailing overtime pay practice for direct counterpart positions.

(d) Other factors it may deem to be appropriate.

(2) The personnel board may authorize a work period designation for an individual position which differs from the class-wide designation when the position has atypical working conditions. When two or more designations are indicated for a job class, the first designation listed

shall constitute the class-wide designation. Each position shall be assigned only one designation. The work period designation for persons on "in-training" and "underfill" appointments shall be the same as that of the position to which they are appointed, except that if the position is designated "exceptions," the employee's work period designation will be "nonscheduled."

(a) Scheduled (S):

(i) Standard: Full-time positions with conditions of employment which may be completed within five consecutive work days, each having the same starting time and lasting not more than eight working hours (~~and occurring within the same workweek~~).

(ii) Alternate: Full-time positions with conditions of employment which may be completed within:

(A) Five work days lasting not more than eight working hours within the same workweek but which, because of operational necessity, cannot be scheduled with the same daily starting time or with consecutive days off; or

(B) Four work days lasting not more than ten working hours each within the same workweek; or

(C) Four nine-hour work days and one four-hour work day; or

(D) Ten consecutive work days with four consecutive days off; or

(E) Ten work days lasting not more than eight working hours and occurring within a scheduled fourteen consecutive day period. Positions are restricted to employees in the registered nurse class series who work in an institutional hospital primarily engaged in the care of residents.

(F) Continuous five work-days-per-week shifts which rotate each 28 days to a different schedule of regular days and hours per week. The rotation involves extended or shortened time off between the ending shift of one schedule and the beginning shift of the next, but does not require more than eight hours work in any one 24-hour period within a schedule, nor more than fifty-two 40-hour workweeks per year. Positions are limited to communications officers and scheduled commercial vehicle enforcement officers of the state patrol.

After giving written notice to the employee and the certified exclusive representative, the employer may implement an alternate schedule provided the employer can document a program need for the alternate schedule or the alternate schedule is mutually agreeable to the employer and employee.

(iii) Unlisted: Full-time positions for which the director of personnel has approved a schedule or scheduling plan not allowed above. Such unlisted schedules may be approved by the director of personnel when both the agency and the affected employees are in agreement. Approval by the exclusive representative shall constitute approval of employees within a certified bargaining unit.

(b) Nonscheduled (NS): Full-time positions with conditions of employment which necessitate adjustment of hours by employees within forty working hours within the workweek. These positions may have preset schedules or task assignments which require their attendance at certain hours, but are generally responsible to adjust their hours to best accomplish their workload.

(c) Law enforcement (l): Full-time positions which meet the law enforcement criteria of section 7(k) of the Fair Labor Standards Act. (Defined as law enforcement personnel in WAC 356-05-210.)

(d) Exceptions (e): Full-time positions which are exempt from the overtime provisions of the Fair Labor Standards Act as executive, administrative, professional, agricultural, outside sales, or recreational establishment personnel as summarized in chapter 356-05 WAC.

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

WSR 88-01-032

PROPOSED RULES

DEPARTMENT OF LICENSING

[Filed December 10, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Department of Licensing intends to adopt, amend, or repeal rules concerning WAC 308-61-026, 308-61-108, 308-61-135, 308-61-158 and 308-61-175 pertaining to

registered tow truck operators; WAC 308-61-210, 308-61-240 and 308-61-260 pertaining to wreckers; and WAC 308-61-330 and 308-61-430 pertaining to hulk haulers and scrap processors;

that the agency will at 10:00 a.m., Monday, February 1, 1988, in the 4th Floor Conference Room, Department of Licensing Building, 12th and Franklin Streets, Olympia, Washington 98504, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 46.55.190, 46.80.140 and 46.79.080.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 29, 1988.

This notice is connected to and continues the matter in Notice No. WSR 87-22-029 filed with the code reviser's office on October 28, 1987.

Dated: December 10, 1987

By: Amanda L. Tomlinson
Assistant Attorney General

WSR 88-01-033
PROPOSED RULES
LIQUOR CONTROL BOARD
[Filed December 10, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Liquor Control Board intends to adopt, amend, or repeal rules concerning change of name, amendatory section WAC 314-12-100;

that the agency will at 9:30 a.m., Wednesday, January 27, 1988, in the Offices of the Liquor Control Board, Capital Plaza Building, 5th Floor, 1025 East Union Avenue, Olympia, WA 98504, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 66.08.030.

The specific statute these rules are intended to implement is RCW 66.24.010.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 27, 1988.

Dated: December 9, 1987

By: L. H. Pedersen
Chairman

STATEMENT OF PURPOSE

Title: WAC 314-12-100 Change of name.

Description of Purpose: To increase the fee for applying for a change of corporate or trade name and to clarify that the fee is due for each individual license which requires a change.

Statutory Authority: RCW 66.08.030.

Statutes Implemented by the Rule: RCW 66.24.010.

Summary of Rule: The present rule provides that when changes are made to corporate or trade names, only one fee is required for a corporation that has multiple licenses. This allows one fee (\$5.00) and application to be used to process changes on numerous licenses. Example: Safeway, Black Angus, or any other chain grocery or restaurant.

Reasons Supporting Proposed Action: The current charge is \$5.00 for any of the above. BLS stated it is not worth their time and expense to process such changes for that small a fee. Financial and license division representatives agreed that it is also not cost effective for the board to process the changes for \$5.00, as this fee doesn't cover the cost of paper, postage and data processing time, let alone the labor involved. There has been no increase in the fee for change of corporate/trade name since 1963, when the fee was raised from \$2.50 to \$5.00. This change is being implemented to raise the fee to more accurately reflect board costs to process changes or additions to trade names or corporate names; clarify that an application and fee is required for a change on each license issued; and assist in the implementation of the business license service assumption of licensing issuance as a part of the master business application program enacted by the legislature by chapter 19.02 RCW.

Agency Personnel Involved: In addition to the board, the following agency personnel have responsibility for drafting, implementing and enforcing these rules: Lester C. Dalrymple, Supervisor, License Division, phone (206) 753-6259; Janice Lee Britt, Supervisor, Manufacturers, Importers and Wholesalers Division, phone (206) 753-6273; James E. Hoing, Controller, Financial Division, (206) 753-6290; and Washington State Liquor Control Board, Capital Plaza Building, 1025 East Union Avenue, Olympia, Washington 98504.

Person or Organization Proposing Rule: Washington State Liquor Control Board.

Agency Comments: None.

Necessity of Rule: Not made necessary as a result of federal law or federal or state court action.

Small Business Economic Impact Statement: There will be an economic impact on the licensees of the board who choose to change their corporate or trade name, or who desire to add additional trade names. It will be a \$20.00 increase for each individual change. During fiscal year 1986, 188 licensees applied for changes of corporate name or changes of (added) trade name for total fees received of \$940 by the board. Had this rule change as proposed been in effect in fiscal 1986, total fees which would have been received in that time frame is \$4700.00. However, those businesses with multiple licenses (i.e., not normally "small businesses") will see a \$25.00 per license increase whenever they change corporate or trade names.

AMENDATORY SECTION (Amending Rule 9, filed 6/13/63)

WAC 314-12-100 CHANGE OF NAME. No licensee shall adopt or make a change in a trade or corporate name without the written consent of the board. Fee, \$((5-00)) 25.00. (See WAC 314-12-070(a).)

An application for change of trade or corporate name must be completed and the required fee paid each time the trade or corporate name is changed on a license.

WSR 88-01-034
ADOPTED RULES
DEPARTMENT OF AGRICULTURE
[Order 1962-Filed December 11, 1987]

I, C. Alan Pettibone, director of the Department of Agriculture, do promulgate and adopt at Olympia, Washington, the annexed rules relating to schedule of laboratory fees, WAC 16-32-010.

This action is taken pursuant to Notice No. WSR 87-22-054 filed with the code reviser on November 3, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 16.38.060 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 11, 1987.

By Michael V. Schwisow
Deputy Director

AMENDATORY SECTION (Amending Order 1954, filed 9/14/87)

WAC 16-32-010 SCHEDULE OF LABORATORY FEES. (1) The following fees shall be charged for services performed by the diagnostic laboratory of the livestock services division, state department of agriculture, for Washington residents:

Bacteriology:

Table listing bacteriology fees: Aerobic culture (1-3 tissues) \$ 7.00, each additional culture 2.00, Antibiotic sensitivity tests 3.00, Anaerobic culture 10.00, Paratuberculosis (Johne's disease) 10.00, each additional sample in herd 3.00, Milk culture - per animal 7.00, each additional animal in herd 2.00, Mycology 10.00, Trichomoniasis and Campylobacteriosis 5.00

Serology:

Charges include paired sera (acute and convalescent) from each animal for diagnostic purposes. The fee for single samples for regulatory purposes is one-half that of the paired sera.

Food animal:

Single virus or bacteria

Table listing food animal fees: 1st animal 5.00, each additional animal in herd 2.00

Combination tests:

Abortion screen, diagnostic only (Leptospirosis, Campylobacteriosis, Bluetongue, Anaplasmosis)

Table listing combination test fees: 1st animal 15.00, each additional animal in herd 2.00

Companion animals:

Table listing companion animal fees: Viral - 1st animal (EIA) ((+0.00)) 7.00

Bacterial (Brucella canis, Leptospirosis)

Table listing bacterial fees: 1st animal 10.00, each additional animal, same case 1.00

(2) The following fees shall be charged for services performed by the diagnostic laboratory of the livestock services division, state department of agriculture, for persons residing outside of the state of Washington:

Bacteriology:

Table listing bacteriology fees: Aerobic culture (1-3 tissues) \$ 10.00, each additional culture 3.00, Antibiotic sensitivity tests 4.00, Anaerobic culture 15.00, Paratuberculosis (Johne's disease) 15.00, each additional sample in herd 4.00, Milk culture - per animal 10.00, each additional animal in herd 3.00, Mycology 15.00, Trichomoniasis and Campylobacteriosis 7.00

Serology:

Charges include paired sera (acute and convalescent) from each animal for diagnostic purposes. The fee for single samples for regulatory purposes is one-half that of the paired sera.

Food animal:

Single virus or bacteria

Table listing food animal fees: 1st animal 8.00, each additional animal in herd 2.00

Combination tests:

Abortion screen, diagnostic only (Leptospirosis, Campylobacteriosis, Bluetongue, Anaplasmosis)

Table listing combination test fees: 1st animal 30.00, each additional animal in herd 3.00

Table listing viral fee: Viral - 1st animal (EIA) ((+15.00)) 10.00

Bacterial (Brucella canis, Leptospirosis)

Table listing bacterial fees: 1st animal 15.00, each additional animal, same case 3.00

WSR 88-01-035

ADOPTED RULES
DEPARTMENT OF LICENSING
(Board of Registration for Architects)
[Order PM 694-Filed December 11, 1987]

Be it resolved by the Washington State Board of Registration for Architects, acting at Seattle, Washington, that it does adopt the annexed rules relating to registration examination, amending WAC 308-12-031.

This action is taken pursuant to Notice No. WSR 87-21-087 filed with the code reviser on October 21, 1987.

These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 18.08.340 and 18.08.360 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 4, 1987.

By Larry Erickson
Chairman of the Board

AMENDATORY SECTION (Amending Order PL 560, filed 10/17/85)

WAC 308-12-031 REGISTRATION EXAMINATION. The form of the examination required of applicants shall consist of a written and an oral examination. Where RCW ((18.08.160)) 18.08.360 refers to the "entire examination," it means the written examination together with the oral examination. The written examination shall be administered in June of each year at a location(s) the board determines appropriate.

The board adopts the architectural registration examination and grading procedures prepared by the National Council of Architectural Registration Boards as the written portion of the examination.

(1) The written examination: The "architectural registration examination" is divided into nine divisions. The examinees are tested on their ability to exercise value judgments in actual architectural practice situations. The examination covers the following:

TITLE	SUBJECT	HOURS ALLOWED
Division A	Predesign	3
Division B	Site design	3 1/2
Division C	Building design	12
((Division D	Structural-general	2 1/2))
<u>Division D/F</u>	<u>Structural technology general and long span</u>	<u>3</u>
Division E	Structural-lateral forces	1 1/2
((Division F	Structural-long span	1 1/2))
Division G	Mechanical, plumbing, electrical and life safety systems	2 1/2
Division H	Materials and methods	2 1/2
Division I	Construction documents and services	3 1/2

(2) To pass the written examination, an applicant must achieve a passing grade on each division.

(3) All nine divisions of the architects registration examination must be taken on the first attempt. On subsequent attempts, examinees may retake any divisions not passed on previous attempts.

(4) The oral examination is given upon the applicant's completion of the written examination.

The purpose of the oral examination is to test in those areas of knowledge and skill not covered in the written examination.

The oral part of the examination shall include a review of the applicant's practical experience, an understanding of the law and the responsibility to safeguard life, health, and property and to promote the public welfare.

The oral examination may be conducted by the full board or by an architect member of the board. The board may waive the full board examination if the examining board member deems the applicant prepared for registration. If such waiver is not granted or if the examining board member fails the applicant, the applicant must then appear for a full board oral examination.

The board may waive the entire oral examination based upon certification by the National Council of Architectural Registration Boards of successful completion of the intern development program. Applicants may submit the "Green Cover" IDP certificate in lieu of the exhibit checklist which is required for the oral examination. This waiver of oral examination does not affect the requirement to summarize the law and rules pertaining to architecture.

If an applicant does not receive a recommendation for registration, the board will advise the applicant of the areas of deficiency and schedule another oral examination.

The examinee will be required to retake the entire examination if all portions of the written and oral examination (is) are not successfully completed as per RCW ((18.08.160)) 18.08.360. The five-year period shall begin to run effective with the date on which the examinee first takes the examination. If the examinee does not successfully pass all portions of the written and oral examination, within five years from the date he or she first took the examination, he or she shall lose credit for all portions of the examination previously passed, and a new five-year period shall begin on the date on which the examinee begins to retake the examination.

WSR 88-01-036

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 87-204—Filed December 11, 1987]

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

I, Joseph R. Blum, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to

present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is this regulation conforms state regulations with those of the Pacific Marine Fisheries Commission, pending decision on the opening date of the 1988 halibut season.

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

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

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

APPROVED AND ADOPTED December 11, 1987.

By Bette M. Johnson
for Joseph R. Blum
Director

NEW SECTION

WAC 220-56-25500A HALIBUT—SEASON. Effective immediately until further notice it is unlawful to fish for or possess halibut taken for personal use.

WSR 88-01-037
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 2577—Filed December 11, 1987]

I, Leslie F. James, director of Administrative Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

Amd WAC 388-15-208 Definition.

New WAC 388-15-214 Chore services monthly dollar lid.

I, Leslie J. James, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is chore services expenditure must be kept within legislative appropriation. These rules are necessary to establish a "lid" on expenditures.

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

This rule is promulgated pursuant to RCW 74.08.541 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 11, 1987.

By Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 2383, filed 5/30/86)

WAC 388-15-208 DEFINITIONS. (1) "Chore services" means services in performing light work and household and other personal tasks which eligible persons are unable to do for themselves because of frailty or handicapping conditions.

(2) "Contracted program" denotes that method of hourly chore service delivery where the contractor is responsible for recruiting, supervising, training, and paying the chore service provider.

(3) "Individual provider program" denotes that method of chore service delivery where the client employs and supervises the chore service provider. Payment is made to the client, who in turn pays the provider.

(4) "Attendant care" in the chore services program ((is)) means the service provided to eligible persons:

(a) Who need full-time care, and/or

(b) Require assistance that cannot be scheduled with personal care tasks, e.g., toileting, ambulation, wheelchair transfer, and/or

(c) Need protective supervision when it is dangerous for a person to be left alone because of confusion or forgetfulness. ~~((Protective supervision does not include responsibilities a legal guardian should assume. Attendant care is authorized a daily rate payment in the individual provider program.))~~

(5) "Hourly care" in the chore services program ((is)) means the service provided to eligible persons needing assistance that can be scheduled with household and/or personal care tasks. A maximum of one hundred sixteen hours per month per client ((can)) of task-related services may be provided. ~~((Hourly services do not include attendant care.))~~

(6) "Own home" ((shall)) means the individual's present or intended place of residence whether in a building rented or owned by the client or in the home of another person. Chore services are provided within the confines of the home property except for essential shopping, errands, and transportation necessary for the completion of authorized tasks.

(7) ~~((The))~~ "Client review questionnaire" ((is)) means an ~~((adult))~~ assessment form ~~((determining))~~ used to determine the amount and type of chore services to be provided. The form is used by department staff to identify, document, and score the allowable chore service needs of all eligible persons.

(8) The "CRQ authorization ceiling chart" means the chart that indicates the maximum number of hours that can be authorized for a client's score.

(9) "Personal care" ~~((shall mean))~~ includes such tasks as meal preparation, feeding, dressing/undressing, care of appearance, body care, bed transfer, ambulation, wheelchair transfer, bathing, toileting, and reminding to take medicines which a person would normally provide for himself or herself and are necessary to maintain a person in his or her own home. Sterile procedures and

administering medications by injection are not authorized personal care tasks, unless the individual provider program provider is a licensed health practitioner or a member of the client's immediate family.

(10) "Shared living arrangement" (~~occurs when~~) means a situation where two or more adults share expenses and live together in (~~his or her own~~) the home of one of them with common facilities, such as living, cooking, and eating areas.

(11) (~~Persons are~~) "At risk of institutionalization" or "at risk of residential placement" (~~if~~) means a person meets the three following criteria (~~are met~~):

(a) In greatest social and economic need as evidenced by more than one of the following:

- (i) Financially eligible for chore services;
- (ii) Seventy-five years of age or older;
- (iii) Homebound;
- (iv) Chronic physical health problems;
- (v) Chronic mental health problems;
- (vi) Confused;
- (vii) Socially isolated;
- (viii) Living alone(-); and

(b) Unable to perform one or more activities essential to daily living, and

(c) Informal support system will not meet all chore services needs.

(12) "High risk of residential care placement" means the applicant/client:

- (a) Is financially eligible for chore services; and
- (b) Requires assistance with one or more personal care tasks as defined in WAC 388-15-208(9); and
- (c) Has no one available to provide assistance with the required personal care tasks.

(13) "Client" means an individual who is receiving services.

NEW SECTION

WAC 388-15-214 CHORE SERVICES MONTHLY DOLLAR LID. A monthly dollar lid is the level established by the department to keep within the amount appropriated by the legislature.

(1) The department shall establish a statewide monthly dollar lid based on the budget appropriation. The department shall impose this monthly dollar lid statewide, based on expenditure projections.

(2) When expenditure projections reach the monthly dollar lid, the department shall place names of applicants for chore services on a waiting list in the order of their risk of residential placement.

(3) The department shall admit all those at high risk, as defined in WAC 388-15-208(12), to the program before those at risk of residential care placement, as defined in WAC 388-15-208(11).

(4) When the projected chore service monthly expenditures fall below the monthly lid, the department will contact applicants on the waiting list in the following priority order:

(a) Level A. Applicants at high risk of residential care placement needing help with any one of the following tasks:

- (i) Feeding,
- (ii) Body care,

(iii) Bed transfer,

(iv) Wheelchair transfer, or

(v) Toileting.

(b) Level B. Applicants at high risk of residential care placement needing help with four to six personal care tasks;

(c) Level C. Applicants at high risk of residential care placement needing help with one to three personal care tasks;

(d) Level D. Applicants at risk of residential care placement needing help with five household tasks;

(e) Level E. Applicants at risk of residential care placement needing help with three or four household tasks; and

(f) Level F. Applicants at risk of residential care placement needing help with one or two household tasks.

WSR 88-01-038
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
 [Filed December 11, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning:

Amd WAC 388-88-050 Adequate nursing home care.
 Amd WAC 388-88-101 Residents' rights;

that the agency will at 10:00 a.m., Tuesday, January 26, 1988, in the Auditorium, Office Building #2, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on January 27, 1988.

The authority under which these rules are proposed is RCW 74.42.620.

The specific statute these rules are intended to implement is RCW 74.42.620.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 26, 1988.

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

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

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

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

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Re: Amending chapter 388-88 WAC.

Purpose of the Rule Change: To improve nursing home services to medical assistance clients and eliminate unnecessary notifications.

Reason These Rules are Necessary: To add a service for medical assistance nursing home clients which will be reimbursed by the department effective July 1, 1988, and to reduce client confusion and unnecessary department work regarding notifications of changes in client classifications.

Statutory Authority: RCW 74.42.620.

Summary of Rule Change: WAC 388-88-050 adds personal laundry services, effective July 1, 1988, as a service nursing homes must provide to medical assistance recipients; and WAC 388-88-101 is amended so whenever there is a change in the level of care classification of a medical assistance recipient which will not result in a discharge, transfer or relocation, the department is no longer required to notify the recipient of the change in classification.

Person Responsible for Drafting, Implementation and Enforcement of the Rule: Mike Wills, Director, Residential Rates and Licensure Services, Aging and Adult Services Administration, Department of Social and Health Services, phone (206) 753-5840, mailstop HB-11, Olympia, Washington 98504.

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

AMENDATORY SECTION (Amending Order 2275, filed 8/21/85)

WAC 388-88-050 ADEQUATE NURSING HOME CARE. (1) Care and services rendered must be justified as essential to resident health care needs, with the overall goal of restoration, maintenance at the highest possible level of independence, and/or supportive care. The nursing home is obligated to provide adequate nursing home care as defined in chapter 248-14 WAC and federal regulations.

(a) The facility (~~(must)~~) shall make arrangements for:

(i) Physician services, including certification/recertification, plan of care, and visits;

(ii) Special consultant services, laboratory services, x-ray services, and prescription services.

(b) The facility (~~(must)~~) shall provide:

(i) Nursing care and supervision, including provision of twenty-four hour RN staffing when deemed necessary by the provider or the department;

(ii) Personal hygiene: Baths, shampoos, routine nail care, shaves, oral care, and skin care;

(iii) Health records for each resident;

(iv) Services relating to meeting medically related psychosocial needs, ordered by the physician when appropriate;

(v) Except as provided to residents of ICF/MR's, ancillary care services as defined in RCW 74.46.020(2)(~~including~~). Ancillary care services include services provided by activities specialists, audiologists, mental health professionals, social workers, speech pathologists, physical therapists, and occupational therapists;

(vi) A nutritionally adequate and varied diet including supplementary nourishments and vitamins;

(vii) A safe and comfortable environment;

(viii) Safeguards to assure resident rights and personal possessions;

and
(ix) Effective July 1, 1988, personal laundry services.

(2) The nursing home (~~(is obligated to)~~) shall provide equipment and supplies essential for the provision of adequate health care as required in subsection (1) of this section (~~(plus)~~). The nursing home shall provide the following items including but not limited to:

(a) Beds, mattresses, bedrails, footstools, traction equipment, cradles, footboards, and trapeze bars;

(b) Resident gowns, linen, (~~(nonpersonal)~~) laundry, and isolation supplies;

(c) Pitchers, basins, bedpans, urinals, commodes, and elevated toilet seats;

(d) Materials and supplies used for care of incontinent residents;

(e) Soaps, lotions, shampoos, toothpaste, mouthwash, and powder;

(f) Alcohol sponges, applicators, tongue depressors, thermometers, band-aids, facial tissue, and swabs;

(g) Appropriate equipment used for patient positioning, protective support, or restraints;

(h) Approved nonlegend antacid suspensions and tablets, antiseptics, laxatives, antidiarrheal medications, analgesics, salt or sugar substitutes;

(i) (~~(Clintest tape or tablets, guarac)~~) Over-the-counter screening tests for blood glucose and occult blood in the stool, mineral oil, vaseline, or other lubricants;

(j) Medication supplies including gloves, hypodermic syringes, needles, and intravenous setups;

(k) Supplies for specimen collections, irrigations, and enemas;

(l) Nonreusable (one-time use) or disposable (time-limited use) supplies and devices used in providing nursing home care. Such supplies and devices include, (~~(including)~~) but are not limited to:

(i) Nonsurgical dressings (e.g., decubiti),

(ii) Suction supplies,

(iii) Urethral catheters(;) and drainage systems, and

(iv) Feeding tubes and bags except as provided under subsection (3)(e) of this section(;));

(m) Ice bags and K pads;

(n) Walkers, wheelchairs, wheelchair accessories and wheelchair positioning devices, canes, and crutches not required for exclusive full-time use by a patient for a permanent disability;

(o) Emergency tray, emergency aspirator, emergency oxygen and supplies for its administration;

(p) Infrared lamps and weighing scales.

(3) The exceptions listed below (~~(with)~~) shall be reimbursed in accordance with WAC 388-86-005, 388-87-025, and 388-87-027:

(a) Aids to mobility including wheelchairs and wheelchair positioning devices required for the exclusive use of a patient (WAC 388-86-100) for a permanent disability;

(b) Supplies for intermittent catheterization programs;

(c) Commercial formula, when used as the only source of nutrition;

(d) Surgical dressings limited to primary dressings required as the result of a surgical procedure performed by a physician;

(e) The following supplies or devices replacing all or part of the function of a permanently impaired or malfunctioning internal body organ:

(i) Colostomy (and other ostomy) bags and necessary accouterments,

(ii) Urinary retention catheters, tubes, and bags, and

(iii) Feeding tubes, bags, or pumps.

(f) Vitamins, only as covered by the state formulary.

AMENDATORY SECTION (Amending Order 2039, filed 10/19/83)

WAC 388-88-101 RESIDENTS' RIGHTS. (1) (~~(Except in cases specified in WAC 388-88-101(3), the medical assistance client or next of kin, guardian or responsible party or the guardian of the client, if the client has been adjudicated to be incompetent, must be informed in writing thirty days prior to the relocation or reclassification. Such notice must include)~~) The department shall notify the appropriate individual(s) listed in subsection (2) of this section whenever a medical assistance client must be discharged from a nursing home because of:

(a) A reclassification of the client's required level of care, resulting in termination of medical assistance payments to the nursing home;

(b) The nursing home has requested the client be relocated, and the department has approved, for:

(i) Medical reasons concerning the client;

(ii) The welfare of the client or other residents; or

(iii) Nonpayment by the client.

(2) The department shall provide the notification required in subsection (1) of this section to one or more of the following, as appropriate:

(a) The medical assistance client;

(b) The medical assistance client's legal guardian;

(c) The medical assistance client's next of kin or responsible party.

(3) The department shall provide the notification required in subsection (1) of this section in writing thirty days prior to:

(a) The effective date of the reclassification resulting in termination of medical assistance payments to the nursing home; or

(b) The relocation requested by the nursing home.

(4) The department is not required to provide notification in cases specified in subsections (7) and (8) of this section.

(5) The department's notice shall inform the client of:

(a) The reasons for the proposed change and/or transfer;

(b) ((★)) The client's right to a conference with departmental representatives and any other individuals the client wishes to speak to within thirty days of receipt of such notice;

(c) The client's right to request a fair hearing within ninety days of receipt of the notice to contest the department's decision;

(d) The method by which a fair hearing may be obtained;

(e) The client's right to be represented at the fair hearing by an authorized representative; and

(f) The existence of any legal services available in the community and the toll-free telephone number of the state long-term care ombudsman.

((2)) (6) A fair hearing request form shall be sent with the notice of relocation and/or reclassification.

(a) The client must request a fair hearing within thirty days of receipt of the reclassification notice in order to have the current level of care continued. Any proposed change and/or transfer shall be delayed pending the outcome of the appeal process.

(b) ((If the secretary or his or her designee finds a change in the level of care is not appropriate,)) The department shall take no further action ((shall be taken)) to change the level of care or transfer the patient ((, unless)) if the secretary or his or her designee finds a change in the level of care is not appropriate at the time. If there is a change in the situation or circumstances ((at which time)), the ((request)) department may ((be resubmitted)) again initiate action to reclassify or relocate the client.

(c) ((If the secretary or his or her designee affirms the determination to change the level of care and/or transfer, and no judicial review is filed within thirty days of the receipt of notice of determination,)) The department shall proceed with the planned action if:

(i) The secretary or his or her designee affirms the determination to change the level of care or transfer, and

(ii) No judicial review is filed within thirty days of receipt of notice of termination.

(d) Medical assistance clients assessed as no longer requiring nursing home care who refuse to transfer to another level of care will be ineligible for medicaid nursing home payment:

(i) Thirty days following the effective date of determination; or

(ii) Thirty days following the fair hearing decision affirming the department's determination of not in need of nursing care.

((3)) (7) Advance notice is not required when:

(a) The medical assistance client or the next of kin, guardian or responsible party, requests a transfer in writing and waives the right to a period of notice.

(b) An immediate threat to the client's life or health, or that of others is present.

(c) The department judges the facility where the client resides is no longer able to provide Title XIX services due to:

(i) Termination of provider's contract;

(ii) Decertification of the provider;

(iii) Nonrenewal of provider's contract;

(iv) Revocation of provider's license; or

(v) Emergency license suspension.

(8) No notice shall be required if a decision is made to reclassify a client but no discharge, transfer, or relocation of the client from the nursing home is necessary or contemplated as a result of such decision to reclassify.

and Health Services intends to adopt, amend, or repeal rules concerning:

Amd WAC 388-15-208 Definitions.

New WAC 388-15-214 Chore services monthly dollar lid;

that the agency will at 10:00 a.m., Tuesday, January 26, 1988, in the Auditorium, OB #2, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on January 27, 1988.

The authority under which these rules are proposed is RCW 74.08.541.

The specific statute these rules are intended to implement is RCW 74.08.541.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 26, 1988.

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

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

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

Dated: December 11, 1987

By: Leslie F. James, Director
Administrative Services

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045. Amending WAC 388-15-208; and adding new WAC 388-15-214.

Purpose of the Rule Changes: To add and define a category of "high risk of residential care placement" applicants for chore services; to distinguish between "high risk" and "at risk" applicants; to define meaning of "client"; and to clarify other portions of the section.

Reason for Writing New Rules: To establish procedures for establishing a state-wide monthly dollar lid to control chore service expenditures.

Summary of Rule Changes and Additions: The rule changes are made to codify a method for controlling program growth in order to limit expenditures to the state monthly dollar lid as mandated by RCW 74.08-541. The new section will also empower the department to assess and serve new applicants on a priority basis and to place persons who are "at risk" but not at "high risk" on waiting lists to be served when expenditures drop below the state-wide monthly dollar lid.

Person Responsible for Drafting, Implementation and Enforcement of the Rules: Samuel H. Koshi, Chore Services Program, Aging and Adult Services Administration, phone (206) 753-1851 or scan 234-1851, mailstop HB-11.

WSR 88-01-039
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
[Filed December 11, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social

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

AMENDATORY SECTION (Amending Order 2383, filed 5/30/86)

WAC 388-15-208 **DEFINITIONS.** (1) "Chore services" means services in performing light work and household and other personal tasks which eligible persons are unable to do for themselves because of frailty or handicapping conditions.

(2) "Contracted program" denotes that method of hourly chore service delivery where the contractor is responsible for recruiting, supervising, training, and paying the chore service provider.

(3) "Individual provider program" denotes that method of chore service delivery where the client employs and supervises the chore service provider. Payment is made to the client, who in turn pays the provider.

(4) "Attendant care" in the chore services program ~~((is))~~ means the service provided to eligible persons:

(a) Who need full-time care, and/or

(b) Require assistance that cannot be scheduled with personal care tasks, e.g., toileting, ambulation, wheelchair transfer, and/or

(c) Need protective supervision when it is dangerous for a person to be left alone because of confusion or forgetfulness. ~~((Protective supervision does not include responsibilities a legal guardian should assume. Attendant care is authorized a daily rate payment in the individual provider program.))~~

(5) "Hourly care" in the chore services program ~~((is))~~ means the service provided to eligible persons needing assistance that can be scheduled with household and/or personal care tasks. A maximum of one hundred sixteen hours per month per client ~~((can))~~ of task-related services may be provided. ~~((Hourly services do not include attendant care.))~~

(6) "Own home" ~~((shall))~~ means the individual's present or intended place of residence whether in a building rented or owned by the client or in the home of another person. Chore services are provided within the confines of the home property except for essential shopping, errands, and transportation necessary for the completion of authorized tasks.

(7) ~~((The))~~ "Client review questionnaire" ~~((is))~~ means an ~~((adult))~~ assessment form ~~((determining))~~ used to determine the amount and type of chore services to be provided. The form is used by department staff to identify, document, and score the allowable chore service needs of all eligible persons.

(8) The "CRQ authorization ceiling chart" means the chart that indicates the maximum number of hours that can be authorized for a client's score.

(9) "Personal care" ~~((shall mean))~~ includes such tasks as meal preparation, feeding, dressing/undressing, care of appearance, body care, bed transfer, ambulation, wheelchair transfer, bathing, toileting, and reminding to take medicines which a person would normally provide for himself or herself and are necessary to maintain a person in his or her own home. Sterile procedures and administering medications by injection are not authorized personal care tasks, unless the individual provider program provider is a licensed health practitioner or a member of the client's immediate family.

(10) "Shared living arrangement" ~~((occurs when))~~ means a situation where two or more adults share expenses and live together in ~~((his or her own))~~ the home of one of them with common facilities, such as living, cooking, and eating areas.

(11) ~~((Persons are))~~ "At risk of institutionalization" or "at risk of residential placement" ~~((if))~~ means a person meets the three following criteria ~~((are met))~~:

(a) In greatest social and economic need as evidenced by more than one of the following:

(i) Financially eligible for chore services;

(ii) Seventy-five years of age or older;

(iii) Homebound;

(iv) Chronic physical health problems;

(v) Chronic mental health problems;

(vi) Confused;

(vii) Socially isolated;

(viii) Living alone~~((:))~~, and

(b) Unable to perform one or more activities essential to daily living, and

(c) Informal support system will not meet all chore services needs.

(12) "High risk of residential care placement" means the applicant/client:

(a) Is financially eligible for chore services; and

(b) Requires assistance with one or more personal care tasks as defined in WAC 388-15-208(9); and

(c) Has no one available to provide assistance with the required personal care tasks.

(13) "Client" means an individual who is receiving services.

NEW SECTION

WAC 388-15-214 **CHORE SERVICES MONTHLY DOLLAR LID.** A monthly dollar lid is the level established by the department to keep within the amount appropriated by the legislature.

(1) The department shall establish a statewide monthly dollar lid based on the budget appropriation. The department shall impose this monthly dollar lid statewide, based on expenditure projections.

(2) When expenditure projections reach the monthly dollar lid, the department shall place names of applicants for chore services on a waiting list in the order of their risk of residential placement.

(3) The department shall admit all those at high risk, as defined in WAC 388-15-208(12), to the program before those at risk of residential care placement, as defined in WAC 388-15-208(11).

(4) When the projected chore service monthly expenditures fall below the monthly lid, the department will contact applicants on the waiting list in the following priority order:

(a) Level A. Applicants at high risk of residential care placement needing help with any one of the following tasks:

(i) Feeding,

(ii) Body care,

(iii) Bed transfer,

(iv) Wheelchair transfer, or

(v) Toileting.

(b) Level B. Applicants at high risk of residential care placement needing help with four to six personal care tasks;

(c) Level C. Applicants at high risk of residential care placement needing help with one to three personal care tasks;

(d) Level D. Applicants at risk of residential care placement needing help with five household tasks;

(e) Level E. Applicants at risk of residential care placement needing help with three or four household tasks; and

(f) Level F. Applicants at risk of residential care placement needing help with one or two household tasks.

WSR 88-01-040

ADOPTED RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Public Assistance)

[Order 2565—Filed December 11, 1987]

I, Leslie F. James, director of Administrative Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to Standards of assistance—Supplemental security income (SSI) program, amending WAC 388-29-295.

This action is taken pursuant to Notice No. WSR 87-22-086 filed with the code reviser on November 4, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 74.08.090 and is intended to administratively implement that statute.

This rule is promulgated under the general rule-making authority of the Department of Social and Health Services as authorized in RCW 74.08.090.

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

APPROVED AND ADOPTED December 9, 1987.

By Leslie F. James, Director
Administrative Services

WSR 88-01-041
ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 2566—Filed December 11, 1987]

AMENDATORY SECTION (Amending Order 2452, filed 12/23/86)

WAC 388-29-295 STANDARDS OF ASSISTANCE—SUPPLEMENTAL SECURITY INCOME (SSI) PROGRAM. Effective January 1, ((+1987)) 1988, the standards of SSI assistance paid to eligible individuals and couples are:

	Standard	Federal Benefit	State Supplement
<u>Area I: King, Pierce, Snohomish, Thurston, and Kitsap Counties</u>			
Living alone Individuals	\$(368.00) \$382.00	340.00) \$354.00	\$28.00
Couples Both eligible	((532.00)) 554.00	510.00)) 532.00	22.00
With essential person	((532.00)) 553.00	510.00)) 531.00	22.00
With ineligible spouse	((532.00)) 546.00	340.00)) 354.00	192.00
<u>Area II: All Counties Other Than the Above</u>			
Living alone Individuals	((347.55)) 361.55	340.00)) 354.00	7.55
Couples Both eligible	((510.00)) 532.00	510.00)) 532.00	0
With essential person	((510.00)) 531.00	510.00)) 531.00	0
With ineligible spouse	((500.15)) 514.15	340.00)) 354.00	160.15
Shared living Individuals	((232.48)) 241.81	226.67)) 236.00	5.81
Couples Both eligible	((346.30)) 360.97	340.00)) 354.67	6.30
With essential person	((346.30)) 360.30	340.00)) 354.00	6.30
With ineligible spouse	((346.30)) 355.63	226.67)) 236.00	119.63

I, Leslie F. James, director of Administrative Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to billing limitations, amending WAC 388-87-015.

This action is taken pursuant to Notice No. WSR 87-22-089 filed with the code reviser on November 4, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Department of Social and Health Services as authorized in RCW 74.08.090.

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

APPROVED AND ADOPTED December 9, 1987.

By Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-87-015 BILLING LIMITATIONS(~~(= ONE HUNDRED TWENTY DAY PERIOD)~~). (1) Providers shall submit their charges at least monthly and shall present their final charges (~~(not more than)~~ within one hundred twenty days after ((termination of services)) the date the service was rendered. See RCW 74.09.160.

(2) An exception to ~~((this))~~ subsection (1) of this section shall be made as a result of:

(a) A fair hearing decision or court order ((involving a fair hearing decision)) which is favorable to the recipient; or

(b) A retroactive or delayed certification for medical assistance (see chapter 388-80 WAC for definition of retroactive).

~~((In such case,))~~ (3) For exceptions found under subsection (2) of this section providers ((must)) shall present final charges to the department within one hundred twenty days of:

(a) The ((day)) date of the fair hearing decision ((or));

(b) The date the court order was entered ((see RCW 74.08.080)).

~~(2) When it is obvious that clearance of resources for an applicant will require more time than the one hundred twenty-day billing period permits, an immediate request for permission for late billing shall be made to the department's state office. Permission for late billing cannot be granted if the request is received after expiration of the one hundred twenty-day billing period.~~

~~(3) The one hundred twenty-day billing limitation begins with the date of certification for retroactive medical coverage approved for payment. See chapter 388-80 WAC for definition of retroactive); or~~

(c) The date of retroactive or delayed certification for medical coverage.

(4) If the charges are not presented within the one hundred twenty-day period, the provider shall not present charges against the state unless prior extension in writing has been given by the division of medical assistance.

(5) Providers shall submit their rebills or adjustments to charges within six months from the date of the most recent or original denial or payment.

(6) Providers shall submit Medicare/Medicaid billings within six months of the Medicare statement.

WSR 88-01-042
ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 2567—Filed December 11, 1987]

I, Leslie F. James, director of Administrative Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to ownership of resources, new WAC 388-95-337.

This action is taken pursuant to Notice No. WSR 87-22-090 filed with the code reviser on November 4, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Department of Social and Health Services as authorized in RCW 74.08.090.

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

APPROVED AND ADOPTED December 9, 1987.

By Leslie F. James, Director
Administrative Services

NEW SECTION

WAC 388-95-337 OWNERSHIP OF RESOURCES. The department shall follow Washington state community property principles in determining the ownership of resources.

(1) For purposes of Medicaid eligibility the department shall presume all resources:

(a) Are community resources if jointly held in the names of both the husband and wife, or in the name of the applicant/recipient only.

(b) Are the separate property of the nonapplicant spouse if:

(i) Held in the separate name of the nonapplicant spouse, or

(ii) Transferred between spouses pursuant to WAC 388-92-043(4).

(2) The department shall divide by two, the total value of the community resources owned by the husband and wife and assign one-half of the total value to each spouse.

WSR 88-01-043
ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 2568—Filed December 11, 1987]

I, Leslie F. James, director of Administrative Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to physical therapy, amending WAC 388-86-090.

This action is taken pursuant to Notice No. WSR 87-22-088 filed with the code reviser on November 4, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Department of Social and Health Services as authorized in RCW 74.08.090.

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

APPROVED AND ADOPTED December 9, 1987.

By Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 2321, filed 12/27/85)

WAC 388-86-090 PHYSICAL THERAPY. (1) ~~The department shall provide physical therapy((, other than that provided in a hospital as part of inpatient treatment or in a nursing home as part of a nursing home treatment program, may be authorized only when such therapy)):~~

(a) As an outpatient service when requested by the attending physician and the therapy:

(i) Will avoid the need for hospitalization or nursing home care, or

~~((b))~~ (ii) Will assist the recipient in becoming employable, or

~~((c))~~ (iii) Is ((medically indicated in unusual circumstances and is requested by the attending physician)) part of a treatment program intended to restore normal function of a body part following injury, surgery, or prolonged immobilization, and

~~((d))~~ (iv) Is performed by a registered physical therapist or physiatrist.

(b) As a part of and included in the payment of another treatment program including, but not limited to:

(i) Hospital inpatient services, or

(ii) Nursing home services, or

(iii) Home health care.

(2) Outpatient physical therapy services shall require prior approval by the division of medical assistance.

(3) Outpatient physical therapy ((is)) shall not be provided under the limited casualty program.

WSR 88-01-044

ADOPTED RULES

DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 2569—Filed December 11, 1987]

I, Leslie F. James, director of Administrative Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to certificate of eligibility, amending WAC 388-85-105.

This action is taken pursuant to Notice No. WSR 87-22-087 filed with the code reviser on November 4, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Department of Social and Health Services as authorized in RCW 74.08.090.

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

APPROVED AND ADOPTED December 9, 1987.

By Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 2425, filed 9/22/86)

WAC 388-85-105 CERTIFICATION OF ELIGIBILITY. Entitlement to medical assistance continues until the recipient is determined ineligible for cash assistance.

(1) Whenever terminating cash assistance or medical assistance including Medicaid, the limited casualty program or medical care services, the department shall automatically redetermine eligibility for other medical assistance programs prior to termination of medical assistance.

(a) If additional information is necessary to redetermine eligibility, the department shall give the recipient ten days' notice and an opportunity to provide such information.

(b) The department shall give the recipient advance and adequate notice of the redetermination decision prior to termination of medical assistance. See WAC 388-33-376.

(c) Until the department redetermines a recipient's eligibility in conformity with the requirements of this section, the recipient shall remain((s)) eligible for categorically needy medical benefits.

(2) When eligibility for AFDC is terminated:

(a) For AFDC cash assistance due to increased income or increased hours from employment, medical assistance shall continue for four calendar months beginning with month of ineligibility.

(b) For AFDC cash assistance due to reaching state legal age of majority, ~~((a determination and a certification of))~~ the department shall automatically redetermine eligibility for medical assistance under another program ((category will be made)).

(c) For lack of cooperation in WIN or work registration or for lack of school attendance which ~~((is))~~ are not ((an)) eligibility factors for medical assistance, the ~~((department shall redetermine))~~ eligibility for medical assistance ~~((according to subsection (1) of this section))~~ shall continue.

(d) For AFDC cash assistance due solely to the loss of the thirty dollars plus one-third or the thirty dollar income exemption, medical assistance shall continue for nine calendar months beginning with the month of ineligibility.

(3) The department shall redetermine eligibility for medical assistance the same as for the related cash assistance program:

(a) For recipients under age eighteen not related to SSI, eligibility shall be redetermined every six months using AFDC financial criteria.

(b) For recipients in medical institutions eligibility shall be ~~((determined))~~ redetermined every twelve months.

(4) The recipient shall report to the CSO any change in circumstances relating to the recipient's financial or medical eligibility ((must be reported)) within twenty days ((to the CSO)) of the date of change.

(5) ~~((Notification procedures))~~ For any change of eligibility the department shall ((be)) use the same notification procedures as for cash assistance.

WSR 88-01-045

ADOPTED RULES

DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 2572—Filed December 11, 1987]

I, Leslie F. James, director of Administrative Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to disregard of income and resources, amending WAC 388-28-575.

This action is taken pursuant to Notice No. WSR 87-22-085 filed with the code reviser on November 4, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 74.08.090 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 9, 1987.

By Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 2276, filed 8/30/85)

WAC 388-28-575 DISREGARD OF INCOME AND RESOURCES. (1) ~~((In determining))~~ To determine need and the amount of the assistance payment in AFDC, the ((following)) department shall ((be disregarded)) disregard as income and resources:

(a) Any grant ~~((or))~~, loan, or federal work study to any undergraduate student for educational purposes made or insured under any programs administered by the commissioner of education, U.S. Department of Health and Human Services. Disregard the entire amount of ((such loan or grant is disregarded, irrespective of the use to which the funds are put.)) the grant, loan, or work study;

(b) Any per capita judgment funds paid under P.L. 92-254 to members of the Blackfoot Tribe of the Blackfoot Indian Reservation, Montana, and the Gros Ventre Tribe of the Fort Belknap Reservation, Montana~~((:));~~

(c) Any Indian claim settlement funds distributed per capita or held in trust as authorized in section 7 of P.L. 93-134 or section 6 of P.L. 94-114~~((:));~~

(d) The income and resources of an individual receiving benefits under Supplemental Security Income for the period such benefits are received~~((:));~~

(e) Any payments received by Alaska natives under the Alaska Native Claims Settlement Act, to the extent such payments are exempt from taxation under section 21(a) of that act~~((:));~~

(f) From August 1, 1975, to September 30, 1976, ~~((forty))~~ 40 percent of the first ~~((fifty dollars))~~ \$50 collected by the office of support enforcement in payment on the support obligations for the current month~~((:));~~

(g) Retroactive AFDC benefits resulting from a court order modifying a department policy~~((:));~~

(h) The part of a Veterans' Administration educational assistance payment for the student's educational expenses, such as, but not limited to, tuition, books, fees, equipment, transportation for school purposes, and child care services necessary for school attendance~~((:));~~

(i) HUD community development block grant funds obtained and used under conditions precluding use for current living costs~~((:));~~ and

(j) The first ~~((fifty dollars))~~ \$50 per month of the current monthly support obligation of any child support collected on the family's behalf or received by the family.

(2) ~~((In determining))~~ To determine need and the amount of the assistance payment in AFDC and GA, the ((following)) department shall ((be disregarded as)) disregard income and resources:

(a) Any payment received under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970~~((:));~~

(b) The value of the coupon allotment under the Food Stamp Act of 1964, as amended~~((:));~~

(c) Any compensation provided to volunteers in ACTION programs established by Titles II and III of P.L. 93-113, the Domestic Volunteer Service Act of 1973~~((:));~~

(d) Any compensation provided to volunteers in ACTION programs established by Title I of P.L. 93-113, the Domestic Volunteer Service Act~~((:));~~

(e) Any benefits received under the women, infants and children program (WIC) of the Child Nutrition Act of 1966, as amended, and the special food service program for children under the National School Lunch Act, as amended.

(f) Payments made under the Community Services Administration's Emergency Energy Conservation Program of 1979~~((:));~~ and

(g) Energy assistance payments.

WSR 88-01-046

PROPOSED RULES

DEPARTMENT OF LABOR AND INDUSTRIES

[Filed December 14, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Labor and Industries intends to adopt, amend, or repeal rules concerning plumber examination, certification, reinstatement, and temporary permit fees, WAC 296-400-045;

that the agency will at 9:00 a.m., Thursday, January 28, 1988, in Building 6, 2nd Floor Conference Room, 805 Plum Street S.E., Olympia, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on February 29, 1988.

The authority under which these rules are proposed is RCW 18.106.125.

The specific statute these rules are intended to implement is RCW 18.106.125.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 28, 1988.

Dated: December 14, 1987

By: Joseph A. Dear
Director

STATEMENT OF PURPOSE

Title and Number of Rule: Chapter 296-400 WAC, Certification of competency for journeyman plumbers, which includes WAC 296-400-045 Plumber examination, certification, reinstatement, and temporary permit fees.

Statutory Authority: RCW 18.106.125.

Specific Statutes that Rules are Intended to Implement: RCW 18.106.125.

Summary of the Rule: Defines a proposed fee increase for journeyman and specialty plumbers. WAC 296-400-045 provides fee schedules for plumber examination, certification, renewal, reinstatement, trainee, and temporary permits.

Reasons Supporting the Proposed Rule: Will provide the necessary funds to insure the solvency of the plumbers dedicated fund.

Agency Person Responsible for Drafting, Implementation and Enforcement of the Rules: James E. Arvan, Chief of Construction Compliance, 805 Plum Street S.E., P.O. Box 9689, Olympia, Washington 98504-9689, phone (206) 586-0215.

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

Agency Comments or Recommendations, if any, Regarding Statutory Language, Implementation and Fiscal Matters Pertaining to the Rules: This fee increase is necessary to maintain the dedicated fund.

The rules are not necessary to comply with a federal law or a federal or state court decision.

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

A small business impact statement is not required since these rules do not impose any fiscal requirements as it is a direct pass through to the purchaser. This fee is a direct cost to the individual.

AMENDATORY SECTION (Amending Order 86-30, filed 9/17/86)

WAC 296-400-045 PLUMBER EXAMINATION, CERTIFICATION, REINSTATEMENT, AND TEMPORARY PERMIT FEES.

Examination fee:	(\$30.00) <u>\$100.00</u>
Trainee certificate fee (1 year):	\$20.00
Issuance of trainee certificate for less than 1 year:	\$ 2.00 for each month of certificate period with a minimum fee of \$10.00
The trainee certificate shall expire one year from the date of issuance, and shall be renewed on or before the date of expiration.	
Temporary permit fee:	(\$10.00) <u>\$20.00</u>
Issuance or renewal of journeyman or specialty certificate fee (2 year):	(\$48.00) <u>\$60.00</u>
Issuance of certificate for less than two years:	(\$ 2.00-) <u>\$ 2.50</u> for each month of certificate period with a minimum fee of (\$10.00) <u>\$20.00</u>
Reinstatement of journeyman or specialty certificate:	(\$48.00) <u>\$60.00</u>
Replacement of all certificates:	\$20.00

Each person who has passed the examination for the plumbers certificate of competency and has paid the certificate fee shall be issued a certificate of competency that will expire on his or her birthdate. If the person was born in an even-numbered year, the certificate shall expire

on the person's birthdate in the next even-numbered year. If the person was born in an odd-numbered year, the certificate shall expire on the person's birthdate in the next odd-numbered year.

WSR 88-01-047

ADOPTED RULES

THE EVERGREEN STATE COLLEGE

[Order 87-4, Motion No. 87-38—Filed December 14, 1987]

Be it resolved by the board of trustees of The Evergreen State College, acting at The Evergreen State College Board Room, that it does repeal the annexed rules relating to:

- Rep ch. 174-12 WAC Equal opportunity and affirmative action.
- Rep ch. 174-104 WAC Regular and special meetings of board of trustees.
- Rep ch. 174-109 WAC Affirmative action policy.
- Rep ch. 174-148 WAC Equal opportunity policy and procedures—AA.
- Rep WAC 174-112-010 to 174-112-030 Staff education benefits.
- Rep WAC 174-108-010 to 174-108-08001 Governance and decision making at TESC.
- Rep WAC 174-112-070 to 174-112-090 Release of personnel information.

This action is taken pursuant to Notice No. WSR 87-21-071 filed with the code reviser on October 19, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 28B.19.050(2).

This rule is promulgated pursuant to RCW 28B.40.120(12), as amended by section 95, chapter 370, Laws of 1985, and is intended to administratively implement that statute.

The undersigned hereby declares that the institution has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), and the State Register Act (chapter 34.08 RCW) in the adoption of these rules.

APPROVED AND ADOPTED December 9, 1987.

By David Tang
Board Chair

WSR 88-01-048

NOTICE OF PUBLIC MEETINGS

**DEPARTMENT OF COMMUNITY DEVELOPMENT
(Division of Emergency Management)**

[Memorandum—December 4, 1987]

The Hazardous Materials Planning Committee meeting has been rescheduled to Thursday, January 7, 1988, 1:30 to 3:30 p.m. in the Governor's Conference Room of the Legislative Building, Olympia. The members of the Emergency Response Commission have been invited.

Parking is available in campus parking lots and a cafeteria is located in the basement of the legislative building.

If you have any questions or would like further information please call Hugh Fowler or Bill Bennett at (206) 753-5255.

WSR 88-01-049
NOTICE OF PUBLIC MEETINGS
CONVENTION AND TRADE CENTER
 [Memorandum—December 9, 1987]

Notice is given that the regular meeting of the board of directors of the Washington State Convention and Trade Center will be held on Thursday, December 17, 1987, at 3:00 p.m., at the Plymouth Congregational Church, Room 221, 1217 6th Avenue, Seattle.

WSR 88-01-050
ADOPTED RULES
DEPARTMENT OF REVENUE
 [Order 87-9—Filed December 15, 1987]

I, Greg Pierce, deputy director of the Department of Revenue, do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

- Amd WAC 458-20-108 Returned goods, allowances, cash discounts.
 Amd WAC 458-20-168 Hospitals, medical care facilities, and adult family homes.
 Amd WAC 458-20-217 Lien for taxes.

This action is taken pursuant to Notice Nos. WSR 87-22-077 and 87-22-078 filed with the code reviser on November 4, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the [Department of Revenue] as authorized in RCW 82.32.300.

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

APPROVED AND ADOPTED December 15, 1987.

By Greg Pierce
 Deputy Director

AMENDATORY SECTION (Amending Order ET 83-17, filed 3/15/83)

WAC 458-20-108 RETURNED GOODS, ALLOWANCES, CASH DISCOUNTS. (1) When a contract of sale is made subject to cancellation at the option of one of the parties or to revision in the event the goods sold are defective or if the sale is made subject to cash or trade discount, the gross proceeds actually derived from the contract and the selling price are determined by the transaction as finally completed.

(2) **RETURNED GOODS.** When sales are made either upon approval or upon a sale or return basis, and the purchaser returns the property purchased and the entire selling price is refunded or credited to the purchaser, the

seller may deduct an amount equal to the selling price from gross proceeds of sales in computing tax liability, if the amount of sales tax previously collected from the buyer has been refunded by the seller to the buyer. If the property purchased is not returned within the guaranty period as established by contract or by customs of the trade, or if the full selling price is not refunded or credited to the purchaser, a presumption is raised that the property returned is not returned goods but is an exchange or a repurchase by the vendor.

To illustrate: S sells an article for \$60.00 and credits his sales account therewith. The purchaser returns the article purchased within the guaranty period and the purchase price and the sales tax theretofore paid by the buyer is refunded or credited to him. S may deduct \$60.00 from the gross amount reported on his tax return.

(3) **DEFECTIVE GOODS.** When bona fide refunds, credits or allowances are given within the guarantee period by a seller to a purchaser on account of defects in goods sold, the amount of such refunds, credits or allowances may be deducted by the seller in computing tax liability, if the proportionate amount of the sales tax previously collected from the buyer has been refunded by the seller.

To illustrate: S sells an article to B for \$60.00 and credits his sales account therewith. The article is later found to be defective.

(a) S gives B credit of \$50.00 on account of the defect, and also a credit of sales tax collectible on that amount. S may deduct \$50.00 from the gross amount reported in his tax returns. This is true whether or not B retains the defective article.

(b) B returns the article to S who gives B an allowance of \$50.00 on a second article of the same kind which B purchases for an additional payment of \$10.00, plus sales tax thereon. S may deduct \$50.00 from the gross amount reported in his tax returns. The sale of the second article, however, must be reported for tax purposes as a \$60.00 sale and included in the gross amount in his tax return.

(c) B returns the article to S who replaces it with a new article of the same kind free of charge, and without sales tax. S may deduct \$60.00 from the gross amount reported in his tax returns, but the \$60.00 selling price of the substituted article must be reported in the gross amount.

No deduction is allowed from the gross amount reported for tax if S in (~~"b" and "c" above~~) (b) and (c) of this subsection, does not credit his sales account with the selling price of the new article furnished to replace the defective one, but instead merely credits the sales account with an amount equal to the additional payment received, if any. In such case, the allowance for the defect is already shown in the sales account by the reduced sales price of the new article.

(4) **MOTOR VEHICLE WARRANTIES.** In the 1987 session, the Washington legislature enacted a "lemon law" creating enforcement provisions for new motor vehicle warranties. A manufacturer which repurchases a new motor vehicle under warranty because of a defective condition is required to refund to the consumer the "collateral charges" which include retail sales tax. The refund shall be made to the consumer by the manufacturer or by the

dealer for the manufacturer. The department will then credit or refund the amount of the tax so refunded.

EVIDENCE. To receive a credit or refund, the manufacturer or dealer must provide evidence that the retail sales tax was collected by the dealer and that it was refunded to the consumer. Acceptable proof will be:

(a) A copy of the dealer invoice showing the sales tax was paid by the consumer; and

(b) A signed statement from the consumer acknowledging receipt of the refunded tax. The statement should include the consumer's name, the date, the amount of the tax refunded, and the name of the dealer or the manufacturer making the refund.

(5) DISCOUNTS. The selling price of a service or of an article of tangible personal property does not include the amount of bona fide discounts actually taken by the buyer and the amount of such discount may be deducted from gross proceeds of sales providing such amount has been included in the gross amount reported.

(a) Discounts are not deductible under the retail sales tax when such tax is collected upon the selling price before the discount is taken and no portion of the tax is refunded to the buyer.

(b) Discount deductions will be allowed under the extracting or manufacturing classifications only when the value of the products is determined from the gross proceeds of sales.

(c) Patronage dividends which are granted in the form of discounts in the selling price of specific articles (for example, a rebate of one cent per gallon on purchases of gasoline) are deductible. (Some types of patronage dividends are not deductible. See WAC 458-20-219.)

AMENDATORY SECTION (Amending Order 87-1, filed 2/18/87)

WAC 458-20-168 HOSPITALS (~~AND~~), MEDICAL CARE FACILITIES, AND ADULT FAMILY HOMES. (1) DEFINITIONS.

(a) The term "hospital" means only institutions defined as hospitals in chapter 70.41 RCW.

(b) The term "nursing home" means only institutions defined as nursing homes in chapter 18.51 RCW.

(c) The term "adult family home" means private homes licensed by the department of social and health services as adult family homes (see WAC 388-76-030(2)), and those which are specifically exempt from licensing under the rules of the department of social and health services. (See WAC 388-76-140.)

(2) BUSINESS AND OCCUPATION TAX. The gross income derived from personal and professional services of hospitals, nursing homes, convalescent homes, clinics, rest homes, health resorts, and similar health care institutions is subject to business and occupation tax under the service and other activities classification. The retailing business and occupation tax applies to sales by such persons of tangible personal property sold and billed separately from services rendered.

(3) EXEMPTION. The gross income derived from personal and professional services of adult family homes which are licensed as such, or which are specifically exempt from licensing under the rules of the department of

social and health services, is exempt from the business and occupation tax effective June 9, 1987.

(4) DEDUCTIONS.

(a) Hospitals operated by the United States or its instrumentalities or the state of Washington or its political subdivisions may deduct amounts derived as compensation for medical services to patients and sales of prescription drugs and medical supplies furnished as an integral part of such services. (See RCW 82.04.4288.)

(b) Other hospitals operated as nonprofit corporations as well as nursing homes and homes for unwed mothers operated as religious or charitable organizations may also deduct the amounts described in subsection (a) above (see RCW 82.04.4289), provided that:

(i) No part of the net earnings received by such an institution inures, directly or indirectly, to any person other than the institution entitled to deduction hereunder; and

(ii) No deduction will be allowed under (a) of this subsection, unless written evidence is submitted to the department of revenue showing that the hospital building is entitled to exemption from taxation under the property tax laws of this state.

(c) In computing tax liability there may be deducted from gross income so much thereof as was derived from bona fide contributions, donations and endowment funds. (See WAC 458-20-114.)

~~((4))~~ (5) RETAIL SALES TAX. Retail sales which are subject to retailing business tax, as provided earlier, are also subject to retail sales tax.

~~((5))~~ (6) EXEMPTIONS. Sales of drugs, medicines, prescription lenses, orthotic devices, medical oxygen, or other substances, prescribed by medical practitioners are exempt of retail sales tax where the written prescription bearing the signature of the issuing medical practitioner and the name of the patient for whom prescribed is retained, and such sales are separately accounted for. Sales of prosthetic devices, hearing aids as defined in RCW 18.35.010(3), and ostomic items whether or not prescribed are also exempt of sales tax. See WAC 458-20-18801.

~~((6))~~ (7) Sales of medical supplies, durable equipment, and consumables, but excluding prosthetic devices and ostomic items, to hospitals and nursing homes for their own use in providing personal or professional services are subject to the retail sales tax, irrespective of whether or not such hospitals or nursing homes are subject to the business tax.

(For tax liability of hospitals on sales of meals, see WAC 458-20-119 and 458-20-244.)

AMENDATORY SECTION (Amending Order ET 71-1, filed 7/22/71)

WAC 458-20-217 LIEN FOR TAXES. (1) Any tax due and unpaid, and all increases and penalties thereon, constitute a debt to the state and may be collected by court proceedings in the same manner as any other debt, which remedy is in addition to any and all other remedies.

(2) TAX WARRANTS. When a warrant issued under RCW 82.32.210 and 82.32.220 has been filed with the clerk of the superior court and entered in the judgment

docket, the warrant becomes a specific lien upon all goods, wares, merchandise, fixtures, equipment or other personal property used in the conduct of the business of the taxpayer, including property owned by third persons who have a beneficial interest, direct or indirect in the operation thereof, and no sale or transfer of such personal property in any way affects the lien. However, the lien is not superior to bona fide interests of third persons which had vested prior to the filing of the warrant when such third persons do not have a beneficial interest, direct or indirect, in the operation of the business, other than securing the payment of a debt or the receiving of a regular rental on equipment; provided that "bona fide interest of third persons" shall not include any mortgage of real or personal property or any other credit transaction that results in the mortgagee or the holder of the security acting as the trustee for unsecured creditors of the taxpayer mentioned in the warrant who executed such chattel or real property mortgage or the document evidencing such credit transaction.

(a) Thus, where an oil company leases a filling station and other equipment to an operator under conditions whereby the operator is required to sell, or does sell, the products of the lessor, the lien will attach to the personal property leased by the oil company. Likewise, where the owner of a tavern grants to another a concession to operate the lunch counter therein, the lien for unpaid taxes, increases, and penalties with respect to the operation of the lunch counter will attach to any equipment, fixtures, or other personal property owned by the tavern keeper but used by the concessionaire in the conduct of the business. Similarly, the lien attaches to a stock of merchandise supplied to a dealer by a distributor, manufacturer, bank or finance company whether on consignment or under a security agreement where it appears that the distributor, manufacturer, bank or finance company has financed the dealer by means of capital loans or has in any other way aided or assisted in maintaining the dealer in business. The amount of the warrant also becomes a lien upon the title to and interest in all other real and personal property of the taxpayer against whom it is issued and is the same as a judgment in a civil case docketed in the office of the clerk.

(b) Warrants so docketed are sufficient to support the issuance of writs of garnishment in favor of the state, provided the taxpayer has not been denied an opportunity to be heard regarding the assessment.

(3) WITHHOLD AND DELIVER. The department of revenue is authorized to issue to any person, or to any political subdivision or department of the state, a notice and order to withhold and deliver property of any kind whatsoever when there is reason to believe that there is in the possession of such person, political subdivision or department, property which is or shall become due, owing or belonging to any taxpayer against whom a warrant has been filed. The notice and order to withhold and deliver shall constitute a continuing levy on such property until the department shall issue its release of such levy.

(a) The notice and order to withhold and deliver may be served by the sheriff of the county wherein service is

made, or by his deputy, or by any authorized representative of the department of revenue. The notice and order to withhold and deliver may also be served by certified mail, return receipt requested, by the sheriff, deputy, or authorized representative of the department. Persons upon whom service has been made are required to answer the notice within twenty days exclusive of the day of service. The answer must be under oath and in writing. If such answer states that it cannot be presently ascertained whether, in fact, any property is or shall become due, owing, or belonging to such taxpayer, the persons served herein are required to further answer when such fact can be ascertained with reasonable certainty.

(b) Property which may be subject to the claim of the department must be delivered forthwith to the department or its duly authorized representative upon demand, to be held in trust by the department for application on the indebtedness involved, or for return, without interest, in accordance with final determination of liability. In the alternative, there must be furnished a good and sufficient bond satisfactory to the department conditioned upon final determination of liability.

(c) Failure of any person to make answer to an order to withhold and deliver within the prescribed time permits the court to render a judgment by default for the full amount claimed by the department in the notice to withhold and deliver, together with costs.

(4) PROBATE, INSOLVENCY, ASSIGNMENT FOR THE BENEFIT OF CREDITORS, OR BANKRUPTCY. In all ((~~the above~~)) of these cases the claim of the state for unpaid taxes and increases and penalties thereon is a lien upon all real and personal property of the taxpayer, and the mere existence of such cases or conditions is sufficient to create the lien without any prior or subsequent action by the state, and in all such cases it is the duty of all administrators, executors, guardians, receivers, trustees in bankruptcy or assignees for the benefit of creditors, to notify the department of the existence thereof within thirty days from the date of their appointment and qualification. In the event such notice is not timely given, such persons become personally liable for the payment of the taxes and all increases and penalties.

The lien attaches as of the date of assignment or of the initiation of court proceedings, but shall not affect the validity or priority of any earlier lien that may have attached previously in favor of the state under any other provision of the Revenue Act.

(5) PUBLIC IMPROVEMENT CONTRACTS. The amount of all taxes, increases and penalties due or to become due under any chapter of the Revenue Act from a contractor or his successors or assignees with respect to a public improvement contract wherein the contract price is \$20,000 or more is a lien prior to all other liens upon the amount of the retained percentage withheld by the disbursing officers, and the amount of all other taxes, increases and penalties due and owing from the contractor is a lien upon the balance of such retained percentage after all other statutory lien claims have been paid.

Any state, county or municipal officer charged with the duty of disbursing or authorizing the payment of

public funds, before making final payment of the retained percentage to any person performing any such contract, or to his successors or assignees, must require the person to secure from the department a certificate that all taxes, increases and penalties due from such person, and all taxes to become due with respect to such contract have been paid in full or that they are, in the department's opinion, readily collectible without recourse to the lien and that said lien is therefore released.

(6) TRUST FUND ACCOUNTABILITY FOR RETAIL SALES TAX.

(a) BACKGROUND: This rule is promulgated pursuant to RCW 82.32.300 which directs that the department of revenue has the authority to implement the provisions of RCW 82.32.237, effective May 1, 1987.

(b) GENERALLY: This rule implements legislation which is intended to enforce the timely remittance of retail sales tax to the department of revenue. The statute accomplishes that intent by imposing personal liability for retail sales tax collected by the retail seller upon those persons who (i) control or supervise the collection of retail sales tax and hold the same in trust pursuant to RCW 82.08.050 or (ii) are charged with the responsibility for the filing of returns or the payment to the state of retail sales tax held in trust.

(c) DEFINITIONS:

(i) PERSON: Person means "person" as defined in RCW 82.04.030. The use of the term person in the singular may mean persons or vice versa where appropriate in the circumstances or where the content requires the same.

(ii) COLLECTED: The term "collected" shall mean actually and physically controlled. A corporation shall be deemed to have actual and physical control if possession shall be in an agent of the corporation.

(iii) TERMINATION: The term "termination" means revocation of the corporation's certificate of registration, the first act of liquidation or distribution of corporate assets with the intent to cease any further business activity after liquidation or distribution, the filing of a petition in bankruptcy court for complete liquidation or any other act evidencing the intent to quit business or close business activity.

(iv) ABANDONMENT: The term "abandonment" means the officers, directors, and shareholders have relinquished all dominion and control of the corporate affairs and there is no one who acknowledges authority to act for or on behalf of the corporation.

(v) DISSOLUTION: The term "dissolution" means statutory dissolution pursuant to chapter 23A.28 RCW.

(d) REQUIREMENTS FOR ASSESSMENT: Before the department may assess trust fund accountability for retail sales tax held in trust, the statute requires that the underlying retail sales tax liability be that of a corporation. Second, there must also be a termination, dissolution or abandonment of the corporation. Third, the person against whom personal liability is sought willfully failed to pay or to cause to be paid retail sales tax collected and held in trust. Fourth, the person against whom personal liability is sought is a person who has control or supervision over the trust funds or is responsible for reporting or remitting the retail sales tax. Finally, there

must be no reasonable means to collect the tax directly from the corporation.

(e) PERSONS LIABLE: Any person who controls or supervises the collection of retail sales tax or is charged with the responsibility for the filing of returns or the payment of retail sales tax collected and held in trust, may be personally liable to the state for the retail sales tax which was collected, held in trust, pursuant to RCW 82.08.050 and not paid over to the state. There may be more than one person liable under this statute if the requirements as to each are present.

(i) "Control or supervision of the collection of retail sales tax" shall mean the person who has the power and responsibility under corporate bylaws, job description or other proper delegation of authority (as established by written documentation or through a course of conduct) to collect, account and deposit the corporate revenue and to make payment of the retail sales tax to the department of revenue. The term means significant rather than exclusive control or supervision. Thus, the term shall not mean the sales clerk who actually collects the funds from the customer or the person whose only responsibility is to take control of the funds and deposit the same into the bank, but it shall include the treasurer of the corporation if it is that person's responsibility to assure that the revenue is collected from the cash registers, tills or similar collection devices and that the amounts are deposited into the corporate account. It may also include the bookkeeper if the bookkeeper has the responsibility to collect, account and deposit the corporate revenue. In both examples, it is the treasurer or bookkeeper who have the significant control or supervision.

(ii) "Responsibility for the filing of returns or the payment of the retail sales tax collected and held in trust" shall mean the person who has the authority and discretion to file state excise tax returns and to determine which corporate debts should be paid. The person who signs the state excise tax returns or signs checks on behalf of or for the corporation may be a responsible party if that person also has the authority and discretion to determine which corporate debts should be paid. If the corporate account requires the signature of more than one person, then all such signatories may be a responsible party for trust fund accountability purposes. A member of the board of directors, a shareholder or an officer may also become a responsible party if the director, shareholder or officer actually approves the payment of corporate debts whereby the result of such approval is to pay the trust funds to someone other than the department of revenue.

(f) EXTENT OF PERSONAL LIABILITY: If a person is found personally liable for the retail sales tax held in trust, such person shall be liable for any retail sales tax held in trust including interest and penalties which have accrued or may be accruing on such taxes. The liability of such person shall be limited to only the retail sales tax held in trust (and the interest and penalties accruing thereon) for the time that the person had control or supervision over the retail sales tax collected or had responsibility for the filing of returns or the payment to the state of the retail sales tax held in trust.

(i) The amount of liability assessable against a person for trust fund accountability shall be the amount of the retail sales tax actually collected and held in trust (during the period for which personal liability is sought) plus any penalties and interest accruing on said amount. For corporations who report state excise taxes on the accrual basis or corporations who report retail sales tax in accordance with "method three" of WAC 458-20-199, the amount of the personal liability shall be reduced by payments of retail sales tax actually remitted to the state but not yet collected from the customer.

(ii) If the department has determined that there is no reasonable means of collection of the tax directly from the corporation and the corporation holds property which has a readily ascertainable value, then the department shall reduce the amount of assessable personal liability by an amount that represents the fair market value of such corporate property. The fair market value determined by the department shall be rebuttable by a preponderance of the evidence through persons who are competent and otherwise qualified to give testimony as to value. The term "fair market value" shall have its usual and customary meaning less reasonable costs of liquidation, if applicable.

(g) WILLFULLY FAILS TO PAY OR TO CAUSE TO BE PAID: The statute defines the term "willfully fails to pay or to cause to be paid" as an intentional, conscious and voluntary course of action. The failure to pay over such tax must be the result of a willful failure to pay or to cause to be paid to the state any retail sales tax collected on retail sales by the corporation as opposed to retail sales tax due on the corporation's consumable items.

For example, if the treasurer knows that the retail sales tax must be remitted to the state on the twenty-fifth day of the following month, but rather than holding the funds for payment on the twenty-fifth, uses such funds to pay for any other obligation such as the payroll or additional inventory, such act is an intentional, conscious and voluntary course of action. If there are insufficient funds on the twenty-fifth day of the following month to pay over to the state, the treasurer will have willfully failed to pay or to cause to be paid retail sales tax held in trust.

(h) CIRCUMSTANCES BEYOND THE CONTROL: Any person, who shall otherwise meet the requirements for personal liability, shall not be personally liable if the failure to pay or to cause to be paid is the result of circumstances beyond the control of such person and that person has exercised good faith in collecting and attempting to hold the funds in trust. The following examples are provided for illustrative purposes only and they do not, in any way, limit the scope of the circumstances which may be beyond the control of the person against whom liability is sought. Each case will be determined in accordance with its particular facts and circumstances.

(i) Immediately prior to timely payment of the retail sales tax, unknown to the person against whom personal liability is sought, the Internal Revenue Service levies and seizes the money. Such occurrence is beyond the control of the person against whom personal liability is sought.

(ii) Immediately prior to timely payment of the retail sales tax, unknown to the person against whom personal liability is sought, the person learns that the business is the victim of an embezzler, the criminal act of which has been reported and duly documented by the local law enforcement authority. Such occurrence is beyond the control of the person against whom personal liability is sought.

(iii) Immediately prior to timely payment of the retail sales tax, unknown to the person against whom personal liability is sought, the bank in which the retail sales tax has been deposited exercises a right of offset and removes the money from the taxpayer's control. Such occurrence is beyond the control of the person against whom personal liability is sought.

(iv) Prior to the date for timely payment of the retail sales tax, the person against whom personal liability is sought agrees to a judgment against the corporation and allows the judgment creditor to garnish the funds held in trust and become a preferred creditor over the state. Such occurrence lacks good faith and is not beyond the control of the person against whom personal liability is sought.

(i) NO REASONABLE MEANS OF COLLECTION: Before the department is authorized to pursue personal liability for retail sales tax under the trust fund theory, the department must find that there is no reasonable means of collecting the retail sales tax directly from the corporation.

"No reasonable means of collection" shall mean that the burden to pursue the corporation's assets may outweigh the benefits to be achieved. Inconvenience of collection alone is insufficient to establish the absence of a reasonable means of collection. This standard, however, does not require that the department liquidate all assets of the corporation before it can pursue recourse under the theory of trust fund accountability. A lack of a reasonable means of collection is illustrated by the following examples. (These examples are used for illustration only and they shall not be considered the only circumstances under which the meaning of the phrase shall apply.)

(i) Assume that the corporation owned real estate upon which there were first and second mortgages. The value of the property may satisfy the first and second lien holders, but it is doubtful that, after costs of sale, there would be sufficient value remaining to satisfy all or a part of the trust fund liability. A reasonable means of collection is not present, because the cost to pursue the corporation's real property may produce no value with which to satisfy any or all of the liability.

(ii) Assume that the corporation owned miscellaneous office furniture and equipment. The value of the property is negligible. A reasonable means of collecting the tax is not present, because the burden to liquidate all assets in order to recover a negligible value outweighs the benefit of a few dollars to be recovered.

(j) NOTICE OF PERSONAL LIABILITY: The department shall give the person against whom personal liability is sought notice in accordance with RCW 82.32.130. The notice shall include the taxpayer's name as well as registration, tax assessment and tax warrant numbers, if any, of the corporation; the name of the person against whom

the personal liability is sought; a statement that there is no reasonable means of collection and the reasons for such conclusion; and the capacity (control/supervision or responsible person) upon which the department seeks to base the personal liability.

(k) APPEAL OF TRUST FUND ACCOUNTABILITY ASSESSMENT: Any person who has received an assessment under the authority of RCW 82.32.237, and this section shall have the right to proceed under WAC 458-20-100 and any other remedy found in RCW 82.32.160, 82.32.170, 82.32.180, 82.32.190, and 82.32.200.

WSR 88-01-051
PROPOSED RULES
DEPARTMENT OF REVENUE
 [Filed December 15, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Revenue intends to adopt, amend, or repeal rules concerning Commercial deep sea fishing—Commercial passenger fishing—Diesel fuel, amending WAC 458-20-176.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on January 19, 1988.

The authority under which these rules are proposed is RCW 82.32.300.

This notice is connected to and continues the matter in Notice No. WSR 87-22-078 filed with the code reviser's office on November 4, 1987.

Dated: December 15, 1987
 By: Greg Pierce
 Deputy Director

WSR 88-01-052
EMERGENCY RULES
EMPLOYMENT SECURITY DEPARTMENT
 [Order 7-87—Filed December 15, 1987]

I, Ernest F. LaPalm, assistant commissioner of the Employment Security Department, do promulgate and adopt at Olympia, Washington, the annexed rules relating to WAC 192-16-061, Interpretive regulation—Permanent residence in the United States under color of law—RCW 50.20.098.

I, Ernest F. LaPalm, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is this regulation is necessary to implement a court order filed in Thurston County Superior Court on August 21, 1987. An emergency adoption is necessary to implement the court order as soon as possible.

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

This rule is promulgated under the general rule-making authority of the Employment Security Department as authorized in RCW 50.12.010 and 50.12.040.

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

APPROVED AND ADOPTED December 15, 1987.

By Ernest F. LaPalm
 Assistant Commissioner

NEW SECTION

WAC 192-16-061 INTERPRETIVE REGULATION—PERMANENT RESIDENCE IN THE UNITED STATES UNDER COLOR OF LAW—RCW 50.20.098. For the purposes of RCW 50.20.098, an individual is permanently residing in the United States under color of law if the individual's presence is known to the Immigration and Naturalization Service (INS) but the individual continues to reside in the United States without a final order of deportation having been entered against the individual. Persons who are currently residing under color of law in the United States and who intend to remain will be considered "permanently residing" in the United States.

WSR 88-01-053
PROPOSED RULES
EMPLOYMENT SECURITY DEPARTMENT
 [Filed December 15, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Employment Security Department intends to adopt, amend, or repeal rules concerning WAC 192-16-061, Interpretive regulation—Permanent residence in the United States under color of law—RCW 50.20.098;

that the agency will at 10:00 a.m., Tuesday, February 10, 1988, in the Commissioner's Conference Room, 2nd Floor, 212 Maple Park, Olympia, WA, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on February 12, 1988.

The authority under which these rules are proposed is RCW 50.12.010 and 50.12.040.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 19, 1988.

Dated: December 15, 1987
 By: Ernest F. LaPalm
 Assistant Commissioner

STATEMENT OF PURPOSE

The following statement has been prepared by the Employment Security Department for the purpose of legislative review of agency rules as provided by chapter 34.04 RCW.

WAC 192-16-061 Interpretive regulation—Permanent residence in the United States under color of law—RCW 50.20.098.

This regulation is necessary to implement a stipulation, release and settlement agreement, filed in Thursday County Superior Court on August 21, 1987. The agreement requires the department to promulgate a rule interpreting the term "color of law" as used in RCW 50.20.098.

The new regulation provides that, for the purposes of RCW 50.20.098, an individual is considered to be permanently residing in the United States under color of law if the individual's presence is known to the Immigration and Naturalization Service (INS) but the INS has not yet issued the individual a final deportation notice.

This regulation was prepared by Eric Jordan, ES Program Coordinator 3, 212 Maple Park, Olympia, Washington 98504, phone (206) 586-2915. The rules are administered by Jim Wolfe, Assistant Commissioner for Unemployment Insurance, 753-5120, and Clint Petty, Assistant Commissioner for Field Operations, 753-5149.

NEW SECTION

WAC 192-16-061 INTERPRETIVE REGULATION—PERMANENT RESIDENCE IN THE UNITED STATES UNDER COLOR OF LAW—RCW 50.20.098. For the purposes of RCW 50.20.098, an individual is permanently residing in the United States under color of law if the individual's presence is known to the Immigration and Naturalization Service (INS) but the individual continues to reside in the United States without a final order of deportation having been entered against the individual. Persons who are currently residing under color of law in the United States and who intend to remain will be considered "permanently residing" in the United States.

WSR 88-01-054

NOTICE OF PUBLIC MEETINGS SKAGIT VALLEY COLLEGE [Memorandum—December 11, 1987]

The board of trustees of Skagit Valley College, Community College District No. 4, will hold its regular meetings at 7:15 p.m. on the second Tuesday of each month in 1988, except for the month of August when there is no meeting. All of these meetings will be held in the Campus Center Annex Board Room on the Mount Vernon Campus, except the April meeting which will be held at the Whidbey Campus in the Administration Building, 1201 East Pioneer Way, Oak Harbor, Washington, and the September meeting which will be held at the Anacortes School District in the Board Room of the Management Support Center, 2200 M Avenue, Anacortes, Washington.

The dates of the regular meetings are: January 12, February 9, March 8, April 12, May 10, June 14, July 12, September 13, October 11, November 8, and December 13.

WSR 88-01-055

NOTICE OF PUBLIC MEETINGS BELLEVUE COMMUNITY COLLEGE [Memorandum—December 10, 1987]

The regular meetings of the board of trustees of Community College District VIII for 1987 [1988] will be held on the following dates:

January 16
February 9
March 8
April 12
May 10
June 14
July 12
August 9
September 13
October 11
November 8
December 13

The meetings will begin at 12 noon in the Bellevue Campus Cafeteria with a discussion of agenda items and at 1:30 p.m. in the Board Room, Bellevue Campus, Bellevue, Washington, for a business session. If the second Tuesday is a legal holiday, the meeting will be held if at all possible on the third Tuesday of the month or soon thereafter or as otherwise announced. In the event the board of trustees is unable to meet on the regular meeting date, a special meeting may be scheduled and held if at all possible on the third Tuesday of the month or soon thereafter or as otherwise announced. In the event the board of trustees is unable to meet, the chairman of the board may order that no regular meeting of the board of trustees be held that month.

WSR 88-01-056

ADOPTED RULES DEPARTMENT OF ECOLOGY [Order 87-44—Filed December 16, 1987]

I, Phillip C. Johnson, deputy director of the Department of Ecology, do promulgate and adopt at Ecology Headquarters, Lacey, Washington, the annexed rules relating to solid fuel burning device standards, chapter 173-433 WAC.

This action is taken pursuant to Notice No. WSR 87-21-072 filed with the code reviser on October 20, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to chapters 70.94 and 43.21A RCW and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 16, 1987.
By Phillip C. Johnson
Deputy Director

Chapter 173-433 WAC
SOLID FUEL BURNING DEVICE STANDARDS

WAC

173-433-010	Purpose.
173-433-020	Applicability.
173-433-030	Definitions.
173-433-100	Emission performance standards.
173-433-110	Opacity standards.
173-433-120	Prohibited fuel types.
173-433-150	Curtailment.
173-433-200	Regulatory actions and penalties.

NEW SECTION

WAC 173-433-010 **PURPOSE.** This chapter, promulgated under chapters 43.21A and 70.94 RCW, establishes emission standards, certification standards and procedures, curtailment rules, and fuel restrictions for solid fuel burning devices.

NEW SECTION

WAC 173-433-020 **APPLICABILITY.** The provisions of this chapter apply to solid fuel burning devices in all areas of the state of Washington.

NEW SECTION

WAC 173-433-030 **DEFINITIONS.** Unless a different meaning is clearly required by context, words and phrases used in this chapter shall have the following meanings, general terms common with other chapters as defined in chapter 173-403 WAC, and terms specific to solid fuel burning devices as defined below:

(1) "Accredited" means a woodstove testing laboratory holds a valid certificate of accreditation issued by the Oregon department of environmental quality.

(2) "Adequate source of heat" means the ability to maintain seventy degrees Fahrenheit at a point three feet above the floor in all normally inhabited areas of a dwelling.

(3) "Catalyst-equipped" means a woodstove with a catalytic combustor that is an integral component of the design and manufacture of the woodstove.

(4) "Certified" means that a woodstove meets emission performance standards when tested by an accredited independent laboratory according to WAC 173-433-100(7).

(5) "Coalstove" means an enclosed, coal burning appliance capable of and intended for space heating, domestic water heating, or indoor cooking, which has all of the following characteristics:

(a) An opening for loading coal which is located near the top or side of the appliance;

(b) An opening for emptying ash which is located near the bottom or the side of the appliance;

(c) A system which admits air primarily up and through the fuel bed;

(d) A grate or other similar device for shaking or disturbing the fuel bed;

(e) Installation instructions which state that the use of wood in the stove except for coal ignition is prohibited by law; and

(f) The model is listed by a nationally recognized safety testing laboratory for use of coal only, except for coal ignition purposes.

(6) "Cookstove" means an appliance designed with the primary function of cooking food and containing an integrally built-in oven, with an internal temperature indicator and oven rack, around which the fire is vented, as well as a shaker grate ashpan and an ash cleanout below the firebox. Any device with a fan or heat channels used to dissipate heat into the room shall not be considered a cookstove.

(7) "Consumer" means a person who buys a solid fuel burning device for personal use.

(8) "Dealer" means a person other than a manufacturer or a retailer who is engaged in selling solid fuel burning devices to retailers or others for resale.

(9) "DEQ" means Oregon department of environmental quality.

(10) "EPA" means United States Environmental Protection Agency.

(11) "Fireplace" means a permanently installed masonry fireplace; or a factory-built solid fuel burning device designed to be used with an air-to-fuel ratio greater than or equal to thirty and without features to control the inlet air-to-fuel ratio other than doors or windows such as may be incorporated into the fireplace design for reasons of safety, building code requirements, or aesthetics.

(12) "Heat output" means the heat output in British thermal units per hour (Btu/hr) during one run, measured under test conditions prescribed by WAC 173-433-100(7).

(13) "Impaired air quality" means a condition declared by the department or an air authority whenever:

(a) Meteorological conditions are conducive to an accumulation of air contamination concurrent with:

(i) Total suspended particulate at an ambient level of one hundred twenty-five micrograms per cubic meter measured on a twenty-four hour average; or

(ii) Particulate that is ten micron and smaller in diameter (PM10) at an ambient level of ninety micrograms per cubic meter measured on a twenty-four hour average; or

(iii) Carbon monoxide at an ambient level of eight parts of contaminant per million parts of air by volume (ppm) measured on an eight-hour average; or

(b) Air quality reaches other limits established by the department or an air authority.

(14) "Manufacturer" means any person who constructs a solid fuel burning device or parts for a solid fuel burning device.

(15) "New woodstove" means a woodstove that has not been sold at retail, bargained, exchanged, or given away for the first time by the manufacturer, the manufacturer's dealer or agency, or a retailer, and has not been so used as to become what is commonly known as

"second hand" within the ordinary meaning of that term.

(16) "Overall efficiency (%) over the range of heat outputs tested" means the weighted average combustion efficiency (%) measured under test conditions (range of heat outputs) and calculated according to specific procedures prescribed by WAC 173-433-100(7). This definition is applicable to the DEQ stack loss emission measurement methodology. For the calorimeter room emission measurement method, the weighted average overall efficiency is the useful heat output released to the room, divided by the total heat potential of the fuel consumed.

(17) "Retailer" means any person engaged in the sale of solid fuel burning devices directly to consumers. A contractor who sells dwellings with solid fuel burning devices installed or a mail order outlet which sells solid fuel burning devices directly to consumers is considered to be a solid fuel burning device retailer.

(18) "Seasoned wood" means wood of any species that has been sufficiently dried so as to contain twenty percent or less moisture by weight.

(19) "Smoke emission rate (grams/hour) over the range of heat outputs tested" means the weighted average particulate emissions (grams per hour) produced by a woodstove tested according to WAC 173-433-100(7).

(20) "Solid fuel burning device" (same as solid fuel heating device) means a device that burns wood, coal, or any other nongaseous or nonliquid fuels, and includes woodstoves, coalstoves, cookstoves, and fireplaces, or any similar device burning any solid fuel used for aesthetic or space-heating purposes in a private residence or commercial establishment, which has a heat input less than one million British thermal units per hour.

(21) "Treated wood" means wood of any species that has been chemically impregnated, painted, or similarly modified to improve resistance to insects or weathering.

(22) "Weighted average" means the final result of the several woodstove emission tests at different burning rates is calculated from a statistically derived distribution of home heating needs, rather than a simple average of the test runs. (Refer to WAC 173-433-100(7)).

(23) "Woodstove" means a wood fueled appliance other than a cookstove with a closed fire chamber which maintains an air-to-fuel ratio of less than thirty during the burning of ninety percent or more of the fuel mass consumed at the minimum burn rate achievable. Any combination of parts, typically consisting of but not limited to, doors, legs, flue pipe collars, brackets, bolts and other hardware, when manufactured for the purpose of being assembled, with or without additional owner supplied parts, into a woodstove, is considered a woodstove.

NEW SECTION

WAC 173-433-100 EMISSION PERFORMANCE STANDARDS. (1) Requirements for sale of new woodstoves in Washington. After July 1, 1988, a person shall not advertise to sell, offer to sell, sell, bargain, exchange, or give away a new woodstove in Washington unless it has been:

(a) Tested to determine its emission performance and heating efficiency in accordance with criteria and procedures specified in subsection (7) of this section; certified

by the DEQ in accordance with subsection (7) of this section; and labeled for emission performance and heating efficiency as specified in subsection (10) of this section; or

(b) Tested to determine its emission performance and heating efficiency in accordance with criteria and procedures specified by the EPA in 40 CFR 60 Subpart AAA - Standards of Performance for Residential Wood Heaters; certified by the EPA under test conditions no less stringent than those imposed under subsection (7) of this section; and labeled for emission performance and heating efficiency as specified in 40 CFR 60 Subpart AAA - Standards of Performance for Residential Wood Heaters.

(2) Exemptions.

(a) Any solid fuel burning device not defined herein as a woodstove.

(b) Solid fuel burning devices that are not suitable for use as heating equipment in or in connection with residences or commercial installations, such as portable camping stoves, are excluded from this section.

(c) Wood-fired forced air furnaces that primarily heat living space or water through indirect heat transfer using forced air or pressurized water systems are excluded from this section.

(3) General certification procedures. A solid fuel burning device that is exempt and therefore not eligible for certification under DEQ or EPA regulations may be tested to demonstrate its emission performance in accordance with criteria and procedures no less stringent than those imposed under WAC 173-433-100(7), subject to the following conditions:

(a) All criteria and procedures shall be submitted by the applicant for review and approval by the department prior to certification testing;

(b) Certification of the solid fuel burning device shall be granted by the department upon approval of test results that demonstrate that the solid fuel burning device meets emission performance standards equivalent to those under WAC 173-433-100(6).

(4) State-wide emission performance standards. An air authority shall not adopt or enforce emission performance standards for solid fuel burning devices that are more stringent than the state-wide standard.

(5) Label alteration. A manufacturer, dealer, or retailer shall not alter either the permanent or removable label in any way from the label approved by the DEQ.

(6) Emission performance standards and certification.

(a) A new woodstove with minimum heat output of less than forty thousand Btu/hr advertised for sale, offered for sale, or sold in Washington after July 1, 1988, shall not exceed nine grams per hour for a noncatalytic woodstove or four grams per hour for a catalytic woodstove as weighted average particulate emission standard when tested and measured according to subsection (7) of this section.

(b) New woodstoves with minimum heat output equal to or greater than forty thousand Btu/hr advertised for sale, offered for sale, or sold in Washington after July 1, 1988, shall not exceed an average particulate emission standard equal to the sum of 8.0 grams per hour plus 0.2 grams per hour for each thousand Btu/hr heat output

when tested and measured according to subsection (7) of this section.

(7) Testing criteria and procedures.

(a) To be considered eligible for certification a woodstove must be tested in strict compliance with criteria and procedures contained in the document Oregon Department of Environmental Quality Standard Method for Measuring the Emissions and Efficiencies of Residential Woodstoves dated June 8, 1984, and herein incorporated by reference and on file at the department.

(b) All testing for certification purposes shall be conducted by a stove testing laboratory accredited by the DEQ.

(8) Changes in woodstove design. The certification of a woodstove shall be valid for only the specific model, design, plans and specifications that were originally submitted, tested and approved for certification.

(9) Woodstove alteration. A manufacturer, dealer, or retailer shall not remove or render inoperable any devices or components of any systems installed by the manufacturer of a woodstove for the purpose of controlling air contaminant emissions, other than for replacement or routine maintenance.

(10) Labeling requirements. Woodstoves required to be labeled pursuant to subsection (1) of this section shall have affixed to them:

(a) A permanent label previously approved by the DEQ as to form, content, and location, that shows the test emissions and heating efficiency for the range of heat outputs tested; and

(b) A point-of-sale removable label that verifies certification and shows how that model woodstove emission test results compare with the emission performance standard; and shows the heating efficiency and heat output range of the appliance. The label shall be affixed to the woodstove at the point-of-sale near the front and top of the stove and remain affixed until sold and delivered to the consumer; or

(c) Labeling required by the EPA under 40 CFR 60 Subpart AAA - Standards of Performance for Residential Wood Heaters.

(11) Permanent label.

(a) The permanent label shall contain the following information:

- (i) Testing laboratory;
- (ii) Date tested;
- (iii) Test procedure used;
- (iv) Manufacturer of woodstove;
- (v) Model;
- (vi) Design number;

(vii) The statement: "Performance may vary from test values depending upon actual home operating conditions";

(viii) A graph showing particulate emission rates, in grams per hour and overall efficiency over the range of heat outputs tested;

(ix) The axes of the graph shall be identified as follows: Vertical axis, left side: "Smoke - grams/hour", with a scale of zero to a maximum of twenty, bottom to top; vertical axis, right side: "Efficiency - %", with a scale of a minimum of fifty to a maximum of ninety, bottom to top; horizontal axis, bottom: "Heat Output -

Btu/hour", with a scale from zero to a maximum of five thousand Btu/hour higher than the highest tested heat output;

(x) Curves describing emissions and efficiency at various heat outputs shall be printed on the graph as developed by the DEQ.

(b) The label shall be made of metal, and of a thickness sufficient to insure permanence of the label. The label shall be permanently attached to the woodstove such that it is readily visible after installation, and of such a design that it cannot be removed from the woodstove without damage to the label. The label shall be located on any visible exterior surface except that the label shall not be located on the bottom of the woodstove or any interior surface, compartment, or under overlapping covers or doors, or at another interior location. The label shall remain legible for the maximum expected useful life of the woodstove in normal operation.

(c) The permanent label may be combined with another label, such as a safety label, if the design and integrity of the permanent label is not compromised, and when the combination label has been approved by the DEQ.

(12) Removable label.

(a) The point-of-sale removable label, or "Emissions and Efficiency Performance" label, shall contain the following information:

(i) "Smoke (Ave.) grams/hour", weighted average of tested values.

(ii) "Efficiency (Ave.) %", weighted average of tested values.

(iii) Summary of the applicable emissions standard.

(iv) Heat output range, tested values.

(v) Manufacturer of woodstove.

(vi) Model of woodstove.

(vii) Design number of model.

(viii) A statement verifying certification.

(ix) The statement "Performance may vary from test values depending upon actual home operating conditions".

(b) The label shall be visibly located on the woodstove when the woodstove is available for inspection by consumers.

(c) This label may not be combined with any other label or with other information.

(d) The label shall be attached to the woodstove in such a way that it can be easily removed by the consumer upon purchase.

NEW SECTION

WAC 173-433-110 OPACITY STANDARDS. (1) Phase 1 opacity level. A person shall not cause or allow emission of a smoke plume from any solid fuel burning device to exceed an average of forty percent opacity for six consecutive minutes in any one-hour period.

(2) Phase 2 opacity level. After July 1, 1990, a person shall not cause or allow emission of a smoke plume from any solid fuel burning device to exceed an average of twenty percent opacity for six consecutive minutes in any one-hour period.

(3) State-wide opacity standard. An air authority shall not adopt or enforce an opacity level for solid fuel

burning devices that is more stringent than the state-wide standard.

(4) Test method and procedures. EPA reference method 9 – Visual Determination of the Opacity of Emissions from Stationary Sources shall be used to determine compliance with subsections (1) and (2) of this section.

(5) Enforcement. Smoke visible from a chimney, flue or exhaust duct in excess of the opacity standard shall constitute prima facie evidence of unlawful operation of an applicable solid fuel burning device. This presumption may be refuted by demonstration that the smoke was not caused by an applicable solid fuel burning device. The provisions of this requirement shall:

(a) Be enforceable on a complaint basis.

(b) Not apply during the starting of a new fire for a period not to exceed twenty minutes in any four-hour period.

NEW SECTION

WAC 173-433-120 PROHIBITED FUEL TYPES. A person shall not cause or allow any of the following materials to be burned in a solid fuel burning device:

- (1) Garbage;
- (2) Treated wood;
- (3) Plastic products;
- (4) Rubber products;
- (5) Animals;
- (6) Asphaltic products;
- (7) Waste petroleum products;
- (8) Paints; or
- (9) Any substance, other than properly seasoned fuel wood, or coal with sulfur content less than 1.0% by weight burned in a coal stove, which normally emits dense smoke or obnoxious odors.

NEW SECTION

WAC 173-433-150 CURTAILMENT. (1) A person in a residence or commercial establishment with an adequate source of heat other than the burning of solid fuel shall not burn solid fuel in any solid fuel burning device:

(a) Whenever the department has declared an air pollution episode for the geographical area pursuant to chapter 173-435 WAC; or

(b) Whenever the department or an air authority has declared impaired air quality for the geographical area, except when the solid fuel burning device is certified under WAC 173-433-100.

(2) A person responsible for a solid fuel burning device already in operation at the time an episode is declared shall extinguish that device by withholding new solid fuel for the duration of the episode. A person responsible for a solid fuel burning device that is not certified under WAC 173-433-100 already in operation at the time impaired air quality is declared shall extinguish that device by withholding new solid fuel for the duration of the impaired air quality. Smoke visible from a chimney, flue or exhaust duct after a time period of three hours has elapsed from the time of declaration of the episode or impaired air quality shall constitute prima

facie evidence of unlawful operation of an applicable solid fuel burning device. This presumption may be refuted by demonstration that the smoke was not caused by an applicable solid fuel burning device.

(3) The department, air authorities, health departments, fire departments, or local police forces having jurisdiction in the area may enforce compliance with the above solid fuel burning device curtailment rules after a time period of three hours has elapsed from the time of declaration of the episode or impaired air quality.

NEW SECTION

WAC 173-433-200 REGULATORY ACTIONS AND PENALTIES. A person in violation of this chapter may be subject to the provisions of WAC 173-403-170 Regulatory actions and WAC 173-403-180 Criminal penalties.

WSR 88-01-057

ADOPTED RULES

DEPARTMENT OF ECOLOGY

[Order 87-50—Filed December 16, 1987]

I, Phillip C. Johnson, deputy director of the Department of Ecology, do promulgate and adopt at Ecology Headquarters, Lacey, Washington, the annexed rules relating to:

- Amd ch. 173-405 WAC Kraft pulping mills.
Amd ch. 173-410 WAC Sulfite pulping mills.
Amd ch. 173-415 WAC Primary aluminum plants.

This action is taken pursuant to Notice No. WSR 87-22-066 filed with the code reviser on November 4, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Department of Ecology as authorized in chapters 70.94 and 43.21A RCW.

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

APPROVED AND ADOPTED December 16, 1987.

By Phillip C. Johnson
Deputy Director

CHAPTER 173-405 WAC KRAFT PULPING MILLS

NEW SECTION

WAC 173-405-045 CREDITABLE STACK HEIGHT AND DISPERSION TECHNIQUES. The conditions of WAC 173-403-141 and WAC 173-403-145 shall apply to all sources covered by this chapter.

NEW SECTION

WAC 173-405-087 PREVENTION OF SIGNIFICANT DETERIORATION (PSD). The conditions of

WAC 173-403-080 shall apply to all new and modified sources covered by this chapter.

CHAPTER 173-410 WAC
SULFITE PULPING MILLS

NEW SECTION

WAC 173-410-045 CREDITABLE STACK HEIGHT AND DISPERSION TECHNIQUES. The conditions of WAC 173-403-141 and WAC 173-403-145 shall apply to all sources covered by this chapter.

NEW SECTION

WAC 173-410-087 PREVENTION OF SIGNIFICANT DETERIORATION (PSD). The conditions of WAC 173-403-080 shall apply to all new and modified sources covered by this chapter.

CHAPTER 173-415 WAC
PRIMARY ALUMINUM PLANTS

NEW SECTION

WAC 173-415-045 CREDITABLE STACK HEIGHT AND DISPERSION TECHNIQUES. The conditions of WAC 173-403-141 and WAC 173-403-145 shall apply to all sources covered by this chapter.

NEW SECTION

WAC 173-415-051 PREVENTION OF SIGNIFICANT DETERIORATION (PSD). The conditions of WAC 173-403-080 shall apply to all new and modified sources covered by this chapter.

WSR 88-01-058

ADOPTED RULES

DEPARTMENT OF COMMUNITY DEVELOPMENT

[Order 87-20—Filed December 16, 1987]

I, John Swannack, acting deputy director of the Department of Community Development, do promulgate and adopt at the Ninth and Columbia Building, Olympia, Washington, the annexed rules relating to the conditions and procedures under which state funds will be made available to Head Start programs.

This action is taken pursuant to Notice No. WSR 87-19-159 filed with the code reviser on September 23, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Department of Community Development as authorized in chapter 43.63A RCW.

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

APPROVED AND ADOPTED October 27, 1987.

By John Swannack
Acting Deputy Director

AMENDATORY SECTION (Amending Order 86-02, filed 8/27/86)

WAC 365-40-020 DEFINITIONS. (1) "Applicant" means a unit(s) of local government, a qualified private organization, or a combination thereof, which applies for state Head Start funds.

(2) ("Grantee") "Contractor" means an applicant which has been allocated state Head Start funds and which has entered into a contract to carry out a Head Start program.

(3) "Director" means the director of the department of community development (hereafter, the agency).

(4) "Head Start program" means an operation undertaken in accordance with the program performance standards set forth in the OCD-HS HEAD START POLICY MANUAL (OCD Notice N-30-364-4) "Head Start program performance standards," published by the United States Department of Health, Education, and Welfare July, 1975.

AMENDATORY SECTION (Amending Order 86-02, filed 8/27/86)

WAC 365-40-051 ELIGIBILITY CRITERIA. In order to receive Head Start funds, a ((grantee)) contractor must provide services to families and individuals eligible according to federal Head Start guidelines who are in need of skills, knowledge, opportunities and motivation to become economically self-sufficient. Each Head Start program must be designed to improve the health and general well-being of the children involved, develop their mental processes, and enhance their conceptual and verbal skills. Head Start funds may be used only for activities which result in direct and measurable services to Head Start program children. State Head Start funds are allocated to programs based on the federal enrollment levels. An additional set-aside of 3% of the pass through funds are allocated for programs with 60 or less children.

AMENDATORY SECTION (Amending Order 86-02, filed 8/27/86)

WAC 365-40-071 METHOD OF PAYMENT AND REPORTING REQUIREMENTS. (1) State Head Start funds will be paid in accordance with the provisions of the applicable contract and these regulations.

(2) All contracts will specify procedures for expenditure reimbursement, with vouchers submitted within a specified time as required by the agency.

(a) If vouchers are not submitted in a timely manner, the agency may recapture unclaimed funds.

(b) If a ((grantee)) contractor fails to file a claim for expense reimbursement within any six-month period, the agency may elect to terminate the contract.

(c) Funds allocated for a program may be reduced by the amount unclaimed in the program year immediately preceding the new funding year.

(3) If an intended use is not allowable under these rules or the approved contract, the ((grantee)) contractor will not be reimbursed for the cost of the item.

(4) The agency will notify the ((grantee)) contractor within ten days of its discovery of any deficiency and of the need to take corrective action.

(5) In the event corrective action is not taken within thirty days, the contract will be terminated. Funds allocated to the ((grantee)) contractor may be subject to redistribution upon termination of any contract.

(6) By agreement between the agency and the ((grantee)) contractor, the provisions of the contract may be amended.

(7) Reports to the agency to assure that funds are being expended for purposes authorized in the approved contract are required in a format approved by the agency.

(8) The ((grantee)) contractor at time of application shall submit an annual audit of funds and resolution of findings provided under this rule by an independent auditor using standard accepted auditing techniques. Such audit may be that conducted for and provided to other funding sources. This audit report must include a breakdown of state funds by contract number.

WSR 88-01-059
PROPOSED RULES
INSURANCE COMMISSIONER

[Filed December 16, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Insurance Commissioner intends to adopt, amend, or repeal rules concerning the grant of permission for individual, franchise and group permanent (cash value) life insurance plans and pension plans which are funded in whole or in part by life insurance to provide the same cash surrender values and paid-up nonforfeiture benefits to men and women in employer-sponsored situations;

that the agency will at 10:00 a.m., Wednesday, January 27, 1988, in the Office of Insurance Commissioner, 2nd Floor, Insurance Building, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on Friday, January 29, 1988, at 3:00 p.m. in the Office of the Insurance Commissioner, Insurance Building, Olympia, Washington.

The authority under which these rules are proposed is RCW 48.02.060.

The specific statute these rules are intended to implement is federal law, including but not limited to decision of United States Supreme Court in *Arizona Governing Committee v. Norris*, 103 S. Ct. 3492 (1983).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 27, 1988. Mailing address: Insurance Building, AQ-21, Olympia, WA 98504.

Dated: December 16, 1987

By: Patricia D. Petersen
Deputy Insurance Commissioner

STATEMENT OF PURPOSE

Title: WAC 284-74-200, to permit individual, franchise and group permanent (cash value) life insurance plans and pension plans which are funded in whole or in part by life insurance to provide the same cash surrender values and paid-up nonforfeiture benefits to men and women in employer-sponsored situations.

The United States Supreme Court in its decision in *Arizona Governing Committee v. Norris* interpreted federal law as making it illegal for an employer to make contributions after August 1, 1983, to a defined contribution pension plan if the benefits derived from those contributions differ by sex. Although there is some uncertainty as to the breadth of the supreme court's decision, it would seem to prohibit gender rating in employer-sponsored permanent (cash value) life insurance plans and pension plans which are funded in whole or in part by life insurance products.

Since the 1980 commissioner's standard ordinary mortality table and the 1980 commissioner's extended term mortality table contain mortality rates that vary by both age and sex, it is difficult for companies to determine actual nonforfeiture values that are identical for men and women and also satisfy a sex-differentiated minimum standard. For this reason, this regulation permits the same minimum nonforfeiture standard for men and women insureds under the 1980 commissioner's standard ordinary mortality table and the 1980 commissioner's extended term mortality table.

The statutory basis for the rule is RCW 48.02.060 to effectuate federal law, including the decision of the United States Supreme Court in *Norris*.

Patricia D. Petersen, Deputy Insurance Commissioner for Consumer Protection, (206) 586-0800, was primarily responsible for drafting the rule. Edward H. Southon, Deputy Insurance Commissioner for Company Supervision, (206) 753-7303, is responsible for the implementation and enforcement of the proposed rule. Their addresses are Insurance Building, AQ-21, Olympia, WA 98504.

This rule is proposed by the insurance commissioner, a state public official.

The proposed rule is necessary as the result of federal court action.

Small Business Economic Impact Statement: With respect to the economic impact upon insurers as a result of this proposed regulation, some contracts at this time are already in compliance with this regulation. As to others, some insurers will have to revise their rates and forms to comply with federal law as interpreted by the *Norris* decision; this regulation simply permits these insurers to comply with that applicable federal law. Such periodic revisions are common to the conduct of the business of insurance and must be done periodically, in any event, and this revision should not increase the cost per employee or per hour of labor for either a large or small insurer.

With respect to businesses which are employers purchasing life insurance permanent (cash value) plans

and/or pension plans funded in whole or part by life insurance to cover their employees, those employer-sponsored plans which cover less than 15 lives are apparently not subject to the current federal prohibition against gender rating and therefore would not be affected by this regulation at this time. Even where the employer-sponsored plan is subject to the federal prohibition, however, there should be no substantially different economic impact upon a small employer as opposed to a large employer. At any rate, as interpreted by the United States Supreme Court in the *Norris* decision, federal law prohibits gender rating for life insurance in employer-sponsored individual, franchise and group permanent (cash value) life insurance plans and pension plans funded in whole or part by life insurance, when the plan covers 15 or more lives; this regulation simply permits compliance with federal law and does not itself set forth mandatory requirements.

NEW SECTION

WAC 284-74-200 GENDER BLENDED MORTALITY TABLES FOR INDIVIDUAL LIFE INSURANCE POLICIES. The purpose of this section is to permit individual, franchise and group permanent (cash value) life insurance policies and pension plans funded in whole or in part by life insurance to provide the same cash values and paid-up nonforfeiture benefits to both men and women. No change in minimum valuation standards is implied by this section.

(1) As used in this section, the following definitions apply:

(a) "1980 CSO table, with or without ten-year select mortality factors," means that mortality table, consisting of separate rates of mortality for male and female lives, developed by the society of actuaries committee to recommend new mortality tables for valuation of standard ordinary life insurance incorporated in the 1980 National Association of Insurance Commissioners (NAIC) amendments to the model standard valuation law and standard nonforfeiture law for life insurance and referred to in those models as the Commissioner's 1980 Standard Ordinary Mortality Table, with or without ten-year select mortality factors and set forth in Transactions, Society of Actuaries, Vol. XXXIII (1981), pp. 617 and 618, and referred to as the Commissioner's 1980 Standard Ordinary Mortality Table (1980 CSO).

(b) "1980 CSO table (M), with or without ten-year select mortality factors," means that mortality table consisting of the rates of mortality for male lives from the 1980 CSO table, with or without ten-year select mortality factors.

(c) "1980 CSO table (F), with or without ten-year select mortality factors," means that mortality table consisting of the rates of mortality for female lives from the 1980 CSO table, with or without ten-year select mortality factors.

(d) The "ten-year select mortality factors" referred to in (a), (b), and (c) of this subsection are those set forth in Transactions, Society of Actuaries, Vol. XXXIII (1981), p. 669, and referred to therein as selection factors for alternate method of determining life insurance reserves and deficiency reserve requirements (1980 CSO with ten-year select mortality factors).

(e) "1980 CET table" means that mortality table consisting of separate rates of mortality for male and female lives developed by the society of actuaries committee to recommend new mortality tables for valuation of standard individual ordinary life insurance, incorporated in the 1980 NAIC amendments to the standard model nonforfeiture law for life insurance and referred to in those models as the Commissioner's 1980 Extended Term Insurance Table, and set forth in Transactions, Society of Actuaries, Vol. XXXIII (1981), pp. 617 and 619, and referred to therein as the Commissioner's 1980 Extended Term Insurance Mortality Table (1980 CET).

(f) "1980 CET table (M)" means that mortality table consisting of the rates of mortality for male lives from the 1980 CET table.

(g) "1980 CET table (F)" means that mortality table consisting of the rates of mortality for female lives from the 1980 CET table.

(2) For any policy of insurance on the life of either a male or female insured delivered or issued for delivery in this state after the operative

date of chapter 48.76 RCW for that policy form, for use in determining minimum cash surrender values and minimum amounts and minimum periods of paid-up nonforfeiture benefits:

(a) A mortality table which is a blend of the 1980 CSO table (M) and the 1980 CSO table (F) with or without ten-year select mortality factors may at the option of the company be substituted for the 1980 CSO table, with or without ten-year select mortality factors.

(b) A mortality table which is of the same blend as used in (a) of this subsection but applied to form a blend of the 1980 CET table (M) and the 1980 CET table (F) may at the option of the company be substituted for the 1980 CET table.

(c) The following tables, which are set forth in NAIC Proceedings, Vol. I, pp. 396-400, will be considered as the basis for acceptable tables:

(i) 100% male - 0% female for tables to be designated as the "1980 CSO-A" and "1980 CET-A" tables.

(ii) 80% male - 20% female for tables to be designated as the "1980 CSO-B" and "1980 CET-B" tables.

(iii) 60% male - 40% female for tables to be designated as the "1980 CSO-C" and "1980 CET-C" tables.

(iv) 50% male - 50% female for tables to be designated as the "1980 CSO-D" and "1980 CET-D" tables.

(v) 40% male - 60% female for tables to be designated as the "1980 CSO-E" and "1980 CET-E" tables.

(vi) 20% male - 80% female for tables to be designated as the "1980 CSO-F" and "1980 CET-F" tables.

(vii) 0% male - 100% female for tables to be designated as the "1980 CSO-G" and "1980 CET-G" tables.

(3) Tables 1980 CSO-A, 1980 CET-A, 1980 CSO-G and 1980 CET-G are not to be used with respect to policies issued on or after the effective date of this regulation, except where the proportion of persons insured is anticipated to be ninety percent or more of one sex or the other or except for certain policies converted from group insurance. Such group conversions issued on or after the effective date of this regulation must use mortality tables based on the blend of lives by sex expected for such policies if such group conversions are considered as extensions of the *Norris* decision or other federal law. This consideration has not been clearly defined by court or legislative action in all jurisdictions as of the date of promulgation of these sections.

(4) Notwithstanding any other provision of this rule, an insurer shall not use these blended tables unless the *Norris* decision or other federal law is known to apply to the policies involved, or unless there exists a bona fide concern on the part of the insurer that the *Norris* decision or other federal law might reasonably be construed to apply by a court having jurisdiction.

(5) It shall not be a violation of RCW 48.30.300 for an insurer to issue the same kind of policy of life insurance on both a sex distinct and sex neutral basis.

(6) The effective date of this rule is February 29, 1988, and is intended to comply with the *Norris* decision and other federal law. It is recognized that the insurance commissioner has approved *Norris*-type tables prior to this effective date on an individual basis. Tables so approved are hereby deemed to be in compliance with this regulation.

WSR 88-01-060

ADOPTED RULES

DEPARTMENT OF LICENSING

(Securities Division)

[Order SDO 112B-87—Filed December 17, 1987]

I, Theresa Anna Aragon, director of the Department of Licensing, do promulgate and adopt at the Highways-Licenses Building, Olympia, Washington, the annexed rules relating to regulation of franchises under the Washington Franchise Investment Protection Act, chapter 19.100 RCW; amending WAC 460-80-315, Content and form of offering circular.

This action is taken pursuant to Notice No. WSR 87-21-082 filed with the code reviser on October 21, 1987. These rules shall take effect thirty days after they are

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

This rule is promulgated pursuant to RCW 19.100-.250 which directs that the director of the Department of Licensing has authority to implement the provisions of chapter 19.100 RCW.

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

APPROVED AND ADOPTED December 11, 1987.

By Theresa Anna Aragon
Director

AMENDATORY SECTION (Amending Order SDO-38-80, filed 3/19/80)

WAC 460-80-315 **CONTENT AND FORM OF OFFERING CIRCULAR.** The information required to be set forth in the offering circular shall be presented in the following sequence:

COVER PAGE. The outside front cover of the offering circular shall contain the following information:

The title in boldface type: **FRANCHISE OFFERING CIRCULAR FOR PROSPECTIVE FRANCHISEES REQUIRED BY THE STATE OF WASHINGTON.**

The name, type of business organization, principal business address and telephone number of the franchisor.

If different than above, the name, principal business address and telephone number of the subfranchisor or franchise broker offering in this state the herein described franchise.

A sample of the primary business trademark, logo-type, trade name or commercial label or symbol used by the franchisor for marketing its products or services and under which the franchisee will conduct its business. (Place in upper left-hand corner of the cover page.)

A brief description of the franchise to be offered.

A summary of items (5) and (7) of the offering circular, to-wit: Franchisee's initial franchise fee or other payment and franchisee's initial investment, respectively.

Effective date: (Leave blank until notified of effectiveness by securities division.)

The following statement in boldface type:

THIS OFFERING CIRCULAR IS PROVIDED FOR YOUR OWN PROTECTION AND CONTAINS A SUMMARY ONLY OF CERTAIN MATERIAL PROVISIONS OF THE FRANCHISE AGREEMENT. THIS OFFERING CIRCULAR AND ALL CONTRACTS AND AGREEMENTS SHOULD BE READ CAREFULLY IN THEIR ENTIRETY FOR AN UNDERSTANDING OF ALL RIGHTS AND OBLIGATIONS OF BOTH THE FRANCHISOR AND THE FRANCHISEE.

A FEDERAL TRADE COMMISSION RULE MAKES IT UNLAWFUL TO OFFER OR SELL ANY FRANCHISE WITHOUT FIRST PROVIDING THIS OFFERING CIRCULAR TO THE PROSPECTIVE FRANCHISEE AT THE EARLIER OF (1) THE FIRST PERSONAL MEETING, OR (2) TEN BUSINESS DAYS BEFORE THE SIGNING OF ANY FRANCHISE OR RELATED AGREEMENT, OR (3) TEN BUSINESS DAYS BEFORE ANY PAYMENT. THE PROSPECTIVE FRANCHISEE MUST ALSO RECEIVE A FRANCHISE AGREEMENT CONTAINING ALL MATERIAL TERMS AT LEAST FIVE BUSINESS DAYS PRIOR TO THE SIGNING OF THE FRANCHISE AGREEMENT.

IF THIS OFFERING CIRCULAR IS NOT DELIVERED ON TIME, OR IF IT CONTAINS A FALSE, INCOMPLETE, INACCURATE OR MISLEADING STATEMENT A VIOLATION OF

FEDERAL AND STATE LAW MAY HAVE OCCURRED AND SHOULD BE REPORTED TO THE FEDERAL TRADE COMMISSION, WASHINGTON, D.C. 20580 AND WASHINGTON STATE DEPARTMENT OF LICENSING, SECURITIES DIVISION, P.O. BOX 648, OLYMPIA, WASHINGTON 98504.

The name and address of the franchisor's registered agent in this state authorized to receive service of process.

The name and address of the subfranchisor's or franchise broker's registered agent in this state authorized to receive service of process.

TABLE OF CONTENTS: Include a table of contents based on the requirements of this offering circular.

BODY OF OFFERING CIRCULAR: The offering circular shall contain the following information clearly and concisely stated in narrative form:

(1) The franchisor and any predecessors: Set forth in summary form: (The disclosure regarding predecessors need only cover the 15 year period immediately preceding the close of franchisor's most recent fiscal year.)

(a) The name of the franchisor and any predecessors thereto.

(b) The name under which the franchisor is currently doing or intends to do business.

(c) The franchisor's principal business address and the business address or addresses of any predecessors thereto.

(d) The business form of the franchisor whether corporate, partnership or otherwise.

(e) A description of the franchisor's business and the franchises to be offered in this state.

(f) The prior business experience of the franchisor and any predecessors thereto including:

(i) The length of time the franchisor has conducted a business of the type to be operated by the franchisee;

(ii) The length of time each predecessor conducted a business of the type to be operated by the franchisee;

(iii) The length of time the franchisor has offered franchises for such business;

(iv) The length of time each predecessor offered franchises for such business;

(v) Whether the franchisor has offered franchises in other lines of business, including:

(A) A description of such other lines of business;

(B) The number of franchises sold in each other line of business;

(C) The length of time the franchisor has offered each such franchise; and

(vi) Whether each predecessor offered franchises in other lines of business, including:

(A) A description of such other lines of business;

(B) The number of franchises sold in each other line of business; and

(C) The length of time each predecessor offered each such franchise.

(2) Identity and business experience of persons affiliated with the franchisor; franchise brokers: List by name and position held the directors, trustees and/or general partners, as the case may be, the principal officers (including the chief executive and chief operating officer, financial, franchise marketing, training and service officers) and other executives or subfranchisors who will have management responsibility in connection with the

operation of the franchisor's business relating to the franchises offered by this offering circular and all franchise brokers. With regard to each person listed, state his principal occupations and employers during the past five years.

(3) Litigation: State whether the franchisor, any person or franchise broker identified in (2) above:

(a) Has any administrative, criminal or material civil action (or a significant number of civil actions irrespective of materiality) pending against them alleging a violation of any franchise law, fraud, embezzlement, fraudulent conversion, restraint of trade, unfair or deceptive practices, misappropriation of property or comparable allegations. If so, set forth the name of the person, the court or other forum, nature, and current status of any such pending action. Franchisor may include a summary opinion of counsel as to any such action, but only if a consent to use of such summary opinion is included as part of this offering circular.

(b) Has during the 10 year period immediately preceding the date of the offering circular been convicted of a felony or plead nolo contendere to a felony charge or been held liable in a civil action by final judgment or been the subject of a material complaint or other legal proceeding if such felony, civil action, complaint or other legal proceeding involved violation of any franchise law, fraud, embezzlement, fraudulent conversion, restraint of trade, unfair or deceptive practices, misappropriation of property or comparable allegations. If so, set forth the name of the person convicted, the court and date of conviction or person against whom judgment was entered, penalty or damages assessed in connection therewith and/or terms of settlement.

(c) Is subject to any currently effective injunctive or restrictive order or decree relating to the franchise or under any federal, state or Canadian franchise, securities, antitrust, trade regulation or trade practice law as a result of a concluded or pending action or proceeding brought by a public agency. If so, set forth the name of the person so subject, the public agency and court, a summary of the allegations or facts found by the agency or court and the date, nature, terms and conditions of the order or decree.

(4) Bankruptcy: State whether the franchisor or any predecessor, officer or general partner of the franchisor has during the 15 year period immediately preceding the date of the offering circular been adjudged bankrupt or reorganized due to insolvency or was a principal officer of any company or a general partner in any partnership that was adjudged bankrupt or reorganized due to insolvency during or within one year after the period that such officer or general partner of the franchisor held such position in such company or partnership, or whether any such bankruptcy or reorganization proceeding has been commenced. If so, set forth the name of the person or company adjudged bankrupt or reorganized or named in any such proceeding and the date thereof and any material facts or circumstances.

(5) Franchisee's initial franchise fee or other initial payment: Describe in detail the following:

(a) The initial franchise fee or other initial payment for the franchise, if any, charged upon the signing of the

franchise agreement, and whether payable in lump sum or installments. Set forth the manner in which the franchisor will use or apply such franchise fee or initial payment. State whether such fee or payment is refundable, and if so, under what conditions.

(b) If an identical initial franchise fee or other initial payment is not charged in connection with each franchise agreement, state the method or formula by which such fee or payment is determined.

(6) Other fees: Describe in detail other recurring or isolated fees or payments, including but not limited to royalties, service fees, training fees, lease payments and advertising fees and charges that the franchisee is required to pay to the franchisor or persons affiliated with the franchisor or which the franchisor or such affiliated person imposes or collects in whole or in part on behalf of a third party. Include, if applicable, the formula used to compute such other fees and payments. State whether any such fee or payment is refundable, and if so, under what conditions.

(7) Franchisee's initial investment: Describe in detail the following expenditures (which may be estimated or described by a low-high range, if not known exactly), stating for each to whom the payments are to be made, when such payments are to be determined, whether any payment is refundable, and if so, under what conditions and, if any part of the franchisee's initial investment in the franchise will or may be financed, an estimate of the loan repayments, including interest:

(i) Real property, whether or not financed by contract, installment, purchase or lease. If neither estimate nor describable by a low-high range, describe the variable requirements, such as property, location and building size which make the real property expenditure neither estimable nor describable by a low-high range.

(ii) Equipment, fixtures, other fixed assets, construction, remodeling, leasehold improvements and decorating costs, whether or not financed by contract, installment purchases, lease or otherwise.

(iii) Inventory required to commence operations.

(iv) Security deposits, other prepaid expenses and working capital required to commence operation.

(v) Any other payments which the franchisee will be required to make in order to commence operations.

Note: The following statement shall be inserted in the offering circular at this point:

THERE ARE NO OTHER DIRECT OR INDIRECT PAYMENTS IN CONJUNCTION WITH THE PURCHASE OF THE FRANCHISE.

(8) Obligations of franchisee to purchase or lease from designated sources: State any obligations of the franchisee or subfranchisor, whether arising by terms of the franchise agreement or other device or practice, to purchase or lease from the franchisor or his designees, goods, services, supplies, fixtures, equipment, inventory or real estate relating to the establishment or operation of the franchise business. Regarding such obligations, state the following:

(a) The goods, services, supplies, fixtures, equipment, inventory or real estate required to be purchased or leased from the franchisor or its designees.

(b) Whether, and if so, the precise basis by which, the franchisor, its parent or persons affiliated with the franchisor will or may derive income based on or as a result of any such required purchases or leases.

(c) To the extent known or estimable by the franchisor, the magnitude of such required purchases and leases in relation to all purchases and leases by the franchisee of goods and services which the franchisee will make or enter into (1) in the establishment and (2) in the operation of the franchise business.

(9) Obligations of franchisee to purchase or lease in accordance with specifications or from approved suppliers: State any obligations of the franchisee or subfranchisor, whether arising by terms of the franchise agreement or other device or practice, to purchase or lease in accordance with specifications issued by the franchisor, or from suppliers approved by the franchisor, goods, services, supplies, fixtures, equipment, inventory or real estate relating to the establishment or operation of the franchise business. Regarding such obligations, state the following:

(a) The goods, services, supplies, fixtures, equipment, inventory or real estate required to be purchased or leased in accordance with specifications or from suppliers approved by the franchisor.

(b) The manner in which the franchisor issues and modifies specifications or grants and revokes approval to suppliers.

(c) Whether, and for what categories of goods and services, the franchisor or persons affiliated with the franchisor are approved suppliers or the only approved suppliers.

(d) Whether, and if so, the precise basis by which, the franchisor, its parent or persons affiliated with the franchisor may derive income from it or from other approved suppliers, if this is the case.

(10) Financing arrangements: State the terms and conditions of any financing arrangements offered directly or indirectly by the franchisor, its agent or affiliated company, including:

(a) A description of any waiver of defenses or similar provisions in any note, contract or other instrument to be executed by the franchisee or subfranchisor.

(b) A statement of any past or present practice or of any intent of the franchisor to sell, assign, or discount to a third party, in whole or in part, any note, contract or other instrument executed by the franchisee or subfranchisor.

(c) A description of any payments received by the franchisor from any person for the placement of financing with such person.

(11) Obligations of the franchisor; other supervision, assistance or services: Where applicable, describe the following:

(a) The obligations to be met by the franchisor prior to the opening of the franchise business, citing by section and page the provisions of the franchise or related agreement requiring performance.

(b) Other supervision, assistance or services to be provided by the franchisor prior to the opening of the franchise business although franchisor is not bound by the franchise or any related agreement to provide the same.

As part of this disclosure franchisor must disclose that he is not so bound.

(c) The obligations to be met by the franchisor during the operation of the franchise business, including, without limitation, the assistance to the franchisee in the operation of his business. Cite by section and page the provisions of the franchise or related agreement requiring performance.

(d) Other supervision, assistance or services to be provided by the franchisor during the operation of the franchise business although franchisor is not bound by the franchise or any related agreement to provide the same. As part of this disclosure franchisor must disclose that it is not so bound.

(e) The methods used by the franchisor to select the location for the franchisee's business.

(f) The typical length of time between the signing of the franchise agreement or the first payment of any consideration for the franchise and the opening of the franchisee's business.

(g) The training program of the franchisor, including:

(i) The location, duration and content of the training program;

(ii) When the training program is to be conducted;

(iii) The experience that the instructors have had with the franchisor;

(iv) Any charges to be made to the franchisee and the extent to which the franchisee will be responsible for travel and living expenses of the person(s) who enroll in the training program;

(v) If the training program is not mandatory, the percentage of new franchisees that enrolled in the training program during the 12 months immediately preceding the date of the offering circular; and

(vi) Whether any additional training programs and/or refresher courses are available to the franchisee and whether the franchisee will be required to attend the same.

(12) Exclusive area or territory: Describe any exclusive area or territory granted the franchisee and with respect to such area or territory state whether:

(a) The franchisor has established or may establish another franchisee who will also be permitted to use the franchisor's trade name or trademark.

(b) The franchisor has established or may establish a company-owned outlet using the franchisor's trade name or trademark.

(c) The franchisor or its parent or affiliate has established or may establish other franchises or company-owned outlets selling or leasing similar products or services under a different trade name or trademark.

(d) Continuation of the franchisee's area or territorial exclusivity is dependent upon achievement of a certain sales volume, market penetration or other contingency and under what circumstances the franchisee's area or territory may be altered.

(13) Trademarks, service marks, trade names, logotypes, and commercial symbols: Describe any trademarks, service marks, trade names, logotypes or other commercial symbols to be licensed to the franchisee including the following:

(a) Whether the trademark, service mark, trade name, logotype or other commercial symbol is registered with the United States Patent Office and, if so, for each such registration state the registration date and number and whether or not the registration is on the principal or supplemental register.

(b) Whether the trademark, service mark, trade name, logotype and other commercial symbol are registered in this state or the state in which the franchise business is to be located and the dates of such registrations.

(c) A description of any presently effective determinations of the patent office, the trademark administrator of this state or any court, any pending interference, opposition or cancellation proceeding and any pending material litigation involving such trademarks, service marks, trade names, logotypes or other commercial symbols and which is relevant to their use in this state or the state in which the franchise business is to be located.

(d) A description of any agreements currently in effect which significantly limit the rights of the franchisor to use or license the use of such trademarks, service marks, trade names, logotypes or other commercial symbols in any manner material to the franchise.

(e) Whether the franchisor is obligated by the franchise agreement or otherwise to protect any or all rights which the franchisee has to use such trademarks, service marks, trade names, logotypes or other commercial symbols and to protect the franchisee against claims of infringement or unfair competition with respect to the same.

(f) Whether there are any infringing uses actually known to the franchisor which could materially affect the franchisee's use of such trademarks, service marks, trade names, logotypes or other commercial symbols in this state or state in which the franchise business is to be located.

(14) Patents and copyrights: If the franchisor owns any rights in or to any patents or copyrights which are material to the franchise, describe such patents and copyrights, their relationship to the franchise and the terms and conditions under which the franchisee may use them, including their duration, whether the franchisor can and intends to renew any copyrights, and, to the extent relevant, the information required by Section 15 above with respect to such patents and copyrights.

(15) Obligation of the franchisee to participate in the actual operation of the franchise business: State fully the obligation of the franchisee or the subfranchisor, whether arising by terms of the franchise agreement or other device or practice, to participate personally in the direct operation of the franchise business or whether the franchisor recommends participation in the same.

(16) Restrictions on goods and services offered by franchisee: State any restriction or condition imposed by the franchisor, whether by terms of the franchise agreement or by other device or practice of the franchisor, whereby the franchisee is restricted as to the goods or services they may offer for sale, or limited in the customers to whom they may sell such goods or services.

(17) Renewal, termination, repurchase, modification and assignment of the franchise agreement and related

information: With respect to the franchise and any related agreements state the following:

(a) The term and whether such term is affected by any agreement (including leases or subleases) other than the one from which such term arises.

(b) The conditions under which the franchisee may renew or extend.

(c) The conditions under which the franchisee may refuse to renew or extend.

(d) The conditions under which the franchisee may terminate.

(e) The conditions under which the franchisor may terminate.

(f) The obligations (including lease or sublease obligations) of the franchisee after termination of the franchise by the franchisor and the obligations of the franchisee (including lease or sublease obligations) after termination of the franchise by the franchisee or the expiration of the franchise.

(g) The franchisee's interest upon termination or refusal to renew or extend the franchise by the franchisor or by the franchisee.

(h) The conditions under which the franchisor may repurchase, whether by right of first refusal or at the opinion of the franchisor. If the franchisor has the option to repurchase the franchise, state whether there will be an independent appraisal of the franchise, whether the repurchase price will be determined by a predetermined formula and whether there will be a recognition of goodwill or other intangibles associated therewith in the repurchase price to be given the franchisee.

(i) The conditions under which the franchisee or its owners may sell or assign all or an interest in the ownership of the franchise or of the franchisee or in the assets of the franchise business.

(j) The conditions under which the franchisor may sell or assign in whole or in part.

(k) The conditions under which the franchisee may modify.

(l) The conditions under which the franchisor may modify.

(m) The rights of the franchisee's heirs or personal representative upon the death or incapacity of the franchisee.

(n) The provisions of any covenant not to compete.

(18) Arrangements with public figures: State the following:

(a) Any compensation or other benefit given or promised to a public figure arising, in whole or in part, from:

(i) The use of the public figure in the name or symbol of the franchise, or

(ii) The endorsement or recommendation of the franchise by the public figure in advertisements.

(b) Any right the franchisee may have to use the name of a public figure in his promotional efforts or advertising and any charges to be made to the franchisee in connection with such usage.

(c) The extent to which such public figure is involved in the actual management or control of the franchisor.

(d) The total involvement of the public figure in the franchise operation.

~~((19) (Alternative 1) Actual, average, projected or forecasted franchisee sales, profits or earnings:~~

~~(a) If the franchisor discloses to prospective franchisees the actual or average sales, profits or earnings of franchisees, an exact copy of the same shall be included in or as an exhibit to the offering circular. Such actual or average sales, profits or earnings shall contain the following legend in not less than 10-point boldface type: THESE SALES, PROFITS OR EARNINGS ARE (AVERAGES) OF (A) SPECIFIC FRANCHISE(S) AND SHOULD NOT BE CONSIDERED AS THE ACTUAL OR POTENTIAL SALES, PROFITS OR EARNINGS THAT WILL BE REALIZED BY ANY OTHER FRANCHISE. THE FRANCHISOR DOES NOT REPRESENT THAT ANY FRANCHISEE CAN EXPECT TO ATTAIN THESE SALES, PROFITS OR EARNINGS.~~

~~(b) Where projected or forecasted franchisee sales, profits or earnings are proposed to be used, an exact copy of the same shall be included in or as an exhibit to the offering circular. Such projected or forecasted sales, profits or earnings shall contain the following legend in not less than 10-point boldface type: THESE PROJECTIONS (FORECASTS) OF SALES, PROFITS OR EARNINGS ARE MERELY ESTIMATES AND SHOULD NOT BE CONSIDERED AS THE ACTUAL OR POTENTIAL SALES, PROFITS OR EARNINGS THAT WILL BE REALIZED BY ANY SPECIFIC FRANCHISEE. THE FRANCHISOR DOES NOT REPRESENT THAT ANY FRANCHISEE CAN EXPECT TO ATTAIN THESE SALES, PROFITS OR EARNINGS.~~

~~(c) With regard to items (a) and (b) above:~~

~~(i) The basis and assumptions for such actual, average, projected or forecasted sales, profits or earnings must be disclosed in detail;~~

~~(ii) All actual, average, projected or forecasted sales, profits or earnings must be for or based upon a substantial number of franchises in a concurrent equal period of time: PROVIDED, HOWEVER, That any such representation is accompanied by a clear and conspicuous disclosure of the percentage of the total number of franchisees who have achieved such results: AND FURTHER PROVIDED, That if the sales, profits or earnings represented, projected or forecasted from were not made in the franchisor's fiscal year immediately preceding the date of the representation, the time period in which they were made must be clearly disclosed in immediate conjunction with such representation and with the same conspicuousness;~~

~~(iii) All actual, average, projected or forecasted sales, profits or earnings must be prepared in accordance with generally accepted accounting principles and the amounts represented may not be in excess of sales, profits or earnings actually achieved by existing franchisees;~~

~~(iv) If franchises have not been in operation long enough to indicate what sales, profits or earnings may result, then the use of actual average, projected or forecasted sales, profits or earnings is prohibited;~~

~~(v) Franchise locations upon which actual, average, projected or forecasted sales, profits or earnings are based must be identified by address, number of years of operation, whether substantially similar to the franchises offered, whether owner managed, whether such franchisees received any services not generally available to other~~

~~franchises and whether such sales, profits or earnings have been audited;~~

~~(vi) All projections or forecasts of sales, profits or earnings shall include a statement of the extent to which such projections or forecasts relate to:~~

~~(A) Franchises of a type substantially similar to the franchises being offered by this offering circular operating in the state where the franchise is to be located;~~

~~(B) Franchises of a substantially similar type throughout the United States;~~

~~(vii) All projections and forecasts of sales, profits or earnings must include a break-even point insofar as sales and expenses and also must disclose other relevant financial ratios; and~~

~~(viii) Franchisor shall include a statement that substantiation of all actual, average, projected or forecasted sales, profits or earnings will be made available to prospective franchisees upon reasonable demand; or~~

~~(19) (Alternative 2) Actual, average, projected or forecasted franchisee sales, profits or earnings:~~

~~(a) The franchisor shall in narrative form identify the type of statement (e.g., "statement of actual sales and earnings" or "statement of projected earnings") and disclose, in detail, the basis and assumptions upon which such statement is based, which generally shall include, but not be limited to, an analysis of the following factors:~~

~~(i) Identification of the source(s) of the data, such as franchise outlets, company owned or operated outlets or a combination thereof and the period of time covered by the data:~~

~~(ii) The number, geographic location, type of location and time in operation of the outlets included in the data:~~

~~(iii) Whether substantially the same services were offered by the franchisor to outlets upon which the data is based:~~

~~(iv) Whether the outlets offered substantially the same products or services to the public:~~

~~(v) The percentage of franchised outlets that were in operation for an identified twelve month period which have, to the franchisor's knowledge, actually attained or surpassed sales, earnings or profit levels indicated in the statement:~~

~~(vi) An estimate of break-even sales volume and the percentage of franchised outlets that were in operation for an identified twelve month period which have, to the franchisor's knowledge, actually attained or surpassed such sales level. In the alternative, a high, medium or low range of sales and the percentage of franchised outlets that were in operation for an identified twelve month period which have, to the franchisor's knowledge, actually attained or surpassed such sales levels:~~

~~(vii) Whether the data was received from outlets using a uniform accounting method or system:~~

~~(viii) Whether the statement was prepared on a basis consistent with generally accepted accounting principals:~~

~~(b) The franchisor shall include a narrative explaining the relevancy of the statement to the franchise to be offered in order that the statement is neither misleading nor confusing to the prospective franchisee:~~

~~(c) The franchisor shall affix either legend (i) or (ii) to the statement in not less than 10-point boldface type:~~

(i) ~~"Such actual sales, income, gross or net profits are of (specific franchise(s)) (company-owned or operated units) and should not be considered as the actual or probable sales, income, gross or net profits that will be realized by any franchisee. The franchisor does not represent that any franchisee can expect to attain such sales, income, gross or net profits."~~

(ii) ~~"These (projections) (forecasts) of sales, income, gross or net profits are merely estimates and should not be considered as the actual or probable sales, income, gross or net profits that will be realized by any franchisee. The franchisor does not represent that any franchisee can expect to attain such sales, income, gross or net profits."~~

(d) ~~The franchisor shall indicate in the statement that substantiation of the data used in preparing the statement will be made available to the prospective franchisee, upon reasonable demand. PROVIDED, HOWEVER, That this shall not be construed to require disclosure of the identity of a specific franchisee or to require the release of data without the consent of the specific franchisee, except to the agency with which the filing is made:)~~ (19)(a) An earnings claim made in connection with an offer of a franchise must be included in full in the offering circular and must have a reasonable basis at the time it is made. If no earnings claim is made, Item 19 of the offering circular shall contain the following negative disclosure:

Franchisor does not furnish or authorize its salespersons to furnish any oral or written information concerning the actual or potential sales, costs, income or profits of (name of franchise). Actual results vary from unit to unit and franchisor cannot estimate the results of any particular franchise.

(b) An earnings claim shall include a description of its factual basis and the material assumptions underlying its preparation and presentation.

NOTE #1 Definition: "Earnings claim" means information given to a prospective franchisee by, on behalf of or at the direction of the franchisor or its agent, from which a specific level or range of actual or potential sales, costs, income or profit from franchised or nonfranchised units may be easily ascertained.

A chart, table or mathematical calculation presented to demonstrate possible results based upon a combination of variables (such as multiples of price and quantity to reflect gross sales) is an earnings claim subject to this item.

An earnings claim limited solely to the actual operating results of a specific unit being offered for sale need not comply with this item if it is given only to potential purchasers of that unit and is accompanied by the name and last known address of each owner of the unit during the prior three years.

NOTE #2 Supplemental earnings claim. If a franchisor has made an earnings claim in accordance with this subsection, the franchisor may deliver to a prospective franchisee a supplemental earnings claim directed to a particular location or circumstance, apart from the offering circular. The supplemental earnings claim must be in writing, explain the departure from the earnings claim in the offering circular, be prepared in accordance with this subsection, and be left with the prospective franchisee.

NOTE #3 Scope of requirement. An earnings claim is not required in connection with the offer of franchises; if made, however, its presentation must conform with this subsection. If an earnings claim is not made, then negative disclosure prescribed by this subsection must be used.

NOTE #4 Claims regarding future performance. A statement or prediction of future performance that is prepared as a forecast or projection in accordance with the Statement on Standards for Accountants' Services on Prospective Financial Information (or its successor) issued by the American Institute of Certified Public Accountants, Inc., is presumed to have a reasonable basis.

NOTE #5 Burden of proof. The burden is upon the franchisor to show that it had a reasonable basis for its earnings claim.

NOTE #6 Factual basis: The factual basis of an earnings claim includes significant matters upon which a franchisee's future results are expected to depend, including, for example, economic or market conditions, and which are basic to a franchisee's operation and encompass matters affecting, among other things, franchisee's sales, the cost of goods or services sold and operating expenses.

In the absence of an adequate operating experience of its own, a franchisor may base an earnings claim upon the results of operations of a substantially similar business of a person affiliated with the franchisor, or franchisees of that person; provided that disclosure is made of any material differences in the economic or market conditions known to, or reasonably ascertainable by, the franchisor.

NOTE #7 Basic disclosures. The earnings claim must state:

(i) Material assumptions, other than matters of common knowledge, underlying the claim;

(ii) A concise summary of the basis for the claim including a statement of whether the claim is based upon actual experience of franchised units and, if so, the percentage of franchised outlets in operation for the period covered by the earnings claim that have actually attained or surpassed the stated results;

(iii) A conspicuous admonition that a new franchisee's individual financial results are likely to differ from the results stated in the earnings claim; and

(iv) A statement that substantiation of the data used in preparing the earnings claim will be made available to the prospective franchisee on reasonable request.

(20) Information regarding franchises of the franchisor: State the following as of the close of franchisor's most recent fiscal year:

(a) The total number of franchises, exclusive of company owned or operated distribution outlets, of a type substantially similar to those offered herein and of that number, the number of such franchises which were operational as of the date of this offering circular.

(b) The number of franchises in this state, exclusive of a company owned or operated distribution outlets, of a type substantially similar to those offered herein and of that number, the number of such franchises which were operational as of the date of this offering circular.

(c) The total number of franchises substantially similar to those offered herein for which a business is not yet operational although a franchise agreement has been signed.

(d) The number of franchises in this state substantially similar to those offered herein for which a business is not yet operational although a franchise agreement has been signed.

(e) The names, addresses and telephone numbers of all franchises under franchise agreements with the franchisor or its subfranchisor which are located in the state where the proposed franchise is to be located. To the extent that there are fewer than 10 such franchises located in said state, the list shall include at least the 10 such franchises which are most proximate to the location of the proposed franchise; and if fewer than 10 such franchises exist, the list shall identify all such franchises and include a statement to that effect.

In lieu of the above disclosure, the franchisor may attach to the offering circular a list of the names, addresses and telephone numbers of all its franchises under franchise agreements with the franchisor or its subfranchisors.

(f) An estimate of the total number of franchises to be sold or granted during the one year period following the date of the offering circular.

(g) An estimate of the number of franchises to be sold or granted in this state during the one year period following the date of the offering circular.

(h) State the number of franchises in each of the following categories which within the three-year period immediately preceding the close of franchisor's most recent fiscal year have:

(i) Been cancelled or terminated by the franchisor for:

(A) Failure to comply with quality control standards; and

(B) Other reasons;

(ii) Not been renewed by the franchisor;

(iii) Been reacquired through purchase by the franchisor; and

(iv) Been otherwise required by the franchisor.

(i) ((A statement of business failures of franchisees, resales to the franchisor, sales of the franchise to others, and transfers in the state of Washington during the two year period preceding the date of the statement)) The name and last known address and telephone number of every franchisee in this state under a franchise agreement with the franchisor or its subfranchisor whose franchise has, within the twelve-month period immediately preceding the effective date of this offering circular, been terminated, canceled, not renewed, or who has, during the same time period, otherwise voluntarily or involuntarily ceased to do business pursuant to the franchise agreement.

(21) Financial statements: Financial statements shall be prepared in accordance with generally accepted accounting principles. Such financial statements shall be audited by an independent certified public accountant. Unaudited statements may be used for interim periods.

(a) The financial statements required to be filed by a franchisor shall include a balance sheet as of a date within 90 days prior to the date of the application and profit and loss statements for each of the three fiscal years preceding the date of the balance sheet and for the period, if any, between the close of the last of such fiscal years and the date of the balance sheet. The balance sheet as of a date within 90 days prior to the date of the application need not be audited. However, if this balance sheet is not audited, there shall be filed in addition an

audited balance sheet as of the end of the franchisor's last fiscal year unless such last fiscal year ended within 90 days of the date of the application in which case there shall be filed an audited balance sheet as of the end of the franchisor's next preceding fiscal year. The profit and loss statements shall be audited up to the date of the last audited balance sheet filed, if any.

(b) Controlling company statements: In lieu of the disclosure required by item (21)(a), complete financial statements of a company controlling the franchisor may be filed, but only if the unaudited financial statements of the franchisor are filed and the controlling company absolutely and unconditionally guarantees to assume the duties and obligations of the franchisor under the franchise agreement should the franchisor become unable to perform its duties and obligations.

(c) Consolidated and separate statements:

(i) Where a franchisor owns, directly or beneficially, a controlling financial interest in any other corporation, the financial statements required to be filed should normally reflect on a consolidated basis the financial condition of the franchisor and each of its subsidiaries.

(ii) A separate financial statement will normally be required for each substantial franchisor or subfranchisor related entity.

(iii) A company controlling 80% or more of a franchisor shall normally be required to file its financial statements.

(iv) Consolidated and separate financial statements shall be prepared in accordance with generally accepted accounting principles.

(22) Contracts: Attach a copy of all franchise and other contracts or agreements proposed for use in this state, including, without limitation, all lease agreements, option agreements, and purchase agreements.

(23) Acknowledgment of receipt by prospective franchisee: The last page of each offering circular shall contain a detachable document acknowledging receipt of the offering circular by the prospective franchisee.

WSR 88-01-061

ADOPTED RULES

DEPARTMENT OF LICENSING

(Securities Division)

[Order SDO-115B-87—Filed December 17, 1987]

I, Theresa Anna Aragon, director of the Department of Licensing, do promulgate and adopt at the Highways-Licenses Building, Olympia, Washington, the annexed rules relating to blue chip exemption, amending WAC 460-42A-080, clarifying definition of liquid assets.

This action is taken pursuant to Notice No. WSR 87-21-085 filed with the code reviser on October 21, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 21.20.310(8) and is intended to administratively implement that statute.

This rule is promulgated pursuant to RCW 21.20.450 which directs that the director of the Department of Licensing has authority to implement the provisions of chapter 21.20 RCW.

The director finds that these rules are necessary or appropriate in the public interest or for the protection of investors and consistent with the purposes fairly intended by the policy and provisions of chapter 21.20 RCW.

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

APPROVED AND ADOPTED December 10, 1987.

By Theresa Anna Aragon
Director

AMENDATORY SECTION (Amending Order SDO-100-82, filed 8/27/82)

WAC 460-42A-080 BLUE CHIP EXEMPTION.

(1) Any security that meets all of the following conditions is exempted under RCW 21.20.310(8):

(a) If the issuer is not organized under the laws of the United States or a state, it has appointed a duly authorized agent in the United States for service of process and has set forth the name and address of such agent in its prospectus;

(b) A class of the issuer's securities is required to be and is registered under section 12 of the Securities Exchange Act of 1934, and has been so registered for the three years immediately preceding the offering date;

(c) Neither the issuer nor a significant subsidiary has had a material default during the lesser of the last seven years or the issuer's existence in the payment of (i) principal, interest, dividend, or sinking fund installment on preferred stock or indebtedness for borrowed money, or (ii) rentals under leases with terms of three years or more. A "material default" is a failure to pay, the effect of which is to cause indebtedness to become due prior to its stated maturity or to cause termination or reentry under a lease prior to its stated expiration, if the indebtedness or the rental obligation for the unexpired term exceeds five percent of the issuer's (and its consolidated subsidiaries) total assets, or if the arrearage in required dividend payments on preferred stock is not cured within thirty days;

(d) The issuer has had annual consolidated net income (before extraordinary items and the cumulative effect of accounting changes) as follows: (i) At least one million dollars in four of its last five fiscal years including its last fiscal year, and (ii) if the offering is of interest bearing securities, at least one and one-half times its annual interest expense, calculating net income before deduction for income taxes and depreciation and giving effect to the proposed offering and the intended use of the proceeds, for its last fiscal year. "Last fiscal year" means the most recent year for which audited financial statements are available, provided that such statements cover

a fiscal period ended not more than fifteen months from the commencement of the offering.

(e) If the offering is of stock or shares (other than preferred stock or shares), and except as otherwise required by law, the securities have voting rights at least equal to the securities of each of the issuer's outstanding classes of stock or shares (other than preferred stock or shares), with respect to (i) the number of votes per share, and (ii) the right to vote on the same general corporate decisions;

(f) If the offering is of stock or shares (other than preferred stock or shares), the securities are owned beneficially or of record, on any date within six months prior to the commencement of the offering, by at least twelve hundred persons, and on that date there are at least seven hundred fifty thousand of the shares outstanding with an aggregate market value, based on the average bid price, of at least three million seven hundred fifty thousand dollars. In determining the number of persons who are beneficial owners of the stock or shares, the issuer or a broker-dealer may rely in good faith upon written information furnished by record owners;

(g) Provided that, if the securities to be issued are listed, or approved for listing upon notice of issuance, on the New York Stock Exchange, Inc. or the American Stock Exchange, Inc., and the current original listing standards of that exchange are satisfied as of the end of the issuer's most recent fiscal year, the conditions of (c) of this subsection need be met for only five years and the annual net earnings requirement of (d)(i) of his subsection shall be two hundred fifty thousand dollars;

(h) And provided further that, if the issuer of the securities is a finance company with liquid assets of at least one hundred five percent of its liabilities (other than deferred income taxes, deferred investment tax credits, capital stock and surplus) at the end of each of its last five fiscal years, the net income requirement of (d)(ii) of this subsection, but before deduction for interest expense, shall be one and one-fourth times its annual interest expense. "Finance company" means a company engaged primarily in the business of wholesale, retail, installment, mortgage, commercial, industrial or consumer financing, banking or factoring. "Liquid assets" means cash receivables payable on demand or not more than twelve (~~{years}~~ ~~{months}~~) years following the close of the company's last fiscal year, and readily marketable securities, in each case less applicable reserves and unearned income.

(2) An issuer meets the conditions of WAC 460-42A-080 (1)(b), (c) and (d) if either the issuer or the issuer and the issuer's predecessor, taken together, meet these conditions and if: (a) the succession was primarily for the purpose of changing the state of incorporation of the predecessor or forming a holding company and the assets and liabilities of the successor at the time of succession were substantially the same as those of the predecessor, or (b) all predecessors met the conditions at the time of succession and the issuer has continued to do so since the succession.

WSR 88-01-062

ADOPTED RULES

DEPARTMENT OF LICENSING
(Securities Division)

[Order SDO-116B-87—Filed December 17, 1987]

I, Theresa Anna Aragon, director of the Department of Licensing, do promulgate and adopt at the Highways-Licenses Building, Olympia, Washington, the annexed rules relating to application for a franchise broker or selling agent certificate, repealing WAC 460-82-100.

This action is taken pursuant to Notice No. WSR 87-21-083 filed with the code reviser on October 21, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 19.100-.140 and is intended to administratively implement that statute.

This rule is promulgated pursuant to RCW 19.100-.250 which directs that the director of the Department of Licensing has authority to implement the provisions of chapter 19.100 RCW.

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

APPROVED AND ADOPTED December 10, 1987.

By Theresa Anna Aragon
Director

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 460-82-100 APPLICATION.

WSR 88-01-063

RULES OF COURT

STATE SUPREME COURT

[December 15, 1987]

IN THE MATTER OF THE ADOPTION OF THE AMENDMENTS TO JuCR 3.7 AND CR 52 NO. 25700-A-409 ORDER

The Court having considered the proposed amendments to JuCR 3.7 and CR 52 and having determined that the amendments will aid in the prompt and orderly administration of justice and having further determined that an emergency exists which necessitates an early adoption; Now, therefore, it is hereby

ORDERED:

(a) That the amendments as attached hereto are adopted.

(b) That pursuant to the emergency provisions of GR 9(i), the amendments will be published expeditiously in the Washington Reports and will become effective upon publication.

DATED at Olympia, Washington this 15th day of December, 1987

Vernon R. Pearson

Robert F. Utter

James A. Andersen

Keith M. Callow

James M. Dolliver

Wm. C. Goodloe

Fred H. Dore

B. Durham

CR 52

DECISIONS, FINDINGS AND CONCLUSIONS

(a) Requirements.

(1) Unchanged.

(2) Unchanged.

(A) Unchanged.

(B) Domestic Relations. In connection with all final decisions in adoption, custody, and divorce proceedings, whether heard ex parte or not. In all cases in which the court makes specific findings of physical or sexual abuse or exploitation of a child the court shall direct the court clerk to notify the state patrol of the findings pursuant to RCW 43.43.840.

(C) Unchanged.

(3) Unchanged.

(4) Unchanged.

(5) Unchanged.

(b) Unchanged.

(c) Unchanged.

(d) Unchanged.

(e) Unchanged.

JuCR 3.7

FACTFINDING HEARING

(a) Unchanged.

(b) Unchanged.

(c) Unchanged.

(d) Findings of Fact. In any dependency action in which the court makes specific findings of physical or sexual abuse or exploitation of a child the court shall direct the court clerk to notify the state patrol of the findings pursuant to RCW 43.43.840.

WSR 88-01-064

ADOPTED RULES

DEPARTMENT OF LABOR AND INDUSTRIES

[Order 87-25—Filed December 17, 1987]

I, Joe Dear, director of the Department of Labor and Industries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

- Amd WAC 296-104-010 Definition of internal inspection.
- Amd WAC 296-104-220 Inspection of systems—Nonstandard second hand boiler or unfired pressure vessels.
- Amd WAC 296-104-265 Inspection of systems—Control and limit devices.
- New WAC 296-104-800 Inspection of systems subject to radioactivity.

This action is taken pursuant to Notice No. WSR 87-20-097 filed with the code reviser on October 7, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 70.79.240 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 17, 1987.

By Joseph A. Dear
Director

AMENDATORY SECTION (Amending Order 85-26, filed 12/19/85)

WAC 296-104-010 DEFINITIONS. (1) "Director" shall mean the director of the department of labor and industries.

(2) "Board of boiler rules" shall mean the board created by law and empowered to make, alter, amend, and interpret rules and regulations for the safe and proper construction, installation, repair, and use of boilers and for the proper construction, installation, and repair of unfired pressure vessels in this state.

(3) "Chief inspector" shall mean the chief boiler inspector appointed under RCW 70.79.100.

(4) "Deputy inspector" shall mean a deputy inspector of boilers and unfired pressure vessels appointed by the chief boiler inspector of Washington under the provisions of RCW 70.79.120.

(5) "Special inspector" shall mean an inspector holding a Washington commission, who is regularly employed by an insurance company authorized to insure against loss from explosion of boilers and unfired pressure vessels in this state, or who is continuously employed by any company operating unfired pressure vessels in this state for the purpose of making inspections of unfired pressure vessels used or to be used by such company.

(6) "Inspector" shall mean the chief boiler inspector, a deputy inspector, or a special inspector.

(7) "Certificate of competency" shall mean a certificate issued to a person who has passed an examination prescribed by the board of boiler rules.

(8) "Department" as used herein shall mean the department of labor and industries of the state of Washington.

(9) "Owner" or "user" shall mean a person, firm, or corporation owning or operating any boiler or unfired pressure vessel within the state.

(10) "ASME Code" shall mean the boiler and pressure vessel code of the American Society of Mechanical Engineers with amendments and interpretations thereto made and approved by the council of the society which have been regularly adopted by the board of boiler rules in accordance with the provisions of RCW 70.79.030.

(11) "Existing installations" shall mean any boiler or unfired pressure vessel constructed, installed, placed in operation, or contracted for before January 1, 1952.

(12) "Approved" shall mean approved by the chief boiler inspector as evidenced by his issuance of an inspection certificate.

(13) "Standard boiler or unfired pressure vessel" shall mean a boiler or unfired pressure vessel which bears the ASME stamp.

(14) "Nonstandard boiler or unfired pressure vessel" shall mean a boiler or unfired pressure vessel that does not bear the ASME stamp.

(15) "Boiler" shall mean a closed vessel used for heating water or liquid or for generating steam or vapor by the direct application of heat.

(16) "Direct application of heat" shall mean the firing of any fuel, solid, liquid, or gaseous, including electrical elements of any description.

(17) "Power boiler" shall mean a boiler used to produce steam or vapor at a pressure exceeding 15 lbs. per square inch gage, or a boiler used for heating water or liquid to a pressure exceeding 160 psi. or to a temperature exceeding 250°F.

(18) "Low pressure heating boiler" shall mean a boiler operated at a pressure not exceeding 15 lbs. per square inch gage steam, or at a pressure not exceeding 160 lbs. per square inch and a temperature not exceeding 250°F. for water.

(19) "Hot water supply boiler" shall mean a low pressure boiler used to heat water to a temperature not exceeding 200°F.

(20) "Unfired steam boiler" shall mean a pressure vessel in which steam is generated by an indirect application of heat.

(21) "Unfired pressure vessel" shall mean a closed vessel in which pressure is obtained from an external source, or from an indirect application of heat, including steam or hot water coils, converters or heat exchangers.

(22) "Reinstalled boiler or unfired pressure vessel" shall mean a boiler or unfired pressure vessel removed from its original setting and reerected at the same location or at a new location without change of ownership.

(23) "Second hand boiler or unfired pressure vessel" shall mean a boiler or unfired pressure vessel of which both the location and ownership have changed after primary use.

(24) "Condemned boiler or unfired pressure vessel" shall mean a boiler or unfired pressure vessel that has been inspected and declared unsafe or disqualified by legal requirements by an inspector who has applied a stamping or marking designating its condemnation.

(25) "Internal inspection" shall mean an inspection made when a boiler or unfired pressure vessel is shut down and handholes, manholes, or other inspection openings are open or removed for inspection of the interior. An ultrasonic examination of unfired pressure vessels 36" diameter and under, shall constitute an internal inspection.

(26) "External inspection" shall mean an inspection made while a boiler or unfired pressure vessel is in operation and includes the inspection and demonstration of controls and safety devices.

(27) "Place of public assembly" shall mean a building used in whole or in part for occupation by persons for such purposes as worship, hospitals, education, instruction, entertainment, amusement, waiting transportation, or child care centers.

Child care centers include those agencies which operate facilities for the care of thirteen children or more. No such center shall be located in a private family residence. The substantive rules of this code shall apply to all child care centers operated in the state of Washington.

(28) "Fusion welding" shall mean a process of welding metals in a molten, or molten and vaporous state, without the application of mechanical pressure or blows. Such welding may be accomplished by the oxy-acetylene or oxy-hydrogen flame or by the electric arc. Thermit welding shall be classified as fusion welding.

(29) "Major repair" shall mean one upon which the strength of a boiler or unfired pressure vessel depends.

(30) "Agriculture purposes" shall mean any act performed on a farm in production of crops or livestock, and shall include the storage of such crops and livestock in their natural state, but shall not be construed to include the processing or sale of crops or livestock.

(31) "Attendant" shall mean the person in charge of the operation of a boiler or unfired pressure vessel.

(32) "Automatic operation of a boiler" shall mean full control of feed water and fuel in order to maintain the pressure and temperature constant within the limits set. Controls must be such that the operation follows the demand without interruption. Manual restart may be required when the burner is off because of low water, flame failure, or power failure.

(33) "Alteration" is a structural modification of, or a departure from an original design or existing construction.

(34) "Repair" is a restoration of any damaged or impaired part to an effective and safe condition.

AMENDATORY SECTION (Amending Part IV, filed 3/23/60)

WAC 296-104-220 INSPECTION OF SYSTEMS—NONSTANDARD SECOND HAND BOILERS OR UNFIRED PRESSURE VESSELS. Non-standard(;) second hand boilers or unfired pressure vessels cannot be used in this state.

NEW SECTION

WAC 296-104-800 INSPECTION OF SYSTEMS SUBJECT TO RADIOACTIVITY. In any case where a pressure vessel is radioactively contaminated to a degree that would not allow entering for visual inspection alternative means of inspection will be allowed. The inspector and owner shall work out a program of nondestructive examination that shall ascertain the condition of the vessel to assure its integrity.

AMENDATORY SECTION (Amending Part IV, filed 3/23/60)

WAC 296-104-265 INSPECTION OF SYSTEMS—(~~LOW WATER CUT-OFFS AND WATER FEEDING~~) CONTROL AND LIMIT DEVICES. All automatically fired steam, vapor, or hot water boilers excepting boilers having a constant attendant who has no other duties while the boiler is in operation, shall be equipped with an automatic low-water fuel cut-off and an automatic water feeding device. These may be incorporated in one body or may be separate devices. Designs embodying a float and float bowl shall have a vertical straight-away valve drain pipe at lowest point in the water equalizing pipe connection by which the bowl and equalizing pipe can be flushed and the device tested. Immersion units shall be designed so that they may be readily tested at frequent intervals. All boilers newly installed after June 1989 that are automatically fired low pressure steam heating boilers, small power boilers, and power steam boilers without a constant attendant who has no other duties shall be equipped with two high steam pressure limit controls, one of which shall be provided with a manual reset on the control with the highest setting, and two low-water fuel cut-offs, one of which shall be provided with a manual reset device and independent of the feed water controller. Coil type flash steam boilers may use two high-temperature limit controls, one of which shall be manually reset in the hot water coil section of the boiler instead of the low-water fuel cut-off. Control and limit devices shall be independently connected and electrically wired in series.

All automatically fired hot water supply, low-pressure hot water heating boilers, and power hot water boilers shall be equipped with two high-temperature limit controls, one of which shall be provided with a manual reset on the control with the highest setting, and one low-water fuel cut-off with a manual reset and independent of the feed water controller. For coil type hot water boilers a low-water flow limit control installed in the circulating water line may be used instead of a low-water fuel cut-off. Control and limit devices shall be independently connected and electrically wired in series.

WSR 88-01-065

**NOTICE OF PUBLIC MEETINGS
CONVENTION AND TRADE CENTER**

[Memorandum—December 3, 1987]

Notice is given that a special meeting of the board of directors of the Washington State Convention and Trade Center will be held on Monday, December 7, 1987, at 3:00 p.m. The location will be Room 221, Plymouth Congregational Church, 1217 6th Avenue, Seattle.

The Opening Events Committee will meet at 2 p.m. at the same location, to discuss opening event activities.

WSR 88-01-066
NOTICE OF PUBLIC MEETINGS
JOINT CENTER FOR HIGHER EDUCATION
 [Memorandum—December 17, 1987]

The Joint Center for Higher Education in Spokane will hold regular meetings at 9:30 a.m. on the second Wednesday of alternate months during 1988. The meetings will be held in the Main Center Room at the Offices of the Spokane Chamber of Commerce, West 1020 Riverside Avenue, Spokane, Washington, on the following dates in 1988:

- February 10, 1988
- April 13, 1988
- May 11, 1988
- June 8, 1988
- July 13, 1988
- September 14, 1988
- October 12, 1988
- November 9, 1988

WSR 88-01-067
PROPOSED RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)
 [Filed December 18, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Personnel Board intends to adopt, amend, or repeal rules concerning disciplinary action, new WAC 356-05-123;

that the agency will at 10:00 a.m., Thursday, January 14, 1988, in the Board Hearings Room, Department of Personnel, 600 South Franklin, Olympia, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 41.06.040.

The specific statute these rules are intended to implement is RCW 41.06.150.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 12, 1988.

This notice is connected to and continues the matter in Notice No. WSR 87-22-047 filed with the code reviser's office on November 2, 1987.

Dated: December 17, 1987
 By: Leonard Nord
 Secretary

WSR 88-01-068
PROPOSED RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)
 [Filed December 18, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Personnel Board intends to adopt, amend, or repeal rules concerning:

- New WAC 356-46-125 Drug testing—Limitations—Uses.
- New WAC 356-05-128 Drug test;

that the agency will at 10:00 a.m., Thursday, January 14, 1988, in the Board Hearings Room, Department of Personnel, 600 South Franklin, Olympia, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 41.06.040.

The specific statute these rules are intended to implement is RCW 41.06.150.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 12, 1988.

This notice is connected to and continues the matter in Notice No. WSR 87-22-044 filed with the code reviser's office on November 2, 1987.

Dated: December 17, 1987
 By: Leonard Nord
 Secretary

WSR 88-01-069
PROPOSED RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)
 [Filed December 18, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Personnel Board intends to adopt, amend, or repeal rules concerning Employee appointment status—Upward reallocation, amending WAC 356-10-050;

that the agency will at 10:00 a.m., Thursday, February 11, 1988, in the Board Hearings Room, Department of Personnel, 600 South Franklin, Olympia, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 41.06.040.

The specific statute these rules are intended to implement is RCW 41.06.150.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 9, 1988.

This notice is connected to and continues the matter in Notice No. WSR 87-24-035 filed with the code reviser's office on November 25, 1987.

Dated: December 17, 1987
 By: Leonard Nord
 Secretary

WSR 88-01-070
PROPOSED RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)
 [Filed December 18, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Personnel Board intends to adopt, amend, or repeal rules concerning:

- Amd WAC 356-30-260 Probationary period—Provisions—Status of employee.
- Amd WAC 356-30-305 Trial service period—Provision;

that the agency will at 10:00 a.m., Thursday, January 14, 1988, in the Board Hearings Room, Department of Personnel, 600 South Franklin, Olympia, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 41.06.040.

The specific statute these rules are intended to implement is RCW 41.06.150.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 12, 1988.

This notice is connected to and continues the matter in Notice No. WSR 87-22-046 filed with the code reviser's office on November 2, 1987.

Dated: December 17, 1987
 By: Leonard Nord
 Secretary

WSR 88-01-071
PROPOSED RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)
 [Filed December 18, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Personnel Board intends to adopt, amend, or repeal rules concerning:

- Amd WAC 356-34-020 Reduction in salary—Demotion—Procedure.
- Amd WAC 356-34-030 Suspension—Duration—Procedure.
- Amd WAC 356-34-040 Dismissal—Procedure.
- Amd WAC 356-34-050 Suspension—Followed by dismissal—Procedure.
- New WAC 356-34-045 Notice to employee;

that the agency will at 10:00 a.m., Thursday, January 14, 1988, in the Board Hearings Room, Department of Personnel, 600 South Franklin, Olympia, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 41.06.040.

The specific statute these rules are intended to implement is RCW 41.06.150.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 12, 1988.

This notice is connected to and continues the matter in Notice No. WSR 87-22-045 filed with the code reviser's office on November 2, 1987.

Dated: December 17, 1987
 By: Leonard Nord
 Secretary

WSR 88-01-072
PROPOSED RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)
 [Filed December 18, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Personnel Board intends to adopt, amend, or repeal rules concerning:

- Rep WAC 356-05-450 Union shop.
- Rep WAC 356-05-455 Union shop fee.
- Rep WAC 356-05-460 Union shop representative.
- New WAC 356-05-451 Agency shop.
- New WAC 356-05-452 Agency shop representative.
- New WAC 356-05-456 Agency shop nonassociation fee.
- New WAC 356-05-461 Agency shop representation fee.
- Amd WAC 356-42-010 Membership in employee organization.
- Amd WAC 356-42-043 Union shop requirements.
- Amd WAC 356-42-045 Union shop elections.
- Amd WAC 356-42-047 Union shop decertification.
- Amd WAC 356-42-050 Contents of written agreements.
- Amd WAC 356-42-060 Unfair labor practices for management.
- Amd WAC 356-42-070 Unfair labor practices for employee organizations;

that the agency will at 10:00 a.m., Thursday, March 10, 1988, in the Board Hearings Room, Department of Personnel, 600 South Franklin, Olympia, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 41.06.040.

The specific statute these rules are intended to implement is RCW 41.06.150.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before March 8, 1988.

This notice is connected to and continues the matter in Notice No. WSR 87-24-022 filed with the code reviser's office on November 24, 1987.

Dated: December 17, 1987
 By: Leonard Nord
 Secretary

WSR 88-01-073
PROPOSED RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)
 [Filed December 18, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Personnel Board intends to adopt, amend, or repeal rules concerning:

Amd	WAC 356-42-020	Determination of bargaining unit.
New	WAC 356-42-042	Election provision—General.
Amd	WAC 356-42-043	Union shop requirements.
Amd	WAC 356-42-045	Union shop elections.
New	WAC 356-42-049	Disclaimer of interest petition—Decertification of exclusive representative.
Amd	WAC 356-42-055	Arbitration—Grievance—Procedure.
Amd	WAC 356-42-082	Filing unfair labor practice charge.
Amd	WAC 356-42-084	Answer to complaint—Unfair labor practice.
New	WAC 356-42-105	Requests for mediation and arbitration.
Amd	WAC 356-42-020	Determination of bargaining unit.
Amd	WAC 356-42-082	Filing unfair labor practice charge.
Amd	WAC 356-42-084	Answer to complaint—Unfair labor practice;

that the agency will at 10:00 a.m., Thursday, March 10, 1988, in the Board Hearings Room, Department of Personnel, 600 South Franklin, Olympia, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 41.06.040.

The specific statute these rules are intended to implement is RCW 41.06.150.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before March 8, 1988.

This notice is connected to and continues the matter in Notice No. WSR 87-24-023 filed with the code reviser's office on November 24, 1987.

Dated: December 17, 1987
 By: Leonard Nord
 Secretary

WSR 88-01-074
ADOPTED RULES
INSURANCE COMMISSIONER

[Order R 87-12—Filed December 18, 1987—Eff. March 1, 1988]

I, Dick Marquardt, Insurance Commissioner, do promulgate and adopt at Olympia, Washington, the annexed rules relating to continuing education requirements, adding WAC 284-17-235 and 284-17-275 as new sections.

This action is taken pursuant to Notice No. WSR 87-22-055 filed with the code reviser on November 3, 1987. These rules shall take effect at a later date, such date being March 1, 1988.

This rule is promulgated pursuant to RCW 48.02.060 which directs that the Insurance Commissioner has authority to implement the provisions of RCW 48.17.150(2).

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

APPROVED AND ADOPTED December 18, 1987.

Dick Marquardt
 Insurance Commissioner
 By Roger Polzin
 Deputy Commissioner

NEW SECTION

WAC 284-17-235 EXCEPTION TO THE ADVANCED APPROVAL REQUIREMENT. (1) An individual licensee may attend and seek credit for completion of courses organized by, and conducted under the supervision of:

- (a) Industry trade associations; or
- (b) National associations of agents or brokers; or
- (c) Such other national organizations as are accepted by the commissioner. The licensee may, within sixty days of course completion, submit course outlines and a request for credit hour approval to the commissioner.

(2) The licensee seeking course approval for continuing education credit shall provide:

- (a) Sufficient supporting materials regarding course content and credit hours sought, to permit the commissioner to make an informed determination of the educational value of the course; and

- (b) A document signed by the instructor or person in charge verifying licensee's attendance at, and completion of, each portion of the seminar for which credit is sought.

NEW SECTION

WAC 284-17-275 COURSES NOT APPROVED. A course will not be approved if any requirement of this chapter is not met, or if the instructor or the sponsoring organization:

- (1) Lacks education or experience in the subject matter of the proposed course; or
- (2) Has a history of noncompliance with insurance statutes or regulations; or
- (3) Has had an insurance license revoked.

WSR 88-01-075
NOTICE OF PUBLIC MEETINGS
COMMUNITY ECONOMIC
REVITALIZATION BOARD
 [Memorandum—December 17, 1987]

The following schedule of the 1988 regular meetings of the Community Economic Revitalization Board is as follows:

- January 16, 1988
- March 19, 1988
- May 19, 1988
- July 21, 1988
- September 15, 1988
- November 17, 1988

The meetings held during the legislative session will be held on Saturdays in Olympia. All other CERB meetings will be held on Thursdays in Seattle.

In accordance with Executive Order 79-03, the meeting site has been selected to be barrier free to the greatest extent feasible. Brailled or taped agenda items for the visually impaired and interpreters for those with hearing impairments will be provided if requested at least ten working days in advance.

Any questions regarding the CERB meetings should be sent to:

CERB Administrator
 Community Economic Revitalization Board
 c/o Department of Trade and
 Economic Development
 101 General Administration Building
 Olympia, WA 98504 (AX-13)
 Phone (206) 586-1667

WSR 88-01-076
NOTICE OF PUBLIC MEETINGS
1989 CENTENNIAL COMMISSION
 [Memorandum—December 18, 1987]

Below is a listing of Washington Centennial Commission meetings scheduled for the next year.

February 23	10:00 a.m.	Olympia
April 21	10:00 a.m.	Tri-Cities
June 23	10:00 a.m.	Snohomish County
August 11	10:00 a.m.	Pacific County
September 29	10:00 a.m.	Spokane
October 27	10:00 a.m.	Moses Lake

Exact locations have not yet been arranged, if there are any questions our public number is (206) 586-1989.

WSR 88-01-077
PROPOSED RULES
HORSE RACING COMMISSION
 [Filed December 21, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington Horse

Racing Commission intends to adopt, amend, or repeal rules concerning:

- New WAC 260-16-090 Arabian horses—Certification.
- Amd WAC 260-20-170 First-aid equipment and personnel;

that the agency will at 1:00 p.m., Thursday, January 28, 1988, in the Sea-Tac Red Lion, 18740 Pacific Highway South, Seattle, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 67.16.020 and 67.16.040.

The specific statute these rules are intended to implement is RCW 67.16.020 and 67.16.040.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 21, 1988.

Dated: December 15, 1987
 By: Edward John Crowley, Jr.
 Executive secretary

STATEMENT OF PURPOSE

In the matter of amending or adopting WAC 260-16-090 and 260-20-170 relating to the rules of horse racing.

WAC 260-16-090 and 260-20-170 are proposed for adoption and amendment as indicated in the notice of intention to adopt rules filed this date with the code reviser.

The adoption of a new rule and the amendment to the existing rules is proposed pursuant to RCW 67.16.020 and 67.16.040 under the general rule-making authority of the Washington Horse Racing Commission.

The enactment of the new rule and the amendment to the existing rule are for the reasons set forth below:

WAC 260-16-090 sets forth the procedure relating to certification of Washington-bred horses. The rule is intended to bring the Racing Commission into compliance with RCW 67.16.075 which directed the agency to set standards for certification of the horses. The Racing Commission has complied with the statute by consulting with the industry, by holding several public meetings and by working in small groups to promulgate a set of certification rules that will be easy to understand and as uniform as possible.

WAC 260-20-170 concerns an amendment to provide for greater flexibility in the standards with respect to first-aid equipment and personnel, especially at smaller tracks in eastern Washington. The Racing Commission is of the belief that some of the tracks in eastern Washington need greater flexibility in regard to the presence of medical personnel at the track and apparently, a request has come from Playfair specifically in that regard. The rule still would require the attendance of a competent physician but contemplates that the physician can be accompanied by either a licensed nurse, registered nurse or physician's assistant during racing

hours. This matter was reviewed by the executive secretary of the Racing Commission with the other commissioners and it was determined that this was an appropriate amendment in light of the needs of the tracks in eastern Washington.

John Crowley, Executive Secretary, Suites B & C, 210 East Union Avenue, Olympia, Washington 98504, phone 753-3741 and members of the Racing Commission staff were responsible for the drafting of the enactment and amendments and are to be responsible for their implementation and enforcement.

The proponent of the enactment and amendment is the Washington Horse Racing Commission, Lyle Smith, Chairperson.

The Washington Horse Racing Commission recommends the adoption of the enactment and amendment. They have been drafted in consultation with various parties and in some cases, with consultation from members of the horse racing industry.

The enactment of WAC 260-16-090 is necessary as the result of action by the legislature in the adoption of RCW 67.16.075. The amendment of WAC 260-20-170 is not necessary as the result of action by the legislature.

This certifies that copies of the statement are on file with the Racing Commission, are available for public inspection, and that three copies of this statement are this date being forwarded to the Secretary of the Senate and to the Chief Clerk of the House of Representatives.

Small Business Economic Impact Statement: The amendments and enactments listed above are not anticipated to affect more than 20 percent of all industries nor more than 10 percent of any one industry as defined by chapter 6, Laws of 1982, § 2(3). Therefore, a small business economic impact statement has not been prepared.

NEW SECTION

WAC 260-16-090 ARABIAN HORSES—CERTIFICATION.

(1) Certification of Arabian horses shall be as follows: The breeder or owner of an Arabian horse shall apply to the Washington State Arabian Horse Racing Association (WSAHRA) for such certification. Forms will be provided by the WSAHRA for the applicant to complete and return to WSAHRA. These include a form to be completed by the owner or manager (or an authorized agent of the owner or manager) of the farm on which the horse was foaled, and a form to be completed by the current owner of the horse.

(2) Certification of Arabian horses foaled in 1987 or before shall be as follows: Arabian horses foaled in Washington in 1987 or before shall be certified as "Washington-bred" by the WSAHRA when application for such certification has been approved by the WSAHRA, and provided that the completed application forms are accompanied by a fee of ten dollars per horse and are received by the WSAHRA by December 31, 1988. No applications for certification of horses born in 1987 or before shall be accepted after December 31, 1988.

(3) Certification of Arabian horses foaled in 1988 or thereafter shall be as follows: Arabian horses foaled in Washington in 1988 or thereafter shall be certified as "Washington-bred" by the WSAHRA for a fee of ten dollars, provided that the completed application forms and proper fees for such certification are received by the WSAHRA by December 31 of the year in which they are foaled.

If such application forms or fees for certification are received by the WSAHRA after December 31 of the year they are foaled, but by December 31 of the year after the horse is foaled, then there will be a charge of fifty dollars for such certification. However, no application for certification will be accepted beyond December 31 of the year after the horse is foaled.

AMENDATORY SECTION (Amending Order 81-05, filed 7/10/81)

WAC 260-20-170 FIRST AID EQUIPMENT AND PERSONNEL. Each racing association shall equip and maintain at its track temporary facilities with not less than two beds, equipped with such first aid appliances and material as shall be approved by the commission, and shall provide the attendance of a competent physician and one licensed nurse, registered nurse, or physician's assistant, at the option of the track, thereat during racing hours. A racing association conducting a meet with an average daily handle of one hundred twenty thousand dollars or less may provide at its track a licensed paramedic in lieu of a physician if the services of a competent physician cannot be obtained.

WSR 88-01-078

**NOTICE OF PUBLIC MEETINGS
INVESTMENT BOARD**

[Memorandum—December 14, 1987]

The regular meetings of the State Investment Board for 1988 will begin at 9:00 a.m. on the following dates and at the following locations:

February 8, 1988	Transportation Building Transportation Commission Board Room Olympia, Washington
April 11, 1988	Unigard Financial Center
June 13, 1988	Unigard Board Room, 18th Floor
August 8, 1988	1215 Fourth Avenue
October 10, 1988	Seattle, Washington
December 12, 1988	

WSR 88-01-079

**PROPOSED RULES
STATE BOARD OF EDUCATION**

[Filed December 21, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Board of Education intends to adopt, amend, or repeal rules concerning Grant program—Schools for the twenty-first century, chapter 180-110 WAC;

that the agency will at 9:00 a.m., Thursday, January 28, 1988, in the Fir Room, Westwater Inn, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on Friday, January 29, 1988.

The authority under which these rules are proposed is RCW 28A.100.054.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before Thursday, January 28, 1988.

Dated: December 21, 1987

By: Monica Schmidt
Secretary

STATEMENT OF PURPOSE

Rule: Chapter 180-110 WAC.

Rule Section(s): [No information supplied by agency.]

Statutory Authority: RCW 28A.100.054.

Purpose of the Rule(s): Establish policies and procedures implementing the schools for the twenty-first century pilot projects program.

Summary of the New Rule(s) and/or Amendments: Defines "pilot project" and "governor's task force"; establishes time and place conditions respecting the submission of applications; establishes the content requirements for pilot project applications; establishes the information required to be submitted to the State Board of Education; establishes considerations to be taken into account in approving pilot project applications; establishes standards governing the modification or waiver of state board rules; establishes the administrative "monitoring" duties delegated to the superintendent of public instruction; establishes the reporting requirements of school districts; and establishes the terms, conditions, and procedures governing the duration, termination, and renewal of pilot project approval.

Reasons Which Support the Proposed Action(s): To establish a reasonably clear and uniform basis for the implementation and administration of the schools for the twenty-first century pilot projects program.

Section Analysis: WAC 180-110-010 states the authority for the rules; 180-110-015 states the general purpose of the rules; 180-110-017 essentially quotes the statutory expression of public policy; 180-110-020 establishes a definition of "pilot project" allowing districts to establish a project narrow in scope to broad in scope; 180-110-030 fixes time and place of receipt requirements for applications, fixes deadlines, and exempts applications for modifications of previously approved pilot projects from such requirements and deadlines; 180-110-035 establishes application content requirements which largely parallel statutory requirements, clarifies or expands upon the statutory requirements respecting evaluation and accountability processes and supplemental contracts, consolidates or combines statutory requirements respecting commitments of support and statements of assurances, and adds requirements respecting a summary or abstract of an application and specification of the length of the project; 180-110-040 establishes the minimum information and recommendations which must be provided to the State Board of Education for decision-making purposes; 180-110-045 establishes the minimum considerations to be taken into account by both the governor's task force and the State Board of Education in recommending and approving applications, including statutory requirements respecting balances among the applications approved; 180-110-050 establishes minimal "standards" for the waiver of state rules, including the statutory requirement that a rule not deal with public health, etc.; 180-110-052 recognizes that the waiver of a state rule necessarily results in the waiver of a corresponding statutory requirement; 180-110-053 essentially parallels the statutory provision allowing for requests for the waiver of federal rules, and provides that such requests will be forwarded to federal authorities as presented; 180-110-055 delegates administrative functions, including the statutory responsibilities of the State Board of Education to monitor pilot projects and develop processes respecting linkages, to the superintendent of public instruction; 180-110-060 establishes a

minimal annual school district reporting requirement; and 180-110-065 establishes that project approval is conditioned upon funding, a district's compliance with the approved application and the annual report requirement, and whatever may be deemed satisfactory evaluations under the circumstances of a particular pilot project, and establishes the governor's task force as a necessary participant in connection with potentially adverse decisions respecting previously approved pilot projects.

Person or Organization Proposing the Rule(s): SPI, government.

Agency Personnel Responsible for Drafting: Ralph E. Julnes, SPI, 3-2298; Implementation: Marcia Costello, SPI, 6-4512; and Enforcement: Dr. Charles Marshall, SPI, 3-1880.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action, or State Court Action: [No information supplied by agency.]

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): [No information supplied by agency.]

Chapter 180-110 WAC
GRANT PROGRAM—SCHOOLS FOR THE TWENTY-FIRST
CENTURY

WAC

180-110-010	Authority.
180-110-015	Purpose.
180-110-017	Public policy statement.
180-110-020	Pilot project—Definition.
180-110-030	Delivery of applications—Deadlines—Modifications.
180-110-035	Application contents.
180-110-040	Information and recommendations to be submitted to the state board of education.
180-110-045	Considerations respecting the approval of pilot projects.
180-110-050	Standards for the modification or waiver of the state board of education rules.
180-110-052	Waiver of state statutes.
180-110-053	Waiver of federal rules.
180-110-055	Pilot project monitoring.
180-110-060	Annual school district reports.
180-110-065	Duration and termination of pilot project approval.

NEW SECTION

WAC 180-110-010 AUTHORITY. The authority for this chapter is RCW 28A.100.054.

NEW SECTION

WAC 180-110-015 PURPOSE. The purpose of this chapter is to establish policies and procedures implementing the schools for the twenty-first century pilot projects program. See also the rules of the superintendent of public instruction respecting the program in chapter 392-310 WAC.

NEW SECTION

WAC 180-110-017 PUBLIC POLICY STATEMENT. The public policy of the schools for the twenty-first century pilot projects program enunciated by the legislature is as follows:

(1) A schools for the twenty-first century pilot program is established to foster change in the state common school system. The program will enable educators and parents of selected schools or school districts to restructure certain school operations and to develop model school programs which will improve student performance. The program shall include an evaluation of the projects and be accountable for student progress. The purpose of the program is to determine whether

increasing local decision-making authority will produce more effective learning.

(2) The legislature intends to encourage educational creativity, professionalism, and initiative by:

- (a) Providing schools an opportunity to develop new methods and procedures, through the temporary waiver of certain state statutes or administrative rules; and
- (b) Providing selected public schools or school districts with the technology, services, and staff essential to enhance learning.

NEW SECTION

WAC 180-110-020 PILOT PROJECT—DEFINITION. The term "pilot project" as used in this chapter means a program which encompasses part or all of one or more schools in one or more school districts and is designed to effect the public policy purposes of this chapter.

NEW SECTION

WAC 180-110-030 DELIVERY OF APPLICATIONS—DEADLINES—MODIFICATIONS. The acceptance of school district applications for pilot project approval and state funding shall be governed by the following requirements respecting the time and place of receipt:

- (1) Applications shall be received at the office of the State Board of Education, Old Capitol Building, Room 253, Olympia, Washington, Mailstop FG-11, 98504.
- (2) Applications respecting the initial pilot projects commencing during the 1988-89 school year shall be received no later than 5:00 p.m., March 31, 1988.
- (3) Applications respecting additional pilot projects commencing during the 1990-91 school year or a subsequent school year shall be received no later than 5:00 p.m., November 1 of the calendar year immediately preceding the school year of proposed implementation—e.g., by 5:00 p.m., November 1, 1989, for projects commencing during the 1990-91 school year.
- (4) No application, portion of an application, or modification of an application received after the time and date established by this section shall be considered for purposes of approval and funding.
- (5) Notwithstanding subsection (4) of this section, the state board of education reserves the right to accept and approve applications for the modification of a previously approved pilot project.

NEW SECTION

WAC 180-110-035 APPLICATION CONTENTS. Applications for pilot project approval and state funding shall comply with each of the following content requirements:

- (1) Project activities and objectives. The application shall specify and explain each of the following:
 - (a) The activities to be carried out as part of the pilot project, including the nature and extent of proposed changes in, or the restructuring of, existing school operations.
 - (b) The nature of the improvement in student performance sought to be achieved.
- (2) Technical resources. The application shall identify the technical resources desired, the potential costs of those resources, and the institutions of higher education, educational service districts, or consultants available to provide such services.
- (3) Budget plan. The application shall contain a budget plan for the pilot project and additional anticipated sources of funding, including private grants and contributions, if any.
- (4) Staff incentive pay system. The application shall identify a staff incentive pay system. Implementation of the staff incentive pay system is not required.
- (5) Evaluation and accountability processes. The application shall specify and explain the evaluation and accountability processes to be used to measure pilot project-wide performance, including student performance. The processes shall include features designed to provide information capable of establishing the nature and the extent of any improvement in student performance attributable to the pilot project.
- (6) Collective bargaining contract modifications. The application shall include a written statement that the school directors and the local bargaining agents will modify those portions of their local agreements as applicable for the pilot project.

(7) Modification or waiver of school district rules. The application shall include a written statement that school directors and administrators are willing to exempt the pilot project from specifically identified local rules, as needed.

(8) Modification or waiver of state rules. If the application requests the modification or waiver of a rule of either the state board of education or the superintendent of public instruction, the application shall include each of the following:

(a) Identification of the state board of education or superintendent of public instruction rule relating to the length of the school year, teacher contact hour requirements, program hour offerings, student to teacher ratios, salary lid compliance requirements, the commingling of funds appropriated by the legislature on a categorical basis, or another subject matter which the school district requests be modified or waived.

(b) The reason or reasons the school district believes the requested modification or waiver is warranted.

(9) Supplemental contracts for project related instructional employees. The application shall provide for the employment of one or more certificated school building staff, and classified school building staff, whose primary duties consist of the daily educational instruction of students, pursuant to a supplemental contract that provides for each of the following:

(a) No less than ten additional days above and beyond the minimum one hundred and eighty day school year.

(b) Services or staff development, or both, in support of the pilot project.

(c) Additional compensation for such additional services and staff development funded with moneys made available pursuant to this chapter.

(10) Assurances of cooperation and support. The application shall contain each of the following types of assurances of cooperation and support:

(a) Written statements from the board of directors of the school district, the district superintendent, the principals, and the instructional staff involved in the pilot project that they have worked cooperatively in developing the application, they support the pilot project, and they will work cooperatively during the term of the pilot project.

(b) Written statements of support, willingness to participate, or concerns from any interested parent, business, or community organization.

(11) Summary or abstract. The application shall contain a one page abstract of the nature and objectives of the pilot project.

(12) Duration of pilot project. The application shall specify the school years, not exceeding six school years, for which approval and funding is requested.

NEW SECTION

WAC 180-110-040 INFORMATION AND RECOMMENDATIONS TO BE SUBMITTED TO THE STATE BOARD OF EDUCATION. Applications for pilot projects submitted pursuant to this chapter shall be selected by the state board of education for approval and funding based upon information and recommendations provided through the governor's task force and the superintendent of public instruction including, but not limited to, the following:

(1) The abstracts of the nature and objectives of pilot projects submitted by school districts.

(2) A summary of each of the following:

(a) The applications which do and do not meet the content requirements set forth in WAC 180-110-035.

(b) The appropriateness of the state rule modifications or waivers requested.

(c) The sufficiency of the evaluation and accountability processes proposed.

(3) The recommendations of the governor's task force, together with an explanation sufficient in scope to enable the state board of education to understand why certain pilot project applications have been recommended for approval and why the remaining applications have not been recommended for approval.

NEW SECTION

WAC 180-110-045 CONSIDERATIONS RESPECTING THE APPROVAL OF PILOT PROJECTS. Pilot project applications shall be evaluated and recommended for approval by the governor's task force, and approved by the state board of education, taking into account considerations which include, but are not necessarily limited to, each of the following:

(1) The manner and extent to which an application addresses each of the content requirements set forth in WAC 180-110-035.

(2) Evidence of thoroughness in identifying, developing, and projecting implementation of pilot project activities.

(3) Reflection of a balance among elementary, junior high or middle schools, and high schools.

(4) Reflection of a balance among geographical areas of the state, school characteristics, and school sizes, insofar as reasonably possible.

NEW SECTION

WAC 180-110-050 STANDARDS FOR THE MODIFICATION OR WAIVER OF THE STATE BOARD OF EDUCATION RULES. The state board of education shall grant a request for the modification or waiver of a state board of education rule which the state board of education determines meets each of the following standards:

(1) The rule does not deal with public health, safety, or civil rights.

(2) The school district has presented satisfactory reasons for the modification or waiver of the rule.

NEW SECTION

WAC 180-110-052 WAIVER OF STATE STATUTES. Statutory provisions that correspond to state administrative rule provisions which are modified or waived at the request of a school district pursuant to this chapter shall also be deemed to have been modified or waived to the same extent.

NEW SECTION

WAC 180-110-053 WAIVER OF FEDERAL RULES. A school district may request the state board of education or the superintendent of public instruction to ask the United States Department of Education or another federal agency to modify or waive federal rules to the extent necessary to fully implement a pilot project. Such requests shall include an explanation of the school district's justification for a rule modification or waiver, and shall be forwarded to the appropriate federal agency by the state board of education or the superintendent of public instruction.

NEW SECTION

WAC 180-110-055 PILOT PROJECT MONITORING. It shall be the responsibility of the superintendent of public instruction to monitor the implementation of approved pilot projects. Monitoring activities shall include, but not necessarily be limited to, the following activities:

(1) Maintaining contact with school districts pursuant to site visitations and otherwise in order to keep abreast of the implementation of pilot projects.

(2) Providing, and coordinating the provision by others of, technical assistance and resources in support of pilot projects with such assistance as the governor's task force may provide.

(3) Development of a process for facilitating and coordinating linkages among school districts operating pilot projects and colleges and universities, taking into consideration recommendations of the governor's task force, and implementation of the process.

(4) Collecting information and reports from school districts operating pilot projects.

(5) Reporting and transmitting observations, recommendations, and school district reports to the state board of education and the governor's task force.

NEW SECTION

WAC 180-110-060 ANNUAL SCHOOL DISTRICT REPORTS. Each school district operating an approved pilot project shall submit an annual report to the superintendent of public instruction which sets forth the school district's evaluation of pilot project progress, inclusive of pertinent data respecting the nature and extent of any improvements in student performance.

NEW SECTION

WAC 180-110-065 DURATION AND TERMINATION OF PILOT PROJECT APPROVAL. The duration and termination of pilot project approval shall be governed by the following terms, conditions, and procedures:

(1) The approval of a pilot project constitutes approval for the state funding, the purposes, and the period specified by the state board of education, subject to each of the following conditions:

(a) The appropriation by the legislature of sufficient state funds for pilot project purposes.

(b) A school district's continuing compliance with the terms of the district's application and the annual reporting requirements of this chapter.

(c) Satisfactory periodic evaluations.

(2) Approval of a pilot project may be modified or terminated for funding purposes due to the absence of sufficient state funding with or without notice to the affected school district or districts: **PROVIDED**, That insofar as practicable, no pilot project shall be selected for purposes of modifying or terminating approved state funding without first soliciting the recommendations of the governor's task force and advising the school district of the modification in, or termination of, state funding.

(3) Approval of a pilot project may be modified or terminated for funding purposes due to unsatisfactory evaluation results or a school district's failure to comply with the terms of the district's application or the annual reporting requirements of this chapter: **PROVIDED**, That any such modification or termination shall be preceded by an opportunity for the school district to present its case to the state board of education for project continuation, and by the solicitation of the recommendations of the governor's task force.

WSR 88-01-080

EMERGENCY RULES

STATE BOARD OF EDUCATION

[Order 15-87—Filed December 21, 1987]

Be it resolved by the State Board of Education, acting at the Spokane Convention Center, Spokane, Washington, that it does adopt the annexed rules relating to Grant program—Schools for the twenty-first century, chapter 180-110 WAC.

We, the State Board of Education, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is it is necessary to establish, and advise school districts of, the policies and procedures governing pilot project applications and approval as soon as possible since the deadline for submission is next March 31, 1988.

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

This rule is promulgated pursuant to RCW 28A.100.054 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 11, 1987.

By Monica Schmidt
Secretary

Chapter 180-110 WAC
**GRANT PROGRAM—SCHOOLS FOR THE
TWENTY-FIRST CENTURY**

WAC

- 180-110-010 Authority.
 180-110-015 Purpose.
 180-110-017 Public policy statement.
 180-110-020 Pilot project—Definition.
 180-110-030 Delivery of applications—Deadlines—
 Modifications.
 180-110-035 Application contents.
 180-110-040 Information and recommendations to
 be submitted to the state board of
 education.
 180-110-045 Considerations respecting the approv-
 al of pilot projects.
 180-110-050 Standards for the modification or
 waiver of the state board of educa-
 tion rules.
 180-110-052 Waiver of state statutes.
 180-110-053 Waiver of federal rules.
 180-110-055 Pilot project monitoring.
 180-110-060 Annual school district reports.
 180-110-065 Duration and termination of pilot
 project approval.

NEW SECTION

WAC 180-110-010 **AUTHORITY.** The authority for this chapter is RCW 28A.100.054.

NEW SECTION

WAC 180-110-015 **PURPOSE.** The purpose of this chapter is to establish policies and procedures implementing the schools for the twenty-first century pilot projects program. See also the rules of the superintendent of public instruction respecting the program in chapter 392-310 WAC.

NEW SECTION

WAC 180-110-017 **PUBLIC POLICY STATEMENT.** The public policy of the schools for the twenty-first century pilot projects program enunciated by the legislature is as follows:

(1) A schools for the twenty-first century pilot program is established to foster change in the state common school system. The program will enable educators and parents of selected schools or school districts to restructure certain school operations and to develop model school programs which will improve student performance. The program shall include an evaluation of the projects and be accountable for student progress. The purpose of the program is to determine whether increasing local decision-making authority will produce more effective learning.

(2) The legislature intends to encourage educational creativity, professionalism, and initiative by:

(a) Providing schools an opportunity to develop new methods and procedures, through the temporary waiver of certain state statutes or administrative rules, and

(b) Providing selected public schools or school districts with the technology, services, and staff essential to enhance learning.

NEW SECTION

WAC 180-110-020 **PILOT PROJECT—DEFINITION.** The term "pilot project" as used in this chapter means a program which encompasses part or all of one or more schools in one or more school districts and is designed to effect the public policy purposes of this chapter.

NEW SECTION

WAC 180-110-030 **DELIVERY OF APPLICATIONS—DEADLINES—MODIFICATIONS.** The acceptance of school district applications for pilot project approval and state funding shall be governed by the following requirements respecting the time and place of receipt:

(1) Applications shall be received at the office of the State Board of Education, Old Capitol Building, Room 253, Olympia, Washington, Mailstop FG-11, 98504.

(2) Applications respecting the initial pilot projects commencing during the 1988-89 school year shall be received no later than 5:00 p.m., March 31, 1988.

(3) Applications respecting additional pilot projects commencing during the 1990-91 school year or a subsequent school year shall be received no later than 5:00 p.m., November 1 of the calendar year immediately preceding the school year of proposed implementation—e.g., by 5:00 p.m., November 1, 1989, for projects commencing during the 1990-91 school year.

(4) No application, portion of an application, or modification of an application received after the time and date established by this section shall be considered for purposes of approval and funding.

(5) Notwithstanding subsection (4) of this section, the state board of education reserves the right to accept and approve applications for the modification of a previously approved pilot project.

NEW SECTION

WAC 180-110-035 **APPLICATION CONTENTS.** Applications for pilot project approval and state funding shall comply with each of the following content requirements:

(1) Project activities and objectives. The application shall specify and explain each of the following:

(a) The activities to be carried out as part of the pilot project, including the nature and extent of proposed changes in, or the restructuring of, existing school operations.

(b) The nature of the improvement in student performance sought to be achieved.

(2) Technical resources. The application shall identify the technical resources desired, the potential costs of those resources, and the institutions of higher education, educational service districts, or consultants available to provide such services.

(3) Budget plan. The application shall contain a budget plan for the pilot project and additional anticipated sources of funding, including private grants and contributions, if any.

(4) *Staff incentive pay system.* The application shall identify a staff incentive pay system. Implementation of the staff incentive pay system is not required.

(5) *Evaluation and accountability processes.* The application shall specify and explain the evaluation and accountability processes to be used to measure pilot project-wide performance, including student performance. The processes shall include features designed to provide information capable of establishing the nature and the extent of any improvement in student performance attributable to the pilot project.

(6) *Collective bargaining contract modifications.* The application shall include a written statement that the school directors and the local bargaining agents will modify those portions of their local agreements as applicable for the pilot project.

(7) *Modification or waiver of school district rules.* The application shall include a written statement that school directors and administrators are willing to exempt the pilot project from specifically identified local rules, as needed.

(8) *Modification or waiver of state rules.* If the application requests the modification or waiver of a rule of either the state board of education or the superintendent of public instruction, the application shall include each of the following:

(a) Identification of the state board of education or superintendent of public instruction rule relating to the length of the school year, teacher contact hour requirements, program hour offerings, student to teacher ratios, salary lid compliance requirements, the commingling of funds appropriated by the legislature on a categorical basis, or another subject matter which the school district requests be modified or waived.

(b) The reason or reasons the school district believes the requested modification or waiver is warranted.

(9) *Supplemental contracts for project related instructional employees.* The application shall provide for the employment of one or more certificated school building staff, and classified school building staff, whose primary duties consist of the daily educational instruction of students, pursuant to a supplemental contract that provides for each of the following:

(a) No less than ten additional days above and beyond the minimum one hundred and eighty day school year.

(b) Services or staff development, or both, in support of the pilot project.

(c) Additional compensation for such additional services and staff development funded with moneys made available pursuant to this chapter.

(10) *Assurances of cooperation and support.* The application shall contain each of the following types of assurances of cooperation and support:

(a) Written statements from the board of directors of the school district, the district superintendent, the principals, and the instructional staff involved in the pilot project that they have worked cooperatively in developing the application, they support the pilot project, and they will work cooperatively during the term of the pilot project.

(b) Written statements of support, willingness to participate, or concerns from any interested parent, business, or community organization.

(11) *Summary or abstract.* The application shall contain a one page abstract of the nature and objectives of the pilot project.

(12) *Duration of pilot project.* The application shall specify the school years, not exceeding six school years, for which approval and funding is requested.

NEW SECTION

WAC 180-110-040 INFORMATION AND RECOMMENDATIONS TO BE SUBMITTED TO THE STATE BOARD OF EDUCATION. Applications for pilot projects submitted pursuant to this chapter shall be selected by the state board of education for approval and funding based upon information and recommendations provided through the governor's task force and the superintendent of public instruction including, but not limited to, the following:

(1) The abstracts of the nature and objectives of pilot projects submitted by school districts.

(2) A summary of each of the following:

(a) The applications which do and do not meet the content requirements set forth in WAC 180-110-035.

(b) The appropriateness of the state rule modifications or waivers requested.

(c) The sufficiency of the evaluation and accountability processes proposed.

(3) The recommendations of the governor's task force, together with an explanation sufficient in scope to enable the state board of education to understand why certain pilot project applications have been recommended for approval and why the remaining applications have not been recommended for approval.

NEW SECTION

WAC 180-110-045 CONSIDERATIONS RESPECTING THE APPROVAL OF PILOT PROJECTS. Pilot project applications shall be evaluated and recommended for approval by the governor's task force, and approved by the state board of education, taking into account considerations which include, but are not necessarily limited to, each of the following:

(1) The manner and extent to which an application addresses each of the content requirements set forth in WAC 180-110-035.

(2) Evidence of thoroughness in identifying, developing, and projecting implementation of pilot project activities.

(3) Reflection of a balance among elementary, junior high or middle schools, and high schools.

(4) Reflection of a balance among geographical areas of the state, school characteristics, and school sizes, insofar as reasonably possible.

NEW SECTION

WAC 180-110-050 STANDARDS FOR THE MODIFICATION OR WAIVER OF THE STATE BOARD OF EDUCATION RULES. The state board of education shall grant a request for the modification or

waiver of a state board of education rule which the state board of education determines meets each of the following standards:

(1) The rule does not deal with public health, safety, or civil rights.

(2) The school district has presented satisfactory reasons for the modification or waiver of the rule.

NEW SECTION

WAC 180-110-052 WAIVER OF STATE STATUTES. Statutory provisions that correspond to state administrative rule provisions which are modified or waived at the request of a school district pursuant to this chapter shall also be deemed to have been modified or waived to the same extent.

NEW SECTION

WAC 180-110-053 WAIVER OF FEDERAL RULES. A school district may request the state board of education or the superintendent of public instruction to ask the United States Department of Education or another federal agency to modify or waive federal rules to the extent necessary to fully implement a pilot project. Such requests shall include an explanation of the school district's justification for a rule modification or waiver, and shall be forwarded to the appropriate federal agency by the state board of education or the superintendent of public instruction.

NEW SECTION

WAC 180-110-055 PILOT PROJECT MONITORING. It shall be the responsibility of the superintendent of public instruction to monitor the implementation of approved pilot projects. Monitoring activities shall include, but not necessarily be limited to, the following activities:

(1) Maintaining contact with school districts pursuant to site visitations and otherwise in order to keep abreast of the implementation of pilot projects.

(2) Providing, and coordinating the provision by others of, technical assistance and resources in support of pilot projects with such assistance as the governor's task force may provide.

(3) Development of a process for facilitating and coordinating linkages among school districts operating pilot projects and colleges and universities, taking into consideration recommendations of the governor's task force, and implementation of the process.

(4) Collecting information and reports from school districts operating pilot projects.

(5) Reporting and transmitting observations, recommendations, and school district reports to the state board of education and the governor's task force.

NEW SECTION

WAC 180-110-060 ANNUAL SCHOOL DISTRICT REPORTS. Each school district operating an approved pilot project shall submit an annual report to the superintendent of public instruction which sets forth

the school district's evaluation of pilot project progress, inclusive of pertinent data respecting the nature and extent of any improvements in student performance.

NEW SECTION

WAC 180-110-065 DURATION AND TERMINATION OF PILOT PROJECT APPROVAL. The duration and termination of pilot project approval shall be governed by the following terms, conditions, and procedures:

(1) The approval of a pilot project constitutes approval for the state funding, the purposes, and the period specified by the state board of education, subject to each of the following conditions:

(a) The appropriation by the legislature of sufficient state funds for pilot project purposes.

(b) A school district's continuing compliance with the terms of the district's application and the annual reporting requirements of this chapter.

(c) Satisfactory periodic evaluations.

(2) Approval of a pilot project may be modified or terminated for funding purposes due to the absence of sufficient state funding with or without notice to the affected school district or districts: **PROVIDED**, That insofar as practicable, no pilot project shall be selected for purposes of modifying or terminating approved state funding without first soliciting the recommendations of the governor's task force and advising the school district of the modification in, or termination of, state funding.

(3) Approval of a pilot project may be modified or terminated for funding purposes due to unsatisfactory evaluation results or a school district's failure to comply with the terms of the district's application or the annual reporting requirements of this chapter: **PROVIDED**, That any such modification or termination shall be preceded by an opportunity for the school district to present its case to the state board of education for project continuation, and by the solicitation of the recommendations of the governor's task force.

WSR 88-01-081

ADOPTED RULES

DEPARTMENT OF TRANSPORTATION

(Transportation Commission)

[Order 65, Resolution No. 312—Filed December 21, 1987]

Be it resolved by the Washington State Transportation Commission, acting at Olympia, Washington, that it does adopt the annexed rules relating to adding a new section amending weight limits on truck combinations, chapter 468-38 WAC.

This action is taken pursuant to Notice No. WSR 87-21-054 filed with the code reviser on October 16, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 46.44.098 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 17, 1987.
By Leo B. Sweeney
Chairman

NEW SECTION

WAC 468-38-035 COMPLIANCE WITH FEDERAL BRIDGE LAW. A combination of a truck-tractor and a tank trailer, dump trailer, or ocean transport container trailer may carry thirty-four thousand pounds on each set of tandem axles if the distance between the first and last axles of such consecutive sets of tandem axles is thirty feet or more and if the other requirements of RCW 46.44.041 are met.

This provision shall apply only on the interstate highway system and reasonable access to the interstate system.

This exemption shall expire on September 1, 1988.

WSR 88-01-082
WITHDRAWAL OF PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
[Filed December 21, 1987]

This memorandum hereby withdraws Washington State Register numbers 87-23-018 and 87-23-019, filed November 10, 1987. These rules establish the family independence program. A public hearing had been scheduled for January 5, 1987 [1988], in Olympia. The rules will be refiled with modifications after the first of the year.

Les James, Director
Administrative Services

WSR 88-01-083
NOTICE OF PUBLIC MEETINGS
PUGET SOUND
WATER QUALITY AUTHORITY
[Memorandum—December 19, 1987]

Since the last memorandum of November 20, 1987, the authority has added a special meeting on February 2, 1988. The meeting schedule, locations, and starting times are listed below.

January 20, 1988
City Council Chambers
Oak Harbor City Hall
3075 300 Avenue West
Oak Harbor
9:30 a.m.

February 2, 1988
Market Room
Pike Place Market
93 Pike Street
Seattle
1:00 p.m.

February 17, 1988
Lakeridge Professional Plaza Building
Room 203
921 Lakeridge Drive
Olympia
9:30 a.m.

March 16, 1988
Silverdale Scout Hall
9161 Washington Avenue
Silverdale
9:30 a.m.

April 20, 1988
Hearing Room A
Skagit County Courthouse
Second and Kincaid
Mt. Vernon
9:30 a.m.

(All meetings listed below begin at 9:30 a.m.)

May 18 and 19, 1988
Seattle

June 15, 1988
Orcas Island

July 20, 1988
Edmonds

August 23 and 24, 1988
Olympia

September 21, 1988
Seattle

October 19, 1988
Renton

November 16, 1988
Tacoma

December 21, 1988
Shelton

WSR 88-01-084
NOTICE OF PUBLIC MEETINGS
CLARK COLLEGE
[Memorandum—December 17, 1987]

The following dates on which the board of trustees of Clark Community College District No. 14 is scheduled to meet during 1988 are:

January 27
February 24
March 14
April 27
May 25

June 22
 July 27
 August 24
 September 28
 October 26
 November 16
 December 14

The meetings of the board will be held in the Board Room of the Baird Administration Building on the Clark College campus unless otherwise noted.

WSR 88-01-085
ADOPTED RULES
STATE BOARD OF EDUCATION
 [Order 14-87—Filed December 21, 1987]

Be it resolved by the State Board of Education, acting at the Spokane Convention Center, Spokane, Washington, that it does adopt the annexed rules relating to Professional certification—General provisions, chapter 180-75 WAC.

This action is taken pursuant to Notice No. WSR 87-22-106 filed with the code reviser on November 4, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 28A.70.005 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 11, 1987.

By Monica Schmidt
 Secretary

AMENDATORY SECTION (Amending Order 2-87, filed 4/3/87)

WAC 180-75-044 UNPROFESSIONAL CONDUCT FOR MISREPRESENTATION OF FACTS. The intentional misrepresentation of material facts in an application for certification, reinstatement thereof, ((or)) endorsement thereon, or continuing education related thereto is an act of unprofessional conduct and may be sufficient cause for the revocation of such person's professional education certificate.

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

WAC 180-75-045 CERTIFICATE VALIDITY. Any certificate issued pursuant to chapters 180-77((;)) or 180-79((, 180-80, or 180-84)) WAC or previous standards of the state board of education shall entitle the holder thereof to be employed by a public or nonpublic school for the performance of duties encompassed by the type of certificate as specified in WAC 180-75-055, if

such certification is required by statute or rules of the state board of education, until such certificate expires, lapses, or is revoked.

AMENDATORY SECTION (Amending Order 2-87, filed 4/3/87)

WAC 180-75-085 GENERAL REQUIREMENTS—TEACHERS, ADMINISTRATORS, EDUCATIONAL STAFF ASSOCIATES. The following requirements are to be met by candidates for certification as teachers, administrators, or educational staff associates:

(1) Age. No person who is less than eighteen years of age shall receive a certificate to serve in the public or nonpublic schools of Washington state.

(2) Character. Applicants for certificates in Washington state who are not holders of a valid Washington state teacher's, administrator's, ((or)) educational staff associate's, or vocational certificate must give evidence of good moral character and personal fitness as specified in WAC 180-75-082 and must make arrangements with the Washington state patrol to provide the superintendent of public instruction a copy of any arrest or other record in possession of such state patrol.

(3) ~~Competency. A candidate for certification shall demonstrate knowledge and skill in the areas specified by the state board of education as minimum generic standards for the respective certificate type and level set forth in WAC 180-79-130 through 180-79-210.~~

(4) Academic. A candidate for certification shall have successfully completed an approved professional preparation program within the state of Washington and hold appropriate degrees, licenses, and additional course work as prescribed in chapter 180-79 WAC or have qualified under WAC ((180-75-100 and/or)) 180-79-245 ~~((through 180-79-250. PROVIDED, That no more than five quarter hours of correspondence credit shall be acceptable toward continuing level certification.~~

(5) Experience. All candidates for continuing level certification shall have completed ~~three years of certified service in the respective role in an educational setting.~~

(6) (4) Program completion. A candidate for an initial or continuing certificate shall provide verification that he((f)) or she has completed an approved professional preparation program.

Subsections (3)((;)) and (4) ~~((and (5)))~~ of this section shall not apply to vocational certificates. Vocational certificates are issued under academic and experience requirements set forth in chapter 180-77 WAC.

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

WAC 180-75-090 TEMPORARY PERMITS. Temporary permits may be issued by the superintendent of public instruction under the following conditions:

(1) Temporary permits may be issued under this section to those persons who have filed an application for a certificate; who, based on available documentation, including affidavits or other evidence that appears reliable

which substantiates the existence of missing documentation, appear to have completed all requirements for (~~provisional, initial, standard, or continuing~~) certification; and who do not disclose any information which indicates that such applicant fails to meet the character requirement of WAC 180-75-085(2).

(2) An individual may apply for a permit directly to the superintendent of public instruction: PROVIDED, That in the case of an individual completing requirements for certification in a Washington state institution of higher education the request may also be made to that institution.

(3) A permit entitles the holder to serve as a teacher, educational staff associate or administrator consistent with the endorsement(s) on his/her permit.

(4) A permit is valid for ninety consecutive calendar days commencing with the date following the date of issuance and is not renewable.

(5) Issuing authority. The superintendent of public instruction either directly or through a designated agent shall issue all permits and provide institutions of higher education with forms and instructions relevant to application for a permit.

NEW SECTION

WAC 180-75-091 AFFIDAVITS FROM APPLICANTS. An individual's application for certification shall be signed under oath that the statements therein are true and correct. The application if not notarized by a notary public must conform with the formalities prescribed in RCW 9A.72.085. In addition, the application shall state that any knowingly false statement therein is punishable under perjury laws of the state of Washington.

NEW SECTION

WAC 180-75-092 OTHER AFFIDAVITS FROM APPLICANTS AND CERTIFICATE HOLDERS. Whenever this chapter requires an applicant or certificate holder to file an affidavit, it shall be in the same form as required by WAC 180-75-091.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 180-75-015 EQUIVALENCY OF STANDARDS.

WAC 180-75-075 EDUCATIONAL EXPERIENCE ACCEPTABLE FOR CERTIFICATION.

WSR 88-01-086

ADOPTED RULES

STATE BOARD OF EDUCATION

[Order 16-87—Filed December 21, 1987]

Be it resolved by the State Board of Education, acting at the Spokane Convention Center, Spokane,

Washington, that it does adopt the annexed rules relating to Professional certification—Continuing education requirement, chapter 180-85 WAC.

This action is taken pursuant to Notice No. WSR 87-22-111 filed with the code reviser on November 4, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 28A.70-.005 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 11, 1987.

By Monica Schmidt
Secretary

AMENDATORY SECTION (Amending Order 8-86, filed 6/10/86)

WAC 180-85-030 CONTINUING EDUCATION CREDIT HOUR—DEFINITION. As used in this chapter, the term "continuing education credit hour" shall mean:

(1) For each college or university semester hour credit, fifteen hours of continuing education credit hours shall be granted.

(2) For each college or university quarter hour credit, ten hours of continuing education credit hours shall be granted.

(3) For each sixty minutes of approved in-service education including reasonable time for breaks, and passing time and organized meals if such meals are included within the planned in-service education program, one continuing education credit hour shall be granted. In the application of this subsection, the in-service education provider shall determine what is reasonable and what is within the planned in-service education program.

(4) In the application of this section, approved in-service credit hours shall not include:

(a) Routine staff meetings, such as district, building, or area meetings within an agency, district, or building, to discuss or explain operational policies or administrative practices within the agency, district, or building;

(b) Business meetings of professional associations to discuss operational policies or practices of the association;

(c) Breaks, passing time, organized meal time, or other recesses held within an in-service program if such time exceeds one hour per each five hours (i.e., twenty percent) of approved continuing education hours.

(5) In the application of this section, for the purpose of official records of the amount of in-service credit hours, the in-service provider or the superintendent of public instruction shall round continuing education credit hours down to the nearest half hour of credits actually completed—i.e., .50, and .00—and in no case shall an applicant receive credit for an in-service program that

was less than a total of three continuing education credit hours.

AMENDATORY SECTION (Amending Order 5-87, filed 4/3/87)

WAC 180-85-045 APPROVED IN-SERVICE EDUCATION AGENCY—DEFINITION. As used in this chapter, the term "approved in-service education agency" shall mean an agency approved by the state board of education to provide in-service education programs and to grant continuing education credit hours to all or a selective group of educators. Such agency must demonstrate the following characteristics:

(1) The agency is one of the following entities or a department or section within such entities:

(a) A college or university referenced in WAC 180-85-025(1);

(b) A professional organization which for the purpose of this chapter shall mean any local, state, regional, or national organization composed primarily of teachers, administrators, and/or educational staff associates;

(c) A school district, an educational service district, and the superintendent of public instruction; or

(d) An approved private school which for the purpose of this chapter shall mean the same as provided in WAC 180-90-112.

(2) The agency has either a committee or board of directors which provides prior approval to proposed in-service education programs that are designed to meet the program standards set forth in WAC 180-85-200. In the case of school districts or educational service districts the committee shall be composed of the same representatives as required by RCW 28A.71.210—i.e., "representatives from the ranks of administrators, building principals, teachers, classified and support personnel . . . , the public . . . , and . . . institution(s) of higher education,"

NEW SECTION

WAC 180-85-085 IN-SERVICE EDUCATION RECORDS. Holders of certificates affected by this chapter who do not claim credit pursuant to WAC 180-85-080 for the same in-service education program shall cause the transmission to the superintendent of public instruction, on forms provided or approved by the superintendent of public instruction and distributed to registrants by the in-service provider, of the necessary information to claim continuing education credit hours. Such holders shall be notified on such form that the intentional misrepresentation of a material fact on such form subjects the holder to revocation of his or her certificate pursuant to chapter 180-79 WAC and that a copy of such completed form should be retained by the holder for possible disputes arising under this chapter and for other purposes that may arise, including verification of in-service hours completed for a current or prospective employer.

AMENDATORY SECTION (Amending Order 8-86, filed 6/10/86)

WAC 180-85-200 IN-SERVICE EDUCATION APPROVAL STANDARDS. In-service education programs provided by approved in-service education agencies shall meet the following program standards:

~~(1) ((The basis for determination of need for a particular in-service education program shall be documented.~~

~~(2))~~ (2)) The objectives of the in-service program—i.e., intended outcomes—shall be written for each in-service education program.

~~((3))~~ (2) The content of the in-service education program shall ~~((include applicable current research and/or application of established professional practices))~~ be set forth in a program agenda which shall specify the topics to be covered, the days and times of each presentation, and the names and qualifications of each instructor.

~~((4))~~ (3) All in-service education instructors shall have academic and/or professional experience which specifically qualifies them to conduct the in-service education program—e.g., a person with expertise in a particular subject, field, or occupation.

~~((5))~~ (4) Program materials, including the program agenda, prepared, designed, or selected for the in-service education program shall be available to all attendees.

~~((6) The physical facility, including necessary equipment, for the in-service education program shall be chosen to meet the needs of all participants.~~

~~(7))~~ (5) The in-service education program shall be evaluated by the participants to determine the success of the program, including the following:

(a) The extent to which the written objectives—i.e., subsection ~~((2))~~ (1) of this section—have been met;

(b) The quality of the physical facilities in which the program was offered;

(c) The quality of the oral presentation by each instructor;

(d) The quality of the written program materials provided by each instructor; and

(e) Suggestions for improving the in-service education program if repeated.

~~((8))~~ (6) The in-service education agency shall compile the evaluations required in subsection ~~((7))~~ (5) of this section in summary form.

~~((9))~~ (7) The designated administrator of each in-service education program shall assess the value and success of such program and periodically report his or her findings to the governing or advisory board which authorized the in-service program.

~~((10))~~ (8) The standards for recordkeeping as provided in WAC 180-85-205 shall apply.

(9) The in-service education agency must permit a designated representative of the superintendent of public instruction to attend the in-service education program at no charge and permit such representative to receive a copy of the program materials required by subsection (4) of this section also at no charge.

(10) The in-service education agency must provide each registrant with appropriate forms for claiming continuing education credit hours.

NEW SECTION

WAC 180-85-202 PRIOR NOTICE TO SPI OF SPONSORSHIP OF AN IN-SERVICE PROGRAM. Prior to the offering of an in-service education program by an approved in-service education agency, such agency shall submit to the superintendent of public instruction, at least thirty calendar days prior to such offering, a notice of sponsorship, on forms provided by the superintendent of public instruction. The notice of sponsorship shall contain the following information:

(1) The written objectives of the in-service program as required by WAC 180-85-200(1).

(2) The program agenda for the in-service program as required by WAC 180-85-200(2).

(3) The evaluation form as required by WAC 180-85-200(5).

(4) PROVIDED, That a single application shall be sufficient for an in-service program that is held at different sites for different registrants during the same school year as long as such multiple offerings are noted on the application form and any application may be amended to note an additional site if submitted to the superintendent of public instruction at least ten calendar days prior to such offering.

(5) PROVIDED FURTHER, That, if the superintendent of public instruction reviews such notice of sponsorship and advises the in-service education agency of deficiencies, such deficiencies must be remedied prior to the offering of the in-service program or the program offering shall be disapproved.

AMENDATORY SECTION (Amending Order 8-86, filed 6/10/86)

WAC 180-85-205 REQUIRED RECORDKEEPING BY APPROVED IN-SERVICE EDUCATION AGENCIES. Each approved in-service education agency shall provide the following record service:

(1) Documentation that the in-service education program received the prior approval by the board or committee provided in WAC 180-85-045(2).

(2) ~~(Documentation that each program standard required in WAC 180-85-200 has been met for each in-service education program including the following:~~

~~(a) A copy of the needs statement required by WAC 180-85-200(1);~~

~~(b) A copy of the written objectives required by WAC 180-85-200(2);~~

~~(c) A copy of the program agenda which shall reflect the content required by WAC 180-85-200(3) and shall demonstrate compliance with the calculation of continuing education credit hours in accordance with the definition prescribed in WAC 180-85-030(3);~~

~~(d) A summary of the academic and/or professional experience of each in-service education instructor in sufficient detail to demonstrate compliance with WAC 180-85-100(4);~~

~~(e) A copy of all program materials available to attendees as required by WAC 180-85-200(5);~~

~~(f) A statement of the type of physical facilities, including necessary equipment, and why such facilities and equipment were anticipated to meet the needs of all participants as required by WAC 180-85-200((6);~~

~~(g) A copy of the form used to conduct the evaluations required by WAC 180-85-200(7);~~

~~(h)) A copy of the summary of evaluations required by WAC 180-85-200((8)) (5); and~~

~~((i)) (3) A copy of the minutes of the board or advisory committee which demonstrates that such board or advisory committee reviewed the assessment required by WAC 180-85-200((9))(6).~~

~~((3)) (4) A list, for each in-service education program, of all participants who have requested continuing education credit hours by signing a registration form made available at the in-service education program. Such registration form shall provide space for the registrant to indicate he or she is requesting fewer hours than the amount calculated for the entire in-service education program due to partial attendance.~~

~~((4)) (5) The name, certification number, the number of continuing education credits granted for each registrant of an in-service education program who is claiming continuing education credit hours for certification purposes, and the date, title, and sponsor of each in-service program shall be transmitted to the superintendent of public instruction or his or her designated record-keeping agency within forty-five days of the completion of all or a portion of each in-service education program.~~

~~((5)) (6) The registrant claiming continuing education credit hours shall be provided evidence of attendance at the in-service education program within forty-five days of completion of the in-service education program and upon request if such request is made within seven calendar years of such in-service education program, including the number of continuing education credit hours granted and reported pursuant to subsection ((4)) (5) of this section. In addition, the registrant shall be given specific instructions regarding the need to preserve the record and how to correct the record if attendance or credit hours has been reported by the approved in-service education agency inaccurately.~~

~~((6)) (7) The above records shall be available for inspection by the superintendent of public instruction for a period of seven calendar years from the date of each in-service education program. The amendments to this section reducing the amount of recordkeeping by in-service providers shall apply retroactively to August 31, 1987.~~

WSR 88-01-087

NOTICE OF PUBLIC MEETINGS TRAFFIC SAFETY COMMISSION

(Memorandum—December 17, 1987)

The following dates have been chosen for the Washington Traffic Safety Commission meetings for the

year 1988, to be held in the Governor's Conference Room, Legislative Building:

February 3, 1988 1:30 p.m.
 May 4, 1988 1:30 p.m.
 August 3, 1988 1:30 p.m.
 November 2, 1988 1:30 p.m.

WSR 88-01-088
NOTICE OF PUBLIC MEETINGS
SPOKANE COMMUNITY COLLEGES
 [Memorandum—December 21, 1987]

Notice is hereby given, pursuant to RCW 42.30.075, that the regular meetings of the board of trustees of Washington Community College District 17 (the Community Colleges of Spokane) during calendar year 1988 shall be held at 1:30 p.m. in the District Board Room at North 2000 Greene Street, Spokane, Washington, on the following dates:

Tuesday, January 19, 1988
 Tuesday, February 16, 1988
 Tuesday, March 15, 1988
 Tuesday, April 19, 1988
 Tuesday, May 17, 1988
 Tuesday, June 21, 1988
 Tuesday, July 19, 1988
 Tuesday, August 16, 1988
 Tuesday, September 20, 1988
 Tuesday, October 18, 1988
 Tuesday, November 15, 1988
 Tuesday, December 13, 1988

WSR 88-01-089
ADOPTED RULES
DEPARTMENT OF TRANSPORTATION
(Aeronautics Commission)
 [Order 112—Filed December 22, 1987]

I, Duane Berentson, Secretary of Transportation, do promulgate and adopt at the Transportation Building, Olympia, the annexed rules relating to Aircraft—Indicia of registration, WAC 12-19-010.

This action is taken pursuant to Notice No. WSR 87-22-027 filed with the code reviser on October 28, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 47.68.250 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 18, 1987.
 By A. D. Andreas
 Deputy Secretary

Chapter 12-19 WAC
AIRCRAFT—INDICIA OF REGISTRATION

WAC
 12-19-010 Display of indicia of registration.

NEW SECTION

WAC 12-19-010 DISPLAY OF INDICIA OF REGISTRATION. (1) That every aircraft registered with the Washington state department of transportation shall prominently display an insignia or decal, to be provided by the Washington state department of transportation on the tail or fuselage of such aircraft, just above N number, or on the right rear window panel, as evidence of registration;

(2) That no aircraft which is not lawfully registered shall display such insignia or evidence of registration, or any other mark, number, decal or insignia which might be reasonably believed to be evidence of state registration; and

(3) That failure to display such insignia shall be prima facie evidence that such aircraft is not registered.

WSR 88-01-090
ADOPTED RULES
DEPARTMENT OF TRANSPORTATION
(Design Standards Committee—Arterial Streets)
 [Order 113—Filed December 22, 1987]

I, Duane Berentson, Secretary of Transportation for the Washington State Department of Transportation, do promulgate and adopt at the Transportation Building, Olympia, Washington, the annexed rules relating to Design standards committee—Arterial streets, repealing of Title 158 WAC.

This action is taken pursuant to Notice No. WSR 87-22-059 filed with the code reviser on November 3, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington State Department of Transportation as authorized in RCW 43.17.060.

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

APPROVED AND ADOPTED December 18, 1987.
 By A. D. Andreas
 Deputy Secretary

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 158-04-010 WASHINGTON STATE
 COUNTY ARTERIAL DESIGN STANDARDS.
 WAC 158-04-990 APPENDIX A—FORM.

WSR 88-01-091
PROPOSED RULES
ATTORNEY GENERAL'S OFFICE
 [Filed December 22, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Attorney General intends to adopt, amend, or repeal rules concerning chapter 19.118 RCW:

New	WAC 44-10-040	Attorney general screening of arbitration requests.
Amd	WAC 44-10-050	Assignment to arbitration service.
New	WAC 44-10-055	Composition of arbitration panel.
New	WAC 44-10-060	Powers and duties of arbitration special master.
New	WAC 44-10-070	Manufacturer's statement.
New	WAC 44-10-080	Manufacturer's right to request a viewing of vehicle.
New	WAC 44-10-110	Scheduling of arbitration hearings.
New	WAC 44-10-130	Defaults.
New	WAC 44-10-160	Use of technical expert.
New	WAC 44-10-180	The arbitration hearing.
New	WAC 44-10-200	The arbitration decision.
New	WAC 44-10-210	Technical corrections;

that the agency will at 10:00 a.m., Friday, January 29, 1988, in the 13th Floor Library, Dexter Horton Building, Seattle, Washington 98104-1749, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 19.118.080 (2) and (7).

The specific statute these rules are intended to implement is RCW 19.118.080 and 19.118.090.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 26, 1988.

Dated: December 21, 1987

By: Tad H. Shimazu

Assistant Attorney General

Lemon Law Administrator

Consumer and Business

Fair Practices Division

STATEMENT OF PURPOSE

Name of Agency: Washington State Attorney General's Office.

Purpose/Summary of Rules: WAC 44-10-040 sets up the review procedure for the attorney general to determine if requests are timely, complete and comply with the jurisdictional requirements of chapter 19.118 RCW; 44-10-050(4) sets up provisions for notification of the consumer and manufacturer; 44-10-055 provides for request of a three member arbitration panel; 44-10-060 outlines the powers and duties of an arbitration special master; 44-10-070 requires the manufacturer to respond to the consumer's request in the form of a manufacturer's statement which identifies the affirmative defenses and statutory rights that the manufacturer will exercise; 44-10-080 establishes the manufacturer's right to view the vehicle and to conduct diagnostic procedures. The rule outlines the process for obtaining a reasonable viewing date, time and place; 44-10-110 establishes that

the arbitration service has discretionary authority to schedule arbitration hearings. The rule also provides for notice of hearing date; 44-10-130 sets forth the procedures to be followed by the arbitrator in the event of a default. The arbitration special master will determine if the default is justified by unforeseeable circumstances. In such instances the hearing will be rescheduled; 44-10-160, an automotive technical expert may be utilized by the arbitrator to provide advice in the arbitration hearing; 44-10-180 outlines the arbitration hearing process, including consideration of relevant evidence, presentation format and alternative formats such as written testimony and telephonic conferences, and measures to ensure the impartiality of arbitrators; 44-10-200 provides the format for the arbitration decision and the procedural steps to be taken in various arbitration outcomes; and 44-10-210 provides for technical corrections of arbitration decision within ten days of the decision.

Statutory Authority: RCW 19.118.080 and 19.118.090.

Reasons Proposed: To implement chapter 19.118 RCW and to provide standards for uniform conduct of the arbitrators and uniform standards to administer the arbitration process.

Responsible Departmental Personnel: In addition to the attorney general, the following individuals have knowledge of and responsibility for drafting, implementing, enforcing and repealing these rules: Tad Shimazu, Assistant Attorney General, Consumer and Business Fair Practices Division, 1300 Dexter Horton Building, Seattle, Washington 98104-1749, phone (206) 464-7030 or 576-7030 scan.

Proponents: State of Washington Attorney General's Office.

Federal Law or Federal or State Court Requirements: Not necessitated as the result of federal or state court requirements.

Small Business Economic Impact Statement: Not required for this statement.

NEW SECTION

WAC 44-10-040 ATTORNEY GENERAL SCREENING OF ARBITRATION REQUESTS. (1) A submitted Request For Arbitration form shall be date stamped upon receipt by the Attorney General.

(2) The Attorney General will screen the Request For Arbitration form and supporting documentation to determine if the request is timely, complete and complies with the jurisdictional requirements of chapter 19.118 RCW.

(a) A request will be considered timely if it is received within thirty months from the date of original delivery of the new motor vehicle to the original consumer.

(b) If a request is not timely or does not comply with the jurisdictional requirements of chapter 19.118 RCW the Attorney General will reject the request and then notify the consumer of the reason for the rejection.

(c) A request will be considered complete if the information required by the request form is provided in full or if the consumer can provide a reasonable explanation to the Attorney General why any supporting documentation may be absent.

(d) If a request is not complete, the Attorney General will notify the consumer of any procedures or information required to complete the request.

(3) If the Attorney General finds that a request is not complete, the statute of limitations, for purposes of chapter 19.118 RCW, will resume running two business days after the date the Attorney General mails notice of incompleteness to the consumer.

(4) A consumer request that is based on a problem which does not manifest itself, is intermittent or unconfirmed shall not preclude a Attorney General finding of jurisdiction for purposes of initial screening.

AMENDATORY SECTION (Amending Order 87-4, filed 12/22/87)

WAC 44-10-050 ASSIGNMENT TO ARBITRATION SERVICE. (1) After initial screening by the Attorney General, all timely and complete Request For Arbitration forms which have met the jurisdictional requirements of chapter 19.118 RCW shall be date stamped upon approval by the Attorney General and forwarded to the Arbitration Service which will date stamp the request upon receipt.

(2) The Arbitration Service must determine if it will accept the Request For Arbitration or reject the Request For Arbitration, for the reasons set forth in RCW 19.118.090, within three business days after the Attorney General has forwarded the Request For Arbitration to the Arbitration Service.

(3) The Arbitration Service shall date stamp the Request For Arbitration immediately upon acceptance of the request. The acceptance of the request shall commence the running of the thirty calendar day period in which a hearing must be conducted.

(4) Upon acceptance of a request, the Arbitration Service shall immediately send a Notice of Arbitration to the consumer and manufacturer of its acceptance and shall inform the parties that a hearing shall be held within thirty calendar days. The parties shall be sent formal notice of the actual hearing date by certified mail/return receipt requested, at least ten calendar days before the hearing. The manufacturer shall be sent a copy of the consumer's request and a Manufacturer's Statement form with the Notice of Arbitration.

NEW SECTION

WAC 44-10-055 COMPOSITION OF ARBITRATION PANEL. (1) Upon acceptance of the consumer's Request For Arbitration, the Arbitration Service shall inform the consumer and the manufacturer that the hearing will be conducted by an arbitrator appointed by the Arbitration Service unless either party requests that the hearing be conducted by a three member panel. Such request must be in writing and received by the Arbitration Service within five business days of the date the party received the Notice of Arbitration. The three member panel shall be appointed by the Arbitration Service and may include an automotive technical expert.

(2) The three member panel shall be subject to the provisions of WAC 44-10-170 and 44-10-180.

NEW SECTION

WAC 44-10-060 POWERS AND DUTIES OF ARBITRATION SPECIAL MASTER. (1) One or more Arbitration Special Masters shall be appointed by the Arbitration Service to hear and decide preliminary and post-hearing issues that must be resolved, including but not limited to; motions to quash subpoenas, motions for telephone conference hearings, requests for continuances, requests to view the vehicle. The Arbitration Special Master may conduct telephonic conferences with a party or parties, as appropriate, and may request additional written information in order to rule on issues.

(2) Arbitration Special Masters shall sign a written oath prior to their appointment as Arbitration Special Master attesting to their impartiality. There shall be no ex parte communication between the parties and the Arbitration Special Master.

NEW SECTION

WAC 44-10-070 MANUFACTURER'S STATEMENT. (1) The manufacturer shall be required, on a form prescribed by the Attorney General, to provide information relevant to the resolution of the dispute to the consumer and Arbitration Service. The manufacturer shall ensure that the completed Manufacturer's Statement form is received by the Arbitration Service and consumer within ten calendar days from the date of receipt of the Notice of Arbitration. The Manufacturer's Statement form shall be completely answered and shall include, but not be limited to, the following information:

(a) A statement of any affirmative defenses, and any legal or factual issues to be raised at the hearing. Any issues or affirmative defenses not raised in documents filed prior to the hearing may not be raised at the hearing; except as provided in WAC 44-10-080(6).

(b) the name, title, and business address of any person(s) the manufacturer plans to call as witnesses or from whom affidavits or written testimony will be presented;

(c) a statement identifying the year, make, model, options, color and any other significant information pertaining to the vehicle or vehicles it intends to offer as a reasonably equivalent replacement vehicle if the consumer prevails and requests replacement. If the manufacturer believes in good faith that replacement is impossible or unreasonable, the manufacturer must raise such issue in its statement.

(2) The manufacturer must exercise its right to request a viewing of the consumer's motor vehicle by including a request to view the vehicle in the Manufacturer's Statement.

NEW SECTION

WAC 44-10-080 MANUFACTURER'S RIGHT TO REQUEST A VIEWING OF MOTOR VEHICLE. (1) A manufacturer may request a viewing of the vehicle to aid in preparation of its defense. Such request must be indicated in the Manufacturer's Statement.

(2) The manufacturer and the consumer shall attempt to arrange a mutually agreeable time and location for such viewing. If after reasonable good faith attempts to arrange a viewing, a mutually agreeable time and location is not established, the manufacturer may request from the Arbitration Service that a Arbitration Special Master set a time and location for viewing.

(3) The Arbitration Special Master, upon such request, shall establish a time and location for viewing that is reasonably convenient for the parties. The location may be the consumer's residence if other locations are not reasonably convenient for the parties. The consumer must be present during the viewing, unless the consumer expressly waives in writing the right to be present.

(4) The viewing is not meant to be another attempt to repair the vehicle and no repair procedures shall be conducted.

(5) The manufacturer may perform limited nonrepair diagnostic examinations and inspection procedures, such as test driving the vehicle or attaching a testing device to the vehicle. The results of any diagnostic procedures or data gathered as a result of such procedures shall be supplied to the consumer as soon as it is available.

(6) If the viewing of the vehicle reveals any affirmative defenses or legal or factual issues not previously raised in the Manufacturer's Statement or consumer's Request For Arbitration, either party may file amendments to their pleadings within three business days of the viewing, or, no later than three business days prior to the hearing date, whichever is earlier.

NEW SECTION

WAC 44-10-110 SCHEDULING OF ARBITRATION HEARINGS. The Arbitration Service has the authority to schedule, at its discretion, the arbitration hearing and notify both parties of the date, time and place by certified letter mailed at least ten calendar days prior to the hearing. Hearings may be scheduled during business hours, Monday through Thursday evenings, or Saturdays.

NEW SECTION

WAC 44-10-130 DEFAULTS. (1) A party who fails to appear at the arbitration hearing will be considered in default.

(2) If a manufacturer defaults the arbitrator shall hold the hearing. The arbitrator shall make a decision based on the evidence presented by the consumer, and any files or documentation contained in the record.

(3) If the consumer defaults it shall be considered a withdrawal with prejudice of the claim for arbitration. The hearing shall be canceled if the consumer defaults.

(4) The default shall be final unless within twenty-four hours of the hearing time, the manufacturer or consumer contacts the Arbitration Service to request that the default be set aside. The request shall include evidence of an unforeseeable circumstance that resulted in the failure of the party to appear. Such request shall be considered by the Arbitration Special Master who will hear arguments from both parties on the request to set aside the default. Arguments may be conducted via telephone conference call. If the Arbitration Special Master sets aside the default a new hearing shall be scheduled within ten calendar days of the original hearing date, and the parties shall be informed of the new date and time at least five business days prior to the hearing date.

(5) If both parties default, the disposition of the case shall be handled as if only the consumer defaulted pursuant to WAC 44-10-130(3).

NEW SECTION

WAC 44-10-160 USE OF TECHNICAL EXPERT. (1) An adequate pool of automotive technical experts shall be maintained by the Arbitration Service for assignment as advisors and consultants to each arbitrator if such services are deemed necessary.

(2) Either party may request that a technical expert be assigned to a dispute. Such assignment, however, shall be at the discretion of the arbitrator or the Arbitration Service. The arbitrator or the Arbitration Service may upon their own volition assign a technical expert to a dispute. If a technical expert is assigned to a dispute, and intends to perform an inspection of the vehicle prior to the hearing, a notice of the time, date and location of the technical expert's inspection of the vehicle will be provided to both parties. This section does not confer a right, for either party, to be present during the inspection of the vehicle. Any request for a technical expert must be made within a time frame that will allow for reasonable inspection by the expert.

(3) Said expert may be present as advisor and consultant at the arbitration hearing, if he or she has been requested to be present by the arbitrator or Arbitration Service.

(4) The expert shall sign a written oath attesting to his or her impartiality prior to the commencement of each arbitration hearing to which he or she has been assigned.

NEW SECTION

WAC 44-10-180 THE ARBITRATION HEARING. (1) The conduct of the hearing shall encourage a full and complete disclosure of the facts.

(2) Arbitrators may admit and give probative effect to evidence which possesses probative value commonly accepted by reasonably prudent people in the conduct of their affairs. They shall give effect to the rules of privilege recognized by law. They may exclude incompetent, irrelevant, immaterial, and unduly repetitious evidence. Either party may request that the arbitrator examine or ride in the vehicle. The arbitrator shall comply with such requests unless the arbitrator determines that such examination or ride is not reasonably practical, not reasonably safe, or not relevant to the issues to be considered at the hearing.

(3) The consumer shall present his or her evidence and witnesses, then the manufacturer shall present its evidence and witnesses.

(4) Each party may question the other after each presentation, and may question each witness after testimony. The arbitrator may question any party or witness at any time.

(5) The arbitrator shall ensure that a record of the hearing is maintained.

(6) The arbitrator shall administer an oath or affirmation to each individual who testifies.

(7) The hearing procedure contemplates that both parties will be present. However, either party may offer written testimony only, as long as the Arbitration Service and the other party are informed of such and are in receipt of that evidence prior to the day of the hearing.

(8) A party may request presentation of its case by telephone. Such request must demonstrate that it is unreasonable to require the requesting person to attend the hearing in person. The request shall be directed to the Arbitration Service and will be decided by the Arbitration Special Master. If such request is granted the Arbitration Service shall immediately notify the other party. In such cases, the party requesting the telephonic hearing shall pay all costs associated therewith, including but not limited to, costs for long distance calls, conference calls, and rental of telephone amplification equipment.

(9) The Arbitration Service shall assign arbitrators to the pending cases. The choice of arbitrators is not subject to the approval of either party.

(10) Arbitrators must not have a personal interest in the outcome of any hearing, nor be acquainted with any of the participants except as such acquaintance may occur in the hearing process, nor hold any prejudice toward any party. Arbitrators shall have no current connection to the sale or manufacturer of motor vehicles.

NEW SECTION

WAC 44-10-200 THE ARBITRATION DECISION. (1) The arbitrator shall send, by certified mail, a decision in each case within sixty calendar days of the Notice of Arbitration:

(a) All decisions shall be in writing, dated and signed by the arbitrator, and sent to both parties and the Attorney General;

(b) the date of mailing of the arbitration decision shall determine compliance with the sixty day requirement;

(c) the written decision shall contain findings of fact and a conclusion as to whether the motor vehicle meets the statutory standards for refund or replacement;

(i) if the consumer prevails and has elected repurchase of the vehicle, the decision shall include the calculations used to determine the monetary award as set forth in RCW 19.118.090, 19.118.041 and 19.118.021;

(ii) if the consumer prevails and has elected replacement of the vehicle, the decision shall include the information used to identify a reasonably equivalent replacement vehicle and the costs associated with such vehicle and a description of the vehicle as set forth in RCW 19.118.090, 19.118.041 and 19.118.021;

(iii) if the consumer prevails, the decision shall include provisions for the return of the vehicle upon compliance by the manufacturer at a reasonable time and place.

(2) Included with the copy of the arbitration decision sent to the consumer shall be a form to be completed by said consumer, indicating acceptance or rejection of the decision. The consumer must return said form to the Arbitration Service within thirty calendar days from the date of the consumer's receipt of said notice. If the consumer has not responded within thirty days, the Attorney General's Office shall send a second notice requesting response and informing the consumer that failure to respond within thirty days of receipt of the second notice shall be deemed a rejection of the arbitration decision.

(3) If the consumer rejects the decision, the Arbitration Service shall forward general information to the consumer explaining the consumer's right to appeal the decision to superior court. A form shall be included with the information, and if the consumer files an appeal, the consumer will be requested to return the form to the Attorney General indicating the cause number and county of the filing.

(4) If the consumer accepts the decision, the Arbitration Service shall send a Notice of Acceptance by certified mail to the manufacturer. A Manufacturer's Intent form shall also be sent. The Intent form shall be returned by the manufacturer within thirty calendar days, of the manufacturer's receipt of Notice of Consumer's Acceptance, to the Attorney General and shall indicate whether the manufacturer intends to comply with the decision or appeal the decision to superior court.

(5) A Verification of Compliance form shall be sent to the consumer by the Attorney General's Office. The Verification of Compliance form shall be completed and returned to the Attorney General by the consumer upon the manufacturer's compliance with the decision.

(6) After forty calendar days from the date of the Notice of Acceptance to the manufacturer, the Attorney General shall determine whether the manufacturer has complied with the arbitration decision or appealed to superior court. If the manufacturer has not complied or appealed, the Attorney General may impose fines authorized by RCW 19.118.090. Information regarding the manufacturer's right to contest the fines shall be provided by the Attorney General.

NEW SECTION

WAC 44-10-210 TECHNICAL CORRECTIONS. (1) The Arbitration Service or the Attorney General may make "technical corrections" to an arbitrator's decision. "Technical corrections" shall generally be defined as computational corrections, typographical corrections, or other minor corrections.

(2) A party may submit to the Arbitration Service a request for technical corrections, in writing, setting forth the requested correction(s) and reason(s). Such request must be received by the Arbitration Service within ten calendar days of the mailing of the arbitrator's written decision.

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

WSR 88-01-092
EMERGENCY RULES
ATTORNEY GENERAL'S OFFICE
 [Order 87-3—Filed December 22, 1987]

I, Kenneth O. Eikenberry, Attorney General, do promulgate and adopt at Olympia, Washington, the annexed rules relating to chapter 19.118 RCW:

New	WAC 44-10-040	Attorney general screening of arbitration requests.
Amd	WAC 44-10-050	Assignment to arbitration service.
New	WAC 44-10-055	Composition of arbitration panel.
New	WAC 44-10-060	Powers and duties of arbitration special master.
New	WAC 44-10-070	Manufacturer's statement.
New	WAC 44-10-080	Manufacturer's right to request viewing of vehicle.
New	WAC 44-10-110	Scheduling of arbitration hearings.
New	WAC 44-10-130	Defaults.
New	WAC 44-10-160	Use of technical experts.
New	WAC 44-10-180	The arbitration hearing.
New	WAC 44-10-200	The arbitration decision.
New	WAC 44-10-210	Technical corrections.

I, Kenneth O. Eikenberry, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is chapter 19.118 RCW, commonly known as the Lemon Law, becomes effective on January 1, 1988, and mandates the administration of arbitration hearings. Rules are necessary for the uniform conduct of the arbitration hearings.

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

This rule is promulgated pursuant to RCW 19.118.080 (2) and (7) which directs that the Attorney General's Office has authority to implement the provisions of chapter 19.118 RCW.

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

APPROVED AND ADOPTED December 22, 1987.

By Kenneth O. Eikenberry
 Attorney General

NEW SECTION

WAC 44-10-040 ATTORNEY GENERAL SCREENING OF ARBITRATION REQUESTS. (1) A submitted Request For Arbitration form shall be date stamped upon receipt by the Attorney General.

(2) The Attorney General will screen the Request For Arbitration form and supporting documentation to determine if the request is timely, complete and complies with the jurisdictional requirements of chapter 19.118 RCW.

(a) A request will be considered timely if it is received within thirty months from the date of original delivery of the new motor vehicle to the original consumer.

(b) If a request is not timely or does not comply with the jurisdictional requirements of chapter 19.118 RCW

the Attorney General will reject the request and then notify the consumer of the reason for the rejection.

(c) A request will be considered complete if the information required by the request form is provided in full or if the consumer can provide a reasonable explanation to the Attorney General why any supporting documentation may be absent.

(d) If a request is not complete, the Attorney General will notify the consumer of any procedures or information required to complete the request.

(3) If the Attorney General finds that a request is not complete, the statute of limitations, for purposes of chapter 19.118 RCW, will resume running two business days after the date the Attorney General mails notice of incompleteness to the consumer.

(4) A consumer request that is based on a problem which does not manifest itself, is intermittent or unconfirmed shall not preclude a Attorney General finding of jurisdiction for purposes of initial screening.

AMENDATORY SECTION (Amending Order 87-4, filed 12/22/87)

WAC 44-10-050 ASSIGNMENT TO ARBITRATION SERVICE. (1) After initial screening by the Attorney General, all timely and complete Request For Arbitration forms which have met the jurisdictional requirements of chapter 19.118 RCW shall be date stamped upon approval by the Attorney General and forwarded to the Arbitration Service which will date stamp the request upon receipt.

(2) The Arbitration Service must determine if it will accept the Request For Arbitration or reject the Request For Arbitration, for the reasons set forth in RCW 19.118.090, within three business days after the Attorney General has forwarded the Request For Arbitration to the Arbitration Service.

(3) The Arbitration Service shall date stamp the Request For Arbitration immediately upon acceptance of the request. The acceptance of the request shall commence the running of the thirty calendar day period in which a hearing must be conducted.

(4) Upon acceptance of a request, the Arbitration Service shall immediately send a Notice of Arbitration to the consumer and manufacturer of its acceptance and shall inform the parties that a hearing shall be held within thirty calendar days. The parties shall be sent formal notice of the actual hearing date by certified mail/return receipt requested, at least ten calendar days before the hearing. The manufacturer shall be sent a copy of the consumer's request and a Manufacturer's Statement form with the Notice of Arbitration.

NEW SECTION

WAC 44-10-055 COMPOSITION OF ARBITRATION PANEL. (1) Upon acceptance of the consumer's Request For Arbitration, the Arbitration Service shall inform the consumer and the manufacturer that the hearing will be conducted by an arbitrator appointed by the Arbitration Service unless either party requests that the hearing be conducted by a three member panel.

Such request must be in writing and received by the Arbitration Service within five business days of the date the party received the Notice of Arbitration. The three member panel shall be appointed by the Arbitration Service and may include an automotive technical expert.

(2) The three member panel shall be subject to the provisions of WAC 44-10-170 and 44-10-180.

NEW SECTION

WAC 44-10-060 POWERS AND DUTIES OF ARBITRATION SPECIAL MASTER. (1) One or more Arbitration Special Masters shall be appointed by the Arbitration Service to hear and decide preliminary and post-hearing issues that must be resolved, including but not limited to, motions to quash subpoenas, motions for telephone conference hearings, requests for continuances, requests to view the vehicle. The Arbitration Special Master may conduct telephonic conferences with a party or parties, as appropriate, and may request additional written information in order to rule on issues.

(2) Arbitration Special Masters shall sign a written oath prior to their appointment as Arbitration Special Master attesting to their impartiality. There shall be no ex parte communication between the parties and the Arbitration Special Master.

NEW SECTION

WAC 44-10-070 MANUFACTURER'S STATEMENT. (1) The manufacturer shall be required, on a form prescribed by the Attorney General, to provide information relevant to the resolution of the dispute to the consumer and Arbitration Service. The manufacturer shall ensure that the completed Manufacturer's Statement form is received by the Arbitration Service and consumer within ten calendar days from the date of receipt of the Notice of Arbitration. The Manufacturer's Statement form shall be completely answered and shall include, but not be limited to, the following information:

(a) A statement of any affirmative defenses, and any legal or factual issues to be raised at the hearing. Any issues or affirmative defenses not raised in documents filed prior to the hearing may not be raised at the hearing, except as provided in WAC 44-10-080(6).

(b) the name, title, and business address of any person(s) the manufacturer plans to call as witnesses or from whom affidavits or written testimony will be presented;

(c) a statement identifying the year, make, model, options, color and any other significant information pertaining to the vehicle or vehicles it intends to offer as a reasonably equivalent replacement vehicle if the consumer prevails and requests replacement. If the manufacturer believes in good faith that replacement is impossible or unreasonable, the manufacturer must raise such issue in its statement.

(2) The manufacturer must exercise its right to request a viewing of the consumer's motor vehicle by including a request to view the vehicle in the Manufacturer's Statement.

NEW SECTION

WAC 44-10-080 MANUFACTURER'S RIGHT TO REQUEST A VIEWING OF MOTOR VEHICLE.

(1) A manufacturer may request a viewing of the vehicle to aid in preparation of its defense. Such request must be indicated in the Manufacturer's Statement.

(2) The manufacturer and the consumer shall attempt to arrange a mutually agreeable time and location for such viewing. If after reasonable good faith attempts to arrange a viewing, a mutually agreeable time and location is not established, the manufacturer may request from the Arbitration Service that a Arbitration Special Master set a time and location for viewing.

(3) The Arbitration Special Master, upon such request, shall establish a time and location for viewing that is reasonably convenient for the parties. The location may be the consumer's residence if other locations are not reasonably convenient for the parties. The consumer must be present during the viewing, unless the consumer expressly waives in writing the right to be present.

(4) The viewing is not meant to be another attempt to repair the vehicle and no repair procedures shall be conducted.

(5) The manufacturer may perform limited nonrepair diagnostic examinations and inspection procedures, such as test driving the vehicle or attaching a testing device to the vehicle. The results of any diagnostic procedures or data gathered as a result of such procedures shall be supplied to the consumer as soon as it is available.

(6) If the viewing of the vehicle reveals any affirmative defenses or legal or factual issues not previously raised in the Manufacturer's Statement or consumer's Request For Arbitration, either party may file amendments to their pleadings within three business days of the viewing, or, no later than three business days prior to the hearing date, whichever is earlier.

NEW SECTION

WAC 44-10-110 SCHEDULING OF ARBITRATION HEARINGS. The Arbitration Service has the authority to schedule, at its discretion, the arbitration hearing and notify both parties of the date, time and place by certified letter mailed at least ten calendar days prior to the hearing. Hearings may be scheduled during business hours, Monday through Thursday evenings, or Saturdays.

NEW SECTION

WAC 44-10-130 DEFAULTS. (1) A party who fails to appear at the arbitration hearing will be considered in default.

(2) If a manufacturer defaults the arbitrator shall hold the hearing. The arbitrator shall make a decision based on the evidence presented by the consumer, and any files or documentation contained in the record.

(3) If the consumer defaults it shall be considered a withdrawal with prejudice of the claim for arbitration. The hearing shall be canceled if the consumer defaults.

(4) The default shall be final unless within twenty-four hours of the hearing time, the manufacturer or consumer contacts the Arbitration Service to request

that the default be set aside. The request shall include evidence of an unforeseeable circumstance that resulted in the failure of the party to appear. Such request shall be considered by the Arbitration Special Master who will hear arguments from both parties on the request to set aside the default. Arguments may be conducted via telephone conference call. If the Arbitration Special Master sets aside the default a new hearing shall be scheduled within ten calendar days of the original hearing date, and the parties shall be informed of the new date and time at least five business days prior to the hearing date.

(5) If both parties default, the disposition of the case shall be handled as if only the consumer defaulted pursuant to WAC 44-10-130(3).

NEW SECTION

WAC 44-10-160 USE OF TECHNICAL EXPERT. (1) An adequate pool of automotive technical experts shall be maintained by the Arbitration Service for assignment as advisors and consultants to each arbitrator if such services are deemed necessary.

(2) Either party may request that a technical expert be assigned to a dispute. Such assignment, however, shall be at the discretion of the arbitrator or the Arbitration Service. The arbitrator or the Arbitration Service may upon their own volition assign a technical expert to a dispute. If a technical expert is assigned to a dispute, and intends to perform an inspection of the vehicle prior to the hearing, a notice of the time, date and location of the technical expert's inspection of the vehicle will be provided to both parties. This section does not confer a right, for either party, to be present during the inspection of the vehicle. Any request for a technical expert must be made within a time frame that will allow for reasonable inspection by the expert.

(3) Said expert may be present as advisor and consultant at the arbitration hearing, if he or she has been requested to be present by the arbitrator or Arbitration Service.

(4) The expert shall sign a written oath attesting to his or her impartiality prior to the commencement of each arbitration hearing to which he or she has been assigned.

NEW SECTION

WAC 44-10-180 THE ARBITRATION HEARING. (1) The conduct of the hearing shall encourage a full and complete disclosure of the facts.

(2) Arbitrators may admit and give probative effect to evidence which possesses probative value commonly accepted by reasonably prudent people in the conduct of their affairs. They shall give effect to the rules of privilege recognized by law. They may exclude incompetent, irrelevant, immaterial, and unduly repetitious evidence. Either party may request that the arbitrator examine or ride in the vehicle. The arbitrator shall comply with such requests unless the arbitrator determines that such examination or ride is not reasonably practical, not reasonably safe, or not relevant to the issues to be considered at the hearing.

(3) The consumer shall present his or her evidence and witnesses, then the manufacturer shall present its evidence and witnesses.

(4) Each party may question the other after each presentation, and may question each witness after testimony. The arbitrator may question any party or witness at any time.

(5) The arbitrator shall ensure that a record of the hearing is maintained,

(6) The arbitrator shall administer an oath or affirmation to each individual who testifies.

(7) The hearing procedure contemplates that both parties will be present. However, either party may offer written testimony only, as long as the Arbitration Service and the other party are informed of such and are in receipt of that evidence prior to the day of the hearing.

(8) A party may request presentation of its case by telephone. Such request must demonstrate that it is unreasonable to require the requesting person to attend the hearing in person. The request shall be directed to the Arbitration Service and will be decided by the Arbitration Special Master. If such request is granted the Arbitration Service shall immediately notify the other party. In such cases, the party requesting the telephonic hearing shall pay all costs associated therewith, including but not limited to, costs for long distance calls, conference calls, and rental of telephone amplification equipment.

(9) The Arbitration Service shall assign arbitrators to the pending cases. The choice of arbitrators is not subject to the approval of either party.

(10) Arbitrators must not have a personal interest in the outcome of any hearing, nor be acquainted with any of the participants except as such acquaintance may occur in the hearing process, nor hold any prejudice toward any party. Arbitrators shall have no current connection to the sale or manufacturer of motor vehicles.

NEW SECTION

WAC 44-10-200 THE ARBITRATION DECISION. (1) The arbitrator shall send, by certified mail, a decision in each case within sixty calendar days of the Notice of Arbitration:

(a) All decisions shall be in writing, dated and signed by the arbitrator, and sent to both parties and the Attorney General;

(b) the date of mailing of the arbitration decision shall determine compliance with the sixty day requirement;

(c) the written decision shall contain findings of fact and a conclusion as to whether the motor vehicle meets the statutory standards for refund or replacement;

(i) if the consumer prevails and has elected repurchase of the vehicle, the decision shall include the calculations used to determine the monetary award as set forth in RCW 19.118.090, 19.118.041 and 19.118.021;

(ii) if the consumer prevails and has elected replacement of the vehicle, the decision shall include the information used to identify a reasonably equivalent replacement vehicle and the costs associated with such vehicle and a description of the vehicle as set forth in RCW 19.118.090, 19.118.041 and 19.118.021;

(iii) if the consumer prevails, the decision shall include provisions for the return of the vehicle upon compliance by the manufacturer at a reasonable time and place.

(2) Included with the copy of the arbitration decision sent to the consumer shall be a form to be completed by said consumer, indicating acceptance or rejection of the decision. The consumer must return said form to the Arbitration Service within thirty calendar days from the date of the consumer's receipt of said notice. If the consumer has not responded within thirty days, the Attorney General's Office shall send a second notice requesting response and informing the consumer that failure to respond within thirty days of receipt of the second notice shall be deemed a rejection of the arbitration decision.

(3) If the consumer rejects the decision, the Arbitration Service shall forward general information to the consumer explaining the consumer's right to appeal the decision to superior court. A form shall be included with the information, and if the consumer files an appeal, the consumer will be requested to return the form to the Attorney General indicating the cause number and county of the filing.

(4) If the consumer accepts the decision, the Arbitration Service shall send a Notice of Acceptance by certified mail to the manufacturer. A Manufacturer's Intent form shall also be sent. The Intent form shall be returned by the manufacturer within thirty calendar days, of the manufacturer's receipt of Notice of Consumer's Acceptance, to the Attorney General and shall indicate whether the manufacturer intends to comply with the decision or appeal the decision to superior court.

(5) A Verification of Compliance form shall be sent to the consumer by the Attorney General's Office. The Verification of Compliance form shall be completed and returned to the Attorney General by the consumer upon the manufacturer's compliance with the decision.

(6) After forty calendar days from the date of the Notice of Acceptance to the manufacturer, the Attorney General shall determine whether the manufacturer has complied with the arbitration decision or appealed to superior court. If the manufacturer has not complied or appealed, the Attorney General may impose fines authorized by RCW 19.118.090. Information regarding the manufacturer's right to contest the fines shall be provided by the Attorney General.

NEW SECTION

WAC 44-10-210 TECHNICAL CORRECTIONS. (1) The Arbitration Service or the Attorney General may make "technical corrections" to an arbitrator's decision. "Technical corrections" shall generally be defined as computational corrections, typographical corrections, or other minor corrections.

(2) A party may submit to the Arbitration Service a request for technical corrections, in writing, setting forth the requested correction(s) and reason(s). Such request must be received by the Arbitration Service within ten calendar days of the mailing of the arbitrator's written decision.

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

WSR 88-01-093 ADOPTED RULES ATTORNEY GENERAL'S OFFICE

[Order 87-4—Filed December 22, 1987]

I, Kenneth O. Eikenberry, Attorney General, do promulgate and adopt at Olympia, Washington, the annexed rules relating to chapter 19.118 RCW:

New	WAC 44-10-010	Definitions.
New	WAC 44-10-030	Arbitration requests.
New	WAC 44-10-050	Assignment to arbitration service.
New	WAC 44-10-100	Subpoenas.
New	WAC 44-10-120	Withdrawal.
New	WAC 44-10-140	Representation by counsel.
New	WAC 44-10-150	Predecision settlement.
New	WAC 44-10-170	Powers and duties of arbitrators.

This action is taken pursuant to Notice No. WSR 87-22-096 filed with the code reviser on November 4, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 19.118.080 (2) and (7) which directs that the Attorney General's Office has authority to implement the provisions of chapter 19.118 RCW.

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

APPROVED AND ADOPTED December 22, 1987.

By Kenneth O. Eikenberry
Attorney General

NEW SECTION

WAC 44-10-010 DEFINITIONS. Terms, when used in this chapter, shall have the same meaning as terms used in chapter 19.118 RCW. The following definitions shall supplement or aid in the interpretation of the definitions set forth in chapter 19.118 RCW.

(1) The phrase "Arbitration Service" means the agency, firm, board, organization, individual or other entity selected by the Attorney General through a Request For Proposal to conduct the arbitrations provided under chapter 19.118 RCW.

(2) The phrase "Arbitration Special Master" means the individual or group of individuals selected by the Arbitration Service to hear and decide special issues brought before the Arbitration Service by the parties.

(3) The terms "Attorney General" or "Attorney General's Office" means the person duly elected to serve as Attorney General of the State of Washington and delegates authorized to act on his or her behalf.

(4) The term "person" includes every natural person, firm, partnership, corporation, association, or organization.

NEW SECTION

WAC 44-10-030 ARBITRATION REQUESTS. A consumer must submit a completed Request For Arbitration form with copies of supporting documentation to the Attorney General's Office, Lemon Law Administration in Seattle, in order to apply for the new motor vehicle arbitration process. The Request For Arbitration form will be supplied, upon request, by the Attorney General's Office.

NEW SECTION

WAC 44-10-050 ASSIGNMENT TO ARBITRATION SERVICE. (1) After initial screening by the Attorney General, all timely and complete Request For Arbitration forms which have met the jurisdictional requirements of chapter 19.118 RCW shall be date stamped upon approval by the Attorney General and forwarded to the Arbitration Service which will date stamp the request upon receipt.

(2) The Arbitration Service must determine if it will accept the Request For Arbitration or reject the Request For Arbitration, for the reasons set forth in RCW 19.118.090, within three business days after the Attorney General has forwarded the Request For Arbitration to the Arbitration Service.

(3) The Arbitration Service shall date stamp the Request For Arbitration immediately upon acceptance of the request. The acceptance of the request shall commence the running of the thirty calendar day period in which a hearing must be conducted.

NEW SECTION

WAC 44-10-100 SUBPOENAS. (1) A subpoena issued by the Attorney General, pursuant to chapter 19.118 RCW, shall identify the party causing the issuance of the subpoena, designate that the subpoena is issued by the Attorney General pursuant to RCW 19.118.080, state the purpose of the proceeding and shall command the person to whom it is directed to produce designated books, documents, or things under his or her control at the time and place set in the subpoena.

(2) A subpoena may be served by any suitable person over 18 years of age, by exhibiting and reading it to the person, or by giving a copy of the subpoena, or by leaving such copy at the place of his or her abode. When service is made by any other person than an office authorized to serve process, proof of service shall be made by affidavit.

(3) A person to whom a subpoena is directed may move to quash the subpoena. The motion to quash must be accompanied by a short memorandum or statement setting forth the foundation for the motion. Upon motion made promptly, and in any event at or before the time specified in the subpoena for compliance, by the person to whom the subpoena is directed (and upon notice to the party by whom the subpoena was issued) the Arbitration Special Master may quash or modify the subpoena if it is unreasonable or requires evidence not relevant to any matter at issue.

(4) Any objection to the production of evidence shall be treated as a motion to quash to be decided by the Arbitration Special Master.

(5) If a person fails to obey a subpoena, upheld by the Arbitration Special Master, the Attorney General may petition the superior court of the county where the hearing is being conducted for enforcement of the subpoena. The petition shall be accompanied by a copy of the subpoena and proof of service, and shall set forth in what specific manner the subpoena has not been complied with, and shall ask for an order of the court to compel the production of relevant evidence for the arbitration hearing. The court upon such petition shall enter an order directing the person to appear before the court at a time and place to be fixed in such order and then and there to show cause why the person has not responded to the subpoena or has refused to comply. A copy of the order shall be served upon the person. If it appears to the court that the subpoena was properly issued and upheld by the Arbitration Special Master, the court shall enter an order that the person appear at the time and place fixed in the order and produce the required evidence, and on failing to obey said order the person shall be dealt with as for contempt of court.

(6) The Arbitration Service shall have three business days from the receipt of the Manufacturer's Statement to determine whether to submit a request from itself or the parties, to the Attorney General to issue a subpoena for the production of evidence. The person subject to the subpoena must comply or submit a motion to quash before the Arbitration Special Master within five business days of receipt of the subpoena. The Arbitration Special Master shall have five business days to hear and rule on a motion to quash. If the Arbitration Special Master upholds a subpoena the person shall have five business days to comply with the subpoena. If the person does not comply the Attorney General may bring a show cause motion in superior court.

NEW SECTION

WAC 44-10-120 WITHDRAWAL. (1) A consumer may withdraw a request for arbitration at any time;

(a) A withdrawal requested at least three business days prior to the scheduled hearing shall be granted without prejudice, although upon withdrawal, the thirty month statute of limitations shall resume running. A consumer who has withdrawn may resubmit the claim for arbitration. However, if the consumer withdraws the second request, the withdrawal shall be considered a withdrawal with prejudice, with the same effect as a withdrawal under WAC 44-10-120 (1)(b).

(b) A withdrawal requested less than three business days prior to the scheduled hearing shall be granted with prejudice and the consumer shall not be allowed to resubmit the claim for arbitration.

NEW SECTION

WAC 44-10-140 REPRESENTATION BY COUNSEL. (1) Any party to the arbitration hearing may be represented by counsel. If either party opts to be

so represented, said party shall immediately notify the Arbitration Service and the other party of the name and address of the attorney.

(2) The consumer may be represented by himself or herself or by legal counsel, but may not be represented by a non-attorney. However, a person, acting as an interpreter, may assist a party in the presentation of the case if such assistance is necessary because of a mental or physical handicap or language barrier which would preclude the party from adequately representing himself or herself pro se.

(3) A manufacturer may be represented by legal counsel or an appointed representative or agent of the manufacturer.

NEW SECTION

WAC 44-10-150 PRE-DECISION SETTLEMENT OF DISPUTE. (1) One or both of the parties shall notify the Arbitration Service and Attorney General if the dispute is settled at any time after the Request For Arbitration is received and before the decision is rendered. The Attorney General shall verify the terms of the settlement to which the parties have agreed. The disclosure of terms is for statutorily required record keeping only. The settlement is not subject to approval by the Arbitration Service or the Attorney General.

(2) Notice of settlement shall be treated procedurally as if the consumer had withdrawn from the arbitration process, as set forth in WAC 44-10-120.

NEW SECTION

WAC 44-10-170 POWERS AND DUTIES OF ARBITRATORS. (1) Arbitrators shall have the duty to conduct fair and impartial hearings, to take all necessary actions to avoid delay in the disposition of proceedings, to maintain order, and to meet the sixty day time frame required by RCW 19.118.090 for the rendering of a decision. They shall have all powers necessary to meet these ends including, but not limited to, the power:

(a) To consider any and all evidence offered by the parties which the arbitrator deems necessary to an understanding and determination of the dispute;

(b) to request the Attorney General to issue subpoenas to compel the production of documents, records, and things relevant to the dispute;

(c) to regulate the course of the hearings and the conduct of the parties, their representatives and witnesses;

(d) to schedule vehicle inspection by the technical experts, if deemed necessary, at such time and place as the arbitrator determines;

(e) to continue the arbitration hearing to a subsequent date if, at the initial hearing, the arbitrator determines that additional information is necessary in order for said arbitrator to render a fair and accurate decision. Such continuance shall be held within ten calendar days of the initial hearing.

(2) Arbitrators shall maintain their impartiality throughout the course of the arbitration proceedings.

(a) An arbitrator shall sign a written oath prior to the commencement of each arbitration hearing to which he

or she has been assigned, attesting to his or her impartiality in that case.

(b) There shall be no direct communication between the parties and the arbitrators other than at the arbitration hearing. Any other oral or written communications between the parties and the arbitrators shall be channeled through the Arbitration Service for transmittal to the appropriate arbitrator. Any such prohibited contact shall be reported by the arbitrators to the Arbitration Service and noted in the case record.

WSR 88-01-094

NOTICE OF PUBLIC MEETINGS EMERGENCY RESPONSE COMMISSION

[Memorandum—December 22, 1987]

There will be a state Emergency Response Commission meeting on January 7, 1987 [1988], beginning at 8:30 p.m. The meeting will be held in the Emergency Operations Center of the Division of Emergency Management, 4220 East Martin Way, in Olympia.

WSR 88-01-095

PROPOSED RULES BOARD OF PILOTAGE COMMISSIONERS

[Filed December 22, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Pilotage Commissioners intends to adopt, amend, or repeal rules concerning special meeting, WAC 296-116-020;

that the agency will at 9:00 a.m., Thursday, February 11, 1988, in the Henry M. Jackson Federal Building, Seattle, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 88.16.035.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 2, 1988.

This notice is connected to and continues the matter in Notice No. WSR 87-24-081 filed with the code reviser's office on December 2, 1987.

Dated: December 21, 1987

By: Marjorie T. Smitch
Assistant Attorney General

WSR 88-01-096

PROPOSED RULES BOARD OF PILOTAGE COMMISSIONERS

[Filed December 22, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State

Board of Pilotage Commissioners intends to adopt, amend, or repeal rules concerning emergency meeting, WAC 296-116-030;

that the agency will at 9:00 a.m., Thursday, February 11, 1988, in the Henry M. Jackson Federal Building, Seattle, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 88.16.035.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 2, 1988.

This notice is connected to and continues the matter in Notice No. WSR 87-24-082 filed with the code reviser's office on December 2, 1987.

Dated: December 21, 1987

By: Marjorie T. Smitch
Assistant Attorney General

WSR 88-01-097

PROPOSED RULES

BOARD OF PILOTAGE COMMISSIONERS

[Filed December 22, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Pilotage Commissioners intends to adopt, amend, or repeal rules concerning licensing of pilots, WAC 296-116-080;

that the agency will at 9:00 a.m., Thursday, February 11, 1988, in the Henry M. Jackson Federal Building, Seattle, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 88.16.090.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 2, 1988.

This notice is connected to and continues the matter in Notice No. WSR 87-24-083 filed with the code reviser's office on December 2, 1987.

Dated: December 21, 1987

By: Marjorie T. Smitch
Assistant Attorney General

WSR 88-01-098

PROPOSED RULES

BOARD OF PILOTAGE COMMISSIONERS

[Filed December 22, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Pilotage Commissioners intends to adopt, amend, or repeal rules concerning physical requirements, WAC 296-116-120;

that the agency will at 9:00 a.m., Thursday, February 11, 1988, in the Henry M. Jackson Federal Building, Seattle, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 88.16.090.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 2, 1988.

This notice is connected to and continues the matter in Notice No. WSR 87-24-085 filed with the code reviser's office on December 2, 1987.

Dated: December 21, 1987

By: Marjorie T. Smitch
Assistant Attorney General

WSR 88-01-099

PROPOSED RULES

BOARD OF PILOTAGE COMMISSIONERS

[Filed December 22, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Pilotage Commissioners intends to adopt, amend, or repeal rules concerning exempt vessels, WAC 296-116-360;

that the agency will at 9:00 a.m., Thursday, February 11, 1988, in the Henry M. Jackson Federal Building, Seattle, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 88.16.070.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 2, 1988.

This notice is connected to and continues the matter in Notice No. WSR 87-24-086 filed with the code reviser's office on December 2, 1987.

Dated: December 21, 1987

By: Marjorie T. Smitch
Assistant Attorney General

WSR 88-01-100

PROPOSED RULES

BOARD OF PILOTAGE COMMISSIONERS

[Filed December 22, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Pilotage Commissioners intends to adopt, amend, or repeal rules concerning procedure for refusal of certain pilots by shippers or agents, WAC 296-116-400;

that the agency will at 9:00 a.m., Thursday, February 11, 1988, in the Henry M. Jackson Federal Building,

Seattle, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 88.16.035.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 2, 1988.

This notice is connected to and continues the matter in Notice No. WSR 87-24-087 filed with the code reviser's office on December 2, 1987.

Dated: December 21, 1987

By: Marjorie T. Smitch
Assistant Attorney General

WSR 88-01-101

PROPOSED RULES

BOARD OF PILOTAGE COMMISSIONERS

[Filed December 22, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Pilotage Commissioners intends to adopt, amend, or repeal rules concerning definition of Grays Harbor pilotage district, WAC 296-116-410;

that the agency will at 9:00 a.m., Thursday, February 11, 1988, in the Henry M. Jackson Federal Building, Seattle, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 88.16.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 2, 1988.

This notice is connected to and continues the matter in Notice No. WSR 87-24-088 filed with the code reviser's office on December 2, 1987.

Dated: December 21, 1987

By: Marjorie T. Smitch
Assistant Attorney General

WSR 88-01-102

PROPOSED RULES

DEPARTMENT OF LICENSING

(Board of Nursing)

[Filed December 22, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Nursing intends to adopt, amend, or repeal rules concerning application requirements for ARNP, WAC 308-120-335;

that the agency will at 10:00 a.m., Thursday, January 28, 1988, in the Airport Hilton, 17620 Pacific Highway South, Seattle, WA, and at 8:45 a.m., Friday, March 4, 1988, in the Ridpath Motor Inn, Legend A, First and

Stevens Streets, Spokane, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on March 4, 1988.

The authority under which these rules are proposed is RCW 18.88.030(2), 18.88.080, 18.88.086, 18.88.140 and 18.130.050.

The specific statute these rules are intended to implement is RCW 18.88.030(2), 18.88.080, 18.88.086, 18.88.140 and 18.130.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 12, 1988.

Dated: December 18, 1987

By: Constance Roth, R.N., Ed.D.
Executive Secretary/Program Manager

STATEMENT OF PURPOSE

Title and Number of Rule Sections or Chapters: WAC 308-120-335 Application requirements for ARNP.

Statutory Authority for the Rules: RCW 18.88.030(2), 18.88.080, 18.88.086, 18.88.140 and 18.130.050.

Specific Statute that Rule is Intended to Implement: RCW 18.88.030(2), 18.88.080, 18.88.086, 18.88.140 and 18.130.050.

Summary of the Rules: WAC 308-120-335 provides for the requirements in order to be designated an ARNP.

Reasons Supporting the Proposed Actions: To extend the date on which evidence of a masters degree will be required from 1990 to 1995, and to change other related dates.

Responsible Personnel: In addition to members of the board of nursing, and the director of the Department of Licensing, the following individual has knowledge of and responsibility for drafting, implementing, and enforcing these rules: Constance Roth, R.N., Ed.D., Executive Secretary/Program Manager, Division of Professional Licensing, P.O. Box 9649, Olympia, WA 98504, (206) 753-3726 comm, 234-3726 scan.

Name of Person or Organization that is Proposing the Rules: Washington State Board of Nursing.

Agency Comments or Recommendations: None.

These rules are not necessary to comply with a federal law or a federal or state court decision.

Small Business Economic Impact Statement: Not required and has not been filed since these rules do not impact more than 20 percent of all industries, or more than 10 percent of any one industry as that term is defined by RCW 19.85.020(3).

AMENDATORY SECTION (Amending Order PL 569, filed 11/26/85)

WAC 308-120-335 APPLICATION REQUIREMENTS FOR ARNP. A registered nurse applicant for designation as an ARNP shall:

(1) After January 1, (~~1990~~) 1995 show evidence of a master's degree in the nursing or health care field from an accredited college or university, except for those applicants who provide documentation as requested by the board that the applicant was:

(a) Certified by a board approved national certification program prior to December 31, (~~1989~~) 1994; and

- (b) Recognized by another state board of nursing for advanced practice prior to December 31, ~~((1989))~~ 1994.
- (2) Meet the requirements of WAC 308-120-300.
- (3) Submit a completed application on a form furnished by the board.
- (4) Submit evidence of certification by a certification program approved by the board.
- (5) Submit a nonrefundable fee as specified in WAC 308-120-275.

WSR 88-01-103
PROPOSED RULES
DEPARTMENT OF LICENSING
(Board of Nursing)
 [Filed December 22, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Nursing intends to adopt, amend, or repeal rules concerning criteria for approved refresher course, WAC 308-120-186;

that the agency will at 9:30 a.m., Thursday, January 28, 1988, in the Airport Hilton, 17620 Pacific Highway South, Seattle, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 18.88.080, 18.88.086 and 18.130.050.

The specific statute these rules are intended to implement is RCW 18.88.080, 18.88.086 and 18.130.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 18, 1988.

Dated: December 18, 1987

By: Constance Roth, R.N., Ed.D.
 Executive Secretary/Program Manager

STATEMENT OF PURPOSE

Title and Number of Rule Sections or Chapters:
 WAC 308-120-186 Criteria for approved refresher course.

Statutory Authority for the Rules: RCW 18.88.080, 18.88.086 and 18.130.050.

Specific Statute that Rule is Intended to Implement:
 RCW 18.88.080, 18.88.086 and 18.130.050.

Summary of the Rules: WAC 308-120-186 provides for refresher course requirements.

Reasons Supporting the Proposed Actions: To update, restate, and clarify the board's requirements and criteria related to approved refresher courses.

Responsible Personnel: In addition to members of the board of nursing, and the director of the Department of Licensing, the following individual has knowledge of and responsibility for drafting, implementing, and enforcing these rules: Constance Roth, R.N., Ed.D, Executive Secretary/Program Manager, Division of Professional Licensing, P.O. Box 9649, Olympia, WA 98504, (206) 753-3726 comm, 234-3726 scan.

Name of the Person or Organization that is Proposing the Rules: Washington State Board of Nursing.

Agency Comments or Recommendations: None.

These rules are not necessary to comply with a federal law or a federal or state court decision.

Small Business Economic Impact Statement: Not required and has not been filed since these rules do not impact more than 20 percent of all industries, or more than 10 percent of any one industry as that term is defined by RCW 19.85.020(3).

AMENDATORY SECTION (Amending Order PL-305, filed 5/15/79)

WAC 308-120-186 CRITERIA FOR APPROVED REFRESHER COURSE. (1) Philosophy, purpose and objectives.

(a) Philosophy, purpose and objectives of the course shall be clearly stated and available in written form. They shall be consistent with the definition of nursing as outlined in RCW 18.88.030.

(b) Objectives reflecting the philosophy shall be stated in behavioral terms and describe the capabilities and competencies of the graduate.

(2) Faculty.

(a) All nurse faculty shall hold a current license to practice as a registered nurse in the state of Washington.

(b) All faculty shall be qualified academically and professionally for their respective areas of responsibility.

~~(c) ((There shall be an adequate number of qualified faculty to develop and implement the program and achieve the stated objectives. The maximum faculty/student ratio in the clinical area shall be 1 to 12. Exceptions shall be justified to and approved by the board))~~ All faculty shall be qualified to develop and implement the program of study.

~~(d) Faculty shall be sufficient in number to achieve the stated program objectives.~~

~~(e) The maximum faculty to student ratio in the clinical area shall be 1 to 12. Exceptions shall be justified to and approved by the board.~~

(3) Course content.

~~(a) The course content shall consist of a minimum of forty hours core course content, forty hours of specialty course content, and one hundred sixty hours of clinical practice in the specialty area.~~

~~(b) The course content, length, methods of instruction and learning experiences shall be consistent with the philosophy and objectives of the course. Outlines and descriptions of all learning experiences shall be available in writing.~~

~~((tb))~~ (c) The core course content shall include, but not be limited to, a minimum of ~~((eighty))~~ forty hours of theory in current basic concepts of:

(i) Nursing process;

(ii) Pharmacology;

(iii) Review of the concepts in the areas of:

(A) Professional nursing today including legal expectations;

(B) Basic communications and observational practices needed for identification, reporting, and recording patient needs; and

(C) Basic physical, biological and social sciences necessary for practice; and

(iv) Review and updating of basic nursing knowledge ~~((necessary for assisting people with:~~

~~(A) Maintenance of physical and mental health throughout life span;~~

~~(B) Medical/surgical problems;~~

~~(C) Behavioral problems;~~

~~(D) Problems of development and aging)).~~

~~(d) The specialty course content shall include, but not be limited to, a minimum of forty hours of theory in current specialty nursing practice concepts of basic nursing related to the special area of interest such as surgical; pediatrics; obstetrics; psychiatric; acute, intensive, or extended care nursing; or community health nursing.~~

~~((t))~~ (e) The clinical course content shall include a minimum of one hundred sixty hours of clinical practice in the specialty area(s) listed in ~~((subsection (b) above))~~ (c), (d), and (e) of this subsection. Exceptions shall be justified to and approved by the board.

~~((td))~~ Examinations shall be given to measure knowledge of content: ~~((t))~~ (4) Evaluation.

(a) Evaluation methods shall be used to measure the student's achievement of the stated theory and clinical objectives.

~~((t+))~~ (b) The course shall be periodically evaluated by faculty and students.

(5) Admission requirements.

(a) Requirements for admission shall be available in writing.

(b) All students shall hold a current valid RN license or a limited educational license approved by the Washington state board of nursing.

(6) Records.

(a) Evidence that the student has successfully completed the course and met the stated objectives shall be kept on file.

(b) ~~The refresher course provider shall submit a ((letter certifying)) certification of successful completion of the course ((shall be sent))~~ to the Washington state board of nursing office.

(7) Refresher courses taken outside of the state of Washington shall be reviewed individually for approval by the board prior to starting the course.

WSR 88-01-104

ADOPTED RULES

DEPARTMENT OF LICENSING

(Board of Osteopathic Medicine and Surgery)

[Order PM 698—Filed December 22, 1987]

Be it resolved by the Washington State Board of Osteopathic Medicine and Surgery acting at the Fifth Avenue Hospital, 10560 Fifth Avenue N.E., Seattle, WA, that it does adopt the annexed rules relating to:

- New WAC 308-138-325 Health care service contractors and insurance carriers.
- New WAC 308-138-328 Professional review organizations.

This action is taken pursuant to Notice No. WSR 87-20-098 filed with the code reviser on October 7, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 18.130.270 [18.130.070] and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED November 13, 1987.

By Joseph T. Palermo, D.O.
Chairman

NEW SECTION

WAC 308-138-325 HEALTH CARE SERVICE CONTRACTORS AND DISABILITY INSURANCE CARRIERS. The executive officer of every health care service contractor and disability insurer regulated under chapters 48.20, 48.21, 48.21A, or 48.44 RCW, shall report to the board all final determinations that an osteopathic physician may have engaged in unprofessional conduct, or by reason of mental or physical impairment may be unable to practice the profession with reasonable skill and safety.

NEW SECTION

WAC 308-138-328 PROFESSIONAL REVIEW ORGANIZATIONS. Unless prohibited by federal law, every professional review organization operating within the state of Washington shall report to the board any

determinations that an osteopathic physician or osteopathic physician's assistant may have engaged in unprofessional conduct, or by reason of mental or physical impairment may be unable to practice the profession with reasonable skill and safety.

WSR 88-01-105

NOTICE OF PUBLIC MEETINGS

HUMAN RIGHTS COMMISSION

[Memorandum—December 21, 1987]

The Washington State Human Rights Commission will hold its next regular commission meeting/retreat in Ocean Shores on January 21, 22, and 23, 1988. The meeting will be held at the Canterbury Inn, Conference Room, Ocean Shores Boulevard, Ocean Shores. The regular business meeting will be held on January 21 from 7:00 p.m. to 9:00 p.m. The planning and work sessions will be held on January 21 from 9:00 p.m. to 10:00 p.m., on January 22 from 9:00 a.m. to 4:30 p.m., and on January 23 from 9:00 a.m. to 12:00 p.m. The commissioners will be setting goals for the 1988 calendar year.

WSR 88-01-106

NOTICE OF PUBLIC MEETINGS

HUMAN RIGHTS COMMISSION

[Memorandum—December 21, 1987]

The Human Rights Commission has scheduled its meetings for 1988 as follows. A work session for the commissioners and required staff will be held the evening prior to each meeting, except for the January meeting.

<u>DATE</u>	<u>LOCATION</u>
January 21, 22, 23	Ocean Shores
February 25	Olympia
March 24	Tacoma
April 28	Everett
May 26	Port Angeles
June 23	Spokane
July 28	Walla Walla
August	No meeting
September 22	Yakima
October 27	Bellingham
November 16	Vancouver
December 16	Seattle

WSR 88-01-107

NOTICE OF PUBLIC MEETINGS

HIGHER EDUCATION PERSONNEL BOARD

[Memorandum—December 22, 1987]

NOTICE OF HIGHER EDUCATION PERSONNEL BOARD MEETINGS - 1988

<u>DATE</u>	<u>LOCATION</u>
January 15	The Evergreen State College Olympia, Washington

- February 19 Highline Community College
240th and Pacific Way
Midway, Washington
- March 18 Lower Columbia College
1600 Maple Street
Longview, Washington
- April 15 Olympic College
16th and Chester
Bremerton, Washington
- May 20 Washington State University
Extension Center
7612 Pioneer Way East
Puyallup, Washington
- June 17 Edmonds Community College
20000 68th Avenue West
Lynnwood, Washington
- July 15 Peninsula College
1502 East Lauridsen Boulevard
Port Angeles, Washington
- September 16 Eastern Washington University
Cheney, Washington
- October 21 Western Washington University
Bellingham, Washington
- December 2 University of Washington
Burke Memorial Museum
Seattle, Washington

WSR 88-01-108
ADOPTED RULES
STATE BOARD OF EDUCATION
[Order 17-87—Filed December 22, 1987]

Be it resolved by the State Board of Education, acting at the Spokane Convention Center, Spokane, Washington, that it does adopt the annexed rules relating to courses of study and equivalencies, chapter 180-50 WAC.

This action is taken pursuant to Notice No. WSR 87-22-104 filed with the code reviser on November 4, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 28A.04.120(6) and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 11, 1987.
By Monica Schmidt
Secretary

AMENDATORY SECTION (Amending Order 12-84, filed 10/4/84)

WAC 180-50-310 EQUIVALENCY COURSE OF STUDY—CREDIT FOR CORRESPONDENCE COURSES AND COLLEGE COURSES. Each common school district board of directors shall adopt rules governing the acceptance of correspondence or college courses for credit, including high school graduation credit. Such rules shall limit acceptance to courses from approved schools or institutions and shall be available upon request for review by students, parents, the public, and representatives of the superintendent of public instruction. The following are approved schools:

(1) Schools (~~approved by~~) that are members of the National University (~~Extension~~) Continuing Education Association or accredited by the National Home Study Council;

(2) Community colleges, vocational-technical institutes, four-year colleges and universities, and approved private schools in Washington state; and

(3) Other schools or institutions which are approved, after evaluation of a particular course offering, by the school district.

WSR 88-01-109
ADOPTED RULES
STATE BOARD OF EDUCATION
[Order 18-87—Filed December 22, 1987]

Be it resolved by the State Board of Education, acting at the Spokane Convention Center, Spokane, Washington, that it does adopt the annexed rules relating to high school graduation requirements, chapter 180-51 WAC.

This action is taken pursuant to Notice No. WSR 87-22-105 filed with the code reviser on November 4, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 28A.05-.062 and 28A.05.064 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 11, 1987.
By Monica Schmidt
Secretary

AMENDATORY SECTION (Amending Order 12-85, filed 6/5/85)

WAC 180-51-060 MINIMUM SUBJECT AREAS FOR HIGH SCHOOL GRADUATION. The minimum subject areas and credits therein shall be:

SUBJECT	CREDIT
English	3
Mathematics	2
Science	2
Social Studies	2 1/2
United States History and Government	(1)
Washington State History and Government	(1/2)*
Contemporary World History, Geography, and Problems	(1)*
Occupational Education	1
Physical Education	2
<u>Restricted Elective</u>	<u>**</u> 1

*See WAC 180-51-075 for equivalencies.

**This one credit requirement must be selected from fine, visual, or performing arts or any of the subject areas listed above.

Electives	5 1/2
Total	((+8)) 19

The minimum elective credits shall be met by additional courses in the required subject areas, by specific local district requirements, or by any course offered pursuant to WAC 180-50-115.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 180-51-062 FINE, VISUAL, OR PERFORMING ARTS REQUIREMENT.

WSR 88-01-110

PROPOSED RULES

COUNTY ROAD ADMINISTRATION BOARD

[Filed December 22, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the County Road Administration Board intends to adopt, amend, or repeal rules regarding the allocation of RATA funds to approved RAP projects, chapter 136-160 WAC and regarding regional prioritization of regional RAP projects, chapter 136-130 WAC:

New	WAC 136-160-065	Use of RATA funds for emergent projects.
Amd	WAC 136-160-050	Project approval and RATA fund allocation.
Amd	WAC 136-130-050	Project prioritization in northeast region.
Amd	WAC 136-130-060	Project prioritization in southeast region.
Amd	WAC 136-130-070	Project prioritization in southwest region;

that the agency will at 4:30 p.m., Wednesday, January 27, 1988, in the Enzian Motor Inn, Leavenworth,

Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 36.79.060.

The specific statute these rules are intended to implement is RCW 36.79.140.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 15, 1988.

Dated: December 1, 1987

By: Ernest Geissler
Director

STATEMENT OF PURPOSE

Title: Use of RATA funds for emergent projects.

Description of Purpose: Rule to allocate RATA funds for emergent projects.

Statutory Authority: RCW 36.79.060.

Specific Statute: RCW 36.79.140.

Summary of Rule: If regional RATA funds are available, emergent RAP projects may be approved and RATA funds allocated beyond any county limit.

Reasons Supporting Proposed Action: To provide counties with additional funds for emergent projects unanticipated at the time of regular project submittals.

Title: WAC 136-130-050, administration of the rural arterial program.

Description of Purpose: To amend the project prioritization procedure in the northeast region.

Statutory Authority: RCW 36.79.060.

Specific Statute: RCW 36.79.090.

Summary of Rule: The apportionment would be divided between [between] federal bridge replacement matching, reconstruction, and 3R type projects.

Reasons Supporting Proposed Action: Requested by the counties involved.

Title: WAC 136-130-060 and 136-160-050, administration of the rural arterial program.

Description of Purpose: To amend the maximum amount of trust account funds which can be allocated to any one county in the southeast region.

Statutory Authority: RCW 36.79.060.

Specific Statute: RCW 36.79.090 and 36.79.140.

Summary of Rule: The maximum amount of trust account funds which can be allocated to any one county in the southeast region shall be 15% of the regional apportionment.

Reasons Supporting Proposed Action: Requested by the counties involved.

Title: WAC 136-130-070, administration of the rural arterial program.

Description of Purpose: To amend the project prioritization procedure in the southwest region.

Statutory Authority: RCW 36.79.060.

Specific Statute: RCW 36.79.090.

Summary of Rule: Asphalt surfaces with concrete base would be treated the same as Portland cement surfaces.

Reasons Supporting Proposed Action: Requested by the counties involved.

Agency Personnel Responsible: Ernest Geissler, director.

Organization Proposing Rule: County Road Administration Board.

Agency Recommendation: The CRABoard is recommending the proposed new language as requested.

The rules are not the product of federal law or federal or state court action.

NEW SECTION

WAC 136-160-065 USE OF RATA FUNDS FOR EMERGENT PROJECTS. If regional RATA funds are available, the CRABoard may approve emergent RAP projects and allocate RATA funds beyond any county limit as defined in WAC 136-160-050 of such projects.

AMENDATORY SECTION (Amending Order 63 [63-P], filed 10/15/85 [10/15/86])

WAC 136-130-050 PROJECT PRIORITIZATION IN NORTHEAST REGION (NER). Each county in the NER may submit projects requesting RATA funds not to exceed 30% per county of the NER biennial apportionment. Each project shall be rated in accordance with the NER RAP Rating Procedures. The NER biennial apportionment shall be divided as follows:

1. 10% shall be reserved for stand-alone bridge projects where RATA funds are to be used as a match for Federal Bridge Replacement funds;
2. 45% shall be reserved for reconstruction of rural arterials; and
3. 45% shall be reserved for Resurfacing-Restoration-Rehabilitation (3R) type projects.

Bridge projects may be submitted requesting RATA funds under one of the following conditions:

1. ~~(10% of the NER biennial apportionment shall be reserved for stand-alone bridge projects in each biennium.)~~ Bridges must be approved for Federal Bridge Replacement funding and RATA funds shall be used only as a match for such Federal funding. Bridges will be ranked for RATA funding using the WSDOT priority list. Whatever part of the bridge reserve is not allocated to bridge projects in each biennium shall be available for allocation to other RAP projects.

2. A stand-alone bridge project may be submitted as an ordinary RAP project provided that its priority rating has been computed by the bridge rating method in the NER RAP rating procedures ~~(same procedure applied to all other projects, and provided further that RATA funds shall be used only as a match for Federal funds.)~~ Such projects shall not be considered for funding from the bridge reserve described above.

3. A RAP project may include a bridge when the cost of the bridge does not exceed 20% of the total project cost.

NER RAP rating points for reconstruction projects, 3R projects or non-Federal Bridge Replacement projects shall be assigned on the basis of 100 points for a condition rating and 50 points for a service rating. The priority rating equals two and one half times the product of the service rating to the 1.25 power and the common logarithm of the number obtained by dividing 100 by the condition rating. Prioritization of NER projects shall be on the basis of total NER RAP rating points shown on the appropriate project worksheet and the prospectus form of the project application. (Amended 2-13-86) (Amended 10-2-86)

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

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

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

AMENDATORY SECTION (Amending Order 56, filed 7/30/84)

WAC 136-130-060 PROJECT PRIORITIZATION IN SOUTHEAST REGION (SER). Each county in the SER may submit projects requesting RATA funds not to exceed ~~(\$1,000,000)~~ 30% per county of the SER biennial apportionment. Each project shall be rated in accordance with the SER RAP Rating Procedures. 10% of the SER biennial apportionment shall be reserved for stand-alone bridge projects in each biennium. Whatever part of the bridge reserve is not allocated to bridge projects in each biennium shall be available for allocation to other RAP projects. SER RAP rating points shall be assigned on the basis of 40 points for structural condition, 30 points for geometrics, 20 points for traffic volume and 10 points for traffic accidents. Prioritization of SER projects shall be on the basis of total SER RAP rating points shown on the project worksheet and the prospectus form of the project application.

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

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

AMENDATORY SECTION (Amending Order 61, filed 2/20/86)

WAC 136-130-070 PROJECT PRIORITIZATION IN SOUTHWEST REGION (SWR). Each county in the SWR may submit projects requesting RATA funds not to exceed \$200,000 per project and \$800,000 per county. No bridge replacement projects will be funded. Each project shall be rated in accordance with the SWR RAP Rating Procedures. SWR RAP rating points shall be assigned on the basis of 25 points for structural condition, 25 points for road surface condition, 30 points for geometrics, 10 points for traffic volume and 10 points for traffic accidents, except that portland cement surfaces and asphalt surfaces with cement concrete bases shall have 50 points for road surface condition and no points for structural condition. Prioritization of SWR projects shall be on the basis of total SWR RAP rating points shown on the project worksheets and the prospectus form of the project application. (Amended 2-13-86)

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

AMENDATORY SECTION (Amending Order 65, filed 5/12/87)

WAC 136-160-050 PROJECT APPROVAL AND RATA FUND ALLOCATION. The CRABoard will meet as soon as feasible after the passage of each biennial budget by the Legislature to approve RAP projects and allocate RATA funds. RAP projects shall be approved by region in order of their regional priority and RATA funds shall be allocated up to a cumulative dollar amount no greater than 90% of the RATA construction appropriation included in the biennial budget; provided, however, that no county shall receive a total RATA fund allocation greater than the following amounts in the respective regions: NWR, \$500,000; NER, 15% of the regional apportionment; SER, ~~(\$500,000)~~ 15% of the regional apportionment; and SWR, \$400,000. The remaining construction appropriation may be allocated to approved projects later in the biennium at a time deemed appropriate by the CRABoard.

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

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

WSR 88-01-111
PROPOSED RULES
DEPARTMENT OF LABOR AND INDUSTRIES
 [Filed December 22, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Labor and Industries intends to adopt, amend, or repeal rules concerning the public hearing scheduled for December 22, 1987, at 10:00 a.m. in the First Floor Conference Room of the General Administration Building, Olympia, Washington is being continued to January 22, 1987 [1988], at 10:00 a.m., same location, concerning: Medical aid rules and maximum fee schedule, WAC 296-20-045 and 296-23-620 dealing with chiropractic consultations in cases where injured workers' conservative or chiropractic care extends past 120 days following the initial visit, and WAC 296-21-128 dealing with the unit value for procedure code 99140;

that the agency will at 10:00 a.m., Friday, January 22, 1988, in the First Floor Conference Room, General Administration Building, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on January 29, 1988.

The authority under which these rules are proposed is RCW 51.04.020(4) and 51.04.030.

The agency reserves the right to modify the text of these proposed rules and changes prior to the public hearing thereon or in response to written and/or oral comments thereon received prior to or during the public hearing.

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

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

Taylor Dennen, Assistant Director
 for Medical Services
 Department of Labor and Industries
 General Administration Building
 Mailstop: HC-251
 Olympia, Washington 98504

This notice is connected to and continues the matter in Notice No. WSR 87-23-052 filed with the code reviser's office on November 18, 1987.

Dated: December 22, 1987

By: Joseph A. Dear
 Director

WSR 88-01-112
NOTICE OF PUBLIC MEETINGS
BUILDING CODE COUNCIL
 [Memorandum—December 22, 1987]

1988 Meeting Schedule

January 15	9:00 a.m.	Sea-Tac
February 12	9:00 a.m.	Sea-Tac
March 11	9:00 a.m.	Spokane
April 7 and 8	9:00 a.m.	Sea-Tac

May 13	9:00 a.m.	Everett
June 10	9:00 a.m.	Sea-Tac
July 8	9:00 a.m.	Sea-Tac
August 12	9:00 a.m.	Sea-Tac
September 14	9:00 a.m.	Seattle
October 14	9:00 a.m.	Tri-Cities
November 18	9:00 a.m.	Sea-Tac
December 9	9:00 a.m.	Sea-Tac

Meetings of council committees will be held as part of the council meeting.

Note that the September 14 meeting is on a Wednesday and November 18 is on the third Friday in November.

WSR 88-01-113
WITHDRAWAL OF PROPOSED RULES
UTILITIES AND TRANSPORTATION
COMMISSION
 [Filed December 23, 1987]

This memorandum is sent pursuant to WAC 1-12-033 as a notice of withdrawal, withdrawing WAC 480-80-331 relating to utility contracts, Cause No. U-87-882-R. The rule was noticed under WSR 87-21-057 filed October 16, 1987.

Paul Curl
 Acting Secretary

WSR 88-01-114
ADOPTED RULES
UTILITIES AND TRANSPORTATION
COMMISSION
 [Order R-267, Cause No. U-87-1452-R—Filed December 23, 1987]

In the matter of amending chapter 480-08 WAC relating to procedures for handling confidential materials.

This action is taken pursuant to Notice No. WSR 87-21-056 filed with the code reviser on October 16, 1987. The rule change hereinafter adopted shall take effect pursuant to RCW 34.04.040(2).

This rule-making proceeding is brought on pursuant to RCW 80.01.040, 80.04.095 and 42.17.310 and is intended administratively to implement these statutes.

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

Pursuant to the foregoing notice the above matter was scheduled for consideration at 9:00 a.m., Wednesday, December 16, 1987, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, Washington, before Chairman Sharon L. Nelson and Commissioners Richard D. Casad and A. J. Pardini.

Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or

arguments to the commission in writing on or before to December 10, 1987, and to submit data, views, or arguments orally at the time and place specified.

At the December 16, 1987, meeting the commission considered the rule proposal. Written comments had been filed by Robert J. Tomlinson, on behalf of Washington Natural Gas Company; Judith A. Endejan for General Telephone Company of the Northwest; Charles A. Finklea for the Northwest Industrial Gas Users; and Charles F. Adams for the Public Counsel Division of the Office of the Attorney General. Oral comments were presented by Mary Ann Hutton for the Northwest Industrial Gas Users.

In its review of the written and oral comments, the commission is satisfied that the rules as proposed adequately address the provisions of chapter 107, Laws of 1987. However, one clarification of the commission's intent is appropriate. It is not intended by these rules that the public counsel division of the Office of the Attorney General be considered or treated as a "requester" as that term is defined in section 3. To require public counsel to invoke "public records" procedures to secure information in the files of the commission, and to subject that office to possible harassing court litigation in attaining such information would be to countenance a procedure that would frustrate the proper functioning of that division under RCW 80.04.510. In addition, the commission is of the view that any such information secured by that office would not lose its confidential status in any event, so that any claim of confidentiality would not be breached.

The rule change affects no economic values.

In reviewing the entire record herein, it has been determined that WAC 480-08-015 should be adopted as set forth in Appendix A shown below and by this reference made a part hereof. WAC 480-08-015 as adopted will establish a procedure for handling materials filed with the commission which are designated confidential, as well as a procedure for treating requests for such documents under the public information laws.

ORDER

WHEREFORE, IT IS ORDERED That WAC 480-08-015 as set forth in Appendix A, be adopted as a rule of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.04.040(2).

IT IS FURTHER ORDERED That the order and the annexed rule, after first being recorded in the order register of the Washington Utilities and Transportation Commission, shall be forwarded to the code reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

DATED at Olympia, Washington, this 18th day December, 1987.

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

APPENDIX "A"

[NEW SECTION]

WAC 480-08-015 SUBMISSION OF "CONFIDENTIAL" INFORMATION. (1) General The Commission will provide special handling and limited access to confidential information properly submitted pursuant to this section. Nothing in this rule shall foreclose the entry and enforcement of protective orders in specific cases.

(2) Designated Official The Secretary of the Commission is responsible for the implementation of this rule.

(3) Definitions.

"Confidential information". As used in this rule, confidential information consists of and is limited to information filed with or provided to the Commission or its staff which is protected from inspection or copying under Chapter 42.17 RCW. In the absence of a challenge, information designated as confidential under this rule will be presumed to meet this definition. In the event of a challenge, the burden of proving that the statutory definition applies is on the party asserting confidentiality.

"Provider". Any person who submits information to the Commission or Commission staff under a claim of confidentiality pursuant to this rule.

"Requester". Any person who submits a data request (in a contested case) or a request for public documents under the State Public Disclosure Law.

(4) How to Seek Protection Under This Rule.

A provider may claim the protection of this rule only by strict compliance with the following requirements:

(a) The claim of confidentiality must be submitted in writing on a form provided by the Secretary or in a letter providing equivalent supporting information. The provider must identify any person (other than the provider itself) which might be directly affected by disclosure of the confidential information.

(b) The confidential information must be clearly marked "Confidential". Marking must include the first page of a multi-page document and each specific page which contains allegedly confidential information.

(c) The confidential information must be sealed in an envelope or similar wrapping which is clearly marked "Confidential".

(d) If the confidential information is submitted under the provisions of a protective order, said order must be cited in the form or letter claiming confidentiality. The "Confidential" mark should indicate "Confidential per Protective Order in WUTC Docket No. _____".

(5) Requests for "Confidential Information".

Information designated confidential will be released upon a request properly filed under the following requirements.

(a) The requester shall submit a written request to the Secretary on a form provided by the Commission or in a letter containing equivalent supporting information. The request must, at a minimum, identify the requester by name, address, any organization represented, and whether the information sought is to be used for a commercial purpose.

(b) The request must be sufficiently specific to allow the Secretary to readily identify the documents or other

material which contains the information requested. Upon receipt of a request for confidential information, the Secretary will notify the requester of any deficiency which has been identified in the request. It will be the responsibility of the requester to correct the request and re-submit same pursuant to this rule. No action will be taken pending resubmission.

(c) The requester shall commit to prepayment of copying fees designated by the Secretary.

(6) Informal Resolution.

When the Secretary finds that the request may be satisfied without disclosing confidential information, the Secretary will attempt to facilitate an informal resolution.

(7) Release of Information.

Any information alleged to be exempt from inspection and copying pursuant to Section 1, Chapter 107, Laws of 1987, shall be released only upon notice to the provider and any person identified by the provider as one who might be directly affected by release of the information so as to allow invocation of the statutory procedures for securing a court order protecting the records as confidential. Such notice shall be given not more than two days following location of the materials requested, and determination that they contain information claimed to be confidential. Notice will be given in writing, either by first class mail or by transmission of a copy of the request by electronic facsimile. Notice by mail shall be deemed complete in accordance with WAC 480-08-060(4), and facsimile shall be deemed complete when transmission is complete. A copy of the notice will be forwarded concurrently to the requester.

If the provider consents to the release of the information, in writing or facsimile, or does not restrain disclosure by way of court order within ten days following notice, the information shall thereupon be deemed public, shall be so designated in the files of the Commission, and shall promptly be released to the requester. The foregoing shall not apply if the request is withdrawn or modified so as to exclude confidential material, or if the requester agrees in writing to the satisfaction of the provider to be bound by a pre-existing and effective protective order.

(8) Judicial Intervention.

The Commission need not assist any person in seeking or resisting judicial intervention, but reserves the right to participate in any such proceeding as its interest may appear.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

30-130, 480-40-090, 480-70-010, 480-70-020, 480-80-125 and 480-149-120 relating to address changes.

This action is taken pursuant to Notice No. WSR 87-22-080 filed with the code reviser on November 4, 1987. The rule change hereinafter adopted shall take effect pursuant to RCW 34.04.040(2).

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

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

Pursuant to Notice No. WSR 87-22-080 the above matter was scheduled for consideration at 9:00 a.m., Wednesday, December 9, 1987, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, Washington, before Commissioners Richard D. Casad and A. J. Pardini.

Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments to the commission in writing prior to December 4, 1987. Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments orally at 9:00 a.m., Wednesday, December 9, 1987, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, Washington.

At the December 9, 1987, meeting the commission considered the rule change proposal. No written or oral comments were received.

The rule change affects no economic values.

In reviewing the entire record herein, it has been determined that WAC 480-08-010, 480-12-005, 480-12-015, 480-30-050, 480-30-060, 480-30-130, 480-40-090, 480-70-010, 480-70-020, 480-80-125 and 480-149-120 should be amended to read as set forth in Appendix A shown below and by this reference made a part hereof. WAC 480-08-010, 480-12-005, 480-12-015, 480-30-050, 480-30-060, 480-30-130, 480-40-090, 480-70-010, 480-70-020, 480-80-125 and 480-149-120 as amended will reflect the commission's correct address in its published rules.

ORDER

WHEREFORE, IT IS ORDERED That WAC 480-08-010, 480-12-005, 480-12-015, 480-30-050, 480-30-060, 480-30-130, 480-40-090, 480-70-010, 480-70-020, 480-80-125 and 480-149-120 as set forth in Appendix A, be amended as rules of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.04.040(2).

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

WSR 88-01-115

ADOPTED RULES

**UTILITIES AND TRANSPORTATION
COMMISSION**

[Order R-283, Cause No. T-2118—Filed December 23, 1987]

In the matter of amending WAC 480-08-010, 480-12-005, 480-12-015, 480-30-050, 480-30-060, 480-

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

DATED at Olympia, Washington, this 18th day of December, 1987.

Washington Utilities and Transportation Commission
Richard D. Casad, Commissioner
A. J. Pardini, Commissioner

APPENDIX "A"

AMENDATORY SECTION (Amending Order R-43, filed 4/5/73 and 4/18/73)

WAC 480-08-010 COMMUNICATIONS. (1) Address. Except as provided in chapter 480-04 WAC, all written communications and documents should be addressed to: The Secretary, Washington Utilities and Transportation Commission, (~~Seventh Floor, Highway-Licenses Building~~) 1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504-8002, and not to individual members of the commission staff. Except as provided in chapter 480-04 WAC, all communications and documents are deemed to be officially received only when delivered at the office of the secretary.

(2) One subject in a letter. Letters to the Washington utilities and transportation commission (hereinafter referred to as the "commission") should embrace but one subject.

(3) Identification. Every holder of a permit, license or certificate from the commission, in addressing communications to the commission, should use the name shown upon such permit, license or certificate and give the number thereof.

(4) Remittances. Remittances to the commission shall be by money order, bank draft or check payable to the Washington utilities and transportation commission. Remittances in currency or coin are wholly at the risk of the remitter and the commission assumes no responsibility for loss thereof. Postage stamps should not be remitted except when remitter is so directed.

AMENDATORY SECTION (Amending Order R-43, filed 4/5/73 and 4/18/73)

WAC 480-12-005 COMMUNICATIONS. (1) Except as provided in chapter 480-04 WAC, all written communications and documents should be addressed to: The Secretary, Washington Utilities and Transportation Commission, (~~Seventh Floor, Highway-Licenses Building~~) 1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504-8002, and not to individual members of the commission staff. Except as provided in chapter 480-04 WAC, all communications and documents are deemed to be officially received only when delivered at the office of the secretary.

(2) Every permit holder in addressing communications to the commission must use the name shown upon his permit and indicate permit number.

(3) All carriers operating under these rules are urged to report violations thereof, for in so doing conditions can be improved. All reports received in accordance with this subsection (3) of this rule will be held confidential by all commission personnel.

AMENDATORY SECTION (Amending Order R-43, filed 4/5/73 and 4/18/73)

WAC 480-12-015 DOCUMENTS—WHEN FILED. Except as provided in chapter 480-04 WAC, all tariffs, schedules, classifications, petitions, complaints, applications for common and contract carrier motor vehicle permits or extensions thereof, or any other matter required to be served upon or filed with the Washington utilities and transportation commission shall be served or filed upon said commission at its offices, (~~Seventh Floor, Highway-Licenses Building~~) 1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504-8002, upon the secretary of said commission. Except as provided in chapter 480-04 WAC, no tariff, schedule, classification, petition, complaint, application, or other matter required to be served upon or filed with the commission shall be considered as served or filed until it is received at the said offices of the commission at Olympia, Washington. Applications for motor vehicle common and contract carrier permits, or for extensions thereof may be transmitted to the district offices of the commission for forwarding to the offices of the commission at Olympia, but are not considered as served or filed until they are received at the said Olympia offices.

AMENDATORY SECTION (Amending Order R-215, Cause No. TC-1786, filed 7/11/84)

WAC 480-30-050 TARIFF, NAMING RATES AND FARES. (1) Every auto transportation company and excursion service company shall file with the commission two copies of its tariff, and any amendments thereto, showing all fares, rates and charges for the transportation of persons, and for auto transportation companies baggage and express between all points on its line; or in the case of a joint tariff, shall show all fares, rates and charges applicable between points on its line and all affected points on the line of the concurring carrier or carriers. Tariffs, or supplements thereto, must be issued and filed in accordance with the commission's Tariff Circular No. 6 or reissues thereof.

(2) In the event that a new tariff or amendment will effect an increase in fares, rates or charges, or will in any respect restrict the service offered under said tariff, a notice must be given to the public at least thirty days before the effective date thereof, unless the commission has granted authority for a lesser period, by posting a copy or copies of said notice in conspicuous places at each station, also at each passenger facility and on each vehicle continuously assigned to the route or routes affected. The notice must plainly indicate that the notice has been posted "in compliance with regulations of the Utilities and Transportation Commission, (~~Highway-Licenses Building~~) 1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504-8002."

(3) Where through ticketing arrangements are in effect between two or more auto transportation companies for the transportation of persons over routes authorized by certificates of public convenience and necessity duly granted by the commission, interline settlements must be made between such carriers within thirty days after the close of the month in which such settlements are due. If

any carrier fails to make full settlement with its connecting lines within thirty days such connecting carriers shall immediately report each failure to do so to the commission in writing, giving the names of the defaulting carriers together with the amounts outstanding.

(4) Auto transportation companies and excursion service companies shall be governed by the provisions of chapter 81.68 RCW, and by such other portions of Title 81 RCW as may be applicable to auto transportation companies and excursion service companies.

(5) No auto transportation company or excursion service company shall pay any commission to any individual, firm, association or corporation, their lessees, trustees or receivers, for the sale of any ticket or fare, or for transportation by express unless upon a contract or agreement, the form of which has previously been approved by the commission.

AMENDATORY SECTION (Amending Order R-215, Cause No. TC-1786, filed 7/11/84)

WAC 480-30-060 SCHEDULE OF TIME AND ROUTE. (1) Every auto transportation company shall publish and file with the commission two copies of time schedules made up in accordance with the following rules. Such schedules must be in book, pamphlet or loose leaf form and printed or typed on hard calendered paper, size 8 by 11 inches or 8-1/2 by 11 inches. A margin of not less than 5/8 inch must be left for binding.

(2) Title page of time schedules must be made up as follows:

1st. Time schedules must be numbered consecutively in the upper right hand corner, beginning with number one, and must show the number of the time schedule cancelled thereby, if any. (See title page of sample time schedule, subsection (4))

2nd. Name of auto transportation company. (If the auto transportation company is not an incorporated company, and a trade name is used, the names of the individuals composing such auto transportation company must precede such trade name.) (See title page of sample time schedule, subsection (4))

3rd. The termini or points between which the time schedule applies, briefly stated.

4th. Route traversed, definitely outlined, showing exact location of depot at all terminals.

5th. Date issued and date effective. If issued on less than ten or twenty days' notice, whichever the case may be, by permission of the commission, the number and date of such special permission must be shown directly under the date effective, as provided in subsection (6), 4th paragraph.

6th. The name, title and address of the official issuing such time schedule, including street address.

(3) Time schedules must show:

1st. The time of ARRIVAL and DEPARTURE at and from all TERMINI.

2nd. The time of DEPARTURE from intermediate points between termini.

3rd. The distance between all points shown in the schedule.

4th. Time schedule shall show what points, if any, on route of carrier, to which service cannot be rendered, and reasons therefor.

Time Schedule No. 2
Cancels
Time Schedule No. 1

TIME SCHEDULE
of

Walter A. Keys, (Certificate No. 88)
Operating under Trade Name of
Wenatchee-Cashmere Stage Line

MOTOR VEHICLE PASSENGER AND EXPRESS SERVICE

Between
Wenatchee, Wash. and Cashmere, Wash.
With Terminal Depots at

123 So. Wenatchee Ave., Wenatchee; Butler's Jewelry Store, Cashmere
via the following route:
West on Wenatchee Avenue to City Limits; thence west on Sunset Highway through Monitor to Terminal at Cashmere

Issued June 8, 1967

Effective June 10, 1967

Issued by Walter A. Keys

Title, Owner and Manager

St. Address, 123 So. Wenatchee Ave.

City and State, Wenatchee, Washington

Authority

M. V. L. S. N. No. 400

Dated June 8, 1967

WESTBOUND

Mileage	From Wenatchee to	@ AM	± AM	Daily AM	Daily PM	@ PM	Daily PM	× PM
0.0	Wenatchee	Lv. 7:00	8:30	11:00	1:30	3:30	5:30	9:30
2.7	Wenatchee River Bridge	" 7:08	8:38	11:08	1:38	3:38	5:38	9:38
1.3	Olds Corner	" 7:09	8:39	11:09	1:39	3:39	5:39	9:39
4.4	Sunnyslope Bridge	" 7:12	8:42	11:12	1:42	3:42	5:42	9:42
6.0	Burkeys Corner	" 7:16	8:46	11:16	1:46	3:46	5:46	9:46
8.1	Monitor P. O.	" 7:23	8:53	11:23	1:53	3:53	5:53	9:53
9.3	Red Bridge	" 7:29	8:59	11:29	1:59	3:59	5:59	9:59
12.5	Cashmere	Ar. 7:40	9:10	11:40	2:10	4:10	6:10	10:10

EASTBOUND

Mileage	From Cashmere to	@ AM	± AM	Daily AM	Daily PM	@ PM	Daily PM	× PM
0.0	Cashmere	Lv. 8:00	9:30	12:30	2:30	4:30	6:30	10:15
3.1	Red Bridge	" 8:11	9:41	12:41	2:41	4:41	6:31	10:26
4.4	Monitor P. O.	" 8:16	9:46	12:46	2:46	4:46	6:36	10:31
6.5	Burkeys Corner	" 8:22	9:52	12:52	2:52	4:52	6:42	10:37
8.1	Sunnyslope Bridge	" 8:29	9:59	12:59	2:59	4:59	6:49	10:44
9.2	Olds Corner	" 8:31	10:01	1:01	3:01	5:01	6:51	10:46
9.8	Wenatchee River Bridge	" 8:32	10:02	1:02	3:02	5:02	6:52	10:47
12.5	Wenatchee	Ar. 8:40	10:10	1:10	3:10	5:10	7:00	11:00

Explanatory Notes: @ Daily except Sunday; ± Sunday only; × Saturday only.

Time Schedule No. 2
Cancels
Time Schedule No. 1

TIME SCHEDULE
of

Walter A. Keys, (Certificate No. 88)
Operating under Trade Name of
Wenatchee-Cashmere Stage Line

MOTOR VEHICLE PASSENGER AND EXPRESS SERVICE

Between
Wenatchee, Wash. and Cashmere, Wash.
With Terminal Depots at

123 So. Wenatchee Ave., Wenatchee; Butler's Jewelry Store, Cashmere
via the following route:
West on Wenatchee Avenue to city limits; thence west on Sunset Highway through Monitor to Terminal at Cashmere

Issued June 8, 1967

Effective June 21, 1967

Issued by Walter A. Keys

Title, Owner and Manager

St. Address, 123 So. Wenatchee Ave.

City and State, Wenatchee, Wash.

Leave Wenatchee Read Down				Leave Cashmere Read Up			
Daily	Sunday Only	Daily Ex. Sun.	Mileage	From Wenatchee to	Daily	Sunday Only	Daily Ex. Sun.
Lv. 11:00	1:30	5:30	0.0	Wenatchee	Ar. 10:40	1:10	5:10
" 11:08	1:38	5:38	2.7	Wenatchee River Bridge	Lv. 10:32	1:02	5:02
" 11:09	1:39	5:39	3.3	Olds Corner	" 10:31	1:01	5:01
" 11:12	1:43	5:42	4.4	Sunnyslope	" 10:29	12:59	4:59
" 11:16	1:46	5:46	6.0	Burkeys Corner	" 10:22	12:52	4:52
" 11:23	1:53	5:53	8.1	Monitor P. O.	" 10:18	12:48	4:48
" 11:29	1:59	5:59	9.3	Red Bridge	" 10:11	12:41	4:41
Ar. 11:40	3:10	6:10	12.5	Cashmere	Lv. 10:00	12:30	4:30

Explanatory notes:

(5) At least one copy of such time schedule shall be easily accessible for public inspection, at each station or regular stopping place on the line or route, and a copy shall be in the possession of each operator or driver, and must be adhered to.

(6) Changes in schedules affecting the time of arrival or departure of any motor vehicle at any station or stopping place on its route, or which will effect an increase or reduction in the amount of passenger service rendered

at any station or stopping place on its route, must be made as follows:

1st. A new time schedule must be issued in accordance with rules 24 through 27; or a supplement to the existing time schedule must be issued in the same manner and in essentially the same form as the original time schedule.

2nd. Except as provided in "4th" paragraph below, such new time schedule or supplement shall be filed with the commission and notice must be given to the public at least ten days before the effective date thereof unless such change effects a reduction in the amount of passenger service rendered at any station or stopping place on its route, in which event such filing and notice must be given at least twenty days before the effective date thereof. EXCEPTION: If the sole change accomplished by a new time schedule or supplement is to increase the amount of service rendered, and no change is otherwise made in existing schedules, such filing must be made with the commission not less than one day before the effective date and notice to the public will not be required.

3rd. The notice to the public specified above must be given by posting a copy or copies of said notice in conspicuous places at each station, also at each passenger facility and on each vehicle continuously assigned to the route or routes affected. The notice must plainly indicate that the notice has been posted "in compliance with regulations of the Utilities and Transportation Commission, ((Highways-Licenses-Building)) 1300 S. Evergreen Park Drive S.W., Olympia, Washington, 98504-8002."

4th. In the case of actual emergency, or when real merit is shown, the commission may, in its discretion, permit such time schedule or supplement to become effective on less than ten or twenty days' notice, whichever the case may be, in which case the time schedule or supplement must show on the title page thereof, directly under the effective date, the number and date of such special permission or order in the following manner:

"Authority M.V.L.S.N. Order No., dated"

5th. The commission may, on its own motion, or on the filing of sufficient protest by any person or persons affected, order such time schedule or supplement withdrawn, modified or suspended. If such an order is not issued by the commission the time schedule or supplement thereto will be considered in full force and effect on the designated effective date.

(7) All interruptions of regular service, where such interruptions are likely to continue for more than twenty-four hours, shall be promptly reported in writing to the commission, and to the public along the route, with full statement of the cause of such interruption, and its probable duration.

(8) Discontinuance of service for a period of five consecutive days without notice to the commission shall be deemed a forfeiture of all rights secured under and by virtue of any order or permission to operate issued by the commission: PROVIDED, HOWEVER, That the commission may permit the resumption of operation after such five day discontinuance, on proper showing that the carrier was not responsible for the failure to give service.

(9) No auto transportation company shall discontinue the service called for under its certificate, and time schedule filed thereunder, without first having given to the commission and to the public, at least ten days' notice in writing of the intention to discontinue such service, and having secured from the commission permission so to do.

(10) Any excursion service company which does not maintain scheduled service on a regular basis need not file with the commission copies of time schedules.

AMENDATORY SECTION (Amending Order R-215, Cause No. TC-1786, filed 7/11/84)

WAC 480-30-130 RULES AND REGULATIONS—GENERAL APPLICATION. (1) The above rules and regulations are for general application only, and are subject to such changes and modifications as the commission may deem advisable from time to time and also to such exceptions as may be considered just and reasonable in individual cases.

(2) Application for the waiver or modification of any of the rules and regulations of the commission shall be made up in accordance with the following instructions:

- 1st. Application should be directed to the Washington Utilities and Transportation Commission, ((Highways-Licenses-Building)) 1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504-8002; should be typewritten on one side of the paper only, size of paper to be 8-1/2 x 11 inches.
- 2nd. Reference must be made in a separate paragraph to each rule for which modification or waiver is requested and a full explanation given as to the reasons why such waiver or modification is desired.

AMENDATORY SECTION (Amending Order R-12, filed 11/28/69)

WAC 480-40-090 RULES AND REGULATIONS. (General application). (1) The above rules and regulations are for general application only, and are subject to such changes and modifications as the commission may deem advisable from time to time and also to such exceptions as may be considered just and reasonable in individual cases.

(2) Application for the waiver or modification of any of the rules and regulations of the commission shall be made up in accordance with the following instructions:

- 1st. Application should be directed to the Washington Utilities and Transportation Commission, 1300 S. Evergreen Park Drive S.W., Olympia, Washington ((98504)) 98504-8002; should be typewritten on one side of the paper only, size of paper to be 8 1/2 x 11 inches.
- 2nd. Reference must be made in a separate paragraph to each rule for which modification or waiver is requested and a full explanation given as to the reasons why such waiver or modification is desired.

(3) All general orders, and rules and regulations applicable to the operation of auto transportation companies under authority of certificates of public convenience and necessity issued pursuant to the provisions of RCW 81.68.010 through 81.68.090, unless otherwise ordered by the commission, shall apply to charter party carriers of passengers.

AMENDATORY SECTION (Amending Order R-43, filed 4/5/73 and 4/18/73)

WAC 480-70-010 COMMUNICATIONS. (1) Except as provided in chapter 480-04 WAC, all written communications and documents should be addressed to: The Secretary, Washington Utilities and Transportation Commission, (~~Seventh Floor, Highways-Licenses Building~~) 1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504-8002. Except as provided in chapter 480-04 WAC, all communications and documents are deemed to be officially received only when delivered at the office of the secretary.

(2) Every certificate holder, in addressing communications to the commission, must use the name shown upon his certificate and indicate certificate number.

AMENDATORY SECTION (Amending Order R-43, filed 4/5/73 and 4/18/73)

WAC 480-70-020 DOCUMENTS—WHEN FILED. Except as provided in chapter 480-04 WAC, all tariffs, schedules, classifications, petitions, complaints, applications for common or contract carriers, certificates of public convenience and necessity, or extensions thereof, or any other matter required to be served upon or filed with the Washington utilities and transportation commission, shall be served upon or filed upon said commission at its offices, (~~Seventh Floor, Highways-Licenses Building~~) 1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504-8002, upon the secretary of said commission. Except as provided in chapter 480-04 WAC, no tariff, schedule, classification, petition, complaint, application or other matter required to be served upon or filed with the Washington utilities and transportation commission shall be considered as served or filed until it is received at the said offices of the commission at Olympia, Washington. Applications for common or contract carrier certificates of public convenience and necessity, or for extensions thereof may be transmitted to the district offices for forwarding to the office of the commission at Olympia, but are not considered as served or filed until they are received at said Olympia offices.

AMENDATORY SECTION (Amending Order R-238, Cause No. U-85-44, filed 9/19/85)

WAC 480-80-125 NOTICE BY UTILITY TO CUSTOMERS CONCERNING HEARING. The purpose of this requirement is to ensure that customers of a utility which is proposing a rate increase or a banded tariff which proposes an increase in the maximum rate receive reasonable notice of the nature and the magnitude of the proposed increase, so that the customer is

able reasonably to make an informed decision about whether to participate in the hearing process.

(1) Whenever any utility proposes to increase any rate or charge for the service or commodities furnished by it or proposes a banded tariff which includes an increased maximum rate, and the commission has issued an order instituting investigation concerning such increase, the utility shall supply a statement to such customers or classes of customers designated in the order instituting investigation that a hearing will be held by the commission at which members of the public will be afforded an opportunity to testify. The statement shall also set forth the amount of the proposed increase expressed in (a) total dollars and average percentage terms, and (b) the average monthly increases that customers in each category or subcategory of service might reasonably expect. Categories or subcategories of service shall be identified in tariff terms, and if those terms are different from those commonly used by the utility or understood by customers, the notice shall incorporate that commonly used or understood terminology. The notice shall further contain the information that a public counsel will be appointed to represent the public and the mailing address of the commission to which any customer inquiries to the commission or to the public counsel relative to the public hearing date may be directed. The statement shall accompany, as a separate document, regular bills distributed by the utility to its customers, starting with the first billing cycle reasonably available following issuance of the commission's order instituting investigation and continuing throughout the utility's billing cycle covering customers of the utility as of the date of the commission's order instituting investigation. As an alternative the utility may make a separate distribution of the statement within thirty days following the date of the issuance of the order instituting investigation. Whether disseminated as part of a regular billing or separately the notice shall be prepared in such a manner as to attract attention to it and to distinguish it from other material simultaneously distributed. A copy of such statement shall also be mailed or delivered to at least one newspaper of general circulation, and at least one radio station and at least one television station, in the area or each of the areas affected. The utility shall promptly file a copy of the statement with the commission and certify it has complied with or is in the process of complying with these mailing and delivery requirements.

(2) The statement required by WAC 480-80-125(1) shall be in form and content substantially as follows:

IMPORTANT NOTICE

(Company) is Requesting
A Rate Increase

Washington Utilities
and Transportation
Commission

Cause No. U-.....

(Name of Company) has asked the Washington Utilities and Transportation Commission for permission to raise its rates by about \$. a year, or about

percent, over present levels. A summary of the increases asked, and the kinds of service affected, (is attached) (appears below). The commission has suspended the increase and has ordered its staff to investigate the company's request. Formal hearings will be held for the company, commission staff and others to give evidence about the proposal.

The commission has ordered the company to send you this notice to tell you:

(1) One or more hearing sessions will be held just to hear members of the public who want to testify, in addition to hearings for technical or expert evidence.

(2) If you ask, the commission will send you a notice of the time and place for hearings when they are scheduled so you can attend. To get notices or for more information, call the Secretary of the Commission, in Olympia at (206) ((753-6420)) 753-6451 or write to:

Secretary
Washington Utilities and Transportation
Commission
~~((Highways-Licenses-Building))~~
1300 S. Evergreen Park Drive S.W.
Olympia, WA 98504-8002.

If you write, include your name and mailing address, the name of the company, and Cause
No. U-

(3) A lawyer (has been) (will be) appointed to represent the public. You can reach this "public counsel" by calling or writing the commission at the address above or directly by calling or writing _____

(4) The rates shown here are only a request by the company. After the hearings are over, the commission will consider the evidence. It can deny all of the request, grant it all, or grant some of it. The commission also has the authority to set rates that are different from the company's request—higher or lower—for each kind of service.

Name of Company Official
Title of Company Official
Name of Company

SUMMARY OF REQUESTED RATE INCREASES

Type of Service	Range of Requested Increases or Increases in Unit Price	Typical Increase in Average Bill (Dollars)
-----------------	--	---

(Identify the tariff category, including, as needed for public understanding, the tariff category title, the term commonly used by the company, and the term commonly used by customers to describe the type of service affected. Set out the information on a monthly basis. If the company's billing cycle is not monthly, clearly explain the effect, by footnote or otherwise, per billing cycle. If the rates vary by season or time, specify the range and basis for variation. If the rate is charged on the basis of unit consumption, such as energy consumption, the increase shall be stated in a cents-per-unit or on a percentage basis for the tariff category. It shall then as to residential customers illustrate increases in representative consumption classifications. If the rate is charged on the basis of monthly rate per service or per item of equipment, the increase shall be stated on the basis of percentage increase for the classification or range of increase within the classification, using commonly recognized representative examples demonstrating the range and the typical effect of the increases.)

(The following shall be added, if applicable:)

Note: The figures shown here are ranges and averages. It is not possible to set out every service or every variation in this brief notice.

If you want to know how the company's proposal will affect you if the commission adopts it totally, call or write (telephone number and address of office or offices where customers will receive a prompt, accurate answer. Address and telephone number may be omitted if included elsewhere in the information simultaneously received by the consumer and if clearly referenced. The utility shall respond to customer inquiries no later than the close of the fifth business day following receipt of the inquiry at any of its appointed offices. Inquiries may be forwarded from branch offices to a central office or division if this is done at no cost to the consumer and if a response is generated to the consumer within the reasonable time limit).

(3) The requirements of WAC 480-80-125 shall be in addition to such other requirements as are imposed or may be imposed by statute or rule pertaining to notice to the public of proposed tariff changes.

(4) Upon determination by the commission that the due and timely exercise of its functions requires the hearing for receipt of evidence from the public to be held at a time which makes it impracticable for the utility to comply with the requirements of WAC 480-80-125(1), it may by letter to the utility dispense with all or part of such requirement.

(5) Failure to accomplish substantial compliance with the requirements of this rule will subject the utility to imposition of penalties in accordance with the provisions of RCW 80.04.405.

AMENDATORY SECTION (Amending Order R-203, Cause No. TR-1697, filed 5/11/83)

WAC 480-149-120 NOTICE REQUIRED. (1) Unless two copies are specifically requested by the commission, one copy of every tariff, supplement or revised

page must be filed with the commission and notice must be given to the public by posting copies in a conspicuous place at each station affected thirty days before the effective date thereof except as provided for in the following sections of this rule or unless specifically authorized by the commission. Filings received on Saturdays, Sundays or holidays will be considered as being received on the following office day.

(2) The following tariffs may be filed on one day's notice to the commission and to the public:

(a) Providing for the opening or closing of navigation or traffic on rivers, harbors, lakes, highways or roads of the state.

(b) Providing for the movement of circuses.

(c) Providing rates for new lines or extensions of lines or service not heretofore covered by any similar form of transportation or service or not competitive with any similar form of transportation or service.

If the new line, extension or service is covered by any form of transportation or service, and/or is competitive therewith, the tariff or supplement so filed, must provide the same rates or fares as those of the existing company unless full statutory notice is given prior to the beginning of operations.

(d) Adoption, suspension or vacating supplements as provided for in WAC 480-149-110.

(e) Excursion passenger tariffs as provided for in WAC 480-149-070(1).

(3) In the case of a change proposed by a rail carrier, a change resulting in increased rates or decreased value of service shall not become effective for twenty days after the notice is filed with the commission, and a change resulting in decreased rates or increased value of service, or changes which result in neither increases nor reductions, shall not become effective for ten days after the notice is filed with the commission.

(4) In cases of actual emergency, or when real merit is shown, the commission may, in its discretion, permit tariffs to become effective on less than the notice and the publication time periods specified in this section. Application for such authority must be on a form supplied by the commission. On every tariff or supplement that is issued on less than thirty days' notice by permission or order or regulation of the commission, notation must be made that it is issued under L.S.N. order of the Washington utilities and transportation commission, number of _____ (date) _____, or by authority of Rule W.U.T.C. Tariff Circular No. 6, or by authority of decision of the commission in Cause No.

(5) Whenever a carrier files a tariff on not less than thirty days' notice, containing increased rates and charges for collection and disposal of garbage, refuse, and debris, such carrier shall at the same time, or prior thereto, notify affected customers that a tariff of increased rates and charges is being filed with the Washington utilities and transportation commission, Olympia, Washington, proposed to become effective on a particular date. The amount of increased charges must also be indicated. Notice shall be in writing and sent to customers by United States mail or delivered to their premises. The notice shall state that the proposed rates

shall not become effective until reviewed by the commission. The notice shall also include a statement that affected customers who oppose the increase may express that opposition in writing to reach the Washington Utilities and Transportation Commission, (~~Highways-Licenses Building~~) 1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504-8002 not later than fourteen days from the date of the notice. A copy of the notice shall also be mailed or delivered to at least one newspaper of general circulation in the area. The tariff filed with the commission must be accompanied by a letter of transmittal fully setting forth the reasons justifying the proposed increased charges. The letter shall also state that notice has been given in the manner outlined above.

WSR 88-01-116

ADOPTED RULES

UTILITIES AND TRANSPORTATION COMMISSION

[Order R-281, Cause No. TV-2119—Filed December 23, 1987]

In the matter of amending WAC 480-12-180 relating to motor carrier safety; and WAC 480-12-400, 480-12-435 and 480-12-445 relating to shipment of household goods.

This action is taken pursuant to Notice No. WSR 87-22-081 filed with the code reviser on November 4, 1987. The rule change hereinafter adopted shall take effect pursuant to RCW 34.04.040(2).

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

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

Pursuant to Notice No. WSR 87-22-081 the above matter was scheduled for consideration at 9:00 a.m., Wednesday, December 9, 1987, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, Washington, before Chairman Sharon L. Nelson and Commissioners Richard D. Casad and A. J. Pardini.

Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments to the commission in writing prior to December 4, 1987. Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments orally at 9:00 a.m., Wednesday, December 9, 1987, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, Washington.

At the December 9, 1987, meeting the commission considered the rule change proposal. No written or oral comments were received.

The rule change affects no economic values.

In reviewing the entire record herein, it has been determined that WAC 480-12-180, 480-12-400, 480-12-435 and 480-12-445 should be amended to read as set forth in Appendix A shown below and by this reference made a part hereof. WAC 480-12-180, 480-12-400, 480-12-435 and 480-12-445 as amended are designed to cooperate with the Department of Licensing in the licensing of drivers of commercial vehicles, and clarify the estimate procedures for household goods carriers and provide for the release of goods when actual charges exceed the estimate.

ORDER

WHEREFORE, IT IS ORDERED That WAC 480-12-180, 480-12-400, 480-12-435 and 480-12-445 as set forth in Appendix A, be amended as a rule of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.04.040(2).

IT IS FURTHER ORDERED That the order and the annexed rule, after first being recorded in the order register of the Washington Utilities and Transportation Commission, shall be forwarded to the code reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

DATED at Olympia, Washington, this 18th day of December, 1987.

Washington Utilities and Transportation Commission
Richard D. Casad, Commissioner
A. J. Pardini, Commissioner

APPENDIX "A"

AMENDATORY SECTION (Amending Order R-262, Cause No. TV-1956, filed 6/27/86)

WAC 480-12-180 EQUIPMENT—DRIVERS—SAFETY. In addition to other laws and regulations of this state, all motor vehicles operating under chapter 81.80 RCW shall comply with the following:

(1) Adoption of United States Department of Transportation motor carrier safety regulations. The rules and regulations governing motor carrier safety prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 392, excluding section 392.2 and paragraph (c) of section 392.1; part 393, excluding paragraph (b) of section 393.1; part 396, except that with respect to section 396.11 no driver vehicle inspection report need be filed if no defects are found, and excluding paragraph (b) of section 396.1; part 397, excluding section 397.21 and paragraph (c) of section 397.1; as well as and including all appendices and amendments thereto in effect on January 1, 1986, are adopted and prescribed by the commission to be observed by all common, contract, and registered carriers operating under chapter 81.80 RCW.

(2) Whenever the designations "director, bureau of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations,

as described in subsection (1) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

(3) Safety chains or other load fastening devices. Any motor truck, truck tractor, trailer, semitrailer, or any combination thereof, transporting logs upon a public highway where binder devices are required, shall have the load thereon securely fastened and protected as follows:

(a) Placement and number of wrappers required on log trucks using stakes.

(i) In the hauling of one log loads, one wrapper chain or cable shall be required and it shall be secured to the rear bunk and the log shall be properly blocked or secured in a manner which will prevent it from rolling or shifting. An additional wrapper, secured to the front bunk, is optional.

(ii) In the hauling of two log loads, not less than two wrapper chains or cables shall be used to secure the load. The logs shall be properly blocked to prevent them from rolling or shifting.

(iii) On loads consisting of three or four logs not over forty-four feet in length, the load shall be secured by not less than two properly spaced wrapper chains or cables. Ends of short logs not secured by such wrappers shall be secured with extra wrappers. If any log is over forty-four feet in length, the load shall be secured by not less than three properly spaced wrappers.

(iv) Loads consisting of five or more logs, when the logs are all seventeen feet or less in length, shall be secured by not less than two properly spaced wrappers. Loads consisting of five or more logs, when any log is over seventeen feet in length, shall be secured by not less than three properly spaced wrappers.

(b) Placement and number of wrappers required on log trucks using chock blocks.

(i) In the hauling of one log load, one wrapper chain or cable shall be required and secured to the rear bunk and the log shall be properly blocked in a manner to prevent it from rolling or shifting.

(ii) One additional wrapper chain or cable shall be required on log trucks using chock blocks over and above the requirements in subparagraphs (a)(iii) and (iv) of this subsection.

(c) Placement and number of wrappers required on crosswise loaded trucks, trailers, etc. In the case of short logs loaded crosswise, the following method of securing the load shall be used if the truck trailer is not provided with solid ends of a height sufficient to prevent any log in the load from rolling off: Not less than two chock blocks shall be used at each open end of the vehicle and the load shall be held with at least two wrapper chains or cables. The wrappers shall be firmly attached to the end of the truck or trailer. Rigid standards or stakes may be used in lieu of chock blocks but each such standard or stake shall be either rigidly connected to the bed of the truck or trailer or shall be placed in a tight fitting socket at least twelve inches in depth. Other means furnishing equivalent security may be acceptable.

(d) Wrapper placement. When two wrappers are required, they shall be applied within six feet of the front

and rear bunks. When more than two wrappers are required, the front and back binder shall be applied within six feet of the front and rear bunks.

(e) Short logs. To properly secure short logs, binders shall be placed near the end, not less than twelve inches from the end of the log.

(f) Log on top or in outside saddle. No log loaded on top or in outside saddles of a load shall be transported unless secured by not less than two wrapper chains or cables, one of which shall be placed near each end of such log.

(g) Fasten in place. All wrappers and binders shall be fastened in place prior to tightening to prevent the displacement of logs on the top of the load.

(h) Surround load. All wrapper chains or cables, except in the case of one log loads, shall entirely surround the load. This does not apply to gut-wrappers.

(i) Gut-wrappers. Gut-wrappers, when used, shall be adjusted so as to be tightened by, but not carry the weight of the logs above them.

(j) Wrappers and binders to be placed before leaving immediate loading area. Wrappers and binders shall be placed and tightened around the completed load before the truck leaves the immediate loading area.

(k) Construction of wrappers and binders. Wrapper chains or cables, binders, fasteners, or attachments thereof, used for any purpose as required by these standards, shall have a minimum breaking strength of not less than fifteen thousand pounds and shall be rigged so that it can be safely released.

(l) Bundle straps or banding. For the purposes of this standard, applied bundle straps or banding are not acceptable as wrappers and binders.

(m) Loose ends secured. All loose ends of wrapper chains or cables shall be securely fastened so as to prevent their swinging free in a manner that will create a hazard.

(n) Trucks in sorting yards. Trucks and trailers used around sorting yards, etc., which travel at slow speeds, will not be required to use wrappers providing all logs are contained by and lie below the height of the stakes and there are no persons on the ground exposed to such traffic.

(o) Binder hook design. Binders for securing wrappers on logging trucks shall be fitted with hooks of proper size and design for the wrapper chain being used.

(p) Defective wrappers. Wrappers shall be removed from service when any of the following conditions exist:

- (i) Excessively worn links on chains;
- (ii) Deformed or stretched chain links;
- (iii) Cracked chain links;

(iv) Frayed, stranded, knotted, or otherwise defective wire rope.

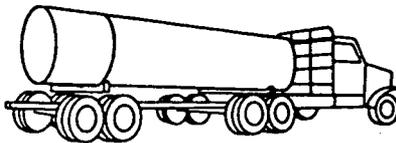
(q) Binder extensions. Pipe extension handles (swedes) for tightening or securing binders shall be limited to not longer than thirty-six inches. Care shall be taken that a sufficient amount of the pipe extends over the binder handle.

(r) Defective binders. Defective binders shall be immediately removed from service.

Note: See the following Diagrams I and II for illustrations of placement and number of load fastening devices.

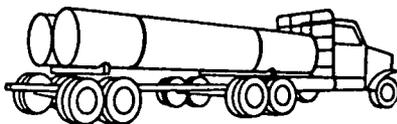
PLACEMENT AND NUMBER OF WRAPPERS

One log load



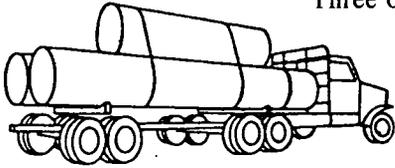
One wrapper required which shall be secured to the rear bunk. Log shall be blocked or secured in a manner to prevent it from rolling or shifting. A second wrapper secured to the front bunk is optional.

Two log load



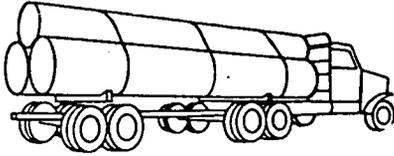
A minimum of two wrappers required. Logs shall be blocked to prevent them from rolling or shifting.

Three or four log load forty-four feet or less



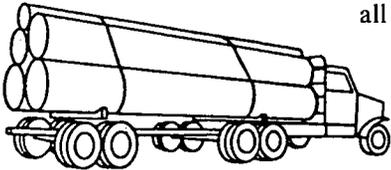
A minimum of two wrappers required.

Three or four log loads more than forty-four feet



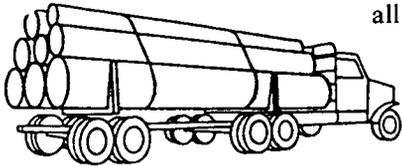
A minimum of three wrappers required.

Five or six log load
all logs seventeen feet or less



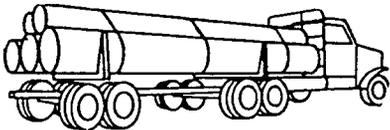
A minimum of two wrappers required.

Seven or more log load
all logs seventeen feet or less



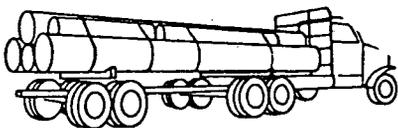
A minimum of two wrappers required.

Five or more log load
if any logs are more than seventeen feet



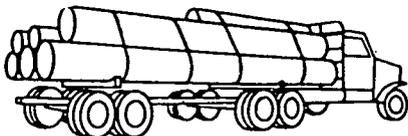
A minimum of three wrappers required.

Outside logs or top logs



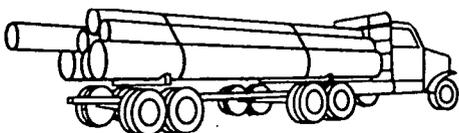
All outside or top logs shall be secured by a binder near but not within 12 inches of each end.

A wrapper shall be near each bunk



Each load shall be secured by having a wrapper within 6 feet of each bunk except on one log loads.

Proper support for logs



Not more than approximately one-third the weight of any log shall extend beyond the end of the logs or bunk supporting it.

Short logs loaded crosswise



A minimum of two wrappers are required and two chocks or stakes shall be used on the open end of the truck.

Note: All loads of logs on logging trucks equipped with chock blocks instead of stakes, shall have at least one additional wrapper over and above the requirements for trucks equipped with stakes, excepting on one and two log loads and trucks with short logs loaded crosswise.

(4) Approved load fastening devices. The following binder devices are hereby approved for purposes of transporting logs as referred to in subsection (3) of this section, provided that they meet a breaking strength of at least fifteen thousand pounds:

- (a) Three-eighths inch high-test steel chain;
- (b) One-half inch diameter steel cable; and
- (c) Steel strapping not less than two inches by fifty one-thousandths inches in dimension.

(5) Anti-spray devices. Every vehicle shall be equipped with a device adequate to effectively reduce the wheel spray or splash of water from the roadway to the rear thereof. All such devices shall be as wide as the tires behind which they are mounted and extend downward at least to the center of the axle.

(6) Qualifications of drivers. Adoption of United States Department of Transportation motor carrier safety regulations. The rules and regulations governing qualifications of drivers prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 391, excluding paragraphs (a) and (b) of section 391.2, section 391.49, section 391.69, subparagraph (2) of paragraph 391.71(a), and subparagraph (4) of paragraph 391.71(b); as well as and including all appendices and amendments thereto in effect on January 1, 1986, are adopted and prescribed by the commission to be observed by all common, contract, and registered carriers operating under chapter 81.80 RCW except:

(a) The minimum age requirement for drivers prescribed in subparagraph (1) of paragraph 391.11(b) shall be eighteen years of age.

(b) With respect to the limited exemption prescribed in section 391.61, the time period identified therein shall be the period of time prior to October 20, 1979.

(c) With respect to the limited exemptions prescribed in sections 391.65 and 391.71, the time periods identified in these sections shall have as a starting date October 20, 1979.

(d) Sections 391.21, 391.23, 391.25, 391.27, 391.31, 391.33, 391.35, and 391.37 shall not apply to a single vehicle owner driver when operating under its own permit.

(e) Section 391.49 shall not apply when a driver has obtained from the department of licensing the proper drivers license endorsement and restrictions (if any) for the operation of the motor vehicle the person is driving.

(7) Whenever the designation "director, bureau of motor carrier safety" is used in the respective parts of Title 49, Code of Federal Regulations, as described in subsection (6) of this section, such designation for the purpose of this rule shall mean the "Washington utilities and transportation commission," located in Olympia, Washington.

(8) Whenever the term "lightweight vehicle" is used in this section or is used in rules adopted herein by reference, such term shall mean a motor vehicle that:

(a) Was manufactured on or after January 1, 1972, and has a manufacturer's gross vehicle weight rating of ten thousand pounds or less, in the case of a single vehicle, or a manufacturer's gross combination weight rating of ten thousand pounds or less, in the case of an articulated vehicle; or

(b) Was manufactured before January 1, 1972, and has a gross weight, including its load and the gross weight of any vehicle being towed by the motor vehicle, of ten thousand pounds or less, except:

(c) The term "lightweight vehicle" does not include a vehicle that is being used to transport hazardous materials of a type or quantity that requires the vehicle to be marked or placarded in accordance with WAC 480-12-195.

AMENDATORY SECTION (Amending Order R-173, Cause No. TV-1500, filed 9/9/81)

WAC 480-12-400 DEFINITIONS. (1) The term "household goods," for the purpose of the following rules, means personal effects and property used or to be used in a dwelling when a part of the equipment or supply of such dwelling; furniture, fixtures, equipment and the property of stores, offices, museums, institutions, hospitals, or other establishments when a part of the stock, equipment, or supply of such stores, offices, museums, institutions, hospitals, or other establishments; and articles, including objects of art, displays and exhibits, which because of their unusual nature or value require specialized handling and equipment usually employed in moving household goods.

(2) The term "local moving" means all hauls within the limits of any city and all hauls of thirty-five constructive miles or less, as well as other specified hauls for which rates are prescribed on a time basis in Items ((1300)) 82 and ((1305)) 84 of the commission's Tariff ((4-A)) 15, or reissues thereof. All other moves are to be termed "long distance moving."

AMENDATORY SECTION (Amending Order R-5, filed 6/6/69, effective 10/9/69)

WAC 480-12-435 ESTIMATES OF CHARGES.

(1) Estimates by the carrier. Whenever an estimate of the charges for a proposed service shall be given by a carrier to a prospective shipper of household goods, the estimate shall be made only after a visual inspection of the goods by the estimator, shall be in writing, and shall contain the following:

(a) The name and address of the carrier which is to perform the service and the name and title of the person preparing the estimate.

(b) The origin and destination of the proposed movement, and the mileage between such points.

(c) The applicable rate to be applied.

(d) A list of the articles upon which the estimate is based, showing for each article listed the estimated cubic footage thereof.

(e) The estimated total weight of the shipment, based upon a conversion formula of no less than 7 pounds per cubic foot.

(f) An itemized statement of all known accessorial services to be performed, and articles supplied, and the charges therefor.

(g) An estimate of the total charges, including transportation charges, and charges for accessorial services.

(h) A printed statement (in contrasting lettering) on the face thereof, in not less than eight-point bold or full-faced type, as follows:

IMPORTANT NOTICE

This estimate covers only the articles and services listed. It is not a warranty or representation that the actual charges will not exceed the amount of the estimate. Common carriers are required by law to collect transportation and other incidental charges computed on the basis of rates shown in their lawfully published tariffs, regardless of prior rate quotations or estimates made by the carrier or its agents. Transportation charges are based upon the weight of the goods transported, and such charges may not generally be determined prior to the time the goods are loaded on the van and weighed.

No guarantee can be made as to the specific dates of pickup or delivery of your shipment, unless you make special arrangements with the carrier for expedited service, for which an additional charge will normally be made.

(i) Written estimates, where furnished shall be kept on file in the office of the originating carrier, for the same period that bills of lading are required to be preserved.

(j) Oral estimates of charges are prohibited. When requested to make an oral estimate, by telephone or otherwise, the carrier shall inform the shipper that such oral estimates are prohibited and that carriers are permitted to quote only the applicable legal rates for the requested service.

(2) Estimate form for shipper's use. Carriers may furnish to shippers or prospective shippers an estimate form which may contain statements of the weights of average pieces of furniture and other household articles of various types, for use by the shipper in making his own estimate of the total weight of his goods. Any instructions necessary to enable the shipper to use the estimate form shall be printed in the form. If cubic foot measurements are used in arriving at the weight, the form shall state that a weight factor of 7 pounds per cubic foot shall be used.

(3) Weight of shipment, notification to shipper. After the shipment has been weighed, the carrier, if requested by the shipper, shall immediately notify the shipper of the weight thereof and the charges, by telephone or telegraph if requested. The notices shall be at the carrier's expense, unless the carrier provides in its tariff that the actual cost of such notice shall be collected from the shipper.

(4) Reweighing. The carrier shall, upon request, made by the shipper before delivery and when practicable to do so, reweigh the shipment. A reasonable charge may be established for reweighing only when the difference between the two net scale weights does not exceed 100 pounds on shipments weighing 5,000 pounds or less, and 2 percent of the lower net scale weight on shipments weighing more than 5,000 pounds. The lower of the two

net scale weights shall be used for determining applicable charges.

(5) Supplemental estimate. When a written estimate has been given a shipper under this section, and services not included in the original estimate are required, a supplement to the original estimate shall be prepared, acknowledged in writing by the shipper, and attached to the original estimate or to the bill of lading. Supplements shall be retained by the carrier as provided in subsection (1)(i) of this section.

(6) Charges in excess of estimate. At the time of delivery of a collect on delivery shipment in which an estimate of the approximate cost has been provided by the carrier in accordance with this section, the carrier shall, at the request of the shipper, relinquish possession of the shipment upon payment of not more than one hundred ten percent of the estimated charges, and collection of the balance shall be deferred for not more than thirty days following delivery of the shipment. This provision shall not be applicable when shipment has been delivered to a warehouse for storage at the request of the shipper.

AMENDATORY SECTION (Amending Order R-193, Cause No. TV-1666, filed 12/27/82)

WAC 480-12-445 INFORMATION TO SHIPPER. Whenever a written estimate is submitted to a prospective shipper of household goods, the carrier shall furnish such shipper a printed statement, in not less than eight-point bold or full-faced type, in substantially the form set forth below, and the carrier shall make an appropriate notation, on the face of the estimate, that such printed statement has been furnished. Where no estimate is given, the statement shall be furnished to the shipper prior to the time the goods are moved, and a notation that such statement has been furnished shall appear on the bill of lading.

GENERAL INFORMATION FOR SHIPPERS OF HOUSEHOLD GOODS BY MOTOR CARRIERS IN INTRASTATE COMMERCE

This statement is of importance to you as a shipper of household goods and is being furnished by the carrier pursuant to a requirement of the Washington utilities and transportation commission. It relates to the transportation of household goods, in intrastate commerce by motor carriers frequently called "movers" but hereinafter referred to as carriers. Some carriers perform the transportation themselves. Others act as agent for the carriers which do the actual hauling. In some instances, the transportation is arranged by brokers. You should be sure to obtain the complete and correct name, home address, and telephone number of the carrier which is to transport your shipment, and keep that carrier informed as to how and where you may be reached at all times until the shipment is delivered.

Before completing arrangements for the shipment of your household goods, all of the information herein should be considered carefully by you.

Estimates. REGARDLESS OF ANY PRIOR ESTIMATE RECEIVED, for the carriage of your shipment, you will be required to pay transportation charges and other charges computed in accordance with tariffs (~~filed by the carrier~~

with)) published by the Washington utilities and transportation commission. The total charges which you will be required to pay may be more, or less, than the estimate received from the carrier. Any services not included on the original estimate of charges must be listed on a supplemental estimate and acknowledged in writing by the shipper prior to the performance of the additional services.

Tariff. This is a publication by the Washington Utilities and Transportation Commission, (~~Highways-Licenses Building~~) 1300 S. Evergreen Park Dr. S.W., Olympia, Washington, containing charges and rules of carriers engaged in the transportation of household goods. The rates, rules and provisions are the same for all carriers and tariff is open to public inspection and may be examined at the carrier's office. The tariff rules, rates and regulations of the carrier serving you must be considered in determining the charges on your shipment. Among the rules and regulations will be found special provisions applicable to shipments picked up or delivered at more than one place; packing and marking; diversion of shipments en route; and additional services, the charges for which are called accessorial charges, and which include services such as packing, unpacking, the furnishing of boxes or other containers, and carrying goods up or down steps. The tariff of the carrier serving you contains rules relating to the subjects which follow.

Preparing articles for shipment. If your shipment includes a stove, refrigerator, washing machine, or some other article requiring special servicing, including disconnection, prior to movement, such special servicing should be performed by a person employed by you who is especially trained to perform the work. Such servicing is not the responsibility of the carrier. Similarly you should arrange to take down all blinds, draperies, window cornices, mirrors, and other items attached to the walls, and to take up carpets which are tacked down. The charge for such service is not included in the transportation charge and will be performed by the carrier only at an extra per-hour charge. Under no circumstances should you pack jewelry, money, or valuable papers with your other belongings or matches, inflammables, or other dangerous articles.

Transportation rates and released values. Rates are stated on an hourly basis for local moving within towns or cities or for any distance thirty-five miles or less. The base rates are established for declared valuation of the shipment, which establishes the amount a shipper may recover from the carrier if the goods are lost or damaged. The base rates apply if the shipper releases the goods at a value of sixty cents per pound per article. When a released valuation is established by the shipper in excess of sixty cents per pound per article on a lump sum for the entire shipment, then an excess valuation charge will apply. Alternatively, you may elect to ship at the base rate and arrange, at your own expense, to obtain insurance to protect you for a greater amount. Rates for hauling within Washington beyond thirty-five miles are stated in amounts per one hundred pounds, depending on the distance involved. The charges will vary according to the released or declared value of the shipment. The carrier's tariff provides that at its base

rates the carrier's responsibility for loss or damage caused by it is limited to sixty cents per pound of actual weight of each lost or damaged article. If you wish to be paid full value for lost or damaged items which are worth more than sixty cents per pound, you must declare, before shipping, a lump sum value and pay an extra charge for such value. Payment of the charge establishes the declared value as the maximum amount you may recover from the carrier for loss or damage, unless the damage is caused by an event or development excluded by the terms of the carrier's printed bill of lading, of which you should have a copy. If you do not declare any lump sum value, or a value less than one dollar and twenty-five cents per pound, the shipment will be deemed to have been released at one dollar and twenty-five cents per pound, and an additional charge per one hundred dollars of value will be applied. If you wish to avoid these extra charges, you must agree, in writing, on the bill of lading, that if any articles are lost or damaged, the carrier's liability will not exceed sixty cents per pound for the actual weight of any lost or damaged articles in the shipment.

Cargo protection. A carrier's liability for loss or damage is limited by the bill of lading, the value of goods declared thereon by the shipper, and its tariffs. If greater protection than that afforded under the lowest transportation rate is desired, the shipper will be required to so indicate on the bill of lading prior to the time the goods are loaded. The carrier will assess a transportation valuation charge on the freight bill for the greater protection.

Weights. The transportation charges will be determined on the basis of the weight of your shipment. Ordinarily, the carrier will weigh its empty or partially loaded vehicle prior to the loading of your goods. After loading, it will again weigh the vehicle and determine the weight of your shipment. If your shipment weighs less than one thousand pounds, the carrier may weigh it prior to loading.

If you so request, the carrier will notify you of the weight of your shipment and the charges as soon as the weight has been determined. Further, if you question the weight reported by the carrier, you may request that the shipment be reweighed prior to delivery. Reweighing will be accomplished only where it is practicable to do so. An extra charge may be made for reweighing, but only if the difference between the two net weights obtained does not exceed one hundred pounds (if your shipment weighs five thousand pounds or less) or does not exceed two percent of the lower net weight (if your shipment weighs more than five thousand pounds). The lower of the two net weights must be used in determining the charges.

Exclusive use of the vehicle. If you do not desire to have the goods belonging to someone else transported with your shipment, you may direct the carrier to grant you the exclusive use of the vehicle. In such event, however, the charges will probably be much greater.

Expedited service. Carriers are not ordinarily required to make delivery on a certain date or within a definite period of time. However, their tariffs generally contain a rule to the effect that, upon request of the shipper, goods weighing less than a designated weight – usually five

thousand pounds – will be delivered on or before the date specified by the shipper. The transportation charges for such expedited service are based upon the higher weight (five thousand pounds) and, of course, are greater than the charges on shipments hauled at the carrier's convenience.

Small shipments. If your shipment weighs less than the minimum weight prescribed in the carrier's tariff, it will be subject to the minimum charge provided therein. If your shipment weighs substantially less than the minimum weight prescribed by the carrier, you should give consideration to the possibility that it may be shipped more reasonably by other means of transportation, even if the expense of crating the items is taken into consideration.

Storage in transit. In case you desire that your household goods be stored in transit, and delivered at a later date, you may usually obtain such service upon specific request. The length of time a shipment may be stored in transit is limited by the carrier's tariff, and additional charges are normally made for such service. At the end of the designated storage-in-transit period, and in the absence of final delivery instructions, the shipment will be placed in permanent storage, and the carrier's liability in respect thereof will cease. Any further service must be made the subject of a separate contract with the warehouseman. If you do not specifically request storage-in-transit from the carrier, but arrange with someone other than the carrier to pick up your goods for storage, you will be required to pay such other person for such service. Some warehouses make separate charges for checking goods out of storage, and collect dock charges from carriers for the space occupied by their vehicles while being loaded. Such charges are passed on to the shipper.

Bill of lading. Before your shipment leaves point of origin, you should obtain from the carrier a bill of lading or receipt, signed by you and the carrier, showing the date of shipment, the names of the consignor and consignee, the points of origin and destination, a description of the goods, and the declared or released valuation thereof.

Payment of charges – freight bill. You probably will have to pay all charges in cash, by money order, or by certified check before your shipment will be finally delivered. Therefore, when the shipment arrives at destination, you should be prepared to make such payment.

When paying charges on shipments moving more than thirty-five miles you should obtain a receipt for the amount paid setting forth the gross and tare weights of the vehicle, the net weight of your shipment, the mileage, the applicable rate per one hundred pounds for transportation, additional protection, and any accessorial services performed. On shipments moving under thirty-five miles the receipt should show the time the vehicle left the premises of the mover and the time the same vehicle returned thereto, the rate per hour and rates for any accessorial services performed. Such receipt is called a freight bill or expense bill. In the event of loss or damage to the shipment, be sure to have the driver place appropriate notations on the freight bill. If the driver

will not make such notations, you should have some disinterested party inspect the damage in the driver's presence and report same in writing to the home office of the carrier.

Loss or damage. If loss or damage is detected when the goods are delivered by the carrier, the fact of such loss or damage should be recorded by the shipper on the bill of lading, or delivery record. All claims for loss or damage must be filed with the carrier, in writing within nine months of delivery. Although the carriers are subject to the rules and regulations of the Washington utilities and transportation commission the commission has no authority to compel the carriers to settle claims for loss or damage and will not undertake to determine whether the basis for or the amount of such claims is proper, nor will it attempt to determine the carrier liable for such loss or damage. If the carrier will not voluntarily pay such claims, the only recourse of the shipper is the filing of a suit in a court of law. The names of the carrier's agents for service of process in this state may be obtained by writing the Washington Utilities and Transportation Commission, ((~~Highways-Licenses Building~~)) 1300 S. Evergreen Park Dr. S.W., Olympia, Washington.

WSR 88-01-117

NOTICE OF PUBLIC MEETINGS

DEPARTMENT OF NATURAL RESOURCES

(Natural Heritage Advisory Council)

[Memorandum—December 23, 1987]

During 1988, the Natural Heritage Advisory Council will meet on the following dates:

January 13, 1988
9:00 a.m. to 5:00 p.m.
The Olympia Center, Room 203
222 North Columbia
Olympia, Washington

March 9, 1988
9:00 a.m. to 5:00 p.m.
The Olympia Center, Room 103
222 North Columbia
Olympia, Washington

May 11, 1988
9:00 a.m. to 6:00 p.m.
Location to be announced
Wenatchee, Washington

October 19, 1988
9:00 a.m. to 5:00 p.m.
The Olympia Center, Room 103
222 North Columbia
Olympia, Washington

Regular council business will include consideration of natural area preserve recommendations and management activities relating to natural area preserves.

For further information contact:

Department of Natural Resources
Washington Natural Heritage Program
Land and Water Conservation Division
Mailstop: EX-13
Olympia, WA 98504
(206) 753-2449

WSR 88-01-118

PROPOSED RULES

DEPARTMENT OF LABOR AND INDUSTRIES

[Filed December 23, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Labor and Industries intends to adopt, amend, or repeal rules concerning piece rate rule, amending WAC 296-17-350(6). This is an ongoing hearing initiated from the department's November 18, 1987, filing of notice to adopt, amend, or repeal rules (WSR 87-23-053). Four additional hearings have been scheduled during the month of January 1988 in eastern and western Washington communities to allow additional public input. The rule as proposed would require actual hours to be reported by employers for hours worked by their employees when other state rules or laws require hourly reporting for such employees.

that the agency will on January 11, 1988, Monday, Yakima, Washington, 10 a.m. to 12 noon, Department of Social and Health Services Building, 1002 North 16th Avenue, Second-Floor Conference Room; and on January 13, 1988, Wednesday, Wenatchee, Washington, 10 a.m. to 12 noon, Fire District No. 1, 206 Easy Street; and on January 19, 1988, Tuesday, Vancouver, Washington, 10 a.m. to 12 noon, Vancouver City Hall, First-Floor Council Chambers, 210 East 13th (Corner of 13th and Broadway); and on January 25, 1988, Monday, Mount Vernon, Washington, 1 p.m. to 3 p.m., Skagit Valley College, Media Center, 2405 East College Way; and on January 12, 1988, Kennewick, Washington, 10 a.m. to 12 noon, Benton County P.U.D., 524 South Auburn Street, conduct public hearings on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on March 1, 1988.

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

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

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 25, 1988.

The agency reserves the right to modify the text of these proposed rules prior to the public hearing thereon or in response to written and/or oral comments thereon received prior to or during the public hearing. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of the proposed rules or amendments of rules on economic values, pursuant to chapter 43.21 RCW. Correspondence relating to this notice and proposed rules attached should be addressed to:

Alan D. Spadoni
Assistant Director for Employer Services
Department of Labor and Industries
905 Plum Street S.E.
Olympia, Washington 98504

This notice is connected to and continues the matter in Notice No. WSR 87-23-053 filed with the code reviser's office on November 18, 1987.

Dated: December 23, 1987
 By: Joseph A. Dear
 Director

November 16, 1976. Revision approved August 10, 1979. Revision approved January 4, 1983. Revision approved March 27, 1984. Revision approved January 27, 1986. Revision approved June 3, 1986. Revision approved March 1, 1988.

WSR 88-01-119
PROPOSED RULES
DEPARTMENT OF ECOLOGY
 [Filed December 23, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Ecology intends to adopt, amend, or repeal rules concerning Clallam County, amending WAC 173-19-130;

that the agency will at 2:00 p.m., Tuesday, February 9, 1988, in Room 131, Abbott Raphael Hall, St. Martin's College Campus, Lacey, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on March 1, 1988.

The authority under which these rules are proposed is RCW 90.58.120 and 90.58.200.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 16, 1988.

Dated: December 23, 1987
 By: Marc A. Horton
 for Phillip C. Johnson
 Deputy Director, Programs

STATEMENT OF PURPOSE

Title: Amending WAC 173-19-130, Clallam County.

Description of Purpose: Adoption of a revised shoreline master program into state master program, chapter 173-19 WAC.

Statutory Authority: RCW 90.58.120 and 90.58.200.

Summary of Rule: The amendment adopts revisions to the shoreline master program for Clallam County.

Reasons Supporting Proposed Action: 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 Administrative Procedure Act.

Agency Personnel Responsible for Drafting; Implementation; and Enforcement: Barry Wenger, WDOE, Mailstop PV-11, Olympia, WA 98504, (206) 459-6767.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Department of Ecology, state government.

Agency Comments or Recommendation Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: None.

Whether Rule is Necessary as a Result of Federal Law or Federal or State Court Action: None.

Small Business Economic Impact Statement: Not applicable.

AMENDATORY SECTION (Amending Order DE 86-07, filed 6/4/86)

WAC 173-19-130 CLALLAM COUNTY. Clallam County master program approved August 5, 1976. Revision approved

WSR 88-01-120
NOTICE OF PUBLIC MEETINGS
SHORELINE COMMUNITY COLLEGE
 [Memorandum—December 22, 1987]

Following is the regular meeting schedule of the board of trustees of Shoreline Community College, District Number Seven for 1988. All regular meetings of the board commence at 8:00 a.m. and are held in the Board Room of the Administration Building on the college campus, 16101 Greenwood Avenue North.

- Friday, January 15, 1988
- Friday, February 19, 1988
- Friday, March 18, 1988
- Friday, April 15, 1988
- Friday, May 20, 1988
- Friday, June 17, 1988
- Friday, July 15, 1988
- Friday, August 19, 1988
- Friday, September 16, 1988
- Friday, October 21, 1988
- Friday, November 18, 1988
- Friday, December 16, 1988

WSR 88-01-121
PROPOSED RULES
DEPARTMENT OF LICENSING
(Board of Practical Nursing)
 [Filed December 23, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Practical Nursing intends to adopt, amend, or repeal rules concerning licensure of graduates of foreign schools of nursing, amending WAC 308-117-080;

that the agency will at 8:30 a.m., Thursday, January 28, 1988, in the Airport Hilton, 17620 Pacific Highway South, Seattle, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 18.78.050, 18.78.060, 18.78.070 and 18.130.050.

The specific statute these rules are intended to implement is RCW 18.78.050, 18.78.060, 18.78.070 and 18.130.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 21, 1988.

Dated: December 23, 1987
 By: Susan Boots
 Assistant Program Manager
 Executive Secretary

STATEMENT OF PURPOSE

Name of Agency: Washington State Board of Practical Nursing.

Purpose: The purpose of amendatory section WAC 308-117-080 is to require the test of English as a foreign language (TOEFL) of applicants with nursing educations in countries outside of the United States.

Summary: WAC 308-117-080, Licensure of graduates of foreign schools of nursing.

Statutory Authority: RCW 18.78.050, 18.78.060, 18.78.070 and 18.130.050.

Reason Proposed: To assure that an applicant is qualified to be licensed as a practical nurse.

Responsible Departmental Personnel: In addition to the members of the Washington State Board of Practical Nursing, the following Department of Licensing personnel have knowledge of and responsibility for drafting, implementing and enforcing these rules: Susan Boots, Board of Practical Nursing, Division of Professional Programs Management, P.O. Box 9649, Olympia, Washington 98504, phone (206) 753-2807 comm, (206) 234-2807 scan.

Proponents: This amendment is proposed by the Washington State Board of Practical Nursing.

Small Business Economic Impact Statement: Not required since this rule does not impact small businesses as that term is defined in RCW 19.85.020.

AMENDATORY SECTION (Amending Order PL 452, filed 12/19/83)

WAC 308-117-080 LICENSURE OF GRADUATES OF FOREIGN SCHOOLS OF NURSING. (1) Applicants who received their nursing education outside the United States ~~(and)~~ or its territories shall meet the following requirements for licensing:

(a) Satisfactory completion of a basic nursing education program approved by the country of original licensure. The nursing education program shall be equivalent to the minimum standards prevailing for state board approved schools of practical nursing in Washington at the time of graduation.

(b) Satisfactory passage of the Test of English as a Foreign Language (TOEFL). As of May 1, 1988, all applicants with nursing educations obtained in countries outside of the United States and never before licensed in another jurisdiction or territory of the United States, shall be required to take the TOEFL and attain a minimum score of fifty in each section. Once an applicant obtains a score of fifty in a section, the board will require reexamination and passage only in the section(s) failed. Passage of all sections of the TOEFL must be attained and the applicant must cause TOEFL Services to forward directly to the board a copy of the official Examinee's Score Record. These results must be timely received with the individual's application before the NCLEX can be taken.

(c) All other requirements of the statute and regulations shall be met.

~~((c))~~ (d) File with the board of practical nursing a completed notarized license application with the required fee prior to February 15 for the April examination and prior to August 15 for the October examination. The fees are not refundable.

~~((d))~~ (e) Submit one recent ~~((U.S.))~~ United States passport identification photograph of the applicant unmounted and signed by the applicant across the front.

~~((e))~~ (f) Request the school of nursing to submit an official transcript directly to the board of practical nursing. The transcript shall contain the date of graduation and the credential conferred, and shall be in English or accompanied by an official English translation notarized as a true and correct copy.

~~((f))~~ (g) File an examination application, along with the required fee, directly with the testing service.

~~((g))~~ (h) Successfully pass the current state board licensing examination for practical nurses or show evidence of having already successfully passed the state board licensing examination for practical nurses in another jurisdiction or territory of the United States with the passing score required in Washington.

WSR 88-01-122

ADOPTED RULES

DEPARTMENT OF LICENSING

[Order PM 701—Filed December 23, 1987]

I, Robert Van Schoorl, assistant director of the state of Washington Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to auctioneers, amending WAC 308-11-035 Renewal of registration.

This action is taken pursuant to Notice No. WSR 87-23-051 filed with the code reviser on November 18, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 18.11.060 and 18.11.200 which directs that the Department of Licensing has authority to implement the provisions of RCW 18.11.200.

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

APPROVED AND ADOPTED December 23, 1987.

By Robert Van Schoorl
Assistant Director

AMENDATORY SECTION (Amending Order PM 622, filed 10/22/86)

WAC 308-11-035 RENEWAL OF REGISTRATION. (1) An auctioneer license will be issued to an applicant, provided the requirements for licensure are met, with an expiration date to be the licensee's next birth anniversary date.

(2) An auction company license will be issued, provided all requirements are met for licensure, which will expire on June 30 of each year.

(3) An application for a license renewal received after the date of expiration will require the payment of the penalty fee in addition to the renewal fee. ~~((To reinstate an expired license, a payment of the penalty fee and renewal fee is required for each year that the license was not renewed.))~~

WSR 88-01-123

PROPOSED RULES

DEPARTMENT OF AGRICULTURE

[Filed December 23, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Agriculture intends to adopt, amend, or repeal rules concerning:

Amd	ch. 16-30 WAC	Quarantined registered feedlots.
Amd	ch. 16-54 WAC	Rules relating to the importation of animals into the state of Washington.
Amd	ch. 16-86 WAC	Rules relating to brucellosis and tuberculosis in cattle and goats.
Rep	ch. 16-28 WAC	Commercial registered feedlots;

that the agency will at 1:00 p.m., Tuesday, January 26, 1988, in the Washington Cattlemen's Association Conference Room, 1720 Canyon Road, Ellensburg, WA 98926, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on February 1, 1988.

The authority under which these rules are proposed is chapter 16.36 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 26, 1988.

Dated: December 23, 1987
By: Mike Willis
Assistant Director

STATEMENT OF PURPOSE

Titles: Quarantined registered feedlots, chapter 16-30 WAC; Animal importation, chapter 16-54 WAC; Cattle, goats—Brucellosis and tuberculosis, chapter 16-86 WAC; and Commercial registered feedlots, repealing chapter 16-28 WAC.

Description of Purpose: To repeal provisions of chapter 16-28 WAC. To change designation of brucellosis quarantined registered feedlots to "restricted" feedlots. The change is required by USDA, APHIS, veterinary services in order for USDA to recognize Washington state as brucellosis free.

Statutory Authority: Chapter 16.36 RCW.

Summary of Rules: Chapter 16-28 WAC will be repealed because provisions are outdated and are no longer necessary for the regulation of feedlots. Registered quarantined feedlots, chapter 16-30 WAC, authorizes certain feedlots to identify and hold under quarantine for feeding purposes cattle and swine not known to be exposed to disease. Animal importation, chapter 16-54 WAC, provides health requirements for the importation of livestock into the state. Cattle, goats—Brucellosis and tuberculosis, chapter 16-86 WAC, provides for testing of livestock for brucellosis and tuberculosis and for quarantine and disposal of animals infected with those diseases.

Reason Supporting the Proposed Rules: Repeal of chapter 16-28 WAC, it is no longer necessary for the regulation of feedlots. Redesignation of quarantined registered feedlots to restricted feedlots and testing of certain classes of cattle for brucellosis is necessary in order for the state to be recognized by USDA as brucellosis free.

Agency Personnel to Contact: Dr. R. C. Sexauer, State Veterinarian, Department of Agriculture, Livestock Services/Animal Health, 406 General Administration Building, AX-41, Olympia, WA 98504, phone (206) 753-5040.

Agency Comments: None.

The rule is not necessary to comply with federal law or a federal or state court decision.

Small Business Economic Impact Statement: None.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 16-28-010	Definition.
WAC 16-28-020	Licensed quarantined registered feed lots included.
WAC 16-28-030	Applications for.
WAC 16-28-040	Duration of Licenses.
WAC 16-28-050	Lot Size.
WAC 16-28-060	Drainage Requirements.
WAC 16-28-069	Screenings, Screenings Waste or Screening Refuse, Defined—Established Tolerances.
WAC 16-28-070	Destroying viable weed seeds.
WAC 16-28-080	Transportation of Screenings Containing Weed Seeds.
WAC 16-28-090	Sale of Animal Droppings.

Chapter 16-30 WAC

~~((QUARANTINED REGISTERED))~~ RESTRICTED FEEDLOTS

AMENDATORY SECTION (Amending Order 955, filed 8/31/64)

WAC 16-30-010 DEFINITION. A ~~((quarantined-registered))~~ restricted feedlot shall mean a dry feed yard where ~~((heavy proportions of concentrates are fed to put a finish on cattle, and where cattle are identified and held under quarantine to prevent the spread of disease in cattle. Further, a quarantined registered feed lot shall mean a dry feed, or garbage feed yard where heavy portions of concentrates, or garbage, are fed to put a finish on swine, and held under quarantine to prevent the spread of disease in swine))~~ cattle not known to be exposed to brucellosis and not vaccinated against brucellosis are restricted to prevent their sale for breeding purposes.

AMENDATORY SECTION (Amending Order 955, filed 8/31/64)

WAC 16-30-020 PERMIT APPLICATIONS. ~~((Applications for quarantined registered feed lot permits will be furnished on request by the department of agriculture. Each))~~ Applicants for restricted feedlots must furnish the following information on an application form to be obtained from the department of agriculture:

- (1) Name and address of applicant.
- (2) Location of feedlot.
- (3) Drawing to show the relation of the feedlot to the rest of the farmstead.
- (4) Number of native cattle ~~((or swine))~~ on farm.
- (5) Operations in livestock other than the feeding of cattle ~~((or swine))~~.

AMENDATORY SECTION (Amending Order 1790, filed 3/14/83)

WAC 16-30-030 CERTIFIED STATEMENTS REQUIRED. In addition to the information furnished in the application each applicant must certify to the following:

- (1) That there shall be no contact with other ~~((female and male))~~ animals not also similarly and commonly ~~((quarantined))~~ restricted.
- (2) That no animal, except steers and spayed heifers for temporary grazing purposes only, shall be moved from the feed yard except to a federally inspected slaughter plant or to a licensed public livestock market for immediate slaughter ~~((PROVIDED, That swine will not be moved from a feed yard except to a licensed slaughterer with no diversion enroute)).~~
- (3) That the yard will be maintained in a sanitary condition.
- (4) That the department of agriculture will be notified immediately of any outbreak of any infectious or contagious disease.
- (5) That the disposition of dead animals will be in accordance with the laws relating to the disposal of dead animals.
- (6) That accurate records will be kept accounting for all animals entering the feedlot.

AMENDATORY SECTION (Amending Order 955, filed 8/31/64)

WAC 16-30-040 EXPIRATION AND REVOCATION OF PERMITS. All permits for ~~((quarantined-registered))~~ restricted feedlots shall expire on the 30th day of June next subsequent to the date of issue and may be sooner revoked or suspended by the director of agriculture upon reasonable notice to the permittee for violations of the disease control or brand inspection laws of this state or any lawful regulations issued and promulgated by the director of agriculture under said laws. Any permittee shall have the right to request a hearing before a revocation is made permanent.

AMENDATORY SECTION (Amending Order 955, filed 8/31/64)

WAC 16-30-050 BRANDS. Before a permit is issued for a ~~((quarantined-registered))~~ restricted feedlot the operator or owner must have recorded with the state department of agriculture a brand to be used exclusively within said feedlot. Such a brand shall consist of the letter "F" followed by a number assigned by said department: PROVIDED, That by special permission of the director of agriculture or his duly authorized representative the holder of such a brand may be allowed to use his brand on cattle in certain other specified ~~((quarantined-registered))~~ restricted feedlots ~~(-PROVIDED-FURTHER, That this regulation will not apply to a quarantined-registered feed lot feeding swine)).~~

AMENDATORY SECTION (Amending Order 955, filed 8/31/64)

WAC 16-30-060 BRAND TIME. For the purpose of proper identification, all cattle, except steers, arriving at a ~~((quarantined-registered))~~ restricted feedlot must be branded with the aforementioned "F" brand within ~~((48))~~ forty-eight hours after arrival. Use of such brands on steers shall be optional ~~(-PROVIDED, That this regulation will not apply to a quarantined-registered feed lot feeding swine)).~~

AMENDATORY SECTION (Amending Order 955, filed 8/31/64)

WAC 16-30-070 PLACE OF BRAND. The aforementioned "F" brand shall be placed immediately behind the shoulder and high on the back. In the event a brand is already situated there, the feedlot brand may be placed directed in front of or below the existing brand, but must not deface the existing brand: PROVIDED, The ~~((quarantined-registered))~~ restricted feedlot operators or owners who now place their duly recorded "F" brands in the area between the point of the shoulder and the jaw shall continue to so brand, or they may apply to the registrar of brands, department of agriculture, to change the position to which their brand is affixed to the new position without charge ~~(-PROVIDED-FURTHER, That this regulation will not apply to a quarantined-registered feed lot feeding swine)).~~

AMENDATORY SECTION (Amending Order 955, filed 8/31/64)

WAC 16-30-080 LOT SIZE. The size of the ~~((quarantined-registered))~~ restricted feedlot shall be in keeping with the number of cattle ~~((or swine))~~ on feed.

AMENDATORY SECTION (Amending Order 955, filed 8/31/64)

WAC 16-30-090 FEEDLOT REQUIREMENTS. All ~~((quarantined-registered))~~ restricted feedlots must be so constructed and so located that they comply with the following:

(1) That there shall be no contact with other ~~((females and males))~~ animals not also similarly and commonly ~~((quarantined))~~ restricted.

(2) The lot is drained or surfaced to keep the yard reasonably free of mud.

(3) Proper facilities exist for inspection of brands and for holding imports separate until properly identified in cattle feedlots ~~(-for vaccination and for holding imports separate until identified and deemed safe to commingle in swine feed lots)).~~

(4) There shall be no regular stream or drainage therefrom to any area where ~~((nonquarantined))~~ nonrestricted females or males are held.

~~((5) In swine quarantined-registered feed lots the schedule of vaccination and/or identification may be prescribed by the director of agriculture and be set forth in the permit.))~~

AMENDATORY SECTION (Amending Order 1838, filed 7/24/84)

WAC 16-54-010 DEFINITIONS. For purposes of this chapter:

(1) "Director" means the director of agriculture of the state of Washington or his duly authorized representative.

(2) "Breeding cattle" shall be those females and bulls not consigned to a federally inspected slaughter establishment or a ~~((registered-quarantined))~~ restricted feedlot.

(3) "Official brucellosis test" means blood samples are to be tested only by cooperating state-federal laboratories or by such persons as may be authorized by state of origin animal health officials to conduct the standard agglutination tests or the card test. All samples initially tested at other than cooperating state-federal laboratories shall be promptly submitted and confirmed at the cooperating state-federal laboratory.

(4) "Official calfhood vaccinate" means a female bovine animal vaccinated between the ages of four and twelve months (one hundred twenty days to three hundred sixty-five days) with an approved brucella vaccine.

(5) "Class free and Class A, B, and C states" means states as classified by the current federal brucellosis eradication uniform methods and rules.

AMENDATORY SECTION (Amending Order 1918, filed 3/25/87)

WAC 16-54-082 DOMESTIC BOVINE ANIMALS. All domestic bovine animals (including bison) entering Washington shall be moved on a permit issued by the office of the state veterinarian. All domestic bovine animals (including bison) shall meet the following requirements:

(1) Tuberculosis. All beef and dairy cattle must originate from herds not under quarantine in a not less than modified accredited area.

(2) Brucellosis health certificate requirements. All domestic bovine animals (including bison), except those consigned to ~~((quarantined-registered))~~ restricted feedlots, or to federally inspected slaughter plants for immediate slaughter, or beef breed cattle or slaughter only dairy breed cattle consigned to a state-federal approved livestock market, shall be accompanied by an official interstate health certificate and shall meet the following requirements:

(a) Brucellosis test.

(i) Cattle from class free and A states.

(A) Sexually intact heifers from brucellosis quarantined herds in class free and A states shall not be imported into the state of Washington except for immediate slaughter at a federally inspected slaughter plant ~~((or to a quarantined feedlot)).~~

(B) Cattle other than those referred to in (a)(i)(A) of this subsection from class free or A states which are test eligible, unless destined for a ~~((quarantined))~~ restricted feedlot or for immediate slaughter at a federally inspected slaughter establishment, must be negative to an official brucellosis test conducted within thirty days prior to date of entry. Cattle not considered test eligible include:

(I) Calves under six months of age.

(II) Steers and spayed heifers.

(III) Officially vaccinated dairy cattle under twenty months of age and officially vaccinated beef cattle under twenty-four months of age.

(IV) Cattle from a certified brucellosis free herd.

(V) Cattle from selected brucellosis free states designated by the Washington state veterinarian.

(ii) Cattle from Class B or C states.

(A) Sexually intact heifers from other than certified brucellosis free herds in states classified B or C by the USDA shall not be imported into the state of Washington except for immediate slaughter at a federally inspected slaughter establishment ~~((or to a quarantined feedlot)).~~

(B) Cattle other than those referred to in (a)(ii)(A) of this subsection from Class B states which are test eligible, unless destined for a ~~((quarantined))~~ restricted feedlot or for immediate slaughter at a federally inspected slaughter establishment, must be negative to an official brucellosis test conducted within thirty days prior to date of entry and held on the premises of destination and kept separate from all other cattle for retest not less than forty-five nor more than one hundred twenty days from the date of the preentry test. Cattle not considered test eligible include:

(I) Calves under six months of age.

(II) Steers and spayed heifers.

(III) Cattle from a certified brucellosis free herd.

(C) Cattle other than those referred to in (a)(ii)(A) of this subsection from Class C states which are test eligible must be negative to two official brucellosis tests conducted prior to entry at least sixty days apart, the second test to be conducted within thirty days of entry. Those cattle shall be held on the premises of destination and kept separate from all other cattle for retest not less than forty-five nor more than one hundred twenty days from the date of the second negative preentry test. Cattle not considered test eligible include:

(I) Calves under six months of age.

(II) Steers and spayed heifers.

(III) Cattle from a certified brucellosis free herd.

(iii) Beef cattle eligible for brucellosis testing coming from class free or A states may be moved to state-federal approved livestock markets in Washington to meet entry health requirements.

(iv) Should brucellosis infection occur in the state of Washington as a result of importation of infected animals, all future importations from the state of origin shall be required to meet import regulations of

the next lower classification. State regulatory officials of that state shall be notified and the lower classification entry requirement will be in effect for twelve months following notification to the state of origin.

(b) Brucellosis calfhooed vaccinates—female dairy cattle. All female dairy cattle must be identified as official brucellosis calfhooed vaccinates before entry. Except the following classes of cattle are exempt from this requirement:

- (i) Calves under four months of age.
- (ii) Those cattle consigned directly to a federally inspected slaughter plant.
- (iii) Those cattle consigned directly to a (~~quarantined-registered~~) restricted feedlot.

(c) Brucellosis calfhooed vaccinates—female beef cattle. All female beef breed cattle must be identified as official brucellosis vaccinates before entry, except the following classes of cattle are exempt from this requirement:

- (i) Calves under four months of age.
- (ii) Female beef breed cattle born before January 1, 1983.
- (iii) Cattle sold or consigned to a (~~quarantined-registered~~) restricted feedlot.
- (iv) Cattle sold or consigned to a federally inspected slaughter plant.
- (v) Cattle sold or consigned to a public livestock market for immediate slaughter only.

(vi) Spayed heifers.

(vii) Cattle from a certified brucellosis free country where vaccination is prohibited by law: PROVIDED, That the state veterinarian, upon being assured that to allow such cattle to enter would not create any jeopardy to the livestock industry of the state of Washington, may issue a special permit for such entry.

(3) Scabies. The office of the state veterinarian may require that any cattle from a known infected area be dipped at an official dipping facility within ten days of entry and, except those consigned to a federally inspected slaughter plant for immediate slaughter within fourteen days, be accompanied by an official interstate health certificate. Ivermectin may be used as an alternative to the dipping procedure for beef and nonlactating dairy animals.

(4) Vesicular stomatitis. The office of the state veterinarian may require that:

(a) Any cattle be accompanied by an official interstate health certificate except those consigned to a federally inspected slaughter plant for immediate slaughter within fourteen days;

(b) Dairy breed cattle be held separate and apart from all other cattle for a period of seven days at the point of destination and rechecked by an accredited veterinarian at the end of that period; except that dairy breed cattle from known infected areas shall not be allowed entry into the state; and

(c) Beef breed cattle from known infected areas be held separate and apart from all other cattle for a period of thirty days either prior to entry or at the point of destination or both.

(5) Temporary grazing permits. Herd owners desiring to move cattle into Washington for temporary grazing purposes must obtain a prior permit from the office of the state veterinarian: PROVIDED, That the state veterinarian may, if deemed necessary, require a brucellosis herd test and/or an official health certificate for any cattle entering the state for grazing purposes. Applicants must also file an approved herd plan with the office of the state veterinarian to phase out all brucellosis nonvaccinates in the herd prior to January 1, 1988. Grazing permits shall be for one specified season only and shall be valid for movement to only that destination declared on the permit. A copy of the permit shall accompany any vehicle transporting cattle into the state for such temporary grazing purposes.

AMENDATORY SECTION (Amending Order 1917, filed 3/25/87)

WAC 16-86-015 WASHINGTON CATTLE SALE REQUIREMENTS. (1) Effective January 1, 1984, within thirty days prior to any change of ownership and in a manner prescribed by the state veterinarian, all dairy breed cattle shall be tested negative for brucellosis. The following classes of cattle are exempt from this test requirement:

- (a) Calves under four months of age.
- (b) Cattle sold or consigned to a (~~quarantined-registered~~) restricted feedlot.
- (c) Cattle sold or consigned to a federally inspected slaughter plant.
- (d) Steers and spayed heifers.
- (e) Official calfhooed vaccinates under twenty months of age and not parturient or post parturient.

(2) All female cattle shall be officially vaccinated against brucellosis and bear a legible vaccination tattoo prior to being sold or introduced into any herd in the state of Washington. This rule does not apply to the following:

(a) Calves under four months of age. Female calves under four months acquired by any herd and natural female additions must become official calfhooed vaccinates, as provided for in this chapter, to be sold for any purpose other than those set forth in (c), (d), (e), or (f) of this subsection.

(b) Female beef breed cattle born before January 1, 1983.

(c) Cattle sold or consigned to a (~~quarantined-registered~~) restricted feedlot.

(d) Cattle sold or consigned to a federally inspected slaughter plant.

(e) Cattle sold or consigned to a public livestock market for immediate slaughter only.

(f) Spayed heifers.

(3) Any dairy breed female cattle over eight months of age which are not exempted in subsection (2) of this section and which are found not to be vaccinated against brucellosis upon consignment to a public livestock market, shall be identified by branding with an "S" brand on the left hip prior to sale and released from the market. After "S" branding, the nonvaccinated cattle may be released by the director on a VS1-27 Form or other official permit to any of the following destinations:

- (a) A (~~quarantined-registered~~) restricted feedlot.
- (b) A federally inspected slaughter plant.
- (c) (~~Another public livestock market for immediate slaughter only.~~)
- (~~d~~) Upon specific approval by the state veterinarian, nonvaccinated cattle "S" branded at a public livestock market may be returned to the farm of origin where they must remain until released by the state veterinarian for consignment to one of the destinations listed under (a)(;) or (b)(-or-~~c~~)) of this subsection.

(4) Any dairy breed female cattle consigned to a public livestock market for probable slaughter, but whose status is later changed by the buyer, shall be identified by "S" branding and released by the department only as set forth in subsection (3) of this section, if found not to be vaccinated for brucellosis. Any buyer who fails to deliver "S" branded cattle to the destination declared by the buyer or his agent shall be guilty of a violation of this chapter. Whenever necessary, the department shall make the final determination of the vaccination status of any eligible cattle.

(5) All Washington cattle shall be individually identified and permanently recorded as to herd of origin prior to being sold or consigned for slaughter. Such identity shall be transferred to the blood sample taken for MCI test purposes. These records shall be made available to the department upon request. Except the following classes of cattle shall be exempt from this requirement:

- (a) Cattle under twenty-four months of age. (Not parturient or post parturient.)
- (b) Steers and spayed heifers.

AMENDATORY SECTION (Amending Order 1791, filed 3/14/83)

WAC 16-86-030 SALE OF QUARANTINED ANIMALS. (1) No person shall sell or offer for sale any cattle from a brucellosis quarantined herd except steers and spayed heifers for other than immediate slaughter (~~for consignment to a quarantined registered feed lot or for consignment to a state-federal approved sales yard for immediate slaughter or for sale to a quarantined registered feed lot only.~~ PROVIDED, That prior to consignment to a state-federal approved sales yard, the cattle shall be "S" branded and shall only be moved from the brucellosis quarantined herd when accompanied by an official federal form number VS1-27)).

(2) Cattle from a tuberculosis quarantined herd shall not be sold or offered for sale except for immediate slaughter.

AMENDATORY SECTION (Amending Order 1814, filed 3/30/84)

WAC 16-86-095 OFFICIAL CALFHOOD VACCINATION. (1) An official vaccination report of calfhooed vaccinations must be made to the department within thirty days of occurrence on an approved report form (~~(AGRI-030-3003)~~) VS 4-26 issued by the department for the purpose of identifying and recording by official calfhooed vaccination ear tag or registry tattoo calves officially brucellosis vaccinated.

(2) All vaccination must be done by a licensed accredited veterinarian or federal or state employed veterinarian. Vaccinated animals must be permanently identified as vaccinates by a vaccination tattoo in the

right ear. An official vaccination ear tag or registry tattoo shall be used for individual animal identification.

(3) All brucellosis vaccinations shall be reported to the department before becoming official.

WSR 88-01-124
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Health)

[Filed December 23, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning general provisions, new chapter 248-172 WAC;

that the agency will at 10:00 a.m., Tuesday, January 26, 1988, in the OB-2, Auditorium, Olympia, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on January 27, 1988.

The authority under which these rules are proposed is chapter 304, Laws of 1987.

The specific statute these rules are intended to implement is chapter 304, Laws of 1987.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 26, 1988.

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

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

Interpreters for people with hearing impairments and brailled or taped information for people with visual impairments can be provided. Please contact Administrative Regulations Section, State Office Building #2, 12th and Franklin, Olympia, WA, phone (206) 753-7015 by January 12, 1988. The meeting site is in a location which is barrier free.

Dated: December 23, 1987
By: Leslie F. James, Director
Administrative Services

STATEMENT OF PURPOSE

This statement is filed pursuant to chapter 304, Laws of 1987.

Re: New chapter 248-172 WAC.

Purpose of the Rule: To implement a telecommunication device for the deaf (TDD) project in the office of deaf services.

Reason These Rules are Necessary: To distribute telecommunication devices to eligible hearing impaired individuals and to set up a cost-effective statewide TDD relay system.

Statutory Authority: Chapter 304, Laws of 1987.

Summary of the Rule: Clarify that only eligible hearing impaired individuals will be the recipients in receiving telecommunication devices; and clarify the role of the TDD advisory committee.

Special Needs: For a hearing to adopt these rules, we will need to make arrangements for several interpreters (sign language, tactile, and oral) to be at the hearing.

Chapter 248-172 WAC
GENERAL PROVISIONS

NEW SECTION

WAC 248-172-101 DEFINITIONS. The following definitions shall apply in this chapter, unless the context otherwise requires:

(1) "Amplifier" means an electrical device for use with a telephone which amplifies the sounds being received during a telephone call.

(2) "Applicant" means a person who applies for a telecommunication device for the deaf (hereinafter TDD), signal device, or amplifier.

(3) "Audiologist" means a person who has a masters or doctoral degree in audiology and a certificate of clinical competence in audiology from the American speech, hearing, and language association.

(4) "Deaf-blind" means a hearing loss and a visual impairment that require use of a TDD to communicate effectively on the telephone, and may require a specific TDD for a person with limited sight, as certified pursuant to WAC 248-172-201.

(5) "Department" means the department of social and health services.

(6) "Distribution center" means a facility under contract to DSHS to distribute TDDs, signal devices, and amplifiers, provide training in the use of that equipment, and receive equipment in need of repair or being returned.

(7) "Hearing impaired" means a hearing loss that requires use of either a TDD or an amplifier to communicate effectively on the telephone, and requires the use of a signal device to indicate when the telephone is ringing, as certified pursuant to WAC 248-172-201.

(8) "ODS" means the office of deaf services, department of social and health services.

(9) "Out-of-area" means any location more than 100 miles radius from a contract distribution center.

(10) "Qualified trainer" means a person who is knowledgeable about TDDs, signal devices, and amplifying accessories, and their appropriate use for recipients with differing hearing impairments and for those who are also vision impaired. This person shall also be fluent in American sign language, as well as being able to communicate with hearing-impaired persons who use other communication modes.

(11) "Recipient" means any person who has received a state-issued TDD, signal device, or amplifier.

(12) "School age" means any child who has reached six years of age, pursuant to WAC 388-73-012.

(13) "Signal device" means electronic device that alerts a hearing-impaired or deaf-blind applicant of an incoming telephone call.

(14) "Telecommunication device for the deaf" (TDD) means an electrical device for use with a telephone that utilizes a keyboard, acoustic coupler, display screen, and/or braille display to transmit and receive messages.

(15) "Telephone relay center" means a facility authorized by ODS to provide telephone relay services.

(16) "Telephone relay service" means the provision of voice and teletype communication between users of TDDs and other parties using telephones without TDDs.

NEW SECTION

WAC 248-172-201 ELIGIBILITY REQUIREMENTS. (1) Eligible applicants shall be:

- (a) Hearing impaired; or
- (b) Deaf-blind; and
- (c) At least school age.

(2) Eligible applicants shall be certified in writing as hearing impaired or deaf-blind by one of the following:

- (a) A person licensed to practice medicine in the state of Washington;
- (b) An audiologist as specified under WAC 248-172-101(2);
- (c) A vocational rehabilitation counselor in a local division of vocational rehabilitation office;

(d) One of the deaf specialists or coordinators at one of the four community service centers for the deaf and hard of hearing in Seattle, Tacoma, Spokane, and Yakima;

(e) A deaf-blind specialist or coordinator at Helen Keller regional office, Washington deaf blind service center, or eye specialist; and

(f) Any other individual signing the certification of impairment for an applicant shall attach a written statement of their qualifications to make this determination, subject to approval from ODS.

(3) ODS may require additional documentation to determine if the applicant meets the foregoing eligibility requirements.

(4) To receive a TDD, an eligible applicant or his or her legal guardian or legal custodian shall demonstrate an ability to send and receive messages with a TDD, during the training session required by WAC 248-172-302.

NEW SECTION

WAC 248-172-202 APPROVAL OF APPLICATION FOR INITIAL DEVICE OR REQUEST FOR REPLACEMENT DEVICE. (1) If an applicant is determined to be eligible, ODS shall approve the application except as stated in WAC 248-172-203 (1)(a) or (b).

(2) If a recipient is determined to need a replacement TDD or other accessory, and is not disqualified pursuant to WAC 248-172-203(2), ODS shall approve the request.

(3) Initial or replacement equipment will be provided based upon the availability of equipment and/or funds.

NEW SECTION

WAC 248-172-203 DENIAL OF INITIAL APPLICATION OR REQUEST FOR REPLACEMENT DEVICE. (1) Denial of initial application. ODS shall deny an original application for a TDD or other device if:

(a) Applicant does not meet the eligibility requirements of WAC 248-172-201; or

(b) Applicant has already been issued a similar device.

(2) Denial of replacement request. ODS shall deny a request for replacement of a TDD or other device if:

(a) The device previously issued has, either through negligence or intent, been subjected to abuse, misuse, unauthorized repair, or other negligent or intentional conduct damaging to the equipment; or

(b) The recipient fails to file with the police a report of the stolen device within ten working days of discovering the theft; or

(c) The recipient has lost the device; and

(d) The recipient can show reasonable cause for the damage or loss, the ODS may, in its discretion, issue a replacement issue.

NEW SECTION

WAC 248-172-204 REAPPLICATION PROCESS. (1) An applicant, whose initial application was denied by ODS, may reapply for service when the circumstances, which resulted in the original denial, cease to exist.

(2) An applicant, whose application for replacement equipment was denied, may reapply if:

(a) They pay a damage deposit of an amount determined by ODS; and

(b) It has been a year since the initial denial; or

(c) ODS has been reimbursed.

NEW SECTION

WAC 248-172-205 NOTICE OF APPROVAL OR DENIAL. (1) Approved applications. When an original application has been approved, ODS shall inform the applicant in writing of:

(a) The location of the distribution center or out-of-area address where applicant may receive the TDD, signal device, or amplifier, or combination of those which has been approved; and

(b) The contact person or agency for the applicant to contact to arrange for the required training, in the case of approval of an application for a TDD or an amplifier.

(2) Approved requests for replacement. When a request for a replacement TDD or other device has been approved, the ODS shall inform the recipient of the procedure for obtaining a replacement device.

(3) Denied applications or requests for replacement. If an original application or replacement request is denied, ODS shall inform the applicant or recipient in writing of the reasons for the denial and of

any applicable procedures for appeal, as well as the circumstances under which that individual may reapply.

NEW SECTION

WAC 248-172-206 REVIEW BY DEPARTMENT. (1) An applicant or recipient, whose request for an original or replacement device governed under these regulations has been denied, may request a review of this decision by the department. This request must be submitted in writing to ODS, specifying the basis for the request, and must be received by ODS within 30 days of the receipt of the denial notice.

(2) Postmarked within 30 days of mailing the denial, the request for review, the department shall inform the applicant or recipient in writing of the disposition of the request.

(3) If the applicant or recipient disagrees with the decision by the department, the applicant or recipient may appeal as pursuant to chapters 10-08 and 388-08 WAC.

NEW SECTION

WAC 248-172-301 DISTRIBUTION CENTERS. (1) The department shall issue contracts on a competitive basis, to qualified persons or agencies, to act as distribution centers. The department shall ensure reasonable accessibility to such centers for all hearing-impaired and deaf-blind individuals in the state.

(2) ODS, in cooperation with the TDD advisory committee, shall have responsibility for development of qualifying criteria for potential contractors to act as distribution centers.

(3) Distribution centers shall have various responsibilities, which include, but are not limited to:

(a) Conducting trainings for the applicants in the use of the equipment;

(b) Requiring all recipients, legal guardians, or legal custodians to sign a condition of acceptance form supplied by ODS; and

(c) Distributing TDDs, amplifiers, and signal devices to applicants.

(d) Issuing a replacement device to an applicant, determined by ODS to be eligible under WAC 248-172-201, except when that applicant is denied a replacement pursuant to WAC 248-172-203(2);

(e) Accepting a device needing repair; and

(f) Delivering a malfunctioned device to a repair center designated by ODS.

(4) ODS shall be responsible for arranging necessary training and distribution of a device to an individual who is an "out-of-area" resident.

(5) Neither the ODS nor the contract distribution centers shall provide replacement paper for TDDs, replacement light bulbs for signal devices, payment of the recipient's telephone bill, or any other extraneous cost incurred by the recipient in the use of any devices distributed under these regulations.

(6) ODS shall provide for all routine maintenance and repair of the equipment due to normal use.

NEW SECTION

WAC 248-172-302 TRAINING. (1) The distribution centers shall provide training to all recipients, legal guardians, or legal custodians in accordance with guidelines established by the TDD advisory committee.

(2) No applicant shall be issued a device until the applicant has completed the required training. If the applicant is under 18 years of age, his or her legal guardian or legal custodian shall also attend the training. The applicant or his or her legal guardian or legal custodian shall also demonstrate the ability to utilize the device being issued at the discretion of the trainer.

(3) At the discretion of ODS, any recipient who has been issued a device in the past, and is being issued a replacement device, may be required to retake training prior to such issuance.

NEW SECTION

WAC 248-172-303 OWNERSHIP AND LIABILITY. (1) All TDDs and other devices pursuant to chapter 304, Laws of 1987, are the sole property of the state of Washington.

(2) A recipient, his or her legal guardian, or legal custodian shall return a TDD and/or other device to the ODS or appropriate distribution center when the recipient:

(a) Moves their permanent residence to a location outside Washington;

- (b) Does not have need of the device; or
- (c) Has been notified by ODS to return the device.
- (3) A recipient, and/or his or her legal guardian, or legal custodian are liable for any damage to or loss of any device issued under these regulations.
- (4) ODS shall establish policies for the sale of any device returned and no longer appropriate for re-assignment.

NEW SECTION

WAC 248-172-304 OUT-OF-STATE USE. (1) No person shall remove a TDD or other device from the state of Washington for a period longer than 90 days without the written permission of ODS.

(2) ODS may grant permission to remove a TDD or other device from the state for more than 90 days if ODS determines it is in the best interest of the recipient and the department.

NEW SECTION

WAC 248-172-401 TDD ADVISORY COMMITTEE APPOINTMENT. (1) The DSHS advisory committee on deafness, with the assistance of ODS, shall establish a TDD advisory committee. The committee shall include representation from:

- (a) Hearing-impaired communities in Washington state;
- (b) The department;
- (c) The Washington utilities and transportation commission;
- (d) Local telephone exchange companies; and
- (e) Agencies and services serving a hearing-impaired person.

(2) The term of office on the committee shall be three years with the possibility of reappointment for the second term.

(3) Members under WAC 248-172-401 (1)(a) shall have voting rights. The rest of the committee shall serve as ex-officio members.

(4) The committee shall determine the appointment of the chairperson for that committee by vote of the membership.

(5) The committee shall meet as necessary to fulfill the objectives of the committee and ODS.

(6) ODS shall arrange the site and make other arrangements for all committee meetings.

NEW SECTION

WAC 248-172-402 RESPONSIBILITIES OF TDD ADVISORY COMMITTEE. (1) The committee shall:

- (a) Study the feasibility of implementing a statewide telecommunications relay system;
- (b) Monitor, in conjunction with ODS, the activities and money being spent by the department for this program;
- (c) Establish criteria for and specify statewide organizations representing a hearing-impaired person, for purposes of these regulations; and
- (d) Study and determine the number of hearing-impaired persons who have party lines and the costs of converting those lines to single lines. The committee shall report these study findings to the Washington utilities and transportation commission by no later than July 27, 1988.

(2) In order to carry out the above, the TDD advisory committee shall receive from ODS a semi-annual status report of activities and expenditures related to this program.

**WSR 88-01-125
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)**

[Filed December 23, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning Aid to families with dependent children—Eligibility, amending chapter 388-24 WAC;

that the agency will at 10:00 a.m., Tuesday, January 26, 1988, in the Auditorium, OB-2, Olympia, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on January 27, 1988.

The authority under which these rules are proposed is RCW 74.04.050.

The specific statute these rules are intended to implement is chapter 74.04 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 26, 1988.

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

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

Interpreters for people with hearing impairments and brailled or taped information for people with visual impairments can be provided. Please contact Administrative Regulations Section, State Office Building #2, 12th and Franklin, Olympia, WA, phone (206) 753-7015 by January 12, 1988. The meeting site is in a location which is barrier free.

Dated: December 23, 1987

By: Leslie F. James, Director
Administrative Services

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Re: WAC 388-24-074, 388-24-090 and 388-24-107.

Purpose of this Rule Change: To implement a new WIN registration process and an opportunities program participation requirement; and to delete reference to employment and training program.

Rule Revision is Needed Because: The current WIN registration process has caused quality control errors resulting in fiscal penalties to the state; to make it clear that there is only one work program (WIN) registration requirement and several program participation requirements; and to eliminate client overpayments due to WIN registration errors.

Statutory Authority: RCW 74.04.050.

Summary of the Rule or Rule Change: By requesting or receiving aid to families with dependent children (AFDC), every person in the family age 16 to 64 (or who becomes 16 while on AFDC) is registered for WIN; and nonexempt AFDC individuals must participate in the opportunities program consisting of the WIN program, employment search program, or community work experience program.

List of Changes: WAC 388-24-074, eliminates employment and training (E&T) registration requirement; changes WIN registration to opportunities participation concerning exemption due to remoteness. Clarifies meaning of remote; and changes WIN areas to opportunities regarding institutional work experience and public service employment.

WAC 388-24-090, eliminates E&T registration requirement; changes WIN to opportunities concerning failure to cooperate in appraisal prior to certification; changes referenced WAC 388-24-061 to 388-24-076 and 388-24-115; eliminates E&T registration requirement and changes WIN to opportunities participation requirement concerning child's eligibility under AFDC-R and AFDC-E programs; employment search program or community work experience program replaces E&T provisions concerning employment, training or participation requirements; and eliminates reference to E&T concerning registration and changes WIN registration to opportunities participation concerning exemption due to incapacity and referral to the division of vocational rehabilitation.

WAC 388-24-107, defines WIN registration; eliminates reference to E&T concerning remote exemption and changes WIN site to opportunities site; changes WAC 388-24-090 to 388-24-075; changes exempt caretaker's option to register to participate and exempt individuals are given the option to participate subject to acceptance by the opportunities program; eliminates reference concerning exempt person reporting change that changes status and changes requirement for registration within 30 days; and changes registration requirement to participation requirement concerning who is exempt as determined by financial service unit.

AMENDATORY SECTION (Amending Order 2275A, filed 8/30/85)

WAC 388-24-074 AID TO FAMILIES WITH DEPENDENT CHILDREN-EMPLOYABLE-DEPRIVATION DUE TO UNEMPLOYMENT OF A PARENT. Effective September 1, 1985, to be eligible for AFDC-E, an applicant shall be a child whose qualifying parent meets the requirements in this section.

(1) The qualifying parent ((is)) shall be that parent earning the greater amount of income in the last twenty-four-month period, the last month of which immediately precedes the month in which the application for assistance is filed.

(a) If the client and CSO cannot secure verification of earnings for this period, the CSO shall designate the qualifying parent using the best evidence available.

(b) The earnings of both parents ((are)) shall be considered in determining the qualifying parent, regardless of when the relationship began.

(c) The designated qualifying parent ((remains)) shall be the qualifying parent for each consecutive month the family remains on assistance based on the current application.

(d) If both parents earned an identical amount of income, the CSO shall designate the qualifying parent.

(2) The child ((must)) shall be deprived of parental care and support because of the unemployment of a natural parent, adoptive parent, or stepparent who satisfies all the requirements in this section to qualify the assistance unit.

A parent or stepparent ((is)) shall be considered to be unemployed when:

(a) He or she is employed less than one hundred hours a month, or

(b) He or she exceeds that standard for a particular month if his or her work is intermittent and the excess is of a temporary nature as evidenced by the fact he or she was under the one hundred hour standard for the two prior months and is expected to be under the standard during the next month.

(3) The qualifying parent or stepparent ((must have been)) shall be unemployed as defined in subsection (2) of this section for at least thirty days prior to the date AFDC-E is authorized.

When AFDC-E is terminated due to full-time employment of the unemployed parent or stepparent, no additional waiting period is required if the full-time employment ends within thirty days of termination and the individual reapplies and is found otherwise eligible for AFDC-E.

(4) The qualifying parent or stepparent ((must)) shall not have refused a bona fide offer of employment or training for employment or ((has)) not voluntarily left a job without good cause during the same thirty-day period.

(5) The child ((must)) shall meet the eligibility conditions specified in WAC 388-24-040 and 388-24-090 through 388-24-125.

(6) The child's qualifying parent or stepparent:

(a) ((In WIN areas,)) Must be registered for the WIN program ((unless exempted by WAC 388-24-107)).

(b) If exempt from ((WIN registration)) OPPORTUNITIES participation due to remoteness, ((must)) shall be registered for employment with the local DES office.

((In non-WIN areas, must be registered for employment with the local DES office and for E&T unless exempted by WAC 388-24-107. If exempt from E&T registration due to remoteness, must still be registered for employment with the local DES office.))

(7) The qualifying parent or stepparent, if eligible for unemployment compensation, ((has)) shall not have refused to apply for or accept such compensation.

(8) The qualifying parent or stepparent:

(a) ((Has had)) Shall have six or more quarters of work within any thirteen calendar quarter period ending within one year prior to the application for assistance. A "quarter of work" means a calendar quarter in which he or she earned income of not less than fifty dollars, or in which he or she participated in the work incentive (WIN) program or community work experience program (CWEP). A "calendar quarter" means a period of three consecutive calendar months ending March 31st, June 30th, September 30th, or December 31st, or

(b) Within one year prior to his or her application received or would have been eligible to receive unemployment compensation had he or she applied; or if the employment which he or she had was not covered under the unemployment compensation law of the state or the United States, his or her work history was such that had his or her employment been covered, he or she would have been eligible.

(9) The child ((must)) shall be living with both natural parents, adoptive parents, or a parent and stepparent except that one may be temporarily absent for up to ninety days to search for employment with the expectation of continuing to live with the family. The absent parent ((must)) shall meet the requirements in WAC 388-24-107.

(10) AFDC ((with)) shall not be denied or terminated solely because of an individual's participation in institutional and work experience training or in public service employment under the ((WIN)) OPPORTUNITIES program.

AMENDATORY SECTION (Amending Order 2033, filed 11/2/83)

WAC 388-24-090 ELIGIBILITY CONDITIONS APPLICABLE TO AFDC-EMPLOYMENT OR TRAINING. ((Effective August 23, 1983:)) (1) All AFDC applicants and recipients ((are)) shall be subject to WIN ((or employment and training (E&T))) registration and OPPORTUNITIES participation as provided in WAC 388-24-107.

(2) A ((WIN/E&T)) WIN registrant, unless ((a)) an OPPORTUNITIES program volunteer participant, failing to cooperate in appraisal prior to certification shall be subject to the provisions of chapter 388-57 WAC ((388-57-056)).

(3)(a) An AFDC recipient, unless a volunteer, certified for the work incentive (WIN) program and determined by DES to have refused employment or training or participation in the WIN program without good cause shall be subject to provisions of chapter 388-57 WAC ((388-57-061)).

(b) An AFDC applicant or recipient, unless ((a)) an OPPORTUNITIES program volunteer participant, ((certified for the E&T program and)) determined by DSHS to have refused employment((,-training,)) or participation in the ((E&T)) ESP or CWEP programs without good cause shall be subject to provisions of chapter 388-57 WAC ((388-57-061)).

(4) A child's eligibility ((is)) shall not be affected by the ((WIN/E&T registration)) OPPORTUNITIES program participation requirement for the parent or needy caretaker relative in the AFDC-R program. A child's eligibility ((is)) shall be affected by the ((WIN/E&T)) OPPORTUNITIES program participation requirement for the unemployed qualifying parent in the AFDC-E program.

(5) An individual determined ((to be)) exempt from ((registration for WIN/E&T)) participation in OPPORTUNITIES on the basis of documented incapacity shall be referred to DVR. See also WAC 388-52-150 through 388-52-155.

AMENDATORY SECTION (Amending Order 2503, filed 6/1/87)

WAC 388-24-107 ELIGIBILITY CONDITIONS APPLICABLE TO AFDC-R AND AFDC-E—REGISTRATION AND PARTICIPATION IN EMPLOYMENT PROGRAMS. (1) ~~((Except as exempted in (2);))~~ All AFDC applicants/recipients shall, as a condition of eligibility:

(a) Register for the ~~((Washington employment opportunities))~~ Work Incentive (WIN) program ~~((OPPORTUNITIES))~~. A person who requests or receives AFDC shall be considered registered in WIN for every person 16 through 64 years of age in the assistance unit. This shall include everyone who becomes 16 years of age while on AFDC; and

(b) Except as exempted in subsection (2) of this section, participate as required in the following programs under the OPPORTUNITIES program:

- (i) Work incentive program (WIN); and/or
- (ii) Employment search program (ESP); and/or
- (iii) Community work experience program (CWEP).

(2) The following AFDC applicants/recipients ~~((are))~~ shall be exempt from requirements in subsection ~~((+))~~ (b) of this section:

(a) A dependent child 16 years of age and under ~~((age sixteen))~~ or 16 years of age ~~((sixteen))~~ but not yet ~~((nineteen))~~ 19 years of age and is attending full time, or has been accepted for enrollment as a full-time student for the next school term, in an elementary or secondary school, or the equivalent level of vocational or technical training, and reasonably expected to complete such course prior to the end of the month he or she reaches ~~((nineteen))~~ 19 years of age;

(b) A person who is ill, incapacitated, or sixty-five years of age or older;

(i) Temporary illness or incapacity provides ~~((WIN/E&T))~~ exemption only for the period of a documented condition of unemployability. Exemption terminates when the condition ceases.

(ii) Persons determined to be exempt ~~((from registration))~~ on the basis of permanent incapacity shall be referred for services under the vocational rehabilitation program.

(c) A person residing outside ~~((a WIN/E&T))~~ an OPPORTUNITIES area or at a location so remote from ~~((a WIN/E&T project))~~ an OPPORTUNITIES office or service unit that his or her effective participation is precluded. A person is considered remote when a round trip of more than two hours would be required for a normal work or training day, unless normal round trip commuting time in the area is more than two hours. The round trip commuting time shall not exceed the generally accepted community standards. Available public or private transportation is used to compute transportation time. The time necessary to transport children to and from a child care facility is not counted;

(d) A person whose presence in the home is required because of illness or incapacity of another member of the household;

(e) A parent or other needy caretaker relative of a child under the age of six who is:

- (i) Personally providing full-time care for the child;
- (ii) Absent from the child only very briefly and infrequently, i.e., averaging less than thirty hours per week; and
- (iii) Not a full-time day student in a college, vocational school, or other post-secondary school;

(f) A person employed at least thirty hours per week;

(g) A woman in the third trimester of pregnancy;

(h) The parent of a child when the other parent or stepparent is in the home and is not exempted by subsection ~~((+))~~ (2)(a), (b), (c), (d), (e), (f), or (g) of this section; or

(i) A full-time VISTA (volunteers in service to America) participant who was determined eligible for AFDC prior to becoming a VISTA volunteer.

~~((2))~~ (3) Any applicant or recipient ~~((has))~~ shall have a right to a fair hearing to contest a determination of nonexempt status and shall be considered as exempt until his or her status is finally determined. (See chapter 388-57 WAC ~~((388-57-090))~~.)

~~((3))~~ (4) The requirements of any individual, other than the parent qualifying the assistance unit for AFDC-E, failing to ~~((register))~~ participate as required under subsection (1)(b) of this section shall not be taken into account in determining the requirements of the assistance unit and the amount of assistance ~~((, and))~~. Assistance ~~((with))~~ shall be granted to the eligible members of the assistance unit.

~~((4))~~ (5) An exempt parent caretaker of a child shall be advised of his or her option to ~~((register))~~ participate if he or she so desires, and of the fact child care ~~((with))~~ shall be provided if needed subject to

available funding. Other exempted individuals may volunteer to ~~((register))~~ participate, subject to acceptance of such ~~((registration))~~ participation by ~~((DES))~~ the OPPORTUNITIES program.

~~((5))~~ When an AFDC recipient classified as exempt from WIN/E&T registration reports any change affecting the exempt status, he or she shall be registered within thirty days after the report. If a change is not reported, exempt or nonexempt status will be determined at the next review unless the department becomes aware an AFDC recipient's exempt status has changed. Then the recipient shall be notified he or she shall be registered within thirty days.)

(6) The department's financial service unit shall determine which AFDC applicants or recipients are exempt from ~~((registration))~~ OPPORTUNITIES program participation and which are required to ~~((register))~~ participate as a condition of eligibility.

WSR 88-01-126**ADOPTED RULES****DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)**

[Order 2573—Filed December 23, 1987]

I, Leslie F. James, director of Administrative Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to nursing home accounting and reimbursement system, amending chapter 388-96 WAC.

This action is taken pursuant to Notice No. WSR 87-21-078 filed with the code reviser on October 20, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to chapter 476, Laws of 1987, and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 9, 1987.

By Leslie F. James, Director
Administrative Services

Reviser's note: The material contained in this filing will appear in the 88-02 issue of the Register as it was received after the applicable closing date for this issue for agency typed material exceeding the volume limitations of WAC 1-12-035 or 1-13-035, as appropriate.

WSR 88-01-127**EMERGENCY RULES****DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Health)**

[Order 2581—Filed December 23, 1987]

I, Leslie F. James, director of Administrative Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to general provisions, new chapter 248-172 WAC.

I, Leslie F. James, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to

present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is this rule is necessary to comply with ESSHB 221, 1987 Legislative Session to set up a telecommunication device for the deaf (TDD) project.

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

This rule is promulgated pursuant to chapter 304, Laws of 1987, and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 22, 1987.

By Leslie F. James, Director
Administrative Services

Chapter 248-172 WAC GENERAL PROVISIONS

NEW SECTION

WAC 248-172-101 DEFINITIONS. The following definitions shall apply in this chapter, unless the context otherwise requires:

(1) "Amplifier" means an electrical device for use with a telephone which amplifies the sounds being received during a telephone call.

(2) "Applicant" means a person who applies for a telecommunication device for the deaf (hereinafter TDD), signal device, or amplifier.

(3) "Audiologist" means a person who has a masters or doctoral degree in audiology and a certificate of clinical competence in audiology from the American speech, hearing, and language association.

(4) "Deaf-blind" means a hearing loss and a visual impairment that require use of a TDD to communicate effectively on the telephone, and may require a specific TDD for a person with limited sight, as certified pursuant to WAC 248-172-201.

(5) "Department" means the department of social and health services.

(6) "Distribution center" means a facility under contract to DSHS to distribute TDDs, signal devices, and amplifiers, provide training in the use of that equipment, and receive equipment in need of repair or being returned.

(7) "Hearing impaired" means a hearing loss that requires use of either a TDD or an amplifier to communicate effectively on the telephone, and requires the use of a signal device to indicate when the telephone is ringing, as certified pursuant to WAC 248-172-201.

(8) "ODS" means the office of deaf services, department of social and health services.

(9) "Out-of-area" means any location more than 100 miles radius from a contract distribution center.

(10) "Qualified trainer" means a person who is knowledgeable about TDDs, signal devices, and amplifying accessories, and their appropriate use for recipients with differing hearing impairments and for those who are also vision impaired. This person shall also be fluent

in American sign language, as well as being able to communicate with hearing-impaired persons who use other communication modes.

(11) "Recipient" means any person who has received a state-issued TDD, signal device, or amplifier.

(12) "School age" means any child who has reached six years of age, pursuant to WAC 388-73-012.

(13) "Signal device" means electronic device that alerts a hearing-impaired or deaf-blind applicant of an incoming telephone call.

(14) "Telecommunication device for the deaf" (TDD) means an electrical device for use with a telephone that utilizes a keyboard, acoustic coupler, display screen, and/or braille display to transmit and receive messages.

(15) "Telephone relay center" means a facility authorized by ODS to provide telephone relay services.

(16) "Telephone relay service" means the provision of voice and teletype communication between users of TDDs and other parties using telephones without TDDs.

NEW SECTION

WAC 248-172-201 ELIGIBILITY REQUIREMENTS. (1) Eligible applicants shall be:

- (a) Hearing impaired; or
- (b) Deaf-blind; and
- (c) At least school age.

(2) Eligible applicants shall be certified in writing as hearing impaired or deaf-blind by one of the following:

- (a) A person licensed to practice medicine in the state of Washington;
- (b) An audiologist as specified under WAC 248-172-101(2);
- (c) A vocational rehabilitation counselor in a local division of vocational rehabilitation office;

(d) One of the deaf specialists or coordinators at one of the four community service centers for the deaf and hard of hearing in Seattle, Tacoma, Spokane, and Yakima;

(e) A deaf-blind specialist or coordinator at Helen Keller regional office, Washington deaf blind service center, or eye specialist; and

(f) Any other individual signing the certification of impairment for an applicant shall attach a written statement of their qualifications to make this determination, subject to approval from ODS.

(3) ODS may require additional documentation to determine if the applicant meets the foregoing eligibility requirements.

(4) To receive a TDD, an eligible applicant or his or her legal guardian or legal custodian shall demonstrate an ability to send and receive messages with a TDD, during the training session required by WAC 248-172-302.

NEW SECTION

WAC 248-172-202 APPROVAL OF APPLICATION FOR INITIAL DEVICE OR REQUEST FOR REPLACEMENT DEVICE. (1) If an applicant is determined to be eligible, ODS shall approve the application except as stated in WAC 248-172-203 (1)(a) or (b).

(2) If a recipient is determined to need a replacement TDD or other accessory, and is not disqualified pursuant to WAC 248-172-203(2), ODS shall approve the request.

(3) Initial or replacement equipment will be provided based upon the availability of equipment and/or funds.

NEW SECTION

WAC 248-172-203 DENIAL OF INITIAL APPLICATION OR REQUEST FOR REPLACEMENT DEVICE. (1) Denial of initial application. ODS shall deny an original application for a TDD or other device if:

(a) Applicant does not meet the eligibility requirements of WAC 248-172-201; or

(b) Applicant has already been issued a similar device.

(2) Denial of replacement request. ODS shall deny a request for replacement of a TDD or other device if:

(a) The device previously issued has, either through negligence or intent, been subjected to abuse, misuse, unauthorized repair, or other negligent or intentional conduct damaging to the equipment; or

(b) The recipient fails to file with the police a report of the stolen device within ten working days of discovering the theft; or

(c) The recipient has lost the device; and

(d) The recipient can show reasonable cause for the damage or loss, the ODS may, in its discretion, issue a replacement issue.

NEW SECTION

WAC 248-172-204 REAPPLICATION PROCESS. (1) An applicant, whose initial application was denied by ODS, may reapply for service when the circumstances, which resulted in the original denial, cease to exist.

(2) An applicant, whose application for replacement equipment was denied, may reapply if:

(a) They pay a damage deposit of an amount determined by ODS; and

(b) It has been a year since the initial denial; or

(c) ODS has been reimbursed.

NEW SECTION

WAC 248-172-205 NOTICE OF APPROVAL OR DENIAL. (1) Approved applications. When an original application has been approved, ODS shall inform the applicant in writing of:

(a) The location of the distribution center or out-of-area address where applicant may receive the TDD, signal device, or amplifier, or combination of those which has been approved; and

(b) The contact person or agency for the applicant to contact to arrange for the required training, in the case of approval of an application for a TDD or an amplifier.

(2) Approved requests for replacement. When a request for a replacement TDD or other device has been approved, the ODS shall inform the recipient of the procedure for obtaining a replacement device.

(3) Denied applications or requests for replacement. If an original application or replacement request is denied, ODS shall inform the applicant or recipient in writing of the reasons for the denial and of any applicable procedures for appeal, as well as the circumstances under which that individual may reapply.

NEW SECTION

WAC 248-172-206 REVIEW BY DEPARTMENT. (1) An applicant or recipient, whose request for an original or replacement device governed under these regulations has been denied, may request a review of this decision by the department. This request must be submitted in writing to ODS, specifying the basis for the request, and must be received by ODS within 30 days of the receipt of the denial notice.

(2) Postmarked within 30 days of mailing the denial, the request for review, the department shall inform the applicant or recipient in writing of the disposition of the request.

(3) If the applicant or recipient disagrees with the decision by the department, the applicant or recipient may appeal as pursuant to chapters 10-08 and 388-08 WAC.

NEW SECTION

WAC 248-172-301 DISTRIBUTION CENTERS.

(1) The department shall issue contracts on a competitive basis, to qualified persons or agencies, to act as distribution centers. The department shall ensure reasonable accessibility to such centers for all hearing-impaired and deaf-blind individuals in the state.

(2) ODS, in cooperation with the TDD advisory committee, shall have responsibility for development of qualifying criteria for potential contractors to act as distribution centers.

(3) Distribution centers shall have various responsibilities, which include, but are not limited to:

(a) Conducting trainings for the applicants in the use of the equipment;

(b) Requiring all recipients, legal guardians, or legal custodians to sign a condition of acceptance form supplied by ODS; and

(c) Distributing TDDs, amplifiers, and signal devices to applicants.

(d) Issuing a replacement device to an applicant, determined by ODS to be eligible under WAC 248-172-201, except when that applicant is denied a replacement pursuant to WAC 248-172-203(2);

(e) Accepting a device needing repair; and

(f) Delivering a malfunctioned device to a repair center designated by ODS.

(4) ODS shall be responsible for arranging necessary training and distribution of a device to an individual who is an "out-of-area" resident.

(5) Neither the ODS nor the contract distribution centers shall provide replacement paper for TDDs, replacement light bulbs for signal devices, payment of the recipient's telephone bill, or any other extraneous cost incurred by the recipient in the use of any devices distributed under these regulations.

(6) ODS shall provide for all routine maintenance and repair of the equipment due to normal use.

NEW SECTION

WAC 248-172-302 TRAINING. (1) The distribution centers shall provide training to all recipients, legal guardians, or legal custodians in accordance with guidelines established by the TDD advisory committee.

(2) No applicant shall be issued a device until the applicant has completed the required training. If the applicant is under 18 years of age, his or her legal guardian or legal custodian shall also attend the training. The applicant or his or her legal guardian or legal custodian shall also demonstrate the ability to utilize the device being issued at the discretion of the trainer.

(3) At the discretion of ODS, any recipient who has been issued a device in the past, and is being issued a replacement device, may be required to retake training prior to such issuance.

NEW SECTION

WAC 248-172-303 OWNERSHIP AND LIABILITY. (1) All TDDs and other devices pursuant to chapter 304, Laws of 1987, are the sole property of the state of Washington.

(2) A recipient, his or her legal guardian, or legal custodian shall return a TDD and/or other device to the ODS or appropriate distribution center when the recipient:

(a) Moves their permanent residence to a location outside Washington;

(b) Does not have need of the device; or

(c) Has been notified by ODS to return the device.

(3) A recipient, and/or his or her legal guardian, or legal custodian are liable for any damage to or loss of any device issued under these regulations.

(4) ODS shall establish policies for the sale of any device returned and no longer appropriate for re-assignment.

NEW SECTION

WAC 248-172-304 OUT-OF-STATE USE. (1) No person shall remove a TDD or other device from the state of Washington for a period longer than 90 days without the written permission of ODS.

(2) ODS may grant permission to remove a TDD or other device from the state for more than 90 days if ODS determines it is in the best interest of the recipient and the department.

NEW SECTION

WAC 248-172-401 TDD ADVISORY COMMITTEE APPOINTMENT. (1) The DSHS advisory committee on deafness, with the assistance of ODS, shall establish a TDD advisory committee. The committee shall include representation from:

(a) Hearing-impaired communities in Washington state;

(b) The department;

(c) The Washington utilities and transportation commission;

(d) Local telephone exchange companies; and

(e) Agencies and services serving a hearing-impaired person.

(2) The term of office on the committee shall be three years with the possibility of reappointment for the second term.

(3) Members under WAC 248-172-401 (1)(a) shall have voting rights. The rest of the committee shall serve as ex-officio members.

(4) The committee shall determine the appointment of the chairperson for that committee by vote of the membership.

(5) The committee shall meet as necessary to fulfill the objectives of the committee and ODS.

(6) ODS shall arrange the site and make other arrangements for all committee meetings.

NEW SECTION

WAC 248-172-402 RESPONSIBILITIES OF TDD ADVISORY COMMITTEE. (1) The committee shall:

(a) Study the feasibility of implementing a statewide telecommunications relay system;

(b) Monitor, in conjunction with ODS, the activities and money being spent by the department for this program;

(c) Establish criteria for and specify statewide organizations representing a hearing-impaired person, for purposes of these regulations; and

(d) Study and determine the number of hearing-impaired persons who have party lines and the costs of converting those lines to single lines. The committee shall report these study findings to the Washington utilities and transportation commission by no later than July 27, 1988.

(2) In order to carry out the above, the TDD advisory committee shall receive from ODS a semi-annual status report of activities and expenditures related to this program.

WSR 88-01-128

PROPOSED RULES

DEPARTMENT OF AGRICULTURE

[Filed December 23, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Department of Agriculture intends to adopt, amend, or repeal rules concerning restrictions on the use of restricted use herbicides in chapters 16-230, 16-231 and 16-232 WAC;

that the agency will at 10:00 a.m., Wednesday, January 27, 1988, in the Red Lion, 2525 North 20th, Pasco, WA 99301, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on February 12, 1988.

The authority under which these rules are proposed is chapters 15.58 and 17.21 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 27, 1988.

Dated: December 23, 1987

By: Art G. Losey
Assistant Director

STATEMENT OF PURPOSE

Title: Chapters 16-230, 16-231 and 16-232 WAC.

Description of Purpose: To restrict the use of phenoxy herbicides in certain counties in eastern Washington.

Statutory Authority: Chapters 17.21 and 15.58 RCW.

Summary of Rules: The amendatory changes would increase restrictions on restricted use herbicides.

Reasons for Supporting Proposed Rules: There has been damage to grape crops during 1986 caused by drift of phenoxy herbicides.

Agency Personnel Responsible for Drafting, Implementing and Enforcing Rules: Art G. Losey, Assistant Director, Chemical and Plant Division, 406 General Administration Building, AX-41, Olympia, WA 98504, phone (206) 753-5062.

Persons Proposing Rules: Washington State Department of Agriculture.

Agency Comments: None.

Rules Necessary to Comply with Federal Law: No.

Small Business Economic Impact Statement: None.

AMENDATORY SECTION (Amending Order 1923, filed 4/6/87)

WAC 16-230-640 RESTRICTED USE HERBICIDES—EASTERN WASHINGTON—WEATHER AND TEMPERATURE CONDITIONS. Restricted use herbicides shall not be applied on and after April 1 through October 31 of each year when there is a temperature inversion; or throughout the year if weather conditions are such that damage could result to adjacent and nearby towns, susceptible crops and plantings through physical drift or volatilization, or the temperature is 85°F. or above at the point of application: PROVIDED, That application at the rate of fifty gallons or more per acre (~~by use of handgun spray equipment only~~) using nozzles having a minimum orifice diameter of .072 inches shall be exempt from the 85°F. temperature cutoff requirement: PROVIDED FURTHER, That when using the invert system, applications may continue up to 95°F. with a maximum wind velocity of fifteen miles per hour and with water carrier at (~~fifteen~~) twelve or more gallons per acre.

AMENDATORY SECTION (Amending Order 1923, filed 4/6/87)

WAC 16-230-655 RESTRICTED USE HERBICIDES—EASTERN WASHINGTON—GROUND EQUIPMENT PRESSURE REQUIREMENTS. Pressure shall not exceed twenty-five pounds per square inch at the nozzles: PROVIDED, That pressure up to fifty pounds per square inch at the nozzle may be used for equipment with handguns, up to ninety pounds per square inch at the nozzle manifold for an invert system: PROVIDED FURTHER, That when using a LP 8002 nozzle instead of a regular 8004 or equivalent, the maximum pressure shall be fifteen pounds per square inch at the nozzle.

AMENDATORY SECTION (Amending Order 1950, filed 9/1/87)

WAC 16-231-015 RESTRICTED USE HERBICIDES—BENTON COUNTY—AREA 1. (1) Area 1 description.

(a) (Prosser to Finley and vicinity.) (~~This area includes all lands in Sections 1 through 12, and 15 through 19, T8N, R24E, Sections 5, 6 and 7, T8N, R25E, all of T9N, R24E, Sections 1 through 34, T9N, R25E, Sections 1 through 24, T9N, R26E, all of T9N, R27E, that portion of T10N, R27E and R28E and T8N, R28E, lying south of the Yakima River, and that portion of T8N, R28E, lying north of the~~

~~Burlington Northern Railroad tracks, Sections 29 through 36, T9N, R29E, Sections 1 through 6, 10 through 13, and those portions of Sections 7, 8, 9, 14, 15, 23, and 24, T8N, R29E, lying north and east of the K.I.D. Canal, Sections 4 through 10, 14 through 28, 35, 36, and those portions of 29, 30, 32, 33 and 34, T8N, R30E lying north and east of the K.I.D. Canal, and the Atomic Energy Commission reservation.) Beginning at the Yakima-Benton County line and the southwest corner of Section 19, T8N, R24E; thence east one mile along section lines to the southeast corner of Section 19, T8N, R24E; thence north one mile along section lines to the northeast corner of Section 19, T8N, R24E; thence east seven miles along section lines to the southeast corner of Section 17, T8N, R25E; thence north three miles along section lines to the northeast corner of Section 5, T8N, R25E; thence east two miles along section lines to the southeast corner of Section 34, T9N, R25E; thence north one mile along section lines to the northeast corner of Section 34, T9N, R25E; thence east two miles along section lines to the southeast corner of Section 25, T9N, R25E; thence north one mile along section lines to the northeast corner of Section 25, T9N, R25E; thence east six miles along section lines to the southeast corner of Section 24, T9N, R26E; thence south two miles along section lines to the southwest corner of Section 31, T9N, R27E; thence east five and one-half miles more or less along section lines to the K.I.D. Canal; thence southeasterly along the K.I.D. Canal to its confluence with Columbia River; thence northwesterly along the Columbia River to the Yakima-Benton County line; thence south one mile more or less along section lines to the southwest corner of Section 18, T13N, R24E; thence east three miles along section lines to the southeast corner of Section 16, T13N, R24E; thence south one mile along section lines to the southwest corner of Section 22, T13N, R24E; thence east one-half mile to the Atomic Energy Commission west boundary line; thence easterly and southerly along the Atomic Energy Commission boundary line to the Yakima River; thence southerly along Yakima River to the south boundary of Section 31, T10N, R27E; thence west eighteen and one-half miles more or less along section lines to the Yakima-Benton County line; thence south along Yakima-Benton County line to the point of origin.~~

(b) An area near Patterson starting at the southeast corner of Section 7, T5N, R26E following section lines north ((eight)) five miles to the northeast corner of Section ((6)) 19, T6N, R26E; thence west ((one)) two miles to the northwest corner of Section ((6)) 24, T6N, ((R26E)) R25E; thence south ((three miles to the southwest corner of Section 18, T6N, R26E)) one-half mile along section lines; thence west ((six)) two miles to the common boundary of Section 21 and 22, T6N, R25E; thence north one-half mile to the northeast corner of Section 21, T6N, R25E; thence west three miles to the northwest corner of Section 19, T6N, R25E; thence south three miles to the southwest corner of Section 31, T6N, R25E; thence east three miles to the southeast corner of Section 33, T6N, R25E; thence south three miles to the southwest corner of Section 15, T5N, R25E; thence west one mile to the northwest corner of Section 21, T5N, R25E; thence south one mile to the southwest corner of Section 21, T5N, R25E; thence east two miles to the southeast corner of Section 22, T5N, R25E; thence north one mile to the northeast corner of Section 22, T5N, R25E; thence east two miles to the southeast corner of Section 13, T5N, R25E; thence one mile north to the northeast corner of Section 13, T5N, R25E; thence east one mile to the point of origin.

(2) Area 1 restrictions.

(a) The use or application of low volatile ester formulations of restricted use herbicides is prohibited.

(b) On and after April 5 through October 31, ground applications of restricted use herbicides shall be made using nozzles having a minimum orifice diameter of 0.052 inches: PROVIDED, That applications of restricted use herbicides on asparagus shall be made using nozzles having minimum nozzle orifice diameter of 0.072 inches.

(c) Aircraft applications of restricted use herbicides are prohibited: PROVIDED, That hormone sprays may be applied by aircraft to orchards for the prevention of fruit drop.

(d) The loading and/or mixing of restricted use herbicides is prohibited on any airstrip, airfield, or any location within Area 1, and turning and/or low flying over Area 1 is also prohibited when loaded with restricted use herbicides or prior to cleaning equipment following use of these herbicides.

AMENDATORY SECTION (Amending Order 1923, filed 4/6/87)

WAC 16-231-020 RESTRICTED USE HERBICIDES—BENTON COUNTY—AREA 2. (1) Area 2 description.

(a) (Buffer zone surrounding Prosser, Benton City, Kiona and Kennewick areas.) ((Section 19 through 36, T10N, R24E, R25E and R26E; those portions of Sections 30 and 31, T10N, R27E, lying west of the Yakima River; Sections 13, 14, and 20 through 36, T8N, R24E; Sections 1 through 4, 8 through 12, 15 through 22, T8N, R25E; Sections 35 and 36, T9N, R25E; Sections 1 through 12, T8N, R26E; Sections 25 through 36, T9N, R26E; Sections 1 through 16, Sections 21 through 25, and Section 36, T8N, R27E; Sections 1, 2, 11, and 12, T7N, R28E; that portion of T8N, R28E lying south of the Burlington Northern Railroad tracks; Sections 1 through 12, T7N, R29E; Sections 15 through 22, Sections 25 through 36 and those portions of Sections 7, 8, 9, 14, 15, 23 and 24 lying south and west of the K.I.D. Canal, T8N, R29E; Sections 1 through 12, T7N, R30E; Sections 31 and those portions of Sections 29, 30, 32, 33 and 34 lying south and west of the K.I.D. Canal, T8N, R30E; and those portions of Sections 5 through 8, T7N, R31E, lying in Benton County)) This area includes all lands lying within a boundary beginning at Yakima-Benton County line and the southern boundary line of Area 1, northwest corner of Section 30, T8N, R24E; thence easterly along the southern boundary line of Area 1 to the Columbia River; thence south along the Columbia River to the southeast corner of Section 20, T7N, R31E; thence west seven and one-half miles along section lines and Kirk Road; thence south one-half mile more or less along Nine Canyon Road; thence west five and one-half miles more or less along Beck Road; thence north one-half mile along section lines to the southeast corner of Section 19, T7N, R29E; thence west along section lines eight miles to the southwest corner of Section 24, T7N, R27E; thence north along section lines four miles to the intersection with Sellards Road at the northwest corner of Section 1, T7N, R27E; thence west along Sellards Road five miles to the southwest corner of Section 31, T8N, R27E; thence north along section lines four miles to the intersection with County Wells Road at the northwest corner of Section 18, T8N, R27E; thence west along County Wells Road eight miles to the southwest corner of Section 11, T8N, R25E; thence south along section lines two miles to the southeast corner of Section 22, T8N, R25E; thence west along the section line one mile to the northeast corner of Section 28, T8N, R25E; thence south along the section line one mile to the southeast corner of Section 28, T8N, R25E; thence west along section lines three miles to the northeast corner of Section 36, T8N, R24E; thence south along the section line one mile to the southeast corner of Section 36, T8N, R24E; thence west along section lines six miles more or less to the Yakima-Benton County line; thence north to the point of beginning.

(b) ((Also including an area beginning at the boundary of (Yakima and Benton counties in Benton County at the northwest corner of Section 19, T13N, R24E; thence east three miles to the northeast corner of Section 21, T13N, R24E; thence south one mile to the southeast corner of Section 21, T13N, R24E; thence east one mile to the northeast corner of Section 27, T13N, R24E; thence south four miles to the southeast corner of Section 10, T12N, R24E; thence west to the southwest corner (Yakima-Benton County line) of Section 7, T12N, R24E; thence north to the point of beginning.)) Also including an area lying within a boundary beginning at the northwest corner of Section 19, T13N, R24E; thence east along the section lines three miles to the northeast corner of Section 21, T13N, R24E; thence south along the section line one mile to the southeast corner of Section 21, T13N, R24E; thence east along the section line one-half mile more or less to the Atomic Energy Commission Reservation west boundary line; thence southeasterly along the reservation boundary line to the Yakima River; thence southerly along the Yakima River two miles more or less to the south section line of Section 31, T10N, R27E; thence west along section lines nineteen miles more or less to the Yakima-Benton County line; thence north along the county line to the point of beginning.

(c) ((An area near Patterson bordering Area 1. A two-mile border around Area 1 beginning at the southwest corner of Section 10, T5N, R26E; thence following section lines north ten miles to the northeast corner of Section 28, T7N, R26E; thence five miles west to the northwest corner of Section 26, T7N, R25E; thence south three miles to the southwest corner of Section 2, T6N, R25E; thence west six miles to the northwest corner of Section 11, T6N, R24E; thence south seven miles to the southwest corner of Section 11, T5N, R24E; thence two miles east to the northwest corner of Section 18, T5N, R25E; thence four miles south to the southwest corner of Section 31, T5N, R25E; thence east along section lines to the Columbia River; thence northeasterly along the shore of Blalock Island to the point of origin.)) A one mile

buffer zone bordering Area 1 near Paterson. Includes all sections adjacent to Area 1 and Sections 14 and 15, T6N, R25E, Section 32, T5N, R25E, and all of Blalock and Coyote Islands not included in Area 1.

(2) Area 2 restrictions.

(a) The use or application of low volatile formulations of restricted use herbicides shall be prohibited on and after April ((+)) 5 through October 31.

(b) On and after April ((+)) 5 through October 31, ground applications of restricted use herbicides shall be made using nozzles having a minimum orifice diameter of 0.036 inches.

(c) On and after April ((+)) 5 through October 31, aircraft applications of restricted use herbicides shall be prohibited except by written permit issued by the Washington state department of agriculture. Aircraft applications shall be prohibited within one mile of commercial vineyards and within one-quarter mile of other susceptible crops. On and after November 1 through March 31 of the following year, aircraft applications shall be made using caution area restrictions (see WAC 16-230-675).

AMENDATORY SECTION (Amending Order 1950, filed 9/1/87)

WAC 16-231-115 RESTRICTED USE HERBICIDES—FRANKLIN COUNTY—AREA 1. (1) Area 1 description.

(a) This area includes all lands lying within a boundary line starting at the northwest corner of Section 6, T14N, R28E; thence east along (section lines nineteen miles to the Burlington Northern Railroad tracks; thence southeasterly approximately four miles to Moon Road; thence south two miles to State Highway 260; thence west along State Highway 260 approximately five miles to its intersection with State Highway 17; thence south along State Highway 17 approximately seven miles to its intersection with Highway 395; thence south along Highway 395 approximately seven miles to the southwest corner of Section 1, T11N, R30E; thence east one mile more or less to the northeast corner of Section 12, T11N, R30E; thence south fifteen miles more or less along the section lines to the junction of the east section line of Section 25, T9N, R30E, and the Snake River; thence southwesterly along the Snake River to its confluence with the Columbia River; thence following the Columbia River westerly and northerly to the north section line of Section 28, T14N, R27E; thence east along the Grant County line four miles more or less to the northeast corner of Section 25, T14N, R27E; thence north along the Grant County border four miles to the point of origin)) the Adams-Franklin County line thirteen miles more or less to the intersection with State Route 17; thence southeasterly along State Route 17, including the right of way, to the intersection with Highway 395 at the town of Mesa; thence southerly along Highway 395, including the right of way, seven miles more or less to the intersection with the common boundary between Sections 2 and 11, T11N, R30E at the town of Eltopia; thence east along the section line, one mile more or less to the northeast corner of Section 12, T11N, R30E; thence south along the section lines fifteen miles more or less to the Snake River; thence southwesterly along the Snake River to its confluence with the Columbia River; thence northwesterly along the Columbia River to the Grant-Franklin County line at the north section line of Section 29, T14N, R27E; thence east along the Grant-Franklin County line four miles more or less to the northwest corner of Section 30, T14N, R28E; thence north along the Grant-Franklin County line four miles to the point of beginning.

(b) Also including Levey (Ice Harbor Dam area): This area includes all lands lying within a two mile radius of Levey within Franklin County.

((+)) (c) Also including (Ice Harbor Dam area) Levey: This area includes all lands lying within a two-mile radius of Levey within Franklin County.

(2) Area 1 restrictions.

(a) The use or application of low volatile formulations of restricted use herbicides is prohibited on and after April 5 through October 31 of each year: PROVIDED, That low volatile ester formulations of 2,4-DB may be applied to alfalfa and red clover seed crops on and after November 1 through April 30 of the following year.

(b) On and after April 5 through October 31, ground applications of restricted use herbicides shall be made using nozzles having a minimum orifice diameter of 0.052 inches: PROVIDED, That applications of restricted use herbicides on asparagus shall be made using nozzles having minimum nozzle orifice diameter of 0.072 inches.

(c) On and after April 5 through October 31, aircraft applications of restricted use herbicides shall be prohibited except by written permit issued by the department: PROVIDED, That on and after November

1 through April 4 of the following year, aircraft applications of restricted use herbicides shall be allowed using the caution area restrictions (see WAC 16-230-675).

(d) On and after April 5 through October 31, aircraft applications of restricted use herbicides shall be prohibited within one mile of any commercial vineyard: PROVIDED, That on and after April 5 through October 31, written requests to apply MCPA to peas and corn located one-half to one mile from commercial vineyards will be considered: PROVIDED FURTHER, That on and after April 5 through April 30 written requests to apply 2,4 DB on alfalfa and red clover seed crops located one-half to one mile from commercial vineyards will be considered.

NEW SECTION

WAC 16-231-119 RESTRICTED USE HERBICIDES—FRANKLIN COUNTY—AREA 1A. (1) Area 1A description. This area includes all lands lying within a boundary line starting at the intersection of State Route 17 and the Adams-Franklin County line at the north section line of Section 5, T14N, R30E; thence east along the Adams-Franklin County line five miles more or less to the Burlington Northern Railroad; thence southeasterly along the railroad, including the right of way, four miles more or less to the intersection with Moon Road; thence southerly along Moon Road, including the right of way, two miles more or less to the intersection with State Route 260 at the southeast corner of Section 27, T14N, R31E; thence west along State Route 260, including the right of way, five miles more or less to the intersection with State Route 17; thence northwesterly along State Route 17, excluding the right of way, to the point of beginning.

(2) Area 1A restrictions.

(a) The use or application of low volatile formulations of restricted use herbicides is prohibited on and after April 15 through October 31: PROVIDED, That low volatile ester formulations of 2,4-DB may be applied to alfalfa and red clover seed crops on and after November 1 through April 30 of the following year.

(b) On and after April 15 through October 31, ground applications of restricted use herbicides shall be made using nozzles having a minimum orifice diameter of 0.052 inches: PROVIDED, That applications of restricted use herbicides on asparagus shall be made using nozzles having minimum orifice diameter of 0.072 inches.

(c) On and after November 1 through April 14 of the following year, aircraft applications of restricted use herbicides shall be made using the caution area restrictions (see WAC 16-230-675).

(d) On and after April 15 through October 31, aircraft applications of restricted use herbicides shall be made using the danger area restrictions (see WAC 16-230-675).

AMENDATORY SECTION (Amending Order 1923, filed 4/6/87)

WAC 16-231-125 RESTRICTED USE HERBICIDES—FRANKLIN COUNTY—AREA 2. (1) Area 2 description. This area includes all of the lands (~~in Franklin County lying west and south of a line starting at the northwest corner of Section 36, T14N, R30E; thence east along the Hendricks Road five miles more or less to the northeast corner of Section 34, T14N, R31E; thence south fifteen miles more or less to the Eltopia and Eye Road; thence easterly along the Eltopia and Eye Road to the Brass Road; thence easterly along the Brass Road to the Bannenburg Road; thence southeasterly along the Bannenburg Road to the northwest corner of Section 6, T10N, R33E; thence south along the section line to the Snake River; thence southwesterly along the Snake River to the east section line of Section 25, T9N, R30E; thence north fifteen miles more or less along the section lines to the northeast corner of Section 12, T11N, R30E; thence west one mile more or less to state Highway 17; thence northerly along state Highway 17 fourteen miles more or less to the northwest corner of Section 36, T14N, R30E excluding lands in Franklin County within a two-mile radius of the town of Levey~~) lying inside a boundary line starting at the intersection of State Routes 17 and 260 located at the northwest corner of Section 36, T14N, R30E; thence east along State Route 260, excluding the right of way, five miles more or less to the northeast corner of Section 34, T14N, R31E; thence south along the section lines fifteen miles more or less to the Eltopia and Eye Road; thence easterly along the Eltopia and Eye Road, including the right of way, to the Brass Road; thence easterly along the Brass Road, including the right of way, to the Bannenburg Road; thence southeasterly along the Bannenburg Road, including the right of way, to the northwest corner of Section 6, T10N, R33E; thence south along the section line one mile more or less to the Snake River; thence southwesterly

along the Snake River to the east section line of Section 25, T9N, R30E; thence north along the section lines fifteen miles more or less to the southeast corner of Section 1, T11N, R30E; thence west along the section line one mile more or less to Highway 395; thence northerly along Highway 395, excluding the right of way, seven miles more or less to its intersection with State Route 17 at the town of Mesa; thence northerly along State Route 17, excluding the right of way, seven miles more or less to the point of beginning.

(2) Area 2 restrictions.

(a) The use or application of low volatile formulations of restricted use herbicides is prohibited on and after April ((+)) 5 through October 31 of each year.

(b) On and after April ((+)) 5 through October 31, ground applications of restricted use herbicides shall be made using nozzles having a minimum orifice diameter of 0.036 inches.

(c) On and after April ((+)) 5 through October 31, aircraft applications of restricted use herbicides shall be prohibited except by written permit issued by the Washington state department of agriculture.

AMENDATORY SECTION (Amending Order 1923, filed 4/6/87)

WAC 16-231-225 RESTRICTED USE HERBICIDES—YAKIMA COUNTY—AREA 2. (1) Area 2 descriptions. All remaining lands in Yakima County.

(2) Area 2 restrictions.

(a) The use or application of low volatile formulations of restricted use herbicides is prohibited on and after April ((+)) 5 through October 31.

(b) On and after April ((+)) 5 through October 31, ground applications of restricted use herbicides shall be made using nozzles having a minimum orifice diameter of 0.031 inches.

(c) On and after April ((+)) 5 through October 31, aircraft applications of restricted use herbicides shall be made using the warning area restrictions (see WAC 16-230-675).

AMENDATORY SECTION (Amending Order 1923, filed 4/6/87)

WAC 16-231-912 RESTRICTED USE HERBICIDES—GRANT COUNTY—AREA 1A. (1) Area 1A description. Lands generally in the Mattawa area in the southwestern part of the county starting at the west end of the crest of Saddle Mountain at the Columbia River, south boundary line of Section 11, T15N, R23E; thence east along the crest of the Saddle Mountains approximately eighteen miles to the northwest boundary of the atomic energy reservation; thence southwesterly along the atomic energy reservation boundary to highway 24; thence following highway 24 to the Vernita Bridge at the Columbia River; thence northwesterly along the Columbia River to the point of beginning.

(2) Area 1A restrictions.

(a) The use or application of low volatile formulations of restricted use herbicides is prohibited on and after April ((+)) 5 through October 31: PROVIDED, That low volatile ester formulations of 2,4-DB may be applied to alfalfa and red clover seed crops on and after November 1 through April 30 of the following year.

(b) On and after April ((+)) 5 through October 31, ground applications of restricted use herbicides shall be made using nozzles having a minimum orifice diameter of 0.052 inches: PROVIDED, That applications of restricted use herbicides on asparagus shall be made using nozzles having a minimum nozzle orifice diameter of 0.072 inches.

(c) On and after November 1 through ((March 31)) April 4 of the following year, aircraft applications of restricted use herbicides shall be made using the caution area restrictions (see WAC 16-230-675.)

(d) On and after April ((+)) 5 through October 31, aircraft applications of restricted use herbicides shall be prohibited except by written permit issued by the Washington state department of agriculture.

AMENDATORY SECTION (Amending Order 1923, filed 4/6/87)

WAC 16-232-010 RESTRICTED USE HERBICIDES—WALLA WALLA COUNTY—AREA 1. (1) Area 1 description. (Columbia River Buffer area.) An area starting at the intersection of the ((Northern Pacific Railroad and the Washington-Oregon state line, Section 15, T6N, R32E; thence north to the northeast corner of Section 15, T7N, R32E; thence east to the intersection of Section 10, T7N, R33E; thence 14 sections north with a portion of the north to south boundary being the Touchet River Road to its intersection with State Route 124; thence west approximately one-half mile to the intersection of State Route 124 and G.M. Rice Road; thence northerly

along G.M. Rice Road to the Snake River; thence southwesterly along the Snake River to the Columbia River; thence southerly along the Columbia River to the Washington-Oregon state line, thence east) common boundary line between Sections 14 and 15, T6N, R32E and the Washington-Oregon state line; thence north along the section lines ten miles more or less to the southeast corner of Section 22, T8N, R32E; thence east along the section lines two miles to the southeast corner of Section 24, T8N, R32E; thence north along the section lines five miles more or less to the intersection with the Northern Pacific Railroad; thence northeasterly seven miles more or less along the railroad, including the right of way, to the intersection with State Route 124 and C.M. Rice Road at the northeast corner of Section 2, T9N, R33E; thence northerly along C.M. Rice Road, including the right of way, to the Snake River; thence southwesterly along the Snake River to the Columbia River; thence southerly along the Columbia River to the Washington-Oregon state line; thence east along the state line nine miles more or less to the point of beginning.

(2) Area 1 restrictions.

(a) The use or application of low volatile ester formulations of restricted use herbicides is prohibited on and after April ((+)) 5 through October 31.

(b) On and after April ((+)) 5 through October 31, ground applications of restricted use herbicides shall be made using nozzles having a minimum orifice diameter of ((0-03+)) .052 inches or a LP8002 or equivalent nozzle.

(c) On and after April ((+)) 5 through October 31, aerial applications shall be prohibited except by written permit issued by the department.

AMENDATORY SECTION (Amending Order 1665, filed 2/20/80)

WAC 16-232-015 RESTRICTED USE HERBICIDES—WALLA WALLA COUNTY—AREA 2. (1) Area 2 description. (Walla Walla and vicinity, Dixie, Waitsburg, and Prescott areas.) Those areas lying within a one mile radius from the center of the town of Dixie and within one mile of the city limits of the towns of Waitsburg and Prescott and an area starting at the ((Washington-Oregon state line and the southeast corner of Section 16, T6N, R36E; thence north one mile more or less to the southwest corner of Section 3, T6N, R36E; thence east two miles to the southeast corner of Section 2, T6N, R36E; thence north three miles to the southwest corner of Section 24, T7N, R36E; thence east one mile to the southeast corner of Section 24, T7N, R36E; thence north one mile to the southwest corner of Section 18, T7N, R37E; thence east one mile to the southeast corner of Section 18, T7N, R37E; thence north one mile to the northeast corner of Section 18, T7N, R37E; thence west nine miles to the northwest corner of Section 14, T7N, R35E; thence south one mile to the northwest corner of Section 23, T7N, R35E; thence west one mile to the northwest corner of Section 22, T7N, R35E; thence south to State Road 410; thence westerly along State Road 410 to the York Road and south along the York and Saver Road to the Frog Hollow Road; thence east along the Frog Hollow Road to the Locker Road; thence south along the Locker Road to the Washington-Oregon state line, thence east along the state line)) intersection of the common boundary line between Sections 15 and 16, T6N, R36E and the Washington-Oregon state line; thence north along the section line one mile more or less to the southwest corner of Section 3, T6N, R36E; thence east along the section lines two miles to the southeast corner of Section 2, T6N, R36E; thence north along the section lines three miles to the southwest corner of Section 24, T7N, R36E; thence east along the section line one mile to the southeast corner of Section 24, T7N, R36E; thence north along the section line one mile to the southwest corner of Section 18, T7N, R37E; thence east along the section line one mile to the southeast corner of Section 18, T7N, R37E; thence north along the section line one mile to the northeast corner of Section 18, T7N, R37E; thence west along the section lines nine miles to the northwest corner of Section 14, T7N, R35E; thence south along the section line one mile to the northeast corner of Section 22, T7N, R35E; thence west along the section line one mile to the northwest corner of Section 22, T7N, R35E; thence south along the section lines one mile more or less to State Route 12; thence westerly along State Route 12, including the right of way, three miles more or less to the intersection with Detour Road; thence southwesterly along Detour Road, including the right of way, one-half mile more or less to the intersection with Forest Road; thence south along Forest Road, including the right of way, one mile more or less to the intersection with Frog Hollow Road at the southwest corner of Section 6, T6N, R35E; thence east along Frog Hollow Road, including the right of way, one mile

more or less to the intersection with Locher Road; thence south along Locher Road, including the right of way, one mile more or less to the Washington-Oregon state line; thence east along the state line eight miles more or less to the point of beginning.

(2) Area 2 restrictions.

(a) The use or application of low volatile formulations of restricted use herbicides is prohibited on and after April 15 through October 31.

(b) On and after April 15 through October 31, ground applications of restricted use herbicides shall be made using nozzles having a minimum orifice diameter of 0.031 inches.

(c) On and after November 1 through April 14 of the following year, aircraft applications of restricted use herbicides shall be made using the caution area restrictions (see WAC 16-230-675). Aircraft applications shall be prohibited on and after April 15 through October 31: PROVIDED, That the aerial application of MCPA shall be allowed using warning area restrictions (see WAC 16-230-675): PROVIDED FURTHER, That aerial applications of nonvolatile formulations of restricted use herbicides from one-half to one mile of the center of the town of Dixie and from the city limits of Waitsburg, Prescott and Walla Walla shall be considered through written request to the Washington state department of agriculture.

(d) Restrictions on the use of airstrips. The loading and/or mixing of restricted use herbicides is prohibited on any airstrip, airfield or any location within Area 2: PROVIDED, That the municipal airport located northeast of Walla Walla shall not be subject to this provision.

AMENDATORY SECTION (Amending Order 1665, filed 2/20/80)

WAC 16-232-020 RESTRICTED USE HERBICIDES—WALLA WALLA COUNTY—AREA 2A. (1) Area 2A description. (Buffer area surrounding Dixie and Walla Walla.) An area ((starting at the intersection of the Northern Pacific Railroad and the Washington-Oregon state line, T6N, R32E; thence north six miles more or less to the northwest corner of Section 14, T7N, R32E; thence east ten miles more or less to the southwest corner of Section 9, T7N, R34E; thence north one mile to the northwest corner of Section 9, T7N, R34E; thence east two miles to the southwest corner of Section 2, T7N, R34E; thence north one mile to the northwest corner of Section 2, T7N, R34E; thence east two miles to the southwest corner of Section 31, T8N, R35E; thence north six miles to the northwest corner of Section 6, T8N, R35E; thence east twenty-four miles to and along the Columbia-Walla Walla county line to the northeast corner of Section 1, T8N, R38E; thence south fourteen miles more or less to the Washington-Oregon state line and west)), excluding a one mile radius from the center of the town of Dixie, starting at the intersection of the common boundary line between Sections 14 and 15, T6N, R32E and the Washington-Oregon state line; thence north along the section lines six miles more or less to the northwest corner of Section 14, T7N, R32E; thence east along the section lines ten miles to the southwest corner of Section 9, T7N, R34E; thence north along the section line one mile to the northwest corner of Section 9, T7N, R34E; thence east along the section lines two miles to the southwest corner of Section 2, T7N, R34E; thence north along the section line one mile to the northwest corner of Section 2, T7N, R34E; thence east along the section lines two miles to the southwest corner of Section 31, T8N, R35E; thence north along the section lines six miles to the northwest corner of Section 6, T8N, R35E; thence east along the section lines and the Columbia-Walla Walla County line twenty-four miles to the northeast corner of Section 1, T8N, R38E; thence south along the Columbia-Walla Walla County line fourteen miles more or less to the Washington-Oregon state line; thence west along the state line fifteen miles to the common boundary line between Sections 15 and 16, T6N, R36E; thence north along the section line one mile more or less to the northwest corner of Section 10, T6N, R38E; thence east along the section lines two miles to the southwest corner of Section 1, T6N, R36E; thence north along the section lines three miles to the northwest corner of Section 25, T7N, R36E; thence east along the section line one mile to the southwest corner of Section 19, T7N, R37E; thence north along the section line one mile to the northwest corner of Section 19, T7N, R37E; thence east along the section line one mile to the northeast corner of Section 19, T7N, R37E; thence north along the section line one mile to the southwest corner of Section 8, T7N, R37E; thence west along the section lines nine miles to the northeast corner of Section 15, T7N, R35E; thence south along the section line one mile to the southeast corner of Section 15, T7N, R35E; thence west along the section line one mile to the southwest corner of Section 15, T7N, R35E; thence south along the section lines one mile more or less to State Route 12; thence westerly along State Route 12, excluding the

right of way, three miles more or less to the intersection with Detour Road; thence southwesterly along Detour Road, excluding the right of way, one-half mile more or less to the intersection with Forest Road; thence south along Forest Road, excluding the right of way, one mile more or less to the intersection with Frog Hollow Road at the southwest corner of Section 6, T6N, R35E; thence east along Frog Hollow Road, excluding the right of way, one mile more or less to the intersection with Locher Road; thence south along Locher Road, excluding the right of way, one mile more or less to the Washington-Oregon state line; thence west along the state line fifteen miles more or less to the point of beginning.

(2) Area 2A restrictions.

(a) The use or application of low volatile formulations of restricted use herbicides is prohibited on and after April 15 through October 31: PROVIDED, That 2,4-DB shall be allowed on alfalfa seed crops at any time.

(b) On and after April 15 through October 31, ground applications of restricted use herbicides shall be made using nozzles having a minimum orifice diameter of 0.031 inches.

(c) On and after April 15 through October 31, aircraft applications of restricted use herbicides shall be made using the caution area restrictions (see WAC 16-230-675).

AMENDATORY SECTION (Amending Order 1665, filed 2/20/80)

WAC 16-232-025 RESTRICTED USE HERBICIDES—WALLA WALLA COUNTY—AREA 3. (1) Area 3 description. All of the remaining lands within the border of Walla Walla County.

(2) Area 3 restrictions.

(a) The use and application of low volatile formulations of restricted use herbicides shall be prohibited on and after May 15 through October 31.

(b) On and after May 15 through October 31, ground applications of restricted use herbicides shall be made using nozzles having a minimum orifice diameter of 0.031 inches.

(c) On and after May 15 through October 31, aircraft applications of restricted use herbicides shall be made using the caution area restrictions (see WAC 16-230-675).

NEW SECTION

WAC 16-232-027 RESTRICTED USE HERBICIDES—WALLA WALLA COUNTY—AREA 3A. (1) Area 3A description. An area beginning at the southwest corner of Section 11, T7N, R32E; thence east along the section lines six miles more or less to the intersection with the Touchet North Road at the southeast corner of Section 10, T7N, R33E; thence northerly along the Touchet North Road, including the right of way, to the intersection with State Route 124; thence west one-half mile more or less along State Route 124, excluding the right of way, to the intersection with the Northern Pacific Railroad at the northwest corner of Section 1, T9N, R33E; thence southwesterly seven miles more or less along the railroad, excluding the right of way, to the intersection with the common boundary line between Section 25, T9N, R32E and Section 30, T9N, R33E; thence south along the section lines five miles more or less to the northeast corner of Section 25, T8N, R32E; thence west along the section lines two miles to the northwest corner of Section 26, T8N, R32E; thence south along the section lines four miles to the point of beginning.

(2) Area 3A restrictions.

(a) The use and application of low volatile formulations of restricted use herbicides shall be prohibited on and after May 15 through October 31.

(b) On and after May 15 through October 31, ground applications of restricted use herbicides shall be made using nozzles having a minimum orifice diameter of 0.031 inches.

(c) On and after May 15 through October 31, aircraft applications of restricted use herbicides shall be made using the caution area restrictions (see WAC 16-230-675).

AMENDATORY SECTION (Amending Order 1950, filed 9/1/87)

WAC 16-232-038 RESTRICTED USE HERBICIDES—APPLICATION RECORDS—WALLA WALLA COUNTY. (1) Private pesticide applicators (those persons certified by the Washington state department of agriculture in the private pesticide applicator category) shall keep records for each application of restricted use herbicides in Areas 1 ((and)), 2, and 3A of Walla Walla County. Application records shall include the following information:

(a) Applicator's name, address and name of the individual making the application;

(b) The address or location of the land where the chemical was applied;

(c) The year, month, day, and time the chemical was applied;

(d) The trade name and/or common name of the chemical applied, and/or EPA registration number for that product;

(e) The direction and estimated velocity of the wind and temperature at the time the chemical was applied;

(f) The amount and concentration (pounds or gallons per acre and percentage of active ingredient and/or concentration per one hundred gallons) of the chemical used;

(g) Specific crop or site to which the chemical was applied.

(2) Application records shall be completed and available to the department the same day the chemicals were applied.

(3) Application records shall be kept for a period of three years from the date of application of the chemical to which such records refer. The director shall, upon request in writing, be furnished with a copy of such records forthwith by the licensee.

WSR 88-01-129

PROPOSED RULES

DEPARTMENT OF RETIREMENT SYSTEMS

[Filed December 23, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Retirement Systems intends to adopt, amend, or repeal rules concerning this notice proposes to adopt new rules under chapter 415-108 WAC entitled Public employees' retirement board. New sections WAC 415-108-450 and 415-108-460 will establish a change in the tax treatment by IRS which was created by a new form of payment for services rendered requiring coordination with the statutory definition of compensation earnable. This new section will affect both PERS I and PERS II members;

that the agency will at 10:00 a.m., Wednesday, January 27, 1988, in the 2nd Floor Conference Room, 1025 East Union, Olympia, WA 98504, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 41.40.010(8).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 27, 1988.

Dated: December 22, 1987

By: Robert L. Hollister, Jr.

Director

STATEMENT OF PURPOSE

Title and Number of Rule Section: Chapter 415-108 WAC, Public employees' retirement board.

Statutory Authority for the Rule: RCW 41.40.010(8).

Summary of Rule: This notice proposes to add new sections to chapter 415-108 WAC entitled Public employees' retirement board. WAC 415-108-450 clarifies the definition of compensation earnable for Plan I PERS members; and WAC 415-108-460 defines compensation earnable for Plan II PERS members.

Description of the Purpose of the Rule: There has been a change in the tax treatment by IRS which has

created a new form of payment for services rendered which requires coordination with the statutory definition of compensation earnable.

Reasons for Supporting the Proposed Rule: To provide a uniform procedure for administering existing law.

Agency Personnel Responsible for the Drafting: Robert L. Hollister, Jr., Director, Department of Retirement Systems, 1025 East Union, Olympia, Washington, (206) 753-5281; Implementation: MaryAgnes Braxmeyer, Administrative Assistant, Department of Retirement Systems, 1025 East Union, Olympia, Washington, (206) 586-1718; and Enforcement: Robert L. Hollister, Jr., Director.

Name of the Governmental Agency Proposing the Rule: Department of Retirement Systems.

The Department of Retirement Systems has no additional comments regarding statutory language, implementation, enforcement, and fiscal matters pertaining to the rule.

The rule is not necessary to comply with a federal law or a federal or state court decision.

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

NEW SECTION

WAC 415-108-450 COMPENSATION EARNABLE FOR PLAN I PERS MEMBERS. (1) Compensation earnable for Plan I PERS members shall be computed on the basis of when the service is rendered, rather than when the payment is made.

(2) Except as provided in subsection (3) of this section, "compensation earnable," for Plan I PERS members, means all salaries or wages legally earned by a member during a calendar month for personal services, including:

- (a) Overtime payments;
- (b) Salaries or wages the taxation of which is deferred pursuant to sections 401(k), 403(b), 414(h), 457, or other similar section of the United States Internal Revenue Code;
- (c) Back pay awards or settlements, as defined in WAC 415-108-490;
- (d) Nonmoney maintenance compensation, as defined in WAC 415-108-470;
- (e) Salaries or wages for time during which a member is excused from work because of holidays, sick leave, vacation leave, compensatory time off, or other paid leave of absence;
- (f) Compensation in any form received by a member pursuant to the provisions of a "cafeteria plan," "flexible benefits plan," or similar arrangement, pursuant to section 125 of the United States Internal Revenue Code, that permits employees to select from a package of employer-provided fringe benefits, among which is the absolute right to receive cash in lieu of the employer providing any of the fringe benefits offered, except that any portion of such plan for which there is no cash option is not includable;
- (g) Any lump sum payment for accrued leave or any form of severance pay.

(3) "Compensation earnable," for Plan I PERS members, does not include:

- (a) The provision by an employer of any medical, hospital, or other health care plan, or any medical, dental, life, or other insurance of any kind, to a member (or the member and the member's dependents), any contribution by the employer to meet the premium or charge for such plan or insurance, or any payment by the employer into a private fund to provide health or welfare benefits for the member (or the member and the member's dependents), except for compensation paid pursuant to a bona fide cafeteria plan, flexible benefit plan or similar arrangement as described in subsection (2)(f) of this section;
- (b) Any payment by a member's employer of the employer or employee portion of taxes imposed by the Federal Insurance Contribution Act;
- (c) Any payment received by a member under a workers' compensation act or other statutory program having similar purposes;

(d) Any payment made by an employer to a member as an incentive or bonus (whether contractual or not) for voluntary termination of employment or retirement;

(e) Any payment or allowance in the nature of a reimbursement for expenses incurred or expected to be incurred in performing services for the employer;

(f) Any compensation in any form, whether in cash or otherwise, provided by an employer to a member in lieu of any of the items described in this subsection, except for compensation paid pursuant to a bona fide cafeteria plan, flexible benefit plan or similar arrangement as described in subsection (2)(f) of this section;

(g) Any payment received pursuant to a statute containing language to the effect that the payment shall not be included in the calculation of PERS retirement benefits;

(h) Any payment made to a member for services rendered as an independent contractor;

(i) Any payment made without legal authority by an employer to a member; or

(j) Any payment, other than those described in subsection (2)(c) and (e) of this section, made by an employer to a member, that is not in exchange for personal services rendered by the member to the employer.

NEW SECTION

WAC 415-108-460 COMPENSATION EARNABLE FOR PLAN II PERS MEMBERS. (1) Compensation earnable for Plan II PERS members shall be computed on the basis of when the service is rendered, rather than when the payment is made.

(2) Except as provided in subsection (3) of this section, "compensation earnable," for Plan II PERS members, means all salaries or wages legally earned by a member during a calendar month for personal services, including:

- (a) Overtime payments;
- (b) Salaries or wages the taxation of which is deferred pursuant to sections 401(k), 403(b), 414(h), 457, or other similar section of the United States Internal Revenue Code;
- (c) Back pay awards or settlements, as defined in WAC 415-108-490;
- (d) Salaries or wages for time during which a member is excused from work because of holidays, sick leave, vacation leave, compensatory time off, or other paid leave of absence; and
- (e) Compensation in any form received by a member pursuant to the provisions of a "cafeteria plan," "flexible benefits plan," or similar arrangement pursuant to section 125 of the United States Internal Revenue Code that permits employees to select from a package of employer-provided fringe benefits, among which is the absolute right to receive cash in lieu of the employer providing any of the fringe benefits offered, except that any portion of such plan for which there is no cash option is not includable.

(3) "Compensation earnable," for Plan II PERS members, does not include:

- (a) Any compensation provided to a member by an employer in a medium other than cash, including but not limited to "nonmoney maintenance compensation," as defined in WAC 415-108-470;
- (b) Any lump sum payment for accrued leave or any form of severance pay;
- (c) The provision by an employer of any medical, hospital, or other health care plan, or any medical, dental, life, or other insurance of any kind, to a member (or the member and the member's dependents), any contribution by the employer to meet the premium or charge for such plan or insurance, or any payment by the employer into a private fund to provide health or welfare benefits for the member (or the member and the member's dependents), except for compensation paid pursuant to a bona fide cafeteria plan, flexible benefit plan or similar arrangement as described in subsection (2)(e) of this section;
- (d) Any payment by a member's employer of the employer or employee portion of taxes imposed by the Federal Insurance Contribution Act;
- (e) Any payment received by a member under a workers' compensation act or other statutory program having similar purposes;
- (f) Any payment made by an employer to a member as an incentive or bonus (whether contractual or not) for voluntary termination of employment or retirement;
- (g) Any payment or allowance in the nature of a reimbursement for expenses incurred or expected to be incurred in performing services for the employer;

(h) Any compensation in any form, whether in cash or otherwise, provided by an employer to a member in lieu of any of the items described in this subsection, except for compensation paid pursuant to a bona fide cafeteria plan, flexible benefit plan or similar arrangement as described in subsection (2)(e) of this section;

(i) Any payment received pursuant to a statute containing language to the effect that the payment shall not be included in the calculation of PERS retirement benefits;

(j) Any payment made to a member for services rendered as an independent contractor;

(k) Any payment made without legal authority by an employer to a member; or

(l) Any payment, other than those described in subsection (2)(c) and (d) of this section, made by an employer to a member, that is not in exchange for personal services rendered by the member to the employer.

WSR 88-01-130

PROPOSED RULES

DEPARTMENT OF RETIREMENT SYSTEMS

[Filed December 23, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Retirement Systems intends to adopt, amend, or repeal rules concerning this notice proposes to adopt new rules under chapter 415-112 WAC entitled Teachers' retirement board of trustees. WAC 415-112-330, entitled Amount of service credit permits part-time community college teachers members to receive pensions based on what their salary would have been if employed full time. This necessitates a more complete definition of full- and part-time service and a method for determining partial credit;

that the agency will at 10:00 a.m., Wednesday, January 27, 1988, in the 2nd Floor Conference Room, 1025 East Union, Olympia, WA 98504, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 41.32.270 and 41.32.010 (11)(ii).

The specific statute these rules are intended to implement is RCW 41.32.270 and 41.32.010 (11)(ii).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 27, 1988.

Dated: December 22, 1987

By: Robert L. Hollister, Jr.
Director

STATEMENT OF PURPOSE

Title and Number of Rule Section: WAC 415-112-330.

Statutory Authority for the Rule: Chapter 41.32 RCW as amended by chapter 265, Laws of 1987.

Summary of Rule: Establishes a procedure for determining part-time service credit for certain members of the teachers' retirement system.

Description of the Purpose of the Rule: Permits part-time community college members of the teachers' retirement system to receive pensions based on what their salary would have been if employed full time. This necessitates a more complete definition of full- and part-time service and a method for determining partial credit.

Reasons for Supporting the Proposed Rule: Specifically required by the implementing statute adopted by the legislature.

Agency Personnel Responsible for the Drafting: Robert L. Hollister, Jr., Director, Department of Retirement Systems, 1025 East Union, Olympia, Washington, (206) 753-5281; Implementation: MaryAgnes Braxmeyer, Administrative Assistant, Department of Retirement Systems, 1025 East Union, Olympia, Washington, (206) 586-1718; and Enforcement: Robert L. Hollister, Jr., Director.

Name of the Governmental Agency Proposing the Rule: Department of Retirement Systems.

The Department of Retirement Systems has no additional comments regarding statutory language, implementation, enforcement, and fiscal matters pertaining to the rule.

The rule is not necessary to comply with a federal law or a federal or state court decision.

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

NEW SECTION

WAC 415-112-330 AMOUNT OF SERVICE CREDIT. (1) This section shall apply only to persons who became members prior to October 1, 1977.

(2) For members who are employed as classroom teachers by a school district, a school year shall consist of one hundred eighty days. One year of service credit shall be granted to a member who is employed as a classroom teacher for one hundred forty-four or more days during a school year. A fractional year of credit shall be granted to a member who is employed for at least twenty days but less than one hundred forty-four days during a school year. The fraction shall be that produced by using the days employed as the numerator and one hundred eighty as the denominator. In the absence of an indication in the contract or elsewhere concerning what constitutes one day of employment, a classroom teacher shall be granted one day of credit for every six hours the teacher works and for which the teacher is compensated.

(3) For members who are employed as community college academic employees as defined by chapter 28B.52 RCW, a school year shall consist of at least three academic quarters or two semesters during a fiscal year. Academic employees shall be granted one full year of service credit for eighty percent of the full-time annual load as defined in their institution's negotiated agreement. In the absence of a definition of full-time annual load in the agreement, the official board-adopted college policy will apply. Percents of load of at least eleven percent (reported as not less than twenty days per fiscal year) and less than eighty percent (reported as less than one hundred forty-four days per fiscal year) will be applied pro rata. Percent of load will be converted to days for institution reporting and for retirement benefit calculation purposes. Nonacademic employees will have their service credit reported and benefits calculated based on actual days worked. Where there is no definition of full-time load in either the collective bargaining agreement or the official board-adopted college policy, service credit will be calculated pursuant to subsections (4) and (5) of this section.

(4) For members who are employed as community college classroom instructors, a school year shall consist of at least three academic quarters or two semesters during a fiscal year. Such a classroom instructor shall be granted one year of service credit for teaching thirty-six quarter hours or twenty-four semester hours. A fractional year of credit shall be granted to such instructors who teach at least five but

less than thirty-six quarter hours, or at least three but less than twenty-four semester hours. The fraction shall be that produced by using the quarter hours taught as the numerator and forty-five as the denominator, or the semester hours taught as the numerator and thirty as the denominator.

(5) Members who are not employed as classroom instructors and who are employed for one hundred forty-four or more days during a fiscal year shall be granted one year of service credit. A fractional year of credit shall be granted to a member who is employed for at least twenty days but less than one hundred forty-four days. The credit granted shall be the fraction produced by using the days employed as the numerator and one hundred eighty as the denominator. Where there is no indication in the contract or elsewhere concerning what constitutes one day of employment, one day of credit shall be granted for every eight hours the member works and for which the member is compensated: PROVIDED, That counselors and librarians who are employed by a community college district in an instructional position as defined in RCW 41.32.010 (11)(a)(ii) and paid on an hourly rate shall be granted one day of credit for every seven hours the member works and for which the member is compensated.

(6) The fact that a member is granted a fractional year of service credit under this section shall not be determinative as to whether that member was employed less than full time in a year used to determine benefits under RCW 41.32.497, 41.32.498, and 41.32.520, for purposes of determining whether the member held a bona fide part-time position and what earnable compensation the member would have received under RCW 41.32.011.

WSR 88-01-131

PROPOSED RULES

DEPARTMENT OF RETIREMENT SYSTEMS

[Filed December 23, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Retirement Systems intends to adopt, amend, or repeal rules concerning this notice proposes to adopt new rules under chapter 415-112 WAC entitled Teachers' retirement board of trustees. WAC 415-112-410 and 415-112-411 will establish a change in the tax treatment by IRS which was created by a new form of payment for services rendered requiring coordination with the statutory definition of earnable compensation. This new section will affect both TRS I and TRS II members;

that the agency will at 10:00 a.m., Wednesday, January 27, 1988, in the 2nd Floor Conference Room, 1025 East Union, Olympia, WA 98504, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 41.32.010(11).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 27, 1988.

Dated: December 22, 1987

By: Robert L. Hollister, Jr.
Director

STATEMENT OF PURPOSE

Title and Number of Rule Section: Chapter 415-112 WAC, Teachers' retirement board of trustees.

Statutory Authority for the Rule: RCW 41.32.010(11).

Summary of Rule: This notice proposes to amend and add new sections to chapter 415-112 WAC entitled

Teachers' retirement board of trustees. WAC 415-112-410 clarifies the definition of earnable compensation for Plan I TRS members; and 415-112-411 defines earnable compensation for Plan II TRS members.

Description of the Purpose of the Rule: There has been a change in the tax treatment by IRS which has created a new form of payment for services rendered which requires coordination with the statutory definition of compensation earnable.

Reasons for Supporting the Proposed Rule: To provide a uniform procedure for administering existing law.

Agency Personnel Responsible for the Drafting: Robert L. Hollister, Jr., Director, Department of Retirement Systems, 1025 East Union, Olympia, Washington, (206) 753-5281; Implementation: MaryAgnes Braxmeyer, Administrative Assistant, Department of Retirement Systems, 1025 East Union, Olympia, Washington, (206) 586-1718; and Enforcement: Robert L. Hollister, Jr., Director.

Name of the Governmental Agency Proposing the Rule: Department of Retirement Systems.

The Department of Retirement Systems has no additional comments regarding statutory language, implementation, enforcement, and fiscal matters pertaining to the rule.

The rule is not necessary to comply with a federal law or a federal or state court decision.

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

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

WAC 415-112-410 EARNABLE COMPENSATION (~~TO INCLUDE ALL SALARY AND WAGES~~) FOR PLAN I TRS MEMBERS. (~~Earnable compensation for Plan I members shall be based on salaries and wages paid by the employer to the employee member on the basis of when the service was rendered, rather than when the payment was made, and shall include all salary and wages paid by the employer to the employee member of the teachers' retirement system for personal services rendered during each calendar year, including not only the basic salary for services as a teacher but also all salary or wages paid for extracurricular activity assignments, evening school and summer school teaching, sabbatical leave, paid sick leave, other paid leave, school bus driving, other nonteaching services, and all other personal services for which salaries or wages are paid by the employer to the employee member of the teachers' retirement system. Payment made to a member by an employer for services rendered as a private contractor shall not be regarded as earnable compensation.~~)

Earnable compensation for Plan I members will be governed by chapter 293, Laws of 1977 ex. sess. as now or hereafter amended: (1) Earnable compensation for Plan I TRS members shall be computed on the basis of when the service is rendered, rather than when the payment is made.

(2) Except as provided in subsection (3) of this section, "earnable compensation," for Plan I TRS members, means all salaries or wages legally earned by a member during a fiscal year for personal services, including:

(a) Any separate contracts for additional time, additional responsibilities or incentives issued pursuant to the provisions of RCW 28A.58.0951(4);

(b) Payments for extracurricular activity assignments;

(c) Payments for evening school and summer school teaching;

(d) Payments for school bus driving and other nonteaching services;

(e) Overtime payments;

(f) Salaries or wages the taxation of which is deferred pursuant to sections 401(k), 403(b), 414(h), 457, or other similar section of the United States Internal Revenue Code;

(g) Back pay awards or settlements, as defined in WAC 415-112-414;

(h) Nonmoney maintenance compensation, as defined in WAC 415-112-412;

(i) Any lump sum payment for accrued leave or any form of severance pay; and

(j) Salaries or wages for time during which a member is excused from work because of holidays, sick leave, vacation leave, sabbatical leave, compensatory time off, or other paid leave of absence.

(3) "Earnable compensation," for Plan I TRS members, does not include:

(a) The provision by an employer of any medical, hospital, or other health care plan, or any medical, dental, life, or other insurance of any kind, to a member (or the member and the member's dependents), any contribution by the employer to meet the premium or charge for such plan or insurance, or any payment by the employer into a private fund to provide health or welfare benefits for the member (or the member and the member's dependents), except for compensation paid pursuant to a bona fide cafeteria plan, flexible benefit plan or similar arrangement as described in subsection (2)(k) above;

(b) Any payment by a member's employer of the employer or employee portion of taxes imposed by the Federal Insurance Contribution Act;

(c) Any payment received by a member under a workers' compensation act or other statutory program having similar purposes;

(d) Any payment made by an employer to a member as an incentive or bonus (whether contractual or not) for voluntary termination of employment or retirement;

(e) Any payment or allowance in the nature of a reimbursement for expenses incurred or expected to be incurred in performing services for the employer;

(f) Any compensation in any form, whether in cash or otherwise, provided by an employer to a member in lieu of any of the items described in this subsection, except for compensation paid pursuant to a bona fide cafeteria plan, flexible benefit plan or similar arrangement as described in subsection (2)(k) above;

(g) Any compensation in any form, whether in cash or otherwise, provided by an employer to a member in lieu of any of the items described in subsection (2)(k) above;

(h) Any payment received pursuant to a statute containing language to the effect that the payment shall not be included in the calculation of TRS retirement benefits;

(i) Any payment made to a member for services rendered as an independent contractor;

(j) Any payment made without legal authority by an employer to a member; or

(k) Any payment, other than those described in subsection (2)(g) and (j) of this section, made by an employer to a member, that is not in exchange for personal services rendered by the member to the employer.

NEW SECTION

WAC 415-112-411 EARNABLE COMPENSATION FOR PLAN II TRS MEMBERS. (1) Earnable compensation for Plan II TRS members shall be computed on the basis of when the service is rendered, rather than when the payment is made.

(2) Except as provided in subsection (3) of this section, "earnable compensation," for Plan II TRS members, means all salaries or wages legally earned by a member during a calendar month for personal services, including:

(a) Any separate contracts for additional time, additional responsibilities or incentives issued pursuant to the provisions of RCW 28A.58.0951(4);

(b) Payments for extracurricular activity assignments;

(c) Payments for evening school and summer school teaching;

(d) Payments for school bus driving and other nonteaching services;

(e) Overtime payments;

(f) Salaries or wages the taxation of which is deferred pursuant to sections 401(k), 403(b), 414(h), 457, or other similar section of the United States Internal Revenue Code;

(g) Back pay awards or settlements, as defined in WAC 415-112-414; and

(h) Salaries or wages for time during which a member is excused from work because of holidays, sick leave, vacation leave, sabbatical leave, compensatory time off, or other paid leave of absence.

(3) "Earnable compensation," for Plan II TRS members, does not include:

(a) Any compensation provided to a member by an employer in a medium other than cash, including but not limited to "nonmoney maintenance compensation," as defined in WAC 415-112-412;

(b) Any lump sum payment for accrued leave or any form of severance pay;

(c) The provision by an employer of any medical, hospital, or other health care plan, or any medical, dental, life, or other insurance of any kind, to a member (or the member and the member's dependents), any contribution by the employer to meet the premium or charge for such plan or insurance, or any payment by the employer into a private fund to provide health or welfare benefits for the member (or the member and the member's dependents), except for compensation paid pursuant to a bona fide cafeteria plan, flexible benefit plan or similar arrangement as described in subsection (2)(i) above;

(d) Any payment by a member's employer of the employer or employee portion of taxes imposed by the Federal Insurance Contribution Act;

(e) Any payment received by a member under a workers' compensation act or other statutory program having similar purposes;

(f) Any payment made by an employer to a member as an incentive or bonus (whether contractual or not) for voluntary termination of employment or retirement;

(g) Any payment or allowance in the nature of a reimbursement for expenses incurred or expected to be incurred in performing services for the employer;

(h) Any compensation in any form, whether in cash or otherwise, provided by an employer to a member in lieu of any of the items described in this subsection, except for compensation paid pursuant to a bona fide cafeteria plan, flexible benefit plan or similar arrangement as described in subsection (2)(i) above;

(i) Any payment received pursuant to a statute containing language to the effect that the payment shall not be included in the calculation of TRS retirement benefits;

(j) Any payment made to a member for services rendered as an independent contractor;

(k) Any payment made without legal authority by an employer to a member; or

(l) Any payment, other than those described in subsection (2)(g) and (h) of this section, made by an employer to a member, that is not in exchange for personal services rendered by the member to the employer.

WSR 88-01-132

PROPOSED RULES

DEPARTMENT OF LICENSING

(Board of Funeral Directors and Embalmers)

[Filed December 23, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Board of Funeral Directors and Embalmers of the state of Washington, intends to adopt, amend, or repeal rules concerning:

Amd	WAC 308-48-030	Restrictions.
New	WAC 308-48-031	Embalming and preparation room.
Amd	WAC 308-48-085	Funeral establishments—Inspections.
Amd	WAC 308-49-140	Registration.
Amd	WAC 308-49-170	Annual statement requirements;

that the agency will at 9:30 a.m., Thursday, February 4, 1988, in the Driver License Examining Office Conference Room, 4507 Woodview Drive S.E., Lacey, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 18.39.170, 18.39.175, 18.39.240, 18.39.270, 18.39.300, 18.39.320, and 18.130.050.

The specific statute these rules are intended to implement is RCW 18.39.120 and 18.39.175.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 3, 1988.

Dated: December 23, 1987

By: Joyce R. Dolliver
Assistant Attorney General

STATEMENT OF PURPOSE

Name of Agency: Washington State Board of Funeral Directors and Embalmers.

Title: WAC 308-48-030 Restrictions; 308-48-031 Embalming and preparation room; 308-48-085 Funeral establishments—Inspections; 308-49-140 Registration; and 308-49-170 Annual statement requirements.

Description of Purpose: To amend rules and adopt a new rule relating to restricted acts, embalming and preparation room requirements, inspections of funeral establishments and prearrangement funeral service contract application and reporting requirements.

Statutory Authority: RCW 18.39.170, 18.39.175, 18.39.240, 18.39.270, 18.39.300, 18.39.320 and 18.130.050.

Summary of Rules: WAC 308-48-030, the purpose of this amendment is to delete the subsection dealing with the embalming room and create a new section WAC 308-48-031 that expands and clarifies the requirements, and to add to those who are specifically required to properly handle dead bodies; 308-48-031, the purpose of this new section is to create a separate section for embalming and preparation room requirements; 308-48-085, the purpose of this amendment is to delete (3) relating to inspections of funeral establishments; 308-49-140, the purpose of this amendment is to remove the alternative of providing a federal income tax return in applying for registration for prearrangement funeral service contract transactions; and 308-49-170, the purpose of this amendment is to remove the alternative of providing a federal income tax return in reporting requirements in the prearrangement area and requiring verification from depositories regarding trust funds.

Responsible Personnel: In addition to the Board of Funeral Directors and Embalmers, the following professional programs management staff has knowledge of and responsibility for drafting, implementing and enforcing these rules: Delores E. Spice, Program Manager, Department of Licensing, P.O. Box 9012, Olympia, WA 98504-8001, phone (206) 753-3199 comm or 234-3199 scan.

Proponents: These rules are proposed by the Washington State Board of Funeral Directors and Embalmers.

Federal Law or Federal or State Court Requirements: Not necessitated as the result of federal or state court action.

Small Business Economic Impact Statement: Not required and not provided in that these rules do not impact small businesses as that term is defined in RCW 19.85.020.

AMENDATORY SECTION (Amending Order PL 419, filed 1/26/83)

WAC 308-48-030 RESTRICTIONS. (1) Licensees in all their licensed activities, shall comply with all applicable Washington state laws, rules and regulations related to health or the handling or disposal of human remains.

~~(2) ((Every establishment where embalming is done shall have a separate room for the purpose, equipped in a sanitary manner, including operating table, sanitary waste receptacles and such plumbing as may be necessary for the sanitary disposal of wastes resulting from embalming; and that embalming instruments shall be properly cleaned and disinfected after each operation and shall be kept clean between operations.~~

~~((3))~~ (3) No licensee ((or)), apprentice, or employee/agent of the licensee, in handling a dead body, shall perform any unnecessary act which will tend to affect adversely the dignity or the respectful and reverential handling and burial or other customary disposal of the dead.

~~((4))~~ (3) The care and preparation for burial or other disposition of all human dead bodies shall be private. No one shall be allowed in the embalming or preparation rooms while a dead body is being embalmed or during the course of an autopsy except the licensee, his authorized employees, and public officials in the discharge of their duties. This rule shall not apply to duly authorized doctors and nurses employed in a case, nor to members of the immediate family of the deceased or those authorized to be present by the decedent's next of kin.

~~((5))~~ (4) Every licensee shall provide a written itemization of any property, money, jewelry, possessions or other items of significant value found on a body in the licensee's care, custody or control to the decedent's next of kin or the proper authorities.

NEW SECTION

WAC 308-48-031 EMBALMING AND PREPARATION ROOM. (1) Embalming. No embalming of a body of a deceased person shall be performed in a funeral establishment except in a room set aside exclusively for embalming or other preparation of a body of a deceased person. Such room shall be maintained and kept in a clean sanitary condition.

(2) Embalming and preparation room. Every embalming and preparation room shall be constructed, equipped and maintained as follows:

(a) The surfaces of the floor, walls, and ceiling shall be covered with tile or other hard, smooth, impervious washable material.

(b) The room shall be adequately lighted and adequately ventilated. The ventilation shall be provided by an exhaust fan or by an appropriate air-conditioning unit which will completely remove objectionable fumes.

(c) The room shall be equipped and provided with hot and cold running water, a utility sink, and cabinets, closets or shelves for instruments and supplies.

(d) The room shall be equipped with adequate sewage and waste disposal and drainage facilities and systems.

(e) The doors shall be tight closing and rigid and any windows of the room shall be so maintained as to obstruct any view into such room. The room's entry door(s) must be labeled "Private" or "Authorized Entry Only".

(f) The embalming or preparation table shall be nonporous.

(g) The room shall be equipped with proper and convenient covered receptacles for refuse, bandages, cotton, and other waste materials.

AMENDATORY SECTION (Amending Order PL 273, filed 8/1/77)

WAC 308-48-085 FUNERAL ESTABLISHMENTS—INSPECTIONS. (1) Funeral establishments licensed under the provisions of chapter 18.39 RCW will be inspected at least once each year by the duly appointed department inspector.

(2) Inspections shall cover the areas of sanitation and public health as well as conformity with applicable statutes and rules.

~~((3) Any unsatisfactory conditions or violations found will be the subject of reinspection prior to the expiration of thirty days. Uncorrected conditions or the continued existence of a violation will form the basis for the filing of charges and the institution of proceedings as provided for in the Administrative Procedure Act, chapter 34.04 RCW.)~~

AMENDATORY SECTION (Amending Order PM 677, filed 9/1/87)

WAC 308-49-140 REGISTRATION. (1) Before entering into any prearrangement funeral service contracts in this state, a funeral establishment shall first obtain a certificate of registration from the board. To apply for registration, a funeral establishment must file an application on forms approved by the board of funeral directors and embalmers, which includes:

(a) The name, address, and telephone number of the funeral establishment;

(b) The name and license number of the person at the funeral establishment responsible for supervising the sale of funeral merchandise or service on a prearrangement basis;

(c) A statement of the establishment's current financial condition and an explanation of how the establishment plans to offer, market and service prearrangement contracts including:

(i) The type of business organization which operates the funeral establishment, e.g., sole proprietorship, partnership, or corporation and a list of all officers, directors, partners and managers by name and title, and any person owning more than ten percent of the business;

(ii) A balance sheet and a profit and loss statement for the most recently concluded fiscal year, certified by a certified public accountant(~~(, [a licensed public accountant,] or a copy of the establishment's most recent federal income tax return verified by a certified public accountant)~~);

(d) The prearrangement funeral contract forms the establishment proposes to use need not be in final printed form when submitted; however, a copy of the final printed form shall be filed with the board before the form is used;

(e) Identification of the qualified public depository the establishment will use with an explanation of the depository's manner of operating and managing the prearrangement funeral service contract trust fund, together with copies of any contract or trust agreement to be entered into in connection with such trust fund, and, if a single trust fund is to be established and maintained with respect to several prearrangement funeral service contracts, a complete explanation of the manner in which records will be maintained to allocate the interest, dividends, increases or accretions and the share of such fund to each contract.

(2) Upon review of the application, the board may require additional information or explanation prior to registration or refusing to register the funeral establishment.

(3) The application shall be accompanied by a check payable to the state treasurer in the amount required by the director for issuance of the certificate of registration.

AMENDATORY SECTION (Amending Order PM 677, filed 9/1/87)

WAC 308-49-170 ANNUAL STATEMENT REQUIREMENTS. (1) Each registered funeral establishment shall file with the board annually, ninety days after the end of its fiscal year, a true and accurate statement of its financial condition, transactions and affairs for the preceding fiscal year.

(2) The statement shall include a balance sheet and a profit and loss statement for the preceding fiscal year, certified by a certified public accountant(~~(, or a copy of the establishment's most recent federal income tax return[s] verified by a certified public accountant)~~).

(3) The funeral establishment shall list any changes in its officers, directors, managers or partners or any change in ownership greater than ten percent which have occurred in the preceding fiscal year.

(4) With respect to each prearrangement funeral service contract trust fund, the following information shall be provided:

(a) The name of ~~(the)~~ the depository and the account number;

(b) The number of outstanding contracts at the beginning of the fiscal year;

(c) The total amount paid in by the holders of such contracts pertinent to the trust fund;

(d) The total amount deposited in the trust account;

(e) The number of new contracts issued during the fiscal year;

(f) The amount paid in on such new contracts and the amount deposited in the trust fund for such contracts;

(g) The number of individuals withdrawing from the contracts, the principal amount paid to them and the amount of interest, dividends, or accretions, separately stated, paid to them.

(h) The number of cases where prearrangement funeral merchandise and services covered by the contract have been furnished and delivered and the amount transferred out of the trust fund to the funeral establishment for such services;

(i) The number of outstanding contracts as ~~(of)~~ of the end of the fiscal year and the amount being held in trust for such contracts.

(5) The annual report form shall include verification from the depository as to the amount of money held in funeral prearrangement trust as of the reporting date.

(6) The annual statement shall be accompanied by a fee as determined by the director, payable to the state treasurer.

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16-200-700	REP-P	87-13-061	16-230-645	AMD-P	87-04-060	16-231-315	NEW	87-18-060
16-200-700	REP-E	87-16-015	16-230-645	AMD-E	87-08-072	16-231-315	AMD-P	87-04-060
16-200-700	REP	87-19-097	16-230-645	AMD	87-09-015	16-231-315	AMD-W	87-05-006
16-200-705	NEW-P	87-13-061	16-230-650	AMD-P	87-04-060	16-231-340	AMD-P	87-04-060
16-200-705	NEW-E	87-16-015	16-230-650	AMD-E	87-08-072	16-231-340	AMD-E	87-08-072
16-200-705	NEW	87-19-097	16-230-650	AMD	87-09-015	16-231-340	AMD	87-09-015
16-200-710	REP-P	87-13-061	16-230-655	AMD-P	87-04-060	16-231-343	NEW-E	87-08-072
16-200-710	REP-E	87-16-015	16-230-655	AMD-E	87-08-072	16-231-343	NEW-P	87-14-073
16-200-710	REP	87-19-097	16-230-655	AMD	87-09-015	16-231-343	NEW-E	87-14-074
16-200-711	NEW-P	87-13-061	16-230-655	AMD-P	88-01-128	16-231-343	NEW	87-18-060
16-200-711	NEW-E	87-16-015	16-230-665	AMD-E	87-08-072	16-231-425	AMD-P	87-04-060
16-200-711	NEW	87-19-097	16-230-665	AMD-P	87-14-073	16-231-425	AMD-E	87-08-072
16-200-715	NEW-P	87-13-061	16-230-665	AMD-E	87-14-074	16-231-425	AMD	87-09-015
16-200-715	NEW-E	87-16-015	16-230-665	AMD	87-18-060	16-231-530	AMD-P	87-04-060
16-200-715	NEW	87-19-097	16-230-673	NEW-E	87-08-072	16-231-530	AMD-E	87-08-072
16-200-720	REP-P	87-13-061	16-230-673	NEW-P	87-14-073	16-231-530	AMD	87-09-015
16-200-720	REP-E	87-16-015	16-230-673	NEW-E	87-14-074	16-231-620	AMD-P	87-04-060
16-200-720	REP	87-19-097	16-230-673	NEW	87-18-060	16-231-620	AMD-E	87-08-072
16-200-721	NEW-P	87-13-061	16-231-015	AMD-E	87-08-072	16-231-620	AMD	87-09-015
16-200-721	NEW-E	87-16-015	16-231-015	AMD-P	87-14-073	16-231-720	AMD-P	87-04-060
16-200-721	NEW	87-19-097	16-231-015	AMD-E	87-14-074	16-231-720	AMD-E	87-08-072
16-200-725	NEW-P	87-13-061	16-231-015	AMD	87-18-060	16-231-720	AMD	87-09-015
16-200-725	NEW-E	87-16-015	16-231-015	AMD-P	88-01-128	16-231-840	AMD-P	87-04-060
16-200-725	NEW	87-19-097	16-231-020	AMD-P	87-04-060	16-231-840	AMD-E	87-08-072
							AMD	87-09-015

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
16-231-910	AMD-P	87-04-060	16-319-081	AMD-P	87-08-063	16-328-090	REP-P	87-09-085
16-231-910	AMD-E	87-08-072	16-319-081	AMD	87-12-006	16-328-090	REP	87-13-016
16-231-910	AMD	87-09-015	16-319-091	NEW-P	87-08-063	16-329-001	REP-P	87-09-085
16-231-910	AMD-P	87-14-073	16-319-091	NEW	87-12-006	16-329-001	REP	87-13-016
16-231-910	AMD-E	87-14-074	16-319-101	NEW-P	87-08-063	16-329-010	REP-P	87-09-085
16-231-910	AMD	87-18-060	16-319-101	NEW	87-12-006	16-329-010	REP	87-13-016
16-231-912	NEW-P	87-04-060	16-324-360	AMD-E	87-13-017	16-329-015	REP-P	87-09-085
16-231-912	NEW-E	87-08-072	16-324-360	AMD-P	87-15-070	16-329-015	REP	87-13-016
16-231-912	NEW	87-09-015	16-324-360	AMD	87-19-033	16-329-020	REP-P	87-09-085
16-231-912	AMD-P	88-01-128	16-324-380	AMD-P	87-15-070	16-329-020	REP	87-13-016
16-231-935	AMD-P	87-04-060	16-324-380	AMD	87-19-033	16-329-025	REP-P	87-09-085
16-231-935	AMD-E	87-08-072	16-324-390	AMD-P	87-15-070	16-329-025	REP	87-13-016
16-231-935	AMD	87-09-015	16-324-390	AMD	87-19-033	16-329-030	REP-P	87-09-085
16-231-938	NEW-E	87-08-072	16-324-430	AMD-P	87-15-070	16-329-030	REP	87-13-016
16-231-938	NEW-P	87-14-073	16-324-430	AMD	87-19-033	16-333-020	AMD-P	87-09-085
16-231-938	NEW-E	87-14-074	16-324-450	AMD-P	87-15-070	16-333-020	AMD	87-13-016
16-231-938	NEW	87-18-060	16-324-450	AMD	87-19-033	16-333-040	AMD-P	87-09-085
16-232-010	AMD-P	87-04-060	16-324-600	NEW-E	87-13-017	16-333-040	AMD	87-13-016
16-232-010	AMD-E	87-08-072	16-324-600	NEW-P	87-15-070	16-333-050	AMD-P	87-09-085
16-232-010	AMD	87-09-015	16-324-600	NEW	87-19-033	16-333-050	AMD	87-13-016
16-232-010	AMD-P	88-01-128	16-324-605	NEW-P	87-15-070	16-333-065	NEW-P	87-13-064
16-232-015	AMD-P	88-01-128	16-324-605	NEW	87-19-033	16-333-065	NEW-E	87-14-012
16-232-020	AMD-P	88-01-128	16-324-610	NEW-E	87-13-017	16-333-065	NEW	87-17-024
16-232-025	AMD-P	88-01-128	16-324-610	NEW-P	87-15-070	16-401-002	REP-P	87-13-062
16-232-027	NEW-P	88-01-128	16-324-610	NEW	87-19-033	16-401-002	REP-E	87-16-014
16-232-035	AMD-P	87-04-060	16-324-620	NEW-E	87-13-017	16-401-002	REP	87-19-098
16-232-035	AMD-E	87-08-072	16-324-620	NEW-P	87-15-070	16-401-020	AMD-P	87-13-062
16-232-035	AMD	87-09-015	16-324-620	NEW	87-19-033	16-401-020	AMD-E	87-16-014
16-232-038	NEW-E	87-08-072	16-324-630	NEW-E	87-13-017	16-401-020	AMD	87-19-098
16-232-038	NEW-P	87-14-073	16-324-630	NEW-P	87-15-070	16-401-025	AMD-P	87-13-062
16-232-038	NEW-E	87-14-074	16-324-630	NEW	87-19-033	16-401-025	AMD-E	87-16-014
16-232-038	NEW	87-18-060	16-324-640	NEW-E	87-13-017	16-401-025	AMD	87-19-098
16-232-038	AMD-P	88-01-128	16-324-640	NEW-P	87-15-070	16-401-030	AMD-P	87-13-062
16-232-125	REP-P	87-04-060	16-324-640	NEW	87-19-033	16-401-030	AMD-E	87-16-014
16-232-125	REP-E	87-08-072	16-324-650	NEW-E	87-13-017	16-401-030	AMD	87-19-098
16-232-125	REP	87-09-015	16-324-650	NEW-P	87-15-070	16-401-040	NEW-P	87-13-062
16-232-225	AMD-P	87-04-060	16-324-650	NEW	87-19-033	16-401-040	NEW-E	87-16-014
16-232-225	AMD-E	87-08-072	16-324-660	NEW-E	87-13-017	16-401-040	NEW	87-19-098
16-232-225	AMD	87-09-015	16-324-660	NEW-P	87-15-070	16-401-050	NEW-P	87-13-062
16-232-315	AMD-P	87-04-060	16-324-660	NEW	87-19-033	16-401-050	NEW-E	87-16-014
16-232-315	AMD-E	87-08-072	16-324-670	NEW-P	87-15-070	16-401-050	NEW	87-19-098
16-232-315	AMD	87-09-015	16-324-670	NEW	87-19-033	16-458-070	REP-P	87-20-049
16-304-040	AMD-P	87-08-063	16-324-680	NEW-P	87-15-070	16-458-070	REP	87-24-009
16-304-040	AMD	87-12-006	16-324-680	NEW	87-19-033	16-458-080	AMD-P	87-20-049
16-316-165	AMD-P	87-13-063	16-328-001	REP-P	87-09-085	16-458-080	AMD	87-24-009
16-316-165	AMD-E	87-14-011	16-328-001	REP	87-13-016	16-470-500	NEW	87-04-027
16-316-165	AMD	87-17-025	16-328-003	REP-P	87-09-085	16-470-510	NEW	87-04-027
16-316-525	AMD-P	87-08-063	16-328-003	REP	87-13-016	16-470-520	NEW	87-04-027
16-316-525	AMD-E	87-15-029	16-328-008	AMD-P	87-09-085	16-470-530	NEW	87-04-027
16-316-525	AMD	87-15-030	16-328-008	AMD	87-13-016	16-514-020	AMD-P	87-20-077
16-316-724	AMD-E	87-15-029	16-328-009	NEW-P	87-09-085	16-514-020	AMD	87-23-033
16-316-724	AMD	87-15-030	16-328-009	NEW	87-13-016	16-516-040	AMD-P	87-12-018
16-316-800	AMD-P	87-08-063	16-328-010	AMD-P	87-09-085	16-516-040	AMD-P	87-12-019
16-316-800	AMD	87-12-006	16-328-010	AMD	87-13-016	16-528-040	AMD-P	87-24-046
16-316-810	AMD-P	87-08-063	16-328-015	NEW-P	87-09-085	16-530-040	AMD-P	87-24-045
16-316-810	AMD	87-12-006	16-328-015	NEW	87-13-016	16-532-040	AMD-P	87-04-045
16-316-815	AMD-P	87-08-063	16-328-025	AMD-P	87-09-085	16-532-040	AMD	87-10-059
16-316-815	AMD	87-12-006	16-328-025	AMD	87-13-016	16-570-010	AMD-P	87-13-051
16-316-820	AMD-P	87-08-063	16-328-030	AMD-P	87-09-085	16-570-010	AMD-E	87-15-011
16-316-820	AMD	87-12-006	16-328-030	AMD	87-13-016	16-570-010	AMD	87-16-071
16-316-830	AMD-P	87-08-063	16-328-035	AMD-P	87-09-085	16-570-030	AMD-P	87-13-051
16-316-830	AMD	87-12-006	16-328-035	AMD	87-13-016	16-570-030	AMD-E	87-15-011
16-316-832	AMD-P	87-13-063	16-328-038	NEW-P	87-13-064	16-570-030	AMD	87-16-071
16-316-832	AMD-E	87-14-011	16-328-038	NEW-E	87-14-012	16-602-005	NEW-P	87-05-053
16-316-832	AMD	87-17-025	16-328-038	NEW	87-17-024	16-602-010	AMD-P	87-05-053
16-316-880	AMD-P	87-08-063	16-328-060	AMD-P	87-09-085	16-602-020	AMD-P	87-05-053
16-316-880	AMD	87-12-006	16-328-060	AMD	87-13-016	16-602-030	AMD-P	87-05-053
16-319-020	AMD-P	87-08-063	16-328-065	AMD-P	87-09-085	16-620-290	AMD-P	87-13-058
16-319-020	AMD	87-12-006	16-328-065	AMD	87-13-016	16-620-290	AMD	87-16-044
16-319-030	AMD-P	87-08-063	16-328-080	AMD-P	87-09-085	16-620-300	REP-P	87-13-058
16-319-030	AMD	87-12-006	16-328-080	AMD	87-13-016	16-620-300	REP	87-16-044
16-319-041	AMD-P	87-08-063	16-328-083	NEW-P	87-09-085	16-620-340	AMD-P	87-13-058
16-319-041	AMD	87-12-006	16-328-083	NEW	87-13-016	16-620-340	AMD	87-16-044
16-319-051	AMD-P	87-08-063	16-328-085	NEW-P	87-09-085	16-657-025	AMD-P	87-07-019
16-319-051	AMD	87-12-006	16-328-085	NEW	87-13-016	16-657-025	AMD-C	87-10-042
16-319-061	AMD-P	87-08-063	16-328-088	NEW-P	87-09-085	16-693-001	REP-P	87-14-050
16-319-061	AMD	87-12-006	16-328-088	NEW	87-13-016	16-693-001	REP	87-18-009

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16-693-010	REP-P	87-14-050	18-20-100	REP	87-19-077	18-56-060	REP-P	87-15-120
16-693-010	REP	87-18-009	18-24-010	REP-P	87-15-116	18-56-060	REP	87-20-020
16-693-020	REP-P	87-14-050	18-24-010	REP	87-19-078	18-56-990	REP-P	87-15-120
16-693-020	REP	87-18-009	18-24-020	REP-P	87-15-116	18-56-990	REP	87-20-020
16-694-001	NEW-P	87-14-050	18-24-020	REP	87-19-078	25-24-010	REP-P	87-02-052
16-694-001	NEW	87-18-009	18-24-030	REP-P	87-15-116	25-24-010	REP	87-05-027
16-750	AMD-E	87-16-030	18-24-030	REP	87-19-078	25-24-020	REP-P	87-02-052
16-750	AMD-E	87-22-002	18-24-040	REP-P	87-15-116	25-24-020	REP	87-05-027
16-750-010	AMD	87-05-016	18-24-040	REP	87-19-078	25-24-030	REP-P	87-02-052
16-750-010	AMD-E	87-16-030	18-28-010	REP-P	87-15-123	25-24-030	REP	87-05-027
16-750-010	AMD-E	87-22-002	18-28-010	REP	87-19-079	25-24-040	REP-P	87-02-052
16-750-900	NEW-E	87-16-030	18-28-020	REP-P	87-15-123	25-24-040	REP	87-05-027
16-750-900	NEW-E	87-22-002	18-28-020	REP	87-19-079	25-24-050	REP-P	87-02-052
16-752-001	AMD-P	87-24-069	18-28-030	REP-P	87-15-123	25-24-050	REP	87-05-027
16-752-115	NEW-P	87-24-069	18-28-030	REP	87-19-079	25-24-060	REP-P	87-02-052
16-752-120	NEW-P	87-24-069	18-28-040	REP-P	87-15-123	25-24-060	REP	87-05-027
16-752-125	NEW-P	87-24-069	18-28-040	REP	87-19-079	25-24-070	REP-P	87-02-052
16-752-130	NEW-P	87-24-069	18-28-050	REP-P	87-15-123	25-24-070	REP	87-05-027
16-752-135	NEW-P	87-24-069	18-28-050	REP	87-19-079	30-16-010	NEW	87-11-001
16-752-140	NEW-P	87-24-069	18-40-010	REP-P	87-15-119	30-16-020	NEW	87-11-001
16-752-145	NEW-P	87-24-069	18-40-010	REP	87-19-080	30-16-030	NEW	87-11-001
16-752-150	NEW-P	87-24-069	18-40-020	REP-P	87-15-119	30-16-040	NEW	87-11-001
16-752-155	NEW-P	87-24-069	18-40-020	REP	87-19-080	30-16-050	NEW	87-11-001
16-752-160	NEW-P	87-24-069	18-40-030	REP-P	87-15-119	30-16-060	NEW	87-11-001
16-752-165	NEW-P	87-24-069	18-40-030	REP	87-19-080	30-16-070	NEW	87-11-001
16-752-170	NEW-P	87-24-069	18-40-040	REP-P	87-15-119	30-16-080	NEW	87-11-001
16-752-200	NEW-P	87-24-069	18-40-040	REP	87-19-080	30-16-090	NEW	87-11-001
16-752-200	NEW-E	87-24-091	18-40-050	REP-P	87-15-119	30-16-100	NEW	87-11-001
16-752-201	NEW-P	87-24-069	18-40-050	REP	87-19-080	30-16-110	NEW	87-11-001
16-752-201	NEW-E	87-24-091	18-40-060	REP-P	87-15-119	30-16-120	NEW	87-11-001
16-752-202	NEW-P	87-24-069	18-40-060	REP	87-19-080	30-20-010	NEW	87-11-001
16-752-202	NEW-E	87-24-091	18-40-060	REP-P	87-15-119	30-20-020	NEW	87-11-001
16-752-203	NEW-P	87-24-069	18-40-090	REP	87-19-080	30-20-030	NEW	87-11-001
16-752-203	NEW-E	87-24-091	18-40-090	REP-P	87-15-119	30-20-040	NEW	87-11-001
16-752-204	NEW-P	87-24-069	18-40-091	REP	87-19-080	30-20-050	NEW	87-11-001
16-752-204	NEW-E	87-24-091	18-40-091	REP-P	87-15-124	30-20-060	NEW	87-11-001
18-02-010	REP-P	87-15-122	18-44-010	REP-P	87-15-124	30-20-070	NEW	87-11-001
18-02-010	REP	87-19-075	18-44-010	REP	87-19-081	30-20-080	NEW	87-11-001
18-02-020	REP-P	87-15-122	18-44-020	REP-P	87-15-124	30-20-090	NEW	87-11-001
18-02-020	REP	87-19-075	18-44-020	REP	87-19-081	30-20-100	NEW	87-11-001
18-02-030	REP-P	87-15-122	18-44-030	REP-P	87-15-124	30-20-110	NEW	87-11-001
18-02-030	REP	87-19-075	18-44-030	REP	87-19-081	30-20-120	NEW	87-11-001
18-02-040	REP-P	87-15-122	18-44-040	REP-P	87-15-124	30-24-010	NEW	87-11-001
18-02-040	REP	87-19-075	18-44-040	REP	87-19-081	30-24-020	NEW	87-11-001
18-02-050	REP-P	87-15-122	18-44-050	REP-P	87-15-124	30-24-030	NEW	87-11-001
18-02-050	REP	87-19-075	18-44-050	REP	87-19-081	30-24-040	NEW	87-11-001
18-06-010	REP-P	87-15-117	18-44-060	REP-P	87-15-124	30-24-050	NEW	87-11-001
18-06-010	REP	87-19-076	18-44-060	REP	87-19-081	30-24-060	NEW	87-11-001
18-06-020	REP-P	87-15-117	18-44-990	REP-P	87-15-124	30-24-070	NEW	87-11-001
18-06-020	REP	87-19-076	18-44-990	REP	87-19-081	30-24-080	NEW	87-11-001
18-06-030	REP-P	87-15-117	18-48-080	REP-P	87-15-121	30-24-090	NEW	87-11-001
18-06-030	REP	87-19-076	18-48-080	REP	87-19-073	30-24-100	NEW	87-11-001
18-06-040	REP-P	87-15-117	18-48-090	REP-P	87-15-121	30-28-010	NEW	87-11-001
18-06-040	REP	87-19-076	18-48-090	REP	87-19-073	30-28-020	NEW	87-11-001
18-06-050	REP-P	87-15-117	18-48-100	REP-P	87-15-121	30-28-030	NEW	87-11-001
18-06-050	REP	87-19-076	18-48-100	REP	87-19-073	30-28-040	NEW	87-11-001
18-06-900	REP-P	87-15-117	18-48-110	REP-P	87-15-121	30-32-010	NEW	87-11-001
18-06-900	REP	87-19-076	18-48-110	REP	87-19-073	30-32-020	NEW	87-11-001
18-20-010	REP-P	87-15-118	18-48-120	REP-P	87-15-121	30-32-030	NEW	87-11-001
18-20-010	REP	87-19-077	18-48-120	REP	87-19-073	30-32-040	NEW	87-11-001
18-20-020	REP-P	87-15-118	18-48-130	REP-P	87-15-121	30-32-050	NEW	87-11-001
18-20-020	REP	87-19-077	18-48-130	REP	87-19-073	30-32-060	NEW	87-11-001
18-20-030	REP-P	87-15-118	18-48-140	REP-P	87-15-121	30-32-070	NEW	87-11-001
18-20-030	REP	87-19-077	18-48-140	REP	87-19-073	30-32-080	NEW	87-11-001
18-20-040	REP-P	87-15-118	18-48-150	REP-P	87-15-121	30-36-010	NEW	87-11-001
18-20-040	REP	87-19-077	18-48-150	REP	87-19-073	30-36-020	NEW	87-11-001
18-20-050	REP-P	87-15-118	18-48-900	REP-P	87-15-121	30-36-030	NEW	87-11-001
18-20-050	REP	87-19-077	18-48-900	REP	87-19-073	30-36-040	NEW	87-11-001
18-20-060	REP-P	87-15-118	18-56-010	REP-P	87-15-120	30-36-050	NEW	87-11-001
18-20-060	REP	87-19-077	18-56-010	REP	87-20-020	30-36-060	NEW	87-11-001
18-20-070	REP-P	87-15-118	18-56-020	REP-P	87-15-120	30-36-070	NEW	87-11-001
18-20-070	REP	87-19-077	18-56-020	REP	87-20-020	30-36-080	NEW	87-11-001
18-20-080	REP-P	87-15-118	18-56-030	REP-P	87-15-120	30-36-090	NEW	87-11-001
18-20-080	REP	87-19-077	18-56-030	REP	87-20-020	30-36-100	NEW	87-11-001
18-20-090	REP-P	87-15-118	18-56-040	REP-P	87-15-120	30-40-010	NEW	87-11-001
18-20-090	REP	87-19-077	18-56-040	REP	87-20-020	30-40-020	NEW	87-11-001
18-20-100	REP-P	87-15-118	18-56-050	REP-P	87-15-120			
			18-56-050	REP	87-20-020			

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
30-40-030	NEW	87-11-001	50-12-116	NEW	87-20-036	50-52-250	NEW-P	87-10-046
30-40-040	NEW	87-11-001	50-12-117	NEW-P	87-21-075	50-52-250	NEW	87-13-030
30-40-050	NEW	87-11-001	50-12-117	NEW	87-24-042	50-52-260	NEW-P	87-10-046
30-40-060	NEW	87-11-001	50-12-210	NEW-P	87-16-108	50-52-260	NEW	87-13-030
30-40-070	NEW	87-11-001	50-12-210	NEW	87-20-022	50-52-270	NEW-P	87-10-046
30-40-080	NEW	87-11-001	50-12-220	NEW-P	87-16-108	50-52-270	NEW	87-13-030
30-40-090	NEW	87-11-001	50-12-220	NEW	87-20-022	50-52-280	NEW-P	87-10-046
30-44-010	NEW	87-11-001	50-12-230	NEW-P	87-16-108	50-52-280	NEW	87-13-030
30-44-020	NEW	87-11-001	50-12-230	NEW	87-20-022	50-52-290	NEW-P	87-10-046
30-44-030	NEW	87-11-001	50-12-240	NEW-P	87-16-108	50-52-290	NEW	87-13-030
30-44-040	NEW	87-11-001	50-12-240	NEW	87-20-022	50-52-300	NEW-P	87-10-046
30-44-050	NEW	87-11-001	50-12-250	NEW-P	87-16-108	50-52-300	NEW	87-13-030
30-48-010	NEW	87-11-001	50-12-250	NEW	87-20-022	50-52-310	NEW-P	87-10-046
30-48-020	NEW	87-11-001	50-12-250	AMD-P	87-21-075	50-52-310	NEW	87-13-030
30-48-030	NEW	87-11-001	50-12-260	AMD	87-24-042	50-52-320	NEW-P	87-10-046
30-48-040	NEW	87-11-001	50-12-260	NEW-P	87-16-108	50-52-320	NEW	87-13-030
30-48-050	NEW	87-11-001	50-12-260	NEW	87-20-022	50-52-330	NEW-P	87-10-046
30-48-060	NEW	87-11-001	50-12-270	NEW-P	87-16-108	50-52-330	NEW	87-13-030
30-48-070	NEW	87-11-001	50-12-270	NEW	87-20-022	50-52-340	NEW-P	87-10-046
44-10-010	NEW-P	87-22-096	50-12-280	NEW-P	87-16-108	50-52-340	NEW	87-13-030
44-10-010	NEW	88-01-093	50-12-280	NEW	87-20-022	50-52-350	NEW-P	87-10-046
44-10-030	NEW-P	87-22-096	50-12-290	NEW-P	87-16-108	50-52-350	NEW	87-13-030
44-10-030	NEW	88-01-093	50-12-290	NEW	87-20-022	50-52-360	NEW-P	87-10-046
44-10-040	NEW-P	87-22-096	50-12-300	NEW-P	87-16-108	50-52-360	NEW	87-13-030
44-10-040	NEW-P	88-01-091	50-12-300	NEW	87-20-022	50-52-370	NEW-P	87-10-046
44-10-040	NEW-E	88-01-092	50-48-100	NEW-P	87-08-071	50-52-370	NEW	87-13-030
44-10-050	NEW-P	87-22-096	50-48-100	NEW	87-10-047	50-52-380	NEW-P	87-10-046
44-10-050	AMD-P	88-01-091	50-48-100	AMD-P	87-10-058	50-52-380	NEW	87-13-030
44-10-050	AMD-E	88-01-092	50-48-100	AMD	87-13-015	50-52-390	NEW-P	87-10-046
44-10-050	NEW	88-01-093	50-52-010	NEW-P	87-10-046	50-52-390	NEW	87-13-030
44-10-055	NEW-P	88-01-091	50-52-010	NEW	87-13-030	50-52-400	NEW-P	87-10-046
44-10-055	NEW-E	88-01-092	50-52-020	NEW-P	87-10-046	50-52-400	NEW	87-13-030
44-10-060	NEW-P	87-22-096	50-52-020	NEW	87-13-030	50-52-410	NEW-P	87-10-046
44-10-060	NEW-P	88-01-091	50-52-030	NEW-P	87-10-046	50-52-410	NEW	87-13-030
44-10-060	NEW-E	88-01-092	50-52-030	NEW	87-13-030	50-52-420	NEW-P	87-10-046
44-10-070	NEW-P	87-22-096	50-52-040	NEW-P	87-10-046	50-52-420	NEW	87-13-030
44-10-070	NEW-P	88-01-091	50-52-040	NEW	87-13-030	50-52-430	NEW-P	87-10-046
44-10-070	NEW-E	88-01-092	50-52-050	NEW-P	87-10-046	50-52-430	NEW	87-13-030
44-10-080	NEW-P	87-22-096	50-52-050	NEW	87-13-030	50-52-440	NEW-P	87-10-046
44-10-080	NEW-P	88-01-091	50-52-060	NEW-P	87-10-046	50-52-440	NEW	87-13-030
44-10-080	NEW-E	88-01-092	50-52-060	NEW	87-13-030	50-52-450	NEW-P	87-10-046
44-10-090	NEW-E	87-20-046	50-52-070	NEW-P	87-10-046	50-52-450	NEW	87-13-030
44-10-090	NEW-P	87-20-089	50-52-070	NEW	87-13-030	50-52-460	NEW-P	87-10-046
44-10-090	NEW	87-23-030	50-52-080	NEW-P	87-10-046	50-52-460	NEW	87-13-030
44-10-100	NEW-P	87-22-096	50-52-080	NEW	87-13-030	50-52-470	NEW-P	87-10-046
44-10-100	NEW	88-01-093	50-52-090	NEW-P	87-10-046	50-52-470	NEW	87-13-030
44-10-110	NEW-P	87-22-096	50-52-090	NEW	87-13-030	50-52-480	NEW-P	87-10-046
44-10-110	NEW-P	88-01-091	50-52-100	NEW-P	87-10-046	50-52-480	NEW	87-13-030
44-10-110	NEW-E	88-01-092	50-52-100	NEW	87-13-030	50-52-490	NEW-P	87-10-046
44-10-120	NEW-P	87-22-096	50-52-110	NEW-P	87-10-046	50-52-490	NEW	87-13-030
44-10-120	NEW	88-01-093	50-52-110	NEW	87-13-030	50-52-500	NEW-P	87-10-046
44-10-130	NEW-P	87-22-096	50-52-120	NEW-P	87-10-046	50-52-500	NEW	87-13-030
44-10-130	NEW-P	88-01-091	50-52-120	NEW	87-13-030	50-52-510	NEW-P	87-10-046
44-10-130	NEW-E	88-01-092	50-52-130	NEW-P	87-10-046	50-52-510	NEW	87-13-030
44-10-140	NEW-P	87-22-096	50-52-130	NEW	87-13-030	50-52-520	NEW-P	87-10-046
44-10-140	NEW	88-01-093	50-52-140	NEW-P	87-10-046	50-52-520	NEW	87-13-030
44-10-150	NEW-P	87-22-096	50-52-140	NEW	87-13-030	50-52-530	NEW-P	87-10-046
44-10-150	NEW	88-01-093	50-52-150	NEW-P	87-10-046	50-52-530	NEW	87-13-030
44-10-160	NEW-P	87-22-096	50-52-150	NEW	87-13-030	50-52-540	NEW-P	87-10-046
44-10-160	NEW-P	88-01-091	50-52-160	NEW-P	87-10-046	50-52-540	NEW	87-13-030
44-10-160	NEW-E	88-01-092	50-52-160	NEW	87-13-030	50-52-550	NEW-P	87-10-046
44-10-170	NEW-P	87-22-096	50-52-170	NEW-P	87-10-046	50-52-550	NEW	87-13-030
44-10-170	NEW	88-01-093	50-52-170	NEW	87-13-030	50-52-560	NEW-P	87-10-046
44-10-180	NEW-P	87-22-096	50-52-180	NEW-P	87-10-046	50-52-560	NEW	87-13-030
44-10-180	NEW-P	88-01-091	50-52-180	NEW	87-13-030	50-52-570	NEW-P	87-10-046
44-10-180	NEW-E	88-01-092	50-52-190	NEW-P	87-10-046	50-52-570	NEW	87-13-030
44-10-200	NEW-P	87-22-096	50-52-190	NEW	87-13-030	50-52-580	NEW-P	87-10-046
44-10-200	NEW-P	88-01-091	50-52-200	NEW-P	87-10-046	50-52-580	NEW	87-13-030
44-10-200	NEW-E	88-01-092	50-52-200	NEW	87-13-030	50-52-590	NEW-P	87-10-046
44-10-210	NEW-P	87-22-096	50-52-210	NEW-P	87-10-046	50-52-590	NEW	87-13-030
44-10-210	NEW-P	88-01-091	50-52-210	NEW	87-13-030	50-52-600	NEW-P	87-10-046
44-10-210	NEW-E	88-01-092	50-52-220	NEW-P	87-10-046	50-52-600	NEW	87-13-030
50-12-110	AMD-P	87-16-109	50-52-220	NEW	87-13-030	50-52-610	NEW-P	87-10-046
50-12-110	AMD	87-20-036	50-52-230	NEW-P	87-10-046	50-52-610	NEW	87-13-030
50-12-115	NEW-P	87-16-109	50-52-230	NEW	87-13-030	50-52-620	NEW-P	87-10-046
50-12-115	NEW	87-20-036	50-52-240	NEW-P	87-10-046	50-52-620	NEW	87-13-030
50-12-116	NEW-P	87-16-109	50-52-240	NEW	87-13-030	50-52-630	NEW-P	87-10-046

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
50-52-630	NEW	87-13-030	118-33-050	NEW	87-24-005	132L-10-100	NEW-P	87-08-017
50-52-640	NEW-P	87-10-046	118-33-060	NEW-E	87-18-026	132L-10-100	NEW	87-13-026
50-52-640	NEW	87-13-030	118-33-060	NEW-P	87-18-068	132L-10-110	NEW-E	87-07-031
82-24-080	AMD	87-06-012	118-33-060	NEW	87-24-005	132L-10-110	NEW-P	87-08-017
82-24-090	AMD	87-06-012	118-33-070	NEW-E	87-18-026	132L-10-110	NEW	87-13-026
82-24-110	AMD	87-06-012	118-33-070	NEW-P	87-18-068	132L-10-120	NEW-E	87-07-031
82-24-130	AMD	87-06-012	118-33-070	NEW	87-24-005	132L-10-120	NEW-P	87-08-017
82-50-021	AMD-P	87-13-066	118-33-080	NEW-E	87-18-026	132L-10-120	NEW	87-13-026
82-50-021	AMD	87-16-060	118-33-080	NEW-P	87-18-068	132L-10-130	NEW-E	87-07-031
100-100-050	AMD-P	87-09-099	118-33-080	NEW	87-24-005	132L-10-130	NEW-P	87-08-017
100-100-050	AMD-E	87-09-100	118-33-090	NEW-E	87-18-026	132L-10-130	NEW	87-13-026
100-100-070	AMD-P	87-06-046	118-33-090	NEW-P	87-18-068	132L-10-140	NEW-E	87-07-031
100-100-070	AMD-C	87-09-101	118-33-090	NEW	87-24-005	132L-10-140	NEW-P	87-08-017
100-100-070	AMD-E	87-09-102	118-33-100	NEW-E	87-18-026	132L-10-140	NEW-E	87-07-031
100-100-070	AMD	87-18-004	118-33-100	NEW-P	87-18-068	132L-10-150	NEW-E	87-07-031
106-116-201	AMD-P	87-19-008	118-33-100	NEW	87-24-005	132L-10-150	NEW-P	87-08-017
106-116-201	AMD-E	87-19-009	118-33-110	NEW-E	87-18-026	132L-10-160	NEW-E	87-07-031
106-116-201	AMD	87-23-012	118-33-110	NEW-P	87-18-068	132L-10-160	NEW-P	87-08-017
106-116-203	AMD-P	87-19-008	118-33-110	NEW	87-24-005	132L-20	AMD-E	87-07-048
106-116-203	AMD-E	87-19-009	118-33-110	NEW	87-24-005	132L-20	AMD-P	87-08-018
106-116-203	AMD	87-23-012	118-33-120	NEW-E	87-18-026	132L-20	AMD-P	87-14-023
106-116-203	AMD-P	87-19-008	118-33-120	NEW-P	87-18-068	132L-20	AMD-E	87-14-024
106-116-205	AMD-E	87-19-009	118-33-120	NEW	87-24-005	132L-20	AMD	87-17-037
106-116-205	AMD	87-19-009	131-08-010	AMD	87-04-025	132L-20-010	AMD-E	87-07-048
106-116-205	AMD	87-23-012	131-08-010	AMD-P	87-21-074	132L-20-010	AMD-P	87-08-018
106-116-404	AMD-P	87-19-008	131-08-010	AMD	88-01-008	132L-20-010	AMD-P	87-14-023
106-116-404	AMD-E	87-19-009	132E-136-010	REP-P	87-10-039	132L-20-010	AMD-E	87-14-024
106-116-404	AMD	87-23-012	132E-136-010	REP	87-14-002	132L-20-010	AMD	87-17-037
106-116-603	AMD-P	87-19-008	132E-136-020	REP-P	87-10-039	132L-20-020	AMD-E	87-07-048
106-116-603	AMD-E	87-19-009	132E-136-020	REP	87-14-002	132L-20-020	AMD-P	87-08-018
106-116-603	AMD	87-23-012	132E-136-030	REP-P	87-10-039	132L-20-020	REP-P	87-14-023
113-12-087	NEW	87-05-064	132E-136-030	REP	87-14-002	132L-20-020	REP-E	87-14-024
113-12-100	AMD-P	87-22-102	132E-136-030	REP	87-14-002	132L-20-020	REP	87-17-037
113-12-115	AMD	87-05-064	132E-137-010	NEW-P	87-10-038	132L-20-020	REP-E	87-14-024
113-12-150	AMD-P	87-19-131	132E-137-010	NEW	87-14-001	132L-20-030	AMD-E	87-07-048
113-12-150	AMD	87-24-064	132E-137-020	NEW-P	87-10-038	132L-20-030	AMD-P	87-08-018
113-12-195	AMD	87-05-064	132E-137-020	NEW	87-14-001	132L-20-030	AMD-P	87-14-023
113-12-195	AMD-P	87-19-131	132E-137-030	NEW-P	87-10-038	132L-20-030	AMD-E	87-14-024
113-12-195	AMD	87-24-064	132E-137-030	NEW	87-14-001	132L-20-030	AMD	87-17-037
113-12-195	AMD	87-24-064	132E-137-040	NEW-P	87-10-038	132L-20-030	AMD-E	87-17-037
113-12-197	NEW	87-05-064	132E-137-040	NEW	87-10-038	132L-20-040	AMD-E	87-07-048
113-12-200	AMD-P	87-19-131	132E-137-040	NEW	87-14-001	132L-20-040	AMD-P	87-08-018
113-12-200	AMD	87-24-064	132E-137-050	NEW-P	87-10-038	132L-20-040	AMD-P	87-08-018
113-12-300	NEW-P	87-19-131	132E-137-050	NEW	87-14-001	132L-20-040	REP-P	87-14-023
113-12-300	NEW	87-24-064	132E-137-060	NEW-P	87-10-038	132L-20-040	REP-E	87-14-024
113-12-310	NEW-P	87-19-131	132E-137-060	NEW	87-14-001	132L-20-040	REP	87-17-037
113-12-310	NEW	87-24-064	132E-137-070	NEW-P	87-10-038	132L-20-050	AMD-E	87-07-048
113-12-320	NEW-P	87-19-131	132E-137-070	NEW	87-14-001	132L-20-050	AMD-P	87-08-018
113-12-320	NEW	87-24-064	132F-104-010	AMD-P	87-15-098	132L-20-050	AMD-P	87-14-023
113-12-330	NEW-P	87-19-131	132F-104-010	AMD	87-19-122	132L-20-050	AMD-E	87-14-024
113-12-330	NEW	87-24-064	132F-148-010	AMD-P	87-04-064	132L-20-050	AMD	87-17-037
113-12-340	NEW-P	87-19-131	132F-148-010	AMD	87-08-026	132L-20-060	AMD-E	87-07-048
113-12-340	NEW	87-24-064	132F-148-030	AMD-P	87-04-064	132L-20-060	AMD-P	87-08-018
113-12-350	NEW-P	87-19-131	132F-148-030	AMD	87-08-026	132L-20-060	REP-P	87-14-023
113-12-350	NEW	87-24-064	132F-148-040	AMD-P	87-04-064	132L-20-060	REP-E	87-14-024
114-12-041	AMD-P	87-19-132	132F-148-040	AMD	87-08-026	132L-20-060	REP	87-17-037
114-12-041	AMD	87-24-063	132L-10-010	AMD	87-08-026	132L-20-070	AMD-E	87-07-048
114-12-125	AMD-P	87-19-132	132L-10-010	NEW-E	87-07-031	132L-20-070	AMD-P	87-08-018
114-12-125	AMD	87-24-063	132L-10-010	NEW	87-13-026	132L-20-070	AMD-P	87-14-023
114-12-131	REP-P	87-19-132	132L-10-020	NEW-E	87-07-031	132L-20-070	AMD-E	87-14-024
114-12-131	REP	87-24-063	132L-10-020	NEW-P	87-08-017	132L-20-070	AMD	87-17-037
114-12-132	NEW-P	87-19-132	132L-10-020	NEW	87-13-026	132L-20-080	AMD-E	87-07-048
114-12-132	NEW	87-24-063	132L-10-030	NEW-E	87-07-031	132L-20-080	AMD-P	87-08-018
114-12-136	AMD-P	87-07-046	132L-10-030	NEW-P	87-08-017	132L-20-080	AMD-P	87-14-023
114-12-136	AMD	87-10-028	132L-10-030	NEW	87-13-026	132L-20-080	AMD-E	87-14-024
118-33-010	NEW-E	87-18-026	132L-10-040	NEW-E	87-07-031	132L-20-080	AMD	87-17-037
118-33-010	NEW-P	87-18-068	132L-10-040	NEW-E	87-07-031	132L-20-090	AMD-E	87-17-037
118-33-010	NEW	87-24-005	132L-10-040	NEW-P	87-08-017	132L-20-090	AMD-E	87-07-048
118-33-020	NEW-E	87-18-026	132L-10-050	NEW	87-13-026	132L-20-090	AMD-P	87-08-018
118-33-020	NEW-P	87-18-068	132L-10-050	NEW-E	87-07-031	132L-20-090	AMD-P	87-14-023
118-33-020	NEW	87-24-005	132L-10-060	NEW-E	87-07-031	132L-20-090	AMD-E	87-14-024
118-33-030	NEW-E	87-18-026	132L-10-060	NEW-P	87-08-017	132L-20-090	AMD	87-17-037
118-33-030	NEW-P	87-18-068	132L-10-070	NEW-E	87-13-026	132L-20-100	AMD-E	87-07-048
118-33-030	NEW	87-24-005	132L-10-070	NEW-P	87-08-017	132L-20-100	AMD-P	87-08-018
118-33-040	NEW-E	87-18-026	132L-10-070	NEW-E	87-07-031	132L-20-100	AMD-P	87-14-023
118-33-040	NEW-P	87-18-068	132L-10-080	NEW-E	87-07-031	132L-20-100	REP-P	87-14-023
118-33-040	NEW	87-24-005	132L-10-080	NEW-P	87-08-017	132L-20-110	REP-E	87-14-024
118-33-050	NEW-E	87-18-026	132L-10-090	NEW-E	87-07-031	132L-20-110	REP	87-17-037
118-33-050	NEW-P	87-18-068	132L-10-090	NEW-P	87-08-017	132L-20-110	REP	87-17-037
			132L-10-100	NEW-E	87-07-031			

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
132L-20-120	AMD-E	87-07-048	132L-22-070	AMD-P	87-14-023	132N-128-118	NEW-P	87-10-045
132L-20-120	AMD-P	87-08-018	132L-22-070	AMD-E	87-14-024	132N-128-118	NEW	87-16-036
132L-20-120	REP-P	87-14-023	132L-22-070	AMD	87-17-037	132N-128-120	AMD-P	87-10-045
132L-20-120	REP-E	87-14-024	132L-23-010	NEW-E	87-07-031	132N-128-120	AMD	87-16-036
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132L-20-160	REP	87-17-037	132L-24-010	AMD	87-17-037	132N-156-105	REP-P	87-15-125
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132L-20-170	REP	87-17-037	132L-24-020	AMD	87-17-037	132N-156-125	REP	87-19-103
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173-230-010	AMD-P	87-17-063	173-303-081	AMD-P	87-09-078	173-303-806	AMD-P	87-24-099
173-230-010	AMD	87-22-006	173-303-081	AMD	87-14-029	173-303-809	AMD-P	87-09-078
173-230-020	AMD-P	87-17-063	173-303-082	AMD-P	87-09-078	173-303-809	AMD	87-14-029
173-230-020	AMD	87-22-006	173-303-082	AMD	87-14-029	173-303-810	AMD-P	87-09-078
173-230-030	AMD-P	87-17-063	173-303-084	AMD-P	87-09-078	173-303-810	AMD	87-14-029
173-230-030	AMD	87-22-006	173-303-084	AMD	87-14-029	173-303-830	AMD-P	87-09-078
173-230-040	AMD-P	87-17-063	173-303-090	AMD-P	87-09-078	173-303-830	AMD	87-14-029
173-230-040	AMD	87-22-006	173-303-090	AMD	87-14-029	173-303-901	NEW-P	87-24-099
173-230-050	AMD-P	87-17-063	173-303-101	AMD-P	87-09-078	173-303-910	AMD-P	87-18-062
173-230-050	AMD	87-22-006	173-303-101	AMD	87-14-029	173-303-9901	AMD-P	87-09-078
173-230-061	AMD-P	87-17-063	173-303-102	AMD-P	87-09-078	173-303-9901	AMD	87-14-029
173-230-061	AMD	87-22-006	173-303-102	AMD	87-14-029	173-303-9904	AMD-P	87-09-078
173-230-070	AMD-P	87-17-063	173-303-103	AMD-P	87-09-078	173-303-9904	AMD	87-14-029
173-230-070	AMD	87-22-006	173-303-103	AMD	87-14-029	173-303-9905	AMD-P	87-09-078
173-230-080	AMD-P	87-17-063	173-303-120	AMD-P	87-09-078	173-303-9905	AMD	87-14-029
173-230-080	AMD	87-22-006	173-303-120	AMD	87-14-029	173-303-9906	AMD-P	87-09-078
173-230-090	AMD-P	87-17-063	173-303-120	AMD-P	87-24-099	173-303-9906	AMD	87-14-029
173-230-090	AMD	87-22-006	173-303-140	AMD-P	87-18-062	173-303-9907	AMD-P	87-09-078
173-230-100	AMD-P	87-17-063	173-303-170	AMD-P	87-09-078	173-303-9907	AMD	87-14-029
173-230-100	AMD	87-22-006	173-303-170	AMD	87-14-029	173-304-012	NEW-C	87-02-035
173-230-110	AMD-P	87-17-063	173-303-170	AMD-P	87-18-062	173-304-012	NEW-C	87-04-019
173-230-110	AMD	87-22-006	173-303-201	AMD-P	87-09-078	173-304-012	NEW-W	87-04-037
173-230-140	AMD-P	87-17-063	173-303-201	AMD	87-14-029	173-304-012	NEW-P	87-04-038
173-230-140	AMD	87-22-006	173-303-220	AMD-P	87-09-078	173-304-012	NEW-W	87-05-035
173-245-010	NEW-C	87-02-050	173-303-220	AMD	87-14-029	173-304-012	NEW-P	87-05-054
173-245-010	NEW-C	87-04-014	173-303-230	AMD-P	87-09-078	173-304-012	NEW-C	87-08-060
173-245-010	NEW	87-04-020	173-303-230	AMD	87-14-029	173-304-012	NEW-W	87-11-038
173-245-015	NEW-C	87-02-050	173-303-240	AMD-P	87-09-078	173-304-012	NEW-P	87-11-039
173-245-015	NEW-C	87-04-014	173-303-240	AMD	87-14-029	173-304-012	NEW	87-15-049
173-245-015	NEW	87-04-020	173-303-280	AMD-P	87-09-078	173-304-100	AMD-P	87-14-060
173-245-020	NEW-C	87-02-050	173-303-280	AMD	87-14-029	173-304-100	AMD-W	87-20-069
173-245-020	NEW-C	87-04-014	173-303-280	AMD-P	87-18-062	173-304-400	AMD-P	87-14-060
173-245-020	NEW	87-04-020	173-303-284	NEW-P	87-24-099	173-304-400	AMD-W	87-20-069
173-245-030	NEW-C	87-02-050	173-303-285	NEW-P	87-24-099	173-304-405	AMD-P	87-14-060
173-245-030	NEW-C	87-04-014	173-303-286	NEW-P	87-24-099	173-304-405	AMD-W	87-20-069
173-245-030	NEW	87-04-020	173-303-360	AMD-P	87-09-078	173-304-407	NEW-P	87-13-067
173-245-040	NEW-C	87-02-050	173-303-360	AMD	87-14-029	173-304-407	NEW-P	87-14-060
173-245-040	NEW-C	87-04-014	173-303-400	AMD-P	87-09-078	173-304-407	NEW-W	87-20-069
173-245-040	NEW	87-04-020	173-303-400	AMD	87-14-029	173-304-430	AMD-P	87-14-060
173-245-050	NEW-C	87-02-050	173-303-400	AMD-P	87-18-062	173-304-430	AMD-W	87-20-069
173-245-050	NEW-C	87-04-014	173-303-420	AMD	87-03-014	173-304-440	AMD-P	87-04-038
173-245-050	NEW	87-04-020	173-303-420	AMD-P	87-09-078	173-304-440	AMD-W	87-05-035
173-245-055	NEW-C	87-02-050	173-303-420	AMD	87-14-029	173-304-440	AMD-P	87-05-054
173-245-055	NEW-C	87-04-014	173-303-420	AMD-P	87-24-099	173-304-440	AMD-C	87-08-060
173-245-055	NEW	87-04-020	173-303-430	AMD-P	87-24-099	173-304-440	AMD-W	87-11-038
173-245-060	NEW-C	87-02-050	173-303-440	AMD-P	87-24-099	173-304-450	AMD-P	87-14-060
173-245-060	NEW-C	87-04-014	173-303-510	AMD-P	87-24-099	173-304-450	AMD-W	87-20-069
173-245-060	NEW	87-04-020	173-303-515	AMD-P	87-09-078	173-304-460	AMD-P	87-14-060
173-245-070	NEW-C	87-02-050	173-303-515	AMD	87-14-029	173-304-460	AMD-W	87-20-069
173-245-070	NEW-C	87-04-014	173-303-520	AMD-P	87-24-099	173-304-467	NEW-P	87-13-067
173-245-070	NEW	87-04-020	173-303-550	AMD-P	87-09-078	173-304-467	NEW-P	87-14-060

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173-304-600	AMD-P	87-14-060	173-440-030	NEW-P	87-15-117	174-12-030	REP	88-01-047
173-304-600	AMD-W	87-20-069	173-440-030	NEW	87-19-076	174-12-040	REP-P	87-21-071
173-326-010	NEW-E	87-05-032	173-440-040	NEW-P	87-15-117	174-12-040	REP-E	87-22-003
173-326-010	NEW-P	87-11-028	173-440-040	NEW	87-19-076	174-12-040	REP	88-01-047
173-326-010	NEW-E	87-11-029	173-440-100	NEW-P	87-15-117	174-12-050	REP-P	87-21-071
173-326-010	NEW	87-14-078	173-440-100	NEW	87-19-076	174-12-050	REP-E	87-22-003
173-326-020	NEW-E	87-05-032	173-440-900	NEW-P	87-15-117	174-12-050	REP	88-01-047
173-326-020	NEW-P	87-11-028	173-440-900	NEW	87-19-076	174-12-060	REP-P	87-21-071
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173-326-020	NEW	87-14-078	173-450-010	NEW	87-19-077	174-12-060	REP	88-01-047
173-326-030	NEW-E	87-05-032	173-450-020	NEW-P	87-15-118	174-12-990	REP-P	87-21-071
173-326-030	NEW-P	87-11-028	173-450-020	NEW	87-19-077	174-12-990	REP-E	87-22-003
173-326-030	NEW-E	87-11-029	173-450-030	NEW-P	87-15-118	174-12-990	REP	88-01-047
173-326-030	NEW	87-14-078	173-450-030	NEW	87-19-077	174-12-99001	REP-P	87-21-071
173-326-040	NEW-E	87-05-032	173-450-040	NEW-P	87-15-118	174-12-99001	REP-E	87-22-003
173-326-040	NEW-P	87-11-028	173-450-040	NEW	87-19-077	174-12-99001	REP	88-01-047
173-326-040	NEW-E	87-11-029	173-450-050	NEW-P	87-15-118	174-12-99002	REP-P	87-21-071
173-326-040	NEW	87-14-078	173-450-050	NEW	87-19-077	174-12-99002	REP-E	87-22-003
173-400-105	NEW-P	87-15-114	173-450-060	NEW-P	87-15-118	174-12-99002	REP	88-01-047
173-400-105	NEW	87-20-019	173-450-060	NEW	87-19-077	174-104-010	REP-P	87-21-071
173-403-030	AMD-P	87-15-115	173-450-070	NEW-P	87-15-118	174-104-010	REP-E	87-22-003
173-403-030	AMD	87-19-074	173-450-070	NEW	87-19-077	174-104-010	REP	88-01-047
173-405-045	NEW-P	87-22-066	173-450-080	NEW-P	87-15-118	174-104-020	REP-P	87-21-071
173-405-045	NEW	88-01-057	173-450-080	NEW	87-19-077	174-104-020	REP-E	87-22-003
173-405-087	NEW-P	87-22-066	173-450-090	NEW-P	87-15-118	174-104-020	REP	88-01-047
173-405-087	NEW	88-01-057	173-450-090	NEW	87-19-077	174-107-100	REP-P	87-24-019
173-410-045	NEW-P	87-22-066	173-450-100	NEW-P	87-15-118	174-107-110	REP-P	87-24-019
173-410-045	NEW	88-01-057	173-450-100	NEW	87-19-077	174-107-120	REP-P	87-24-019
173-410-087	NEW-P	87-22-066	173-470-010	NEW-P	87-15-119	174-107-130	REP-P	87-24-019
173-410-087	NEW	88-01-057	173-470-010	NEW	87-19-080	174-107-140	REP-P	87-24-019
173-415-045	NEW-P	87-22-066	173-470-020	NEW-P	87-15-119	174-107-150	REP-P	87-24-019
173-415-045	NEW	88-01-057	173-470-020	NEW	87-19-080	174-107-160	REP-P	87-24-019
173-415-051	NEW-P	87-22-066	173-470-030	NEW-P	87-15-119	174-107-170	REP-P	87-24-019
173-415-051	NEW	88-01-057	173-470-030	NEW	87-19-080	174-107-180	REP-P	87-24-019
173-421-010	NEW-P	87-15-116	173-470-100	NEW-P	87-15-119	174-107-190	REP-P	87-24-019
173-421-010	NEW	87-19-078	173-470-100	NEW	87-19-080	174-107-200	REP-P	87-24-019
173-421-020	NEW-P	87-15-116	173-470-110	NEW-P	87-15-119	174-107-210	REP-P	87-24-019
173-421-020	NEW	87-19-078	173-470-110	NEW	87-19-080	174-107-220	REP-P	87-24-019
173-421-030	NEW-P	87-15-116	173-470-150	NEW-P	87-15-119	174-107-261	NEW-E	87-03-038
173-421-030	NEW	87-19-078	173-470-150	NEW	87-19-080	174-107-360	REP-P	87-24-019
173-421-100	NEW-P	87-15-116	173-470-160	NEW-P	87-15-119	174-107-370	REP-P	87-24-019
173-421-100	NEW	87-19-078	173-470-160	NEW	87-19-080	174-107-380	REP-P	87-24-019
173-422-130	AMD	87-02-051	173-474-010	NEW-P	87-15-120	174-107-400	REP-P	87-24-019
173-433-010	NEW-P	87-21-072	173-474-010	NEW	87-20-020	174-107-410	REP-P	87-24-019
173-433-010	NEW	88-01-056	173-474-015	NEW	87-20-020	174-107-420	REP-P	87-24-019
173-433-020	NEW-P	87-21-072	173-474-020	NEW-P	87-15-120	174-107-430	REP-P	87-24-019
173-433-020	NEW	88-01-056	173-474-020	NEW	87-20-020	174-107-440	REP-P	87-24-019
173-433-030	NEW-P	87-21-072	173-474-030	NEW-P	87-15-120	174-107-450	REP-P	87-24-019
173-433-030	NEW	88-01-056	173-474-030	NEW	87-20-020	174-107-460	REP-P	87-24-019
173-433-100	NEW-P	87-21-072	173-474-100	NEW-P	87-15-120	174-107-470	REP-P	87-24-019
173-433-100	NEW	88-01-056	173-474-100	NEW	87-20-020	174-107-500	REP-P	87-24-019
173-433-110	NEW-P	87-21-072	173-474-150	NEW-P	87-15-120	174-107-510	REP-P	87-24-019
173-433-110	NEW	88-01-056	173-474-150	NEW	87-20-020	174-107-520	REP-P	87-24-019
173-433-120	NEW-P	87-21-072	173-474-160	NEW-P	87-15-120	174-107-530	REP-P	87-24-019
173-433-120	NEW	88-01-056	173-474-160	NEW	87-20-020	174-107-540	REP-P	87-24-019
173-433-150	NEW-P	87-21-072	173-481-010	NEW-P	87-15-121	174-107-550	REP-P	87-24-019
173-433-150	NEW	88-01-056	173-481-010	NEW	87-19-073	174-108-010	REP-P	87-21-071
173-433-200	NEW-P	87-21-072	173-481-020	NEW-P	87-15-121	174-108-010	REP-E	87-22-003
173-433-200	NEW	88-01-056	173-481-020	NEW	87-19-073	174-108-010	REP	88-01-047
173-434	NEW-C	87-03-045	173-481-030	NEW-P	87-15-121	174-108-020	REP-P	87-21-071
173-434-010	NEW	87-07-041	173-481-030	NEW	87-19-073	174-108-020	REP-E	87-22-003
173-434-020	NEW	87-07-041	173-481-100	NEW-P	87-15-121	174-108-020	REP	88-01-047
173-434-030	NEW	87-07-041	173-481-100	NEW	87-19-073	174-108-030	REP-P	87-21-071
173-434-050	NEW	87-07-041	173-481-110	NEW-P	87-15-121	174-108-030	REP-E	87-22-003
173-434-100	NEW	87-07-041	173-481-110	NEW	87-19-073	174-108-030	REP	88-01-047
173-434-110	NEW	87-07-041	173-481-150	NEW-P	87-15-121	174-108-041	REP-P	87-21-071
173-434-120	NEW	87-07-041	173-481-150	NEW	87-19-073	174-108-041	REP-E	87-22-003
173-434-130	NEW	87-07-041	173-481-160	NEW-P	87-15-121	174-108-041	REP	88-01-047
173-434-160	NEW	87-07-041	173-481-160	NEW	87-19-073	174-108-051	REP-P	87-21-071
173-434-170	NEW	87-07-041	174-12-010	REP-P	87-21-071	174-108-051	REP-E	87-22-003
173-434-190	NEW	87-07-041	174-12-010	REP-E	87-22-003	174-108-051	REP	88-01-047
173-434-200	NEW	87-07-041	174-12-010	REP	88-01-047	174-108-06001	REP-P	87-21-071
173-434-210	NEW	87-07-041	174-12-020	REP-P	87-21-071	174-108-06001	REP-E	87-22-003
173-440-010	NEW-P	87-15-117	174-12-020	REP-E	87-22-003	174-108-06001	REP	88-01-047
173-440-010	NEW	87-19-076	174-12-020	REP	88-01-047	174-108-06003	REP-P	87-21-071
173-440-020	NEW-P	87-15-117	174-12-030	REP-P	87-21-071	174-108-06003	REP-E	87-22-003

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174-108-06005	REP-P	87-21-071	174-112-090	REP	88-01-047	174-120-080	NEW-P	87-24-019
174-108-06005	REP-E	87-22-003	174-116	AMD-P	87-10-054	174-124-020	REP-P	87-21-071
174-108-06005	REP	88-01-047	174-116	AMD	87-14-020	174-124-020	REP-E	87-22-003
174-108-06007	REP-P	87-21-071	174-116-010	AMD-P	87-10-054	174-124-030	REP-P	87-21-071
174-108-06007	REP-E	87-22-003	174-116-010	AMD-C	87-13-029	174-124-030	REP-E	87-22-003
174-108-06007	REP	88-01-047	174-116-010	AMD	87-14-020	174-124-040	REP-P	87-21-071
174-108-06009	REP-P	87-21-071	174-116-020	AMD-P	87-10-054	174-124-040	REP-E	87-22-003
174-108-06009	REP-E	87-22-003	174-116-020	AMD-C	87-13-029	174-124-050	REP-P	87-21-071
174-108-06009	REP	88-01-047	174-116-020	AMD	87-14-020	174-124-050	REP-E	87-22-003
174-108-06011	REP-P	87-21-071	174-116-030	AMD-P	87-10-054	174-124-120	REP-P	87-21-071
174-108-06011	REP-E	87-22-003	174-116-030	AMD-C	87-13-029	174-124-120	REP-E	87-22-003
174-108-06011	REP	88-01-047	174-116-030	AMD	87-14-020	174-148-010	REP-P	87-21-071
174-108-07001	REP-P	87-21-071	174-116-040	AMD-P	87-10-054	174-148-010	REP-E	87-22-003
174-108-07001	REP-E	87-22-003	174-116-040	AMD-C	87-13-029	174-148-010	REP	88-01-047
174-108-07001	REP	88-01-047	174-116-040	AMD	87-14-020	174-148-015	REP-P	87-21-071
174-108-08001	REP-P	87-21-071	174-116-041	AMD-P	87-10-054	174-148-015	REP-E	87-22-003
174-108-08001	REP-E	87-22-003	174-116-041	AMD-C	87-13-029	174-148-015	REP	88-01-047
174-108-08001	REP	88-01-047	174-116-041	AMD	87-14-020	174-148-030	REP-P	87-21-071
174-109-010	REP-P	87-21-071	174-116-042	AMD-P	87-10-054	174-148-030	REP-E	87-22-003
174-109-010	REP-E	87-22-003	174-116-042	AMD-C	87-13-029	174-148-030	REP	88-01-047
174-109-010	REP	88-01-047	174-116-042	AMD	87-14-020	174-148-040	REP-P	87-21-071
174-109-020	REP-P	87-21-071	174-116-043	AMD-P	87-10-054	174-148-040	REP-E	87-22-003
174-109-020	REP-E	87-22-003	174-116-043	AMD-C	87-13-029	174-148-040	REP	88-01-047
174-109-020	REP	88-01-047	174-116-043	AMD	87-14-020	174-148-050	REP-P	87-21-071
174-109-030	REP-P	87-21-071	174-116-044	AMD-P	87-10-054	174-148-050	REP-E	87-22-003
174-109-030	REP-E	87-22-003	174-116-044	AMD-C	87-13-029	174-148-050	REP	88-01-047
174-109-030	REP	88-01-047	174-116-044	AMD	87-14-020	174-148-060	REP-P	87-21-071
174-109-040	REP-P	87-21-071	174-116-045	AMD-P	87-10-054	174-148-060	REP-E	87-22-003
174-109-040	REP-E	87-22-003	174-116-045	AMD-C	87-13-029	174-148-060	REP	88-01-047
174-109-040	REP	88-01-047	174-116-045	AMD	87-14-020	174-148-070	REP-P	87-21-071
174-109-050	REP-P	87-21-071	174-116-050	AMD-P	87-10-054	174-148-070	REP-E	87-22-003
174-109-050	REP-E	87-22-003	174-116-050	AMD-C	87-13-029	174-148-070	REP	88-01-047
174-109-050	REP	88-01-047	174-116-050	AMD	87-14-020	174-148-080	REP-P	87-21-071
174-109-060	REP-P	87-21-071	174-116-070	REP-P	87-10-054	174-148-080	REP-E	87-22-003
174-109-060	REP-E	87-22-003	174-116-070	REP-C	87-13-029	174-148-080	REP	88-01-047
174-109-060	REP	88-01-047	174-116-070	REP	87-14-020	174-148-085	REP-P	87-21-071
174-109-070	REP-P	87-21-071	174-116-071	AMD-P	87-10-054	174-148-085	REP-E	87-22-003
174-109-070	REP-E	87-22-003	174-116-071	AMD-C	87-13-029	174-148-085	REP	88-01-047
174-109-070	REP	88-01-047	174-116-071	AMD	87-14-020	174-148-090	REP-P	87-21-071
174-109-080	REP-P	87-21-071	174-116-072	AMD-P	87-10-054	174-148-090	REP-E	87-22-003
174-109-080	REP-E	87-22-003	174-116-072	AMD-C	87-13-029	174-148-090	REP	88-01-047
174-109-080	REP	88-01-047	174-116-072	AMD	87-14-020	174-148-100	REP-P	87-21-071
174-109-090	REP-P	87-21-071	174-116-091	AMD-P	87-10-054	174-148-100	REP-E	87-22-003
174-109-090	REP-E	87-22-003	174-116-091	AMD-C	87-13-029	174-148-100	REP	88-01-047
174-109-090	REP	88-01-047	174-116-091	AMD	87-14-020	174-148-110	REP-P	87-21-071
174-109-100	REP-P	87-21-071	174-116-092	AMD-P	87-10-054	174-148-110	REP-E	87-22-003
174-109-100	REP-E	87-22-003	174-116-092	AMD-C	87-13-029	174-148-110	REP	88-01-047
174-109-100	REP	88-01-047	174-116-092	AMD	87-14-020	174-148-120	REP-P	87-21-071
174-109-200	REP-P	87-21-071	174-116-119	AMD-P	87-10-054	174-148-120	REP-E	87-22-003
174-109-200	REP-E	87-22-003	174-116-119	AMD-C	87-13-029	174-148-120	REP	88-01-047
174-109-200	REP	88-01-047	174-116-119	AMD	87-14-020	180-16-210	AMD-P	87-09-051
174-109-300	REP-P	87-21-071	174-116-121	AMD-P	87-10-054	180-16-210	AMD	87-12-043
174-109-300	REP-E	87-22-003	174-116-121	AMD-C	87-13-029	180-16-221	AMD-P	87-09-092
174-109-300	REP	88-01-047	174-116-121	AMD	87-14-020	180-16-221	AMD	87-12-040
174-109-400	REP-P	87-21-071	174-116-122	AMD-P	87-10-054	180-24-003	NEW	87-04-059
174-109-400	REP-E	87-22-003	174-116-122	AMD-C	87-13-029	180-24-005	REP	87-04-059
174-109-400	REP	88-01-047	174-116-122	AMD	87-14-020	180-24-007	NEW	87-04-059
174-109-500	REP-P	87-21-071	174-116-123	AMD-P	87-10-054	180-24-008	NEW	87-04-059
174-109-500	REP-E	87-22-003	174-116-123	AMD-C	87-13-029	180-24-010	REP	87-04-059
174-109-500	REP	88-01-047	174-116-123	AMD	87-14-020	180-24-013	NEW	87-04-059
174-112-010	REP-P	87-21-071	174-116-126	AMD-P	87-10-054	180-24-015	REP	87-04-059
174-112-010	REP-E	87-22-003	174-116-126	AMD-C	87-13-029	180-24-016	NEW	87-04-059
174-112-010	REP	88-01-047	174-116-126	AMD	87-14-020	180-24-017	NEW	87-04-059
174-112-020	REP-P	87-21-071	174-116-127	AMD-P	87-10-054	180-24-020	REP	87-04-059
174-112-020	REP-E	87-22-003	174-116-127	AMD-C	87-13-029	180-24-021	NEW	87-04-059
174-112-020	REP	88-01-047	174-116-127	AMD	87-14-020	180-24-025	REP	87-04-059
174-112-030	REP-P	87-21-071	174-116-190	REP-P	87-10-054	180-24-030	REP	87-04-059
174-112-030	REP-E	87-22-003	174-116-190	REP	87-14-020	180-24-080	NEW	87-04-059
174-112-030	REP	88-01-047	174-116-260	REP-P	87-10-054	180-24-100	REP	87-04-059
174-112-070	REP-P	87-21-071	174-116-260	REP	87-14-020	180-24-101	NEW	87-04-059
174-112-070	REP-E	87-22-003	174-120-010	NEW-P	87-24-019	180-24-102	NEW	87-04-059
174-112-070	REP	88-01-047	174-120-020	NEW-P	87-24-019	180-24-110	NEW	87-04-059
174-112-080	REP-P	87-21-071	174-120-030	NEW-P	87-24-019	180-24-112	NEW	87-04-059
174-112-080	REP-E	87-22-003	174-120-040	NEW-P	87-24-019	180-24-115	NEW	87-04-059
174-112-080	REP	88-01-047	174-120-050	NEW-P	87-24-019	180-24-120	NEW	87-04-059
174-112-090	REP-P	87-21-071	174-120-060	NEW-P	87-24-019	180-24-125	NEW	87-04-059

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180-24-130	NEW 87-04-059	180-75-081	NEW 87-09-010	180-78-175	NEW-P 87-22-107
180-24-140	NEW 87-04-059	180-75-082	NEW-P 87-05-048	180-78-180	NEW-P 87-22-107
180-24-200	AMD 87-04-059	180-75-083	NEW 87-09-010	180-78-185	NEW-P 87-22-107
180-24-300	NEW 87-04-059	180-75-083	NEW-P 87-05-048	180-78-190	NEW-P 87-22-107
180-24-305	NEW 87-04-059	180-75-083	NEW 87-09-010	180-78-191	NEW-P 87-05-049
180-24-310	NEW 87-04-059	180-75-084	NEW-P 87-05-048	180-78-191	NEW 87-09-011
180-24-312	NEW 87-04-059	180-75-084	NEW 87-09-010	180-78-192	NEW-P 87-05-049
180-24-315	NEW 87-04-059	180-75-085	AMD-P 87-05-048	180-78-192	NEW 87-09-011
180-24-320	NEW 87-04-059	180-75-085	AMD 87-09-010	180-78-193	NEW-P 87-05-049
180-24-325	NEW 87-04-059	180-75-085	AMD-P 87-22-106	180-78-193	NEW 87-09-011
180-24-327	NEW 87-04-059	180-75-085	AMD 88-01-085	180-78-193	AMD-P 87-22-107
180-24-330	NEW 87-04-059	180-75-086	NEW-P 87-05-048	180-78-194	NEW-P 87-05-049
180-24-335	NEW 87-04-059	180-75-086	NEW 87-09-010	180-78-194	NEW 87-09-011
180-24-340	NEW 87-04-059	180-75-087	AMD-P 87-05-048	180-78-194	AMD-P 87-22-107
180-24-345	NEW 87-04-059	180-75-087	AMD 87-09-010	180-78-195	NEW-P 87-05-049
180-24-350	NEW 87-04-059	180-75-090	AMD-P 87-22-106	180-78-195	NEW 87-09-011
180-24-355	NEW 87-04-059	180-75-090	AMD 88-01-085	180-78-197	NEW-P 87-05-049
180-24-360	NEW 87-04-059	180-75-091	NEW-P 87-22-106	180-78-197	NEW 87-09-011
180-24-365	NEW 87-04-059	180-75-091	NEW 88-01-085	180-78-198	NEW-P 87-05-049
180-24-370	NEW 87-04-059	180-75-092	NEW-P 87-22-106	180-78-198	NEW 87-09-011
180-24-375	NEW 87-04-059	180-75-092	NEW 88-01-085	180-78-199	NEW-P 87-05-049
180-24-380	NEW 87-04-059	180-75-199	NEW-P 87-05-048	180-78-199	NEW 87-09-011
180-40-235	AMD-P 87-05-047	180-75-199	NEW 87-09-010	180-78-199	AMD-P 87-22-107
180-40-235	AMD 87-09-040	180-78	AMD-P 87-05-049	180-78-205	NEW-P 87-22-107
180-50-310	AMD-P 87-22-104	180-78	AMD 87-09-011	180-78-210	NEW-P 87-22-107
180-50-310	AMD 88-01-108	180-78	AMD-P 87-22-107	180-78-215	NEW-P 87-22-107
180-51-060	AMD-P 87-22-105	180-78-003	NEW-P 87-05-049	180-78-220	NEW-P 87-22-107
180-51-060	AMD 88-01-109	180-78-003	NEW 87-09-011	180-78-225	NEW-P 87-22-107
180-51-062	REP-P 87-22-105	180-78-005	AMD-P 87-05-049	180-78-230	NEW-P 87-22-107
180-51-062	REP 88-01-109	180-78-005	AMD 87-09-011	180-78-235	NEW-P 87-22-107
180-75-005	AMD-P 87-09-052	180-78-007	NEW-P 87-22-107	180-78-240	NEW-P 87-22-107
180-75-005	AMD 87-12-042	180-78-008	NEW-P 87-22-107	180-78-245	NEW-P 87-22-107
180-75-015	AMD-P 87-05-048	180-78-010	AMD-P 87-05-049	180-78-250	NEW-P 87-22-107
180-75-015	AMD 87-09-010	180-78-010	AMD 87-09-011	180-78-255	NEW-P 87-22-107
180-75-015	REP-P 87-22-106	180-78-010	AMD-P 87-22-107	180-78-260	NEW-P 87-22-107
180-75-015	REP 88-01-085	180-78-025	AMD-P 87-05-049	180-78-265	NEW-P 87-22-107
180-75-018	NEW-P 87-05-048	180-78-025	AMD 87-09-011	180-78-270	NEW-P 87-22-107
180-75-018	NEW 87-09-010	180-78-026	NEW-P 87-22-107	180-78-275	NEW-P 87-22-107
180-75-019	NEW-P 87-05-048	180-78-027	REP-P 87-22-107	180-78-280	NEW-P 87-22-107
180-75-019	NEW 87-09-010	180-78-028	NEW-P 87-22-107	180-78-285	NEW-P 87-22-107
180-75-025	AMD-P 87-05-048	180-78-029	NEW-P 87-22-107	180-78-290	NEW-P 87-22-107
180-75-025	AMD 87-09-010	180-78-030	REP-P 87-22-107	180-78-295	NEW-P 87-22-107
180-75-026	NEW-P 87-05-048	180-78-033	NEW-P 87-22-107	180-78-300	NEW-P 87-22-107
180-75-026	NEW 87-09-010	180-78-035	REP-P 87-22-107	180-78-305	NEW-P 87-22-107
180-75-034	NEW-P 87-05-048	180-78-036	NEW-P 87-22-107	180-78-310	NEW-P 87-22-107
180-75-034	NEW 87-09-010	180-78-037	NEW-P 87-22-107	180-78-315	NEW-P 87-22-107
180-75-035	AMD-P 87-05-048	180-78-040	REP-P 87-22-107	180-78-320	NEW-P 87-22-107
180-75-035	AMD 87-09-010	180-78-047	NEW-P 87-22-107	180-78-325	NEW-P 87-22-107
180-75-037	NEW-P 87-05-048	180-78-050	REP-P 87-22-107	180-79	AMD-P 87-05-050
180-75-037	NEW 87-09-010	180-78-055	REP-P 87-22-107	180-79	AMD 87-09-012
180-75-038	NEW-P 87-05-048	180-78-057	AMD-P 87-22-107	180-79-003	NEW-P 87-05-050
180-75-038	NEW 87-09-010	180-78-060	AMD-P 87-22-107	180-79-003	NEW 87-09-012
180-75-039	NEW-P 87-05-048	180-78-063	NEW-P 87-22-107	180-79-007	NEW-P 87-09-053
180-75-039	NEW 87-09-010	180-78-065	NEW-P 87-22-107	180-79-007	NEW 87-12-039
180-75-040	AMD-P 87-05-048	180-78-068	NEW-P 87-22-107	180-79-010	AMD-P 87-05-050
180-75-040	AMD 87-09-010	180-78-070	NEW-P 87-22-107	180-79-010	AMD 87-09-012
180-75-042	NEW-P 87-05-048	180-78-073	NEW-P 87-22-107	180-79-010	AMD-P 87-22-108
180-75-042	NEW 87-09-010	180-78-074	NEW-P 87-22-107	180-79-013	REP-P 87-22-108
180-75-043	NEW-P 87-05-048	180-78-075	NEW-P 87-22-107	180-79-014	REP-P 87-22-108
180-75-043	NEW 87-09-010	180-78-080	NEW-P 87-22-107	180-79-045	AMD-P 87-05-050
180-75-044	NEW-P 87-05-048	180-78-085	NEW-P 87-22-107	180-79-045	AMD 87-09-012
180-75-044	NEW 87-09-010	180-78-090	NEW-P 87-22-107	180-79-045	AMD-P 87-22-108
180-75-044	AMD-P 87-22-106	180-78-095	NEW-P 87-22-107	180-79-049	NEW-P 87-22-108
180-75-044	AMD 88-01-085	180-78-100	NEW-P 87-22-107	180-79-060	AMD-P 87-05-050
180-75-045	AMD-P 87-22-106	180-78-105	NEW-P 87-22-107	180-79-060	AMD 87-09-012
180-75-045	AMD 88-01-085	180-78-110	NEW-P 87-22-107	180-79-060	AMD-P 87-22-108
180-75-065	AMD-P 87-05-048	180-78-115	NEW-P 87-22-107	180-79-062	NEW-P 87-22-108
180-75-065	AMD 87-09-010	180-78-120	NEW-P 87-22-107	180-79-063	NEW-P 87-22-108
180-75-070	AMD-P 87-05-048	180-78-125	NEW-P 87-22-107	180-79-065	AMD-P 87-05-050
180-75-070	AMD 87-09-010	180-78-130	NEW-P 87-22-107	180-79-065	AMD 87-09-012
180-75-075	AMD-P 87-05-048	180-78-140	NEW-P 87-22-107	180-79-065	AMD-P 87-09-093
180-75-075	AMD 87-09-010	180-78-145	NEW-P 87-22-107	180-79-065	AMD 87-13-044
180-75-075	REP-P 87-22-106	180-78-150	NEW-P 87-22-107	180-79-065	AMD-P 87-22-108
180-75-075	REP 88-01-085	180-78-155	NEW-P 87-22-107	180-79-075	AMD-P 87-05-050
180-75-080	AMD-P 87-05-048	180-78-160	NEW-P 87-22-107	180-79-075	AMD 87-09-012
180-75-080	AMD 87-09-010	180-78-165	NEW-P 87-22-107	180-79-075	AMD-P 87-09-093
180-75-081	NEW-P 87-05-048	180-78-170	NEW-P 87-22-107	180-79-075	AMD 87-13-044

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192-12-011	NEW	87-12-021	204-50-010	NEW	88-01-020	220-16-40000A	NEW-E	87-19-015
192-12-012	NEW-P	87-08-049	204-50-020	NEW-P	87-22-058	220-20-018	NEW-P	87-13-010
192-12-012	NEW	87-12-021	204-50-020	NEW	88-01-020	220-20-018	NEW-W	87-14-032
192-12-042	AMD-P	87-16-052	204-50-030	NEW-P	87-22-058	220-20-02000U	REP-E	87-15-015
192-12-042	AMD	87-21-002	204-50-030	NEW	88-01-020	220-20-02000V	NEW-E	87-15-015
192-12-115	AMD-P	87-19-144	204-50-040	NEW-P	87-22-058	220-20-02000V	REP-E	87-15-060
192-12-115	AMD-E	87-19-145	204-50-040	NEW	88-01-020	220-20-050	NEW-P	87-13-010
192-12-115	AMD	87-23-002	204-50-050	NEW-P	87-22-058	220-20-050	NEW-P	87-17-069
192-12-141	AMD-P	87-08-049	204-50-050	NEW	88-01-020	220-20-050	NEW	87-21-018
192-12-141	AMD	87-12-021	204-50-060	NEW-P	87-22-058	220-20-055	NEW-P	87-13-010
192-12-158	NEW	87-03-006	204-50-060	NEW	88-01-020	220-20-055	NEW-P	87-17-069
192-16-061	NEW-E	88-01-052	204-50-070	NEW-P	87-22-058	220-20-055	NEW	87-21-018
192-16-061	NEW-P	88-01-053	204-50-070	NEW	88-01-020	220-22-030	AMD-P	87-09-082
192-23	AMD-P	87-08-049	204-50-080	NEW-P	87-22-058	220-22-030	AMD-C	87-12-086
192-23	AMD	87-12-021	204-50-080	NEW	88-01-020	220-22-030	AMD	87-15-059
192-23-011	AMD-P	87-08-049	204-50-090	NEW-P	87-22-058	220-24-02000A	NEW-E	87-18-045
192-23-011	AMD	87-12-021	204-50-090	NEW	88-01-020	220-24-02000S	NEW-E	87-10-003
192-23-012	AMD-P	87-08-049	204-50-110	NEW-P	87-22-058	220-24-02000S	REP-E	87-11-006
192-23-012	AMD	87-12-021	204-50-110	NEW	88-01-020	220-24-02000T	NEW-E	87-11-006
192-23-014	AMD-P	87-08-049	204-50-120	NEW-P	87-22-058	220-24-02000T	REP-E	87-11-023
192-23-014	AMD	87-12-021	204-50-120	NEW	88-01-020	220-24-02000U	NEW-E	87-11-023
192-23-015	AMD-W	87-08-049	204-50-130	NEW-P	87-22-058	220-24-02000U	REP-E	87-15-060
192-23-016	AMD-P	87-08-049	204-50-130	NEW	88-01-020	220-24-02000V	NEW-E	87-15-060
192-23-016	AMD	87-12-021	204-65-010	NEW	87-04-065	220-24-02000V	REP-E	87-15-097
192-23-018	NEW-P	87-08-049	204-65-020	NEW	87-04-065	220-24-02000W	NEW-E	87-15-097
192-23-018	NEW	87-12-021	204-65-030	NEW	87-04-065	220-24-02000W	REP-E	87-16-017
192-23-051	AMD-P	87-08-049	204-65-040	NEW	87-04-065	220-24-02000X	NEW-E	87-16-017
192-23-051	AMD	87-12-021	204-65-050	NEW	87-04-065	220-24-02000Y	REP-E	87-16-049
192-23-800	AMD-P	87-08-049	204-65-060	NEW	87-04-065	220-24-02000Y	REP-E	87-17-005
192-23-800	AMD	87-12-021	204-76-99001	AMD-P	87-15-078	220-24-02000Z	NEW-E	87-17-005
192-23-810	AMD-P	87-08-049	204-76-99001	AMD	88-01-018	220-24-02000Z	REP-E	87-18-045
192-23-810	AMD	87-12-021	204-76-99002	AMD-P	87-15-078	220-28-01000B	NEW-E	87-20-032
196-08-085	REP-P	87-08-052	204-76-99002	AMD	88-01-018	220-28-01000B	REP-E	87-22-039
196-08-085	REP	87-13-005	204-76-99005	NEW-P	87-15-078	220-28-01000C	NEW-E	87-21-060
196-12-010	AMD-P	87-08-052	204-90-030	AMD-P	87-15-077	220-28-01000C	REP-E	87-22-039
196-12-010	AMD	87-13-005	204-90-030	AMD	88-01-017	220-28-01000D	NEW-E	87-22-039
196-12-020	AMD-P	87-08-052	204-91-050	AMD-P	87-13-048	220-28-624	REP-E	87-03-008
196-12-020	AMD	87-13-005	204-91-050	AMD	87-16-033	220-28-625	NEW-E	87-03-008
196-16-007	AMD-P	87-08-052	204-91-060	AMD-P	87-13-048	220-28-625	REP-E	87-05-002
196-16-007	AMD	87-13-005	204-91-060	AMD	87-16-033	220-28-700	NEW-E	87-20-018
196-16-010	AMD-P	87-08-052	212-32-015	AMD-P	87-14-075	220-28-700	REP-E	87-21-059
196-16-010	AMD	87-13-005	212-32-015	AMD	87-18-067	220-28-701	NEW-E	87-21-059
196-20-020	AMD-P	87-08-052	212-51-001	NEW-P	87-03-053	220-28-701	REP-E	87-21-067
196-20-020	AMD	87-13-005	212-51-001	NEW	87-06-044	220-28-702	NEW-E	87-21-067
196-20-030	AMD-P	87-08-052	212-51-005	NEW-P	87-03-053	220-28-702	REP-E	87-22-038
196-20-030	AMD	87-13-005	212-51-005	NEW	87-06-044	220-28-703	NEW-E	87-22-038
196-24-050	AMD-P	87-08-052	212-51-010	NEW-P	87-03-053	220-32-02000C	NEW-E	87-14-005
196-24-050	AMD	87-13-005	212-51-010	NEW	87-06-044	220-32-02200S	NEW-E	87-04-013
196-24-070	REP-P	87-08-052	212-51-015	NEW-P	87-03-053	220-32-03000E	NEW-E	87-05-037
196-24-070	REP	87-13-005	212-51-015	NEW	87-06-044	220-32-03000E	REP-E	87-06-037
196-24-085	AMD-P	87-08-052	212-51-020	NEW	87-03-053	220-32-03000F	NEW-E	87-14-005
196-24-085	AMD	87-13-005	212-51-020	NEW-P	87-06-044	220-32-03000F	REP-E	87-14-018
196-24-100	NEW-P	87-08-052	212-51-025	NEW-P	87-03-053	220-32-03000G	NEW-E	87-14-018
196-24-100	NEW	87-13-005	212-51-025	NEW	87-06-044	220-32-03000G	REP-E	87-14-033
196-24-105	NEW-P	87-08-052	212-51-030	NEW-P	87-03-053	220-32-03000H	NEW-E	87-14-033
196-24-105	NEW	87-13-005	212-51-030	NEW	87-06-044	220-32-03000H	REP-E	87-17-011
196-24-110	NEW-P	87-08-052	212-51-035	NEW-P	87-03-053	220-32-03000I	NEW-E	87-17-011
196-24-110	NEW	87-13-005	212-51-035	NEW	87-06-044	220-32-03000I	REP-E	87-19-040
196-26-010	REP-P	87-07-046	212-51-040	NEW-P	87-03-053	220-32-03000J	NEW-E	87-19-040
196-26-010	REP-P	87-13-057	212-51-040	NEW	87-06-044	220-32-03000J	REP-E	87-19-116
196-26-010	REP-E	87-14-088	212-51-045	NEW-P	87-03-053	220-32-03000K	NEW-E	87-19-116
196-26-010	REP	87-18-031	212-51-045	NEW	87-06-044	220-32-03000K	REP-E	87-21-020
196-26-020	NEW-P	87-07-046	212-51-050	NEW-P	87-03-053	220-32-03000L	NEW-E	87-21-020
196-26-020	NEW-P	87-13-057	212-51-050	NEW	87-06-044	220-32-03000L	REP-E	87-21-061
196-26-020	NEW-E	87-14-088	220-12-020	AMD-P	87-17-070	220-32-03000M	NEW-E	87-21-061
196-26-020	NEW	87-18-031	220-12-020	AMD	87-23-006	220-32-04100J	NEW-E	87-11-059
196-27-020	AMD-P	87-08-052	220-16-075	AMD-P	87-09-082	220-32-05100H	NEW-E	87-05-037
196-27-020	AMD	87-13-005	220-16-075	AMD-C	87-12-086	220-32-05100I	NEW-E	87-14-008
204-08-010	AMD-P	87-13-034	220-16-075	AMD	87-15-059	220-32-05100I	REP-E	87-14-025
204-08-010	AMD	87-16-032	220-16-075	AMD	87-17-070	220-32-05100J	NEW-E	87-14-025
204-08-020	AMD-P	87-24-095	220-16-385	REP-P	87-23-006	220-32-05100J	REP-E	87-14-033
204-08-030	AMD-P	87-24-095	220-16-385	REP	87-08-034	220-32-05100K	NEW-E	87-14-033
204-08-040	AMD-P	87-24-095	220-16-385	NEW-E	87-17-070	220-32-05100K	REP-E	87-15-007
204-08-050	AMD-P	87-24-095	220-16-390	REP-P	87-23-006	220-32-05100L	NEW-E	87-15-007
204-41-035	NEW-P	87-18-021	220-16-395	REP	87-03-056	220-32-05100L	REP-E	87-15-071
204-41-035	NEW-W	87-20-055	220-16-395	NEW-P	87-09-066	220-32-05100M	NEW-E	87-15-071
204-50-010	NEW-P	87-22-058	220-16-395	NEW				

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
220-32-05100M	REP-E	87-17-011	220-40-02100Z	NEW-E	87-19-136	220-47-803	NEW-E	87-17-038
220-32-05100N	NEW-E	87-17-011	220-40-02100Z	REP-E	87-20-006	220-47-803	REP-E	87-18-008
220-32-05100N	REP-E	87-17-030	220-40-022	AMD-P	87-15-131	220-47-804	NEW-E	87-18-008
220-32-05100P	NEW-E	87-17-030	220-40-022	AMD	87-21-041	220-47-804	REP-E	87-18-044
220-32-05100P	REP-E	87-19-004	220-40-024	AMD-P	87-15-131	220-47-805	NEW-E	87-18-044
220-32-05100Q	NEW-E	87-19-004	220-40-024	AMD	87-21-041	220-47-805	REP-E	87-18-058
220-32-05100Q	REP-E	87-19-040	220-44-050	AMD-P	87-04-070	220-47-806	NEW-E	87-18-058
220-32-05100R	NEW-E	87-19-040	220-44-050	AMD	87-07-042	220-47-806	REP-E	87-19-006
220-32-05100R	REP-E	87-19-061	220-44-05000D	NEW-E	87-09-016	220-47-807	NEW-E	87-19-006
220-32-05100S	NEW-E	87-19-061	220-44-05000D	REP-E	87-09-030	220-47-807	REP-E	87-19-016
220-32-05100S	REP-E	87-21-019	220-44-05000E	NEW-E	87-09-030	220-47-808	NEW-E	87-19-016
220-32-05100T	NEW-E	87-19-119	220-44-05000E	REP-E	87-09-083	220-47-808	REP-E	87-19-028
220-32-05100T	REP-E	87-20-017	220-44-05000F	NEW-E	87-09-083	220-47-809	NEW-E	87-19-028
220-32-05100U	NEW-E	87-20-017	220-44-05000F	REP-E	87-15-096	220-47-809	REP-E	87-19-038
220-32-05100U	REP-E	87-21-019	220-44-05000G	NEW-E	87-15-096	220-47-810	NEW-E	87-19-038
220-32-05100V	NEW-E	87-20-059	220-44-05000G	REP-E	87-20-010	220-47-810	REP-E	87-19-115
220-32-05100V	REP-E	87-22-008	220-44-05000H	NEW-E	87-20-010	220-47-811	NEW-E	87-19-115
220-32-05100W	NEW-E	87-21-019	220-44-05000H	REP-E	87-21-043	220-47-811	REP-E	87-19-137
220-32-05100W	REP-E	87-21-030	220-44-05000I	NEW-E	87-21-043	220-47-812	NEW-E	87-19-137
220-32-05100X	NEW-E	87-21-021	220-44-05000I	REP-E	87-22-061	220-47-812	REP-E	87-20-007
220-32-05100Y	NEW-E	87-21-030	220-44-05000J	NEW-E	87-22-061	220-47-813	NEW-E	87-20-007
220-32-05500T	NEW-E	87-11-033	220-44-05000J	REP-E	87-24-033	220-47-813	REP-E	87-20-058
220-32-05900K	NEW-E	87-09-065	220-44-05000K	NEW-E	87-24-033	220-47-814	NEW-E	87-20-058
220-32-05900L	NEW-E	87-09-084	220-44-060	REP	87-04-003	220-47-814	REP-E	87-20-073
220-32-05900M	NEW-E	87-13-011	220-44-070	REP	87-04-003	220-47-815	NEW-E	87-20-073
220-32-05900N	NEW-E	87-15-071	220-44-09000A	NEW-E	87-14-048	220-47-815	REP-E	87-21-003
220-36-021	AMD-P	87-15-131	220-44-09000B	NEW-E	87-15-046	220-47-816	NEW-E	87-21-003
220-36-021	AMD	87-21-041	220-44-09000B	REP-E	87-20-030	220-47-816	REP-E	87-21-024
220-36-02100J	NEW-E	87-15-005	220-44-09000C	NEW-E	87-20-030	220-47-817	NEW-E	87-21-024
220-36-02100J	REP-E	87-15-062	220-47-301	AMD-P	87-09-082	220-47-817	REP-E	87-21-045
220-36-02100K	NEW-E	87-15-062	220-47-301	AMD-C	87-12-086	220-47-818	NEW-E	87-21-045
220-36-02100K	REP-E	87-15-130	220-47-301	AMD	87-15-059	220-47-818	REP-E	87-21-058
220-36-02100L	NEW-E	87-15-130	220-47-311	AMD-P	87-09-082	220-47-819	NEW-E	87-21-058
220-36-02100L	REP-E	87-16-051	220-47-311	AMD-C	87-12-086	220-47-819	REP-E	87-22-007
220-36-02100M	NEW-E	87-16-051	220-47-311	AMD	87-15-059	220-47-820	NEW-E	87-22-007
220-36-02100M	REP-E	87-17-007	220-47-312	AMD-P	87-09-082	220-47-820	REP-E	87-22-037
220-36-02100N	NEW-E	87-17-007	220-47-312	AMD-C	87-12-086	220-47-821	NEW-E	87-22-037
220-36-02100N	REP-E	87-21-025	220-47-312	AMD	87-15-059	220-47-821	REP-E	87-23-009
220-36-02100P	NEW-E	87-21-025	220-47-313	AMD-P	87-09-082	220-47-822	NEW-E	87-23-009
220-36-02100P	REP-E	87-21-033	220-47-313	AMD-C	87-12-086	220-47-822	REP-E	87-23-021
220-36-02100Q	NEW-E	87-21-033	220-47-313	AMD	87-15-059	220-47-823	NEW-E	87-23-021
220-36-02100Q	REP-E	87-22-008	220-47-401	AMD-P	87-09-082	220-47-823	REP-E	87-23-035
220-36-02100R	NEW-E	87-22-008	220-47-401	AMD-C	87-12-086	220-47-824	NEW-E	87-23-035
220-36-02100R	REP-E	87-22-051	220-47-401	AMD	87-15-059	220-47-824	REP-E	87-23-047
220-36-02100S	NEW-E	87-22-051	220-47-402	AMD-P	87-09-082	220-47-825	NEW-E	87-23-047
220-36-022	AMD-P	87-15-131	220-47-402	AMD-C	87-12-086	220-47-825	REP-E	87-24-012
220-36-022	AMD	87-21-041	220-47-402	AMD	87-15-059	220-47-826	NEW-E	87-24-012
220-36-024	AMD-P	87-15-131	220-47-403	AMD-P	87-09-082	220-47-826	REP-E	87-24-043
220-36-024	AMD	87-21-041	220-47-403	AMD-C	87-12-086	220-47-827	NEW-E	87-24-043
220-36-02500A	NEW-E	87-13-035	220-47-403	AMD	87-15-059	220-47-827	REP-E	87-24-102
220-36-02500B	NEW-E	87-24-003	220-47-411	AMD-P	87-09-082	220-47-828	NEW-E	87-24-102
220-36-02500Y	NEW-E	87-10-031	220-47-411	AMD-C	87-12-086	220-47-828	REP-E	88-01-009
220-36-02500Y	REP-E	87-12-004	220-47-411	AMD	87-15-059	220-47-829	NEW-E	88-01-009
220-36-02500Z	NEW-E	87-12-004	220-47-412	AMD-P	87-09-082	220-48-011	AMD	87-04-003
220-36-02500Z	REP-E	87-12-062	220-47-412	AMD-C	87-12-086	220-48-015	AMD	87-04-003
220-40-021	AMD-P	87-15-131	220-47-412	AMD	87-15-059	220-48-01500W	NEW-E	87-04-028
220-40-021	AMD	87-21-041	220-47-413	AMD-P	87-09-082	220-48-01500X	NEW-E	87-05-002
220-40-02100A	NEW-E	87-20-006	220-47-413	AMD-C	87-12-086	220-48-01500Y	REP-E	87-07-007
220-40-02100A	REP-E	87-20-011	220-47-413	AMD	87-15-059	220-48-01500Y	NEW-E	87-07-007
220-40-02100B	NEW-E	87-20-011	220-47-414	AMD-P	87-09-082	220-48-01500Z	REP-E	87-08-010
220-40-02100B	REP-E	87-20-034	220-47-414	AMD-C	87-12-086	220-48-017	NEW-E	87-08-010
220-40-02100C	NEW-E	87-20-034	220-47-414	AMD	87-15-059	220-48-01700A	AMD	87-04-003
220-40-02100C	REP-E	87-21-042	220-47-50101	REP-P	87-09-082	220-48-025	NEW-E	87-20-047
220-40-02100D	NEW-E	87-21-042	220-47-50101	REP-C	87-12-086	220-48-026	AMD	87-04-003
220-40-02100D	REP-E	87-22-008	220-47-50101	REP	87-15-059	220-48-027	AMD	87-04-003
220-40-02100E	NEW-E	87-22-040	220-47-50201	REP-P	87-09-082	220-48-032	AMD	87-04-003
220-40-02100E	REP-E	87-22-062	220-47-50201	REP-C	87-12-086	220-48-046	REP	87-04-003
220-40-02100U	NEW-E	87-15-005	220-47-50201	REP	87-15-059	220-48-056	REP	87-04-003
220-40-02100U	REP-E	87-17-007	220-47-503	REP-P	87-09-082	220-48-06200B	NEW-E	87-09-050
220-40-02100U	NEW-E	87-19-039	220-47-503	REP-C	87-12-086	220-49-02000A	NEW-E	87-09-055
220-40-02100U	REP-E	87-19-114	220-47-503	REP	87-15-059	220-49-02000A	REP-E	87-10-004
220-40-02100V	NEW-E	87-17-007	220-47-800	NEW-E	87-16-006	220-49-02000U	NEW-E	87-10-004
220-40-02100V	REP-E	87-17-029	220-47-800	REP-E	87-16-056	220-49-02000U	REP-E	87-11-002
220-40-02100W	NEW-E	87-17-029	220-47-801	NEW-E	87-16-056	220-49-02000V	NEW-E	87-11-002
220-40-02100W	REP-E	87-19-114	220-47-801	REP-E	87-17-010	220-49-02000V	REP-E	87-13-028
220-40-02100Y	NEW-E	87-19-114	220-47-802	NEW-E	87-17-010	220-49-02000W	NEW-E	87-13-028
220-40-02100Y	REP-E	87-19-136	220-47-802	REP-E	87-17-038			

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
220-52-03000D	NEW-E	87-08-047	220-56-18000T	REP-E	87-07-020	220-57-13000M	REP-E	87-24-004
220-52-035	NEW-P	87-17-070	220-56-18000U	NEW-E	87-07-020	220-57-13000N	NEW-E	87-24-004
220-52-035	NEW	87-23-006	220-56-190	AMD-P	87-03-056	220-57-135	AMD-P	87-03-056
220-52-046	AMD	87-05-038	220-56-190	AMD	87-09-066	220-57-135	AMD	87-09-066
220-52-04600R	NEW-E	87-23-048	220-56-19000G	NEW-E	87-11-021	220-57-13500I	NEW-E	87-15-061
220-52-050	AMD-P	87-17-070	220-56-19000G	REP-E	87-14-003	220-57-13500J	REP-E	87-18-043
220-52-050	AMD	87-23-006	220-56-19000H	NEW-E	87-14-003	220-57-13500K	NEW-E	87-18-043
220-52-051	NEW-P	87-17-070	220-56-19000I	NEW-E	87-15-006	220-57-13500L	NEW-E	87-22-041
220-52-051	NEW	87-23-006	220-56-19000J	REP-E	87-15-006	220-57-13500M	NEW-E	87-22-041
220-52-053	REP-P	87-17-070	220-56-19000K	NEW-E	87-15-014	220-57-13500N	REP-E	87-24-004
220-52-053	REP	87-23-006	220-56-19000L	REP-E	87-15-014	220-57-13500O	REP-E	87-24-004
220-52-05300R	NEW-E	87-08-047	220-56-19000M	NEW-E	87-15-014	220-57-13500P	NEW-E	87-24-004
220-52-05300S	NEW-E	87-11-022	220-56-19000N	REP-E	87-15-023	220-57-13500Q	AMD-P	87-03-056
220-52-05300T	NEW-E	87-11-031	220-56-19000O	NEW-E	87-15-023	220-57-14000F	NEW-E	87-20-028
220-52-05300U	NEW-E	87-17-027	220-56-19000P	REP-E	87-15-047	220-57-155	AMD-P	87-03-056
220-52-05300V	NEW-E	87-17-046	220-56-19000Q	NEW-E	87-15-047	220-57-155	AMD	87-09-066
220-52-054	REP-P	87-17-070	220-56-19000R	REP-E	87-15-075	220-57-15500G	NEW-E	87-21-034
220-52-054	REP	87-23-006	220-56-19000S	NEW-E	87-15-075	220-57-160	AMD-P	87-03-056
220-52-060	AMD-P	87-17-070	220-56-19000T	REP-E	87-16-005	220-57-160	AMD	87-09-066
220-52-060	AMD	87-23-006	220-56-19000U	NEW-E	87-16-005	220-57-16000F	NEW-E	87-07-011
220-52-063	AMD-P	87-12-063	220-56-19000V	REP-E	87-16-050	220-57-16000G	NEW-E	87-17-028
220-52-063	AMD	87-15-022	220-56-19000W	NEW-E	87-16-050	220-57-16000H	REP-E	87-18-043
220-52-069	AMD-P	87-12-063	220-56-19500F	NEW-E	87-16-055	220-57-16000I	NEW-E	87-18-043
220-52-069	AMD	87-15-022	220-56-19500G	REP-E	87-16-055	220-57-16000J	REP-E	87-18-043
220-52-071	AMD-P	87-12-063	220-56-19500H	NEW-E	87-17-006	220-57-16000K	NEW-E	87-18-070
220-52-071	AMD	87-15-022	220-56-19500I	REP-E	87-17-006	220-57-16000L	REP-E	87-19-005
220-52-071	AMD-P	87-17-070	220-56-19500J	NEW-E	87-17-072	220-57-16000M	NEW-E	87-19-005
220-52-071	AMD	87-23-006	220-56-19500K	REP-E	87-17-072	220-57-16000N	REP-E	87-21-023
220-52-07100B	NEW-E	87-08-047	220-56-19500L	NEW-E	87-19-037	220-57-16000O	NEW-E	87-21-023
220-52-07100B	REP-E	87-09-025	220-56-19500M	REP-E	87-19-037	220-57-16000P	REP-E	87-21-032
220-52-07100C	NEW-E	87-09-025	220-56-19500N	NEW-E	87-19-062	220-57-16000Q	NEW-E	87-21-032
220-52-072	REP-P	87-17-070	220-56-19500O	REP-E	87-19-062	220-57-16000R	NEW-E	87-21-032
220-52-072	REP	87-23-006	220-56-19500P	REP-E	87-19-087	220-57-16000S	NEW-E	87-21-053
220-52-07200A	NEW-E	87-04-004	220-56-19500Q	NEW-E	87-19-087	220-57-175	AMD-P	87-03-056
220-52-073	AMD-P	87-12-063	220-56-19500R	REP-E	87-20-033	220-57-175	AMD	87-09-066
220-52-073	AMD	87-15-022	220-56-19500S	NEW-E	87-20-033	220-57-17500Q	NEW-E	87-21-023
220-52-073	AMD-P	87-17-070	220-56-195	AMD-P	87-20-033	220-57-17500R	REP-E	87-21-032
220-52-073	AMD	87-23-006	220-56-195	AMD	87-03-056	220-57-17500S	NEW-E	87-21-032
220-52-073	AMD	87-23-006	220-56-19500F	NEW-E	87-09-066	220-57-17500T	REP-E	87-21-032
220-52-07300D	NEW-E	87-20-029	220-56-19500G	REP-E	87-15-058	220-57-17500U	NEW-E	87-21-032
220-52-074	REP-P	87-17-070	220-56-19500H	NEW-E	87-19-037	220-57-17500V	REP-E	87-21-099
220-52-074	REP	87-23-006	220-56-19500I	NEW-E	87-17-071	220-57-17500W	REP-E	87-21-099
220-52-075	AMD-P	87-12-063	220-56-19500J	NEW-E	87-15-013	220-57-17500X	NEW-E	87-21-099
220-52-075	AMD	87-15-022	220-56-205	AMD-P	87-03-056	220-57-20000C	REP-E	87-22-041
220-52-35000B	NEW-E	87-08-047	220-56-24500A	NEW-E	87-07-006	220-57-20000D	REP-E	87-22-041
220-55-025	AMD-P	87-03-056	220-56-24500B	NEW-E	87-07-006	220-57-20000E	NEW-E	87-24-004
220-55-025	AMD	87-09-066	220-56-24500C	NEW-E	87-13-007	220-57-215	AMD-P	87-03-056
220-55-02500A	NEW-E	87-08-048	220-56-25500A	NEW-E	87-19-015	220-57-215	AMD	87-09-066
220-55-040	AMD-P	87-21-098	220-56-295	AMD-P	88-01-036	220-57-21500G	NEW-E	87-24-034
220-55-060	AMD-P	87-21-098	220-56-295	AMD	87-03-056	220-57-220	AMD-P	87-03-056
220-55-065	AMD-P	87-03-056	220-56-29500C	NEW-E	87-09-066	220-57-220	AMD	87-09-066
220-55-065	AMD	87-09-066	220-56-310	AMD-P	87-08-048	220-57-22000B	NEW-E	87-20-005
220-55-065	AMD-P	87-21-098	220-56-310	AMD	87-03-056	220-57-23000C	NEW-E	87-20-028
220-55-070	AMD-P	87-21-098	220-56-31000H	NEW-E	87-09-066	220-57-235	AMD-P	87-03-056
220-55-075	AMD-P	87-21-098	220-56-320	AMD-P	87-08-048	220-57-235	AMD	87-09-066
220-55-076	NEW-P	87-21-098	220-56-320	AMD	87-03-056	220-57-23500B	NEW-E	87-21-023
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230-30-106	AMD-P 87-11-011	232-28-61609	NEW-E 87-18-018	248-54-165	AMD-P 87-24-037
230-30-106	AMD-P 87-11-017	232-28-61610	NEW-P 87-18-078	248-54-175	AMD-P 87-24-037
230-30-106	AMD-C 87-15-051	232-28-61610	NEW 87-21-027	248-54-185	AMD-P 87-24-037
230-30-106	AMD-P 87-19-055	232-28-61610	NEW-E 87-21-029	248-54-194	NEW-P 87-24-037
230-30-106	AMD 87-24-016	232-28-61611	NEW-E 87-19-032	248-54-195	REP-P 87-24-037
230-30-999	REP-P 87-11-011	232-28-61612	NEW-E 87-19-109	248-54-196	NEW-P 87-24-037
230-30-999	REP 87-15-052	232-28-61612	REP-E 87-19-124	248-54-201	NEW-P 87-24-037
230-40-401	NEW-P 87-13-046	232-28-61613	NEW-E 87-20-012	248-54-205	AMD-P 87-24-037

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
248-54-215	AMD-P	87-24-037	248-100-075	REP	87-11-047	248-100-236	NEW-P	87-07-039
248-54-225	AMD-P	87-24-037	248-100-076	NEW-P	87-07-039	248-100-236	NEW	87-11-047
248-54-235	AMD-P	87-24-037	248-100-076	NEW	87-11-047	248-100-240	REP-P	87-07-039
248-54-255	AMD-P	87-24-037	248-100-080	REP-P	87-07-039	248-100-240	REP	87-11-047
248-54-265	AMD-P	87-24-037	248-100-080	REP	87-11-047	248-100-241	NEW-P	87-07-039
248-54-275	REP-P	87-24-037	248-100-081	NEW-P	87-07-039	248-100-241	NEW	87-11-047
248-54-285	AMD-P	87-24-037	248-100-081	NEW	87-11-047	248-100-246	REP-P	87-07-039
248-54-291	NEW-P	87-24-037	248-100-085	REP-P	87-07-039	248-100-246	REP	87-11-047
248-86-010	AMD-P	87-16-087	248-100-085	REP	87-11-047	248-100-249	REP-P	87-07-039
248-86-010	AMD	87-19-069	248-100-085	REP	87-11-047	248-100-249	REP	87-11-047
248-97-010	NEW-P	87-12-088	248-100-086	NEW-P	87-07-039	248-100-250	REP-P	87-07-039
248-97-020	NEW-P	87-12-088	248-100-086	NEW	87-11-047	248-100-250	REP	87-11-047
248-97-030	NEW-P	87-12-088	248-100-090	REP-P	87-07-039	248-100-255	REP-P	87-07-039
248-97-040	NEW-P	87-12-088	248-100-090	REP	87-11-047	248-100-255	REP	87-11-047
248-97-050	NEW-P	87-12-088	248-100-091	NEW-P	87-07-039	248-100-260	REP-P	87-07-039
248-97-060	NEW-P	87-12-088	248-100-091	NEW	87-11-047	248-100-260	REP	87-11-047
248-97-070	NEW-P	87-12-088	248-100-095	REP-P	87-07-039	248-100-265	REP-P	87-07-039
248-97-080	NEW-P	87-12-088	248-100-095	REP	87-11-047	248-100-265	REP	87-11-047
248-97-090	NEW-P	87-12-088	248-100-100	REP-P	87-07-039	248-100-270	REP-P	87-07-039
248-97-100	NEW-P	87-12-088	248-100-100	REP	87-11-047	248-100-270	REP	87-11-047
248-97-110	NEW-P	87-12-088	248-100-105	REP-P	87-07-039	248-100-275	REP-P	87-07-039
248-97-120	NEW-P	87-12-088	248-100-105	REP	87-11-047	248-100-275	REP	87-11-047
248-97-130	NEW-P	87-12-088	248-100-110	REP-P	87-07-039	248-100-280	REP-P	87-07-039
248-97-140	NEW-P	87-12-088	248-100-110	REP	87-11-047	248-100-280	REP	87-11-047
248-97-150	NEW-P	87-12-088	248-100-115	REP-P	87-07-039	248-100-285	REP-P	87-07-039
248-97-160	NEW-P	87-12-088	248-100-115	REP	87-11-047	248-100-285	REP	87-11-047
248-97-170	NEW-P	87-12-088	248-100-120	REP-P	87-07-039	248-100-290	REP-P	87-07-039
248-97-180	NEW-P	87-12-088	248-100-120	REP	87-11-047	248-100-290	REP	87-11-047
248-100-001	REP-P	87-07-039	248-100-125	REP-P	87-07-039	248-100-295	REP-P	87-07-039
248-100-001	REP	87-11-047	248-100-125	REP	87-11-047	248-100-295	REP	87-11-047
248-100-002	REP-P	87-07-039	248-100-130	REP-P	87-07-039	248-100-300	REP-P	87-07-039
248-100-002	REP	87-11-047	248-100-130	REP	87-11-047	248-100-300	REP	87-11-047
248-100-003	REP-P	87-07-039	248-100-135	REP-P	87-07-039	248-100-305	REP-P	87-07-039
248-100-003	REP	87-11-047	248-100-135	REP	87-11-047	248-100-305	REP	87-11-047
248-100-006	NEW-P	87-07-039	248-100-140	REP-P	87-07-039	248-100-310	REP-P	87-07-039
248-100-006	NEW	87-11-047	248-100-140	REP	87-11-047	248-100-310	REP	87-11-047
248-100-010	REP-P	87-07-039	248-100-145	REP-P	87-07-039	248-100-315	REP-P	87-07-039
248-100-010	REP	87-11-047	248-100-145	REP	87-11-047	248-100-315	REP	87-11-047
248-100-011	NEW-P	87-07-039	248-100-150	REP-P	87-11-047	248-100-320	REP-P	87-07-039
248-100-011	NEW	87-11-047	248-100-150	REP	87-11-047	248-100-320	REP	87-11-047
248-100-015	REP-P	87-07-039	248-100-155	REP-P	87-07-039	248-100-325	REP-P	87-07-039
248-100-015	REP	87-11-047	248-100-155	REP	87-11-047	248-100-325	REP	87-11-047
248-100-016	NEW-P	87-07-039	248-100-160	REP-P	87-07-039	248-100-330	REP-P	87-07-039
248-100-016	NEW	87-11-047	248-100-160	REP	87-11-047	248-100-330	REP	87-11-047
248-100-020	REP-P	87-07-039	248-100-170	REP-P	87-07-039	248-100-335	REP-P	87-07-039
248-100-020	REP	87-11-047	248-100-170	REP	87-11-047	248-100-335	REP	87-11-047
248-100-021	NEW-P	87-07-039	248-100-180	REP-P	87-07-039	248-100-340	REP-P	87-07-039
248-100-021	NEW	87-11-047	248-100-180	REP	87-11-047	248-100-340	REP	87-11-047
248-100-025	AMD-P	87-07-039	248-100-195	REP-P	87-07-039	248-100-345	REP-P	87-07-039
248-100-025	AMD	87-11-047	248-100-195	REP	87-11-047	248-100-345	REP	87-11-047
248-100-030	REP-P	87-07-039	248-100-200	REP-P	87-07-039	248-100-350	REP-P	87-07-039
248-100-030	REP	87-11-047	248-100-200	REP	87-11-047	248-100-350	REP	87-11-047
248-100-031	NEW-P	87-07-039	248-100-205	REP-P	87-11-047	248-100-355	REP-P	87-07-039
248-100-031	NEW	87-11-047	248-100-205	REP	87-11-047	248-100-355	REP	87-11-047
248-100-035	REP-P	87-07-039	248-100-206	NEW	87-11-047	248-100-360	REP-P	87-07-039
248-100-035	REP	87-11-047	248-100-206	NEW	87-11-047	248-100-360	REP	87-11-047
248-100-040	REP-P	87-07-039	248-100-210	REP-P	87-07-039	248-100-365	REP-P	87-07-039
248-100-040	REP	87-11-047	248-100-210	REP	87-11-047	248-100-365	REP	87-11-047
248-100-041	NEW-P	87-07-039	248-100-211	NEW-P	87-07-039	248-100-370	REP-P	87-07-039
248-100-041	NEW	87-11-047	248-100-211	NEW	87-11-047	248-100-370	REP	87-11-047
248-100-045	REP-P	87-07-039	248-100-215	REP-P	87-07-039	248-100-375	REP-P	87-07-039
248-100-045	REP	87-11-047	248-100-215	REP	87-11-047	248-100-375	REP	87-11-047
248-100-046	NEW-P	87-07-039	248-100-216	NEW-P	87-07-039	248-100-380	REP-P	87-07-039
248-100-046	NEW	87-11-047	248-100-216	NEW	87-11-047	248-100-380	REP	87-11-047
248-100-050	AMD-P	87-07-039	248-100-220	REP-P	87-07-039	248-100-385	REP-P	87-07-039
248-100-050	AMD	87-11-047	248-100-220	REP	87-11-047	248-100-385	REP	87-11-047
248-100-055	REP-P	87-07-039	248-100-221	NEW	87-11-047	248-100-390	REP-P	87-07-039
248-100-055	REP	87-11-047	248-100-221	NEW	87-11-047	248-100-390	REP	87-11-047
248-100-060	REP-P	87-07-039	248-100-225	REP-P	87-07-039	248-100-395	REP-P	87-07-039
248-100-060	REP	87-11-047	248-100-225	REP	87-11-047	248-100-395	REP	87-11-047
248-100-065	REP-P	87-07-039	248-100-226	NEW-P	87-07-039	248-100-400	REP-P	87-07-039
248-100-065	REP	87-11-047	248-100-226	NEW	87-11-047	248-100-400	REP	87-11-047
248-100-070	REP-P	87-07-039	248-100-230	REP-P	87-07-039	248-100-405	REP-P	87-07-039
248-100-070	REP	87-11-047	248-100-230	REP	87-11-047	248-100-405	REP	87-11-047
248-100-071	NEW-P	87-07-039	248-100-231	NEW-P	87-07-039	248-100-410	REP-P	87-07-039
248-100-071	NEW	87-11-047	248-100-231	NEW	87-11-047	248-100-410	REP	87-11-047
248-100-075	REP-P	87-07-039	248-100-235	REP-P	87-07-039	248-100-415	REP-P	87-07-039
			248-100-235	REP	87-11-047			

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
248-100-415	REP	87-11-047	248-103-001	NEW-P	87-07-040	248-168-020	NEW-P	87-18-037
248-100-420	REP-P	87-07-039	248-103-001	NEW	87-11-040	248-168-020	NEW-E	87-18-039
248-100-420	REP	87-11-047	248-103-010	NEW-E	87-07-033	248-168-020	NEW	87-22-012
248-100-425	REP-P	87-07-039	248-103-010	NEW-P	87-07-040	248-168-030	NEW-P	87-18-037
248-100-425	REP	87-11-047	248-103-010	NEW	87-11-040	248-168-030	NEW-E	87-18-039
248-100-430	REP-P	87-07-039	248-103-020	NEW-E	87-07-033	248-168-030	NEW	87-22-012
248-100-430	REP	87-11-047	248-103-020	NEW-P	87-07-040	248-168-040	NEW-P	87-18-037
248-100-435	REP-P	87-07-039	248-103-020	NEW	87-11-040	248-168-040	NEW-E	87-18-039
248-100-435	REP	87-11-047	248-103-030	NEW-E	87-07-033	248-168-040	NEW	87-22-012
248-100-445	REP-P	87-07-039	248-103-030	NEW-P	87-07-040	248-168-050	NEW-P	87-18-037
248-100-445	REP	87-11-047	248-103-030	NEW	87-11-040	248-168-050	NEW-E	87-18-039
248-100-451	REP-P	87-07-039	248-148-020	REP-P	87-16-086	248-168-050	NEW	87-22-012
248-100-451	REP	87-11-047	248-148-020	REP-E	87-19-068	248-168-060	NEW-P	87-18-037
248-100-455	REP-P	87-07-039	248-148-020	REP	87-22-010	248-168-060	NEW-E	87-18-039
248-100-455	REP	87-11-047	248-148-021	NEW-P	87-16-086	248-168-060	NEW	87-22-012
248-100-460	REP-P	87-07-039	248-148-021	NEW-E	87-19-068	248-172-101	NEW-P	88-01-124
248-100-460	REP	87-11-047	248-148-021	NEW	87-22-010	248-172-101	NEW-E	88-01-127
248-100-465	REP-P	87-07-039	248-148-030	REP-P	87-16-086	248-172-201	NEW-P	88-01-124
248-100-465	REP	87-11-047	248-148-030	REP-E	87-19-068	248-172-201	NEW-E	88-01-127
248-100-470	REP-P	87-07-039	248-148-030	REP	87-22-010	248-172-202	NEW-P	88-01-124
248-100-470	REP	87-11-047	248-148-031	NEW-P	87-16-086	248-172-202	NEW-E	88-01-127
248-100-475	REP-P	87-07-039	248-148-031	NEW-E	87-19-068	248-172-203	NEW-P	88-01-124
248-100-475	REP	87-11-047	248-148-031	NEW	87-22-010	248-172-203	NEW-E	88-01-127
248-100-480	REP-P	87-07-039	248-148-035	NEW-P	87-16-086	248-172-204	NEW-P	88-01-124
248-100-480	REP	87-11-047	248-148-035	NEW-E	87-19-068	248-172-204	NEW-E	88-01-127
248-100-485	REP-P	87-07-039	248-148-035	NEW	87-22-010	248-172-205	NEW-P	88-01-124
248-100-485	REP	87-11-047	248-148-040	REP-P	87-16-086	248-172-205	NEW-E	88-01-127
248-100-490	REP-P	87-07-039	248-148-040	REP-E	87-19-068	248-172-206	NEW-P	88-01-124
248-100-490	REP	87-11-047	248-148-040	REP	87-22-010	248-172-206	NEW-E	88-01-127
248-100-495	REP-P	87-07-039	248-148-050	REP-P	87-16-086	248-172-301	NEW-P	88-01-124
248-100-495	REP	87-11-047	248-148-050	REP-E	87-19-068	248-172-301	NEW-E	88-01-127
248-100-500	REP-P	87-07-039	248-148-050	REP	87-22-010	248-172-302	NEW-P	88-01-124
248-100-500	REP	87-11-047	248-148-060	REP-P	87-16-086	248-172-302	NEW-E	88-01-127
248-100-505	REP-P	87-07-039	248-148-060	REP-E	87-19-068	248-172-303	NEW-P	88-01-124
248-100-505	REP	87-11-047	248-148-060	REP	87-22-010	248-172-303	NEW-E	88-01-127
248-100-510	REP-P	87-07-039	248-148-070	REP-P	87-16-086	248-172-304	NEW-P	88-01-124
248-100-510	REP	87-11-047	248-148-070	REP-E	87-19-068	248-172-304	NEW-E	88-01-127
248-100-515	REP-P	87-07-039	248-148-070	REP	87-22-010	248-172-401	NEW-P	88-01-124
248-100-515	REP	87-11-047	248-148-080	REP-P	87-16-086	248-172-401	NEW-E	88-01-127
248-100-520	REP-P	87-07-039	248-148-080	REP-E	87-19-068	248-172-402	NEW-P	88-01-124
248-100-520	REP	87-11-047	248-148-080	REP	87-22-010	248-172-402	NEW-E	88-01-127
248-100-525	REP-P	87-07-039	248-148-090	REP-P	87-16-086	250-18-020	AMD-P	87-12-060
248-100-525	REP	87-11-047	248-148-090	REP-E	87-19-068	250-18-020	AMD	87-16-048
248-100-530	REP-P	87-07-039	248-148-090	REP	87-22-010	250-18-020	AMD	87-21-079
248-100-530	REP	87-11-047	248-148-091	NEW-P	87-16-086	250-18-060	AMD-P	87-12-060
248-100-532	REP-P	87-07-039	248-148-091	NEW-E	87-19-068	250-18-060	AMD	87-16-048
248-100-532	REP	87-11-047	248-148-091	NEW	87-22-010	250-18-060	AMD-P	87-18-054
248-100-535	REP-P	87-07-039	248-148-100	REP-P	87-16-086	250-18-060	AMD	87-21-079
248-100-535	REP	87-11-047	248-148-100	REP-E	87-19-068	250-18-060	AMD	87-12-046
248-100-540	REP-P	87-07-039	248-148-100	REP	87-22-010	250-20-011	AMD-P	87-12-046
248-100-540	REP	87-11-047	248-148-101	NEW-P	87-16-086	250-20-011	AMD	87-16-046
248-100-545	REP-P	87-07-039	248-148-101	NEW-E	87-19-068	250-20-015	AMD-P	87-12-046
248-100-545	REP	87-11-047	248-148-101	NEW	87-22-010	250-20-015	AMD	87-16-046
248-100-550	REP-P	87-07-039	248-148-110	REP-P	87-16-086	250-20-021	AMD-P	87-04-076
248-100-550	REP	87-11-047	248-148-110	REP-E	87-19-068	250-20-021	AMD-P	87-12-046
248-100-555	REP-P	87-07-039	248-148-110	REP	87-22-010	250-20-021	AMD	87-16-046
248-100-555	REP	87-11-047	248-148-120	REP-P	87-16-086	250-20-031	AMD-P	87-12-046
248-100-560	REP-P	87-07-039	248-148-120	REP-E	87-19-068	250-20-031	AMD	87-16-046
248-100-560	REP	87-11-047	248-148-120	REP	87-22-010	250-20-041	AMD-P	87-12-046
248-100-565	REP-P	87-07-039	248-148-121	NEW-P	87-16-086	250-20-041	AMD	87-16-046
248-100-565	REP	87-11-047	248-148-121	NEW-E	87-19-068	250-20-051	AMD-P	87-12-046
248-102-010	REP-E	87-07-033	248-148-121	NEW	87-22-010	250-20-051	AMD	87-16-046
248-102-010	REP-P	87-07-040	248-148-123	NEW-P	87-16-086	250-20-061	AMD-P	87-12-046
248-102-010	REP	87-11-040	248-148-123	NEW-E	87-19-068	250-20-061	AMD	87-16-046
248-102-020	REP-E	87-07-033	248-148-123	NEW	87-22-010	250-20-071	AMD-P	87-12-046
248-102-020	REP-P	87-07-040	248-148-130	REP-P	87-16-086	250-20-071	AMD	87-16-046
248-102-020	REP	87-11-040	248-148-130	REP-E	87-19-068	250-20-081	AMD-P	87-12-046
248-102-040	REP-E	87-07-033	248-148-130	REP	87-22-010	250-20-081	AMD	87-16-046
248-102-040	REP-P	87-07-040	248-148-131	NEW-P	87-16-086	250-40-030	AMD-P	87-12-047
248-102-040	REP	87-11-040	248-148-131	NEW-E	87-19-068	250-40-030	AMD	87-16-047
248-102-070	REP-E	87-07-033	248-148-131	NEW	87-22-010	250-40-040	AMD-P	87-12-047
248-102-070	REP-P	87-07-040	248-148-140	REP-P	87-16-086	250-40-040	AMD	87-16-047
248-102-070	REP	87-11-040	248-148-140	REP-E	87-19-068	250-40-050	AMD-P	87-04-077
248-102-999	REP-E	87-07-033	248-168-010	NEW-P	87-18-037	250-40-050	AMD-P	87-12-047
248-102-999	REP-P	87-07-040	248-168-010	NEW-E	87-18-039	250-40-060	AMD-P	87-16-047
248-102-999	REP	87-11-040	248-168-010	NEW	87-22-012	250-40-060	AMD	87-12-047
248-103-001	NEW-E	87-07-033						

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
250-40-070	AMD-P	87-12-047	251-01-415	AMD-P	87-21-091
250-40-070	AMD	87-16-047	251-01-435	AMD-P	87-21-091
250-44-010	AMD-P	87-12-066	251-04-040	AMD	87-02-036
250-44-010	AMD	87-16-061	251-04-040	AMD-P	87-21-091
250-44-020	AMD-P	87-12-066	251-05-060	AMD	87-02-036
250-44-020	AMD	87-16-061	251-06-080	AMD-P	87-21-091
250-44-030	AMD-P	87-12-066	251-07-010	NEW-P	87-04-055
250-44-030	AMD	87-16-061	251-07-010	NEW	87-08-056
250-44-040	AMD-P	87-12-066	251-07-020	NEW-P	87-04-055
250-44-040	AMD	87-16-061	251-07-020	NEW	87-08-056
250-44-050	AMD-P	87-12-066	251-07-030	NEW-P	87-04-055
250-44-050	AMD	87-16-061	251-07-030	NEW	87-08-056
250-44-060	AMD-P	87-12-066	251-07-040	NEW-P	87-04-055
250-44-060	AMD	87-16-061	251-07-040	NEW	87-08-056
250-44-080	AMD-P	87-12-066	251-07-050	NEW-P	87-04-055
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250-44-090	AMD	87-16-061	251-07-060	NEW	87-08-056
250-44-100	AMD-P	87-12-066	251-08-005	AMD-P	87-04-056
250-44-100	AMD	87-16-061	251-08-005	AMD	87-08-056
250-44-110	AMD-P	87-12-066	251-08-021	AMD-P	87-04-056
250-44-110	AMD	87-16-061	251-08-021	AMD	87-08-056
250-44-120	AMD-P	87-12-066	251-08-040	AMD-P	87-04-056
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250-44-130	AMD-P	87-12-066	251-08-100	AMD-P	87-04-056
250-44-130	AMD	87-16-061	251-08-100	AMD-P	87-10-051
250-44-140	AMD-P	87-12-066	251-08-100	AMD	87-14-051
250-44-140	AMD	87-16-061	251-08-100	AMD-P	87-21-091
250-44-150	AMD-P	87-12-066	251-08-110	AMD-E	87-14-052
250-44-150	AMD	87-16-061	251-08-110	AMD-P	87-16-092
250-44-160	AMD-P	87-12-066	251-08-110	AMD-E	87-19-147
250-44-160	AMD	87-16-061	251-08-110	AMD	87-20-024
250-44-170	AMD-P	87-12-066	251-08-112	AMD-E	87-14-052
250-44-170	AMD	87-16-061	251-08-112	AMD-P	87-16-092
250-44-180	AMD-P	87-12-066	251-08-112	AMD-E	87-19-147
250-44-180	AMD	87-16-061	251-08-112	AMD	87-20-024
250-44-190	AMD-P	87-12-066	251-08-112	AMD-P	87-21-092
250-44-190	AMD	87-16-061	251-08-150	AMD-P	87-21-091
250-44-200	AMD-P	87-12-066	251-09-020	AMD-P	87-18-069
250-44-200	AMD	87-16-061	251-09-030	AMD-P	87-18-069
250-44-210	AMD-P	87-12-066	251-09-090	AMD-P	87-04-056
250-44-210	AMD	87-16-061	251-10-020	AMD-P	87-08-054
250-65-010	NEW-P	87-20-093	251-10-020	AMD-P	87-08-055
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250-65-030	NEW-P	87-20-093	251-10-020	AMD-P	87-12-083
250-65-040	NEW-P	87-20-093	251-10-020	AMD	87-16-045
250-65-050	NEW-P	87-20-093	251-10-030	AMD	87-02-036
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251-01-040	AMD-P	87-06-053	251-10-035	AMD-P	87-21-091
251-01-040	AMD-P	87-10-050	251-10-055	AMD	87-02-036
251-01-040	AMD-P	87-12-081	251-10-055	AMD-P	87-21-091
251-01-040	AMD	87-16-045	251-10-108	NEW-P	87-02-054
251-01-057	NEW-P	87-10-053	251-10-108	NEW-P	87-04-057
251-01-057	NEW	87-14-051	251-10-108	NEW-P	87-06-054
251-01-072	NEW-E	87-14-052	251-10-108	NEW	87-08-056
251-01-072	NEW-P	87-16-092	251-10-115	NEW-W	87-02-055
251-01-072	NEW-E	87-19-147	251-10-120	AMD-P	87-04-057
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251-01-077	NEW-P	87-12-085	251-10-140	AMD-P	87-04-057
251-01-110	AMD-P	87-16-093	251-10-140	AMD	87-08-056
251-01-110	AMD-P	87-18-069	251-10-195	AMD	87-02-036
251-01-110	AMD	87-21-089	251-10-195	AMD-P	87-21-091
251-01-172	NEW	87-14-051	251-12-072	AMD-P	87-21-091
251-01-175	AMD-P	87-21-091	251-12-076	NEW-P	87-16-094
251-01-190	AMD	87-02-036	251-12-076	NEW	87-20-025
251-01-208	NEW-P	87-10-053	251-12-085	AMD-P	87-16-094
251-01-300	AMD	87-02-036	251-12-085	AMD	87-20-025
251-01-335	AMD-P	87-21-091	251-12-096	NEW-P	87-12-084
251-01-382	NEW-E	87-14-052	251-12-096	NEW	87-16-045
251-01-382	NEW-P	87-16-092	251-12-097	NEW-P	87-12-084
251-01-382	NEW-E	87-19-147	251-12-097	NEW	87-16-045
251-01-382	NEW	87-20-024	251-12-240	AMD	87-02-036
251-01-392	NEW-E	87-14-052	251-12-240	AMD-P	87-21-091
251-01-392	NEW-P	87-16-092	251-12-500	AMD-P	87-21-091
251-01-392	NEW-E	87-19-147	251-14-030	AMD-P	87-12-084
251-01-392	NEW	87-20-024	251-14-030	AMD-P	87-12-085
251-01-400	AMD	87-02-036	251-14-030	AMD	87-16-045
251-14-035	AMD-P	87-12-085	251-14-035	AMD-P	87-21-091
251-14-035	AMD-C	87-19-146	251-14-040	AMD	87-02-036
251-14-050	AMD	87-16-093	251-14-040	AMD-P	87-21-091
251-14-070	AMD-P	87-21-089	251-14-070	AMD	87-21-089
251-14-070	AMD-P	87-23-040	251-14-100	AMD-P	87-16-093
251-14-100	AMD	87-20-023	251-14-100	AMD	87-20-023
251-14-110	AMD-P	87-16-093	251-14-110	AMD-P	87-16-093
251-14-110	AMD	87-20-023	251-14-110	AMD	87-20-023
251-17-010	NEW-P	87-21-090	251-17-010	NEW-P	87-21-090
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251-18-011	REP-P	87-21-090	251-18-011	REP-P	87-21-090
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251-18-015	REP-P	87-21-090	251-18-015	REP-P	87-21-090
251-18-020	REP-P	87-21-090	251-18-020	REP-P	87-21-090
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251-18-160	REP-P	87-21-090	251-18-160	REP-P	87-21-090
251-18-165	REP-P	87-21-090	251-18-165	REP-P	87-21-090
251-18-176	AMD	87-02-036	251-18-176	AMD	87-02-036
251-18-176	REP-P	87-21-090	251-18-176	REP-P	87-21-090
251-18-180	AMD-P	87-21-090	251-18-180	AMD-P	87-21-090
251-18-200	AMD-P	87-21-090	251-18-200	AMD-P	87-21-090
251-18-255	AMD-P	87-21-090	251-18-255	AMD-P	87-21-090
251-18-290	REP-P	87-21-090	251-18-290	REP-P	87-21-090
251-18-291	REP-P	87-21-090	251-18-291	REP-P	87-21-090
251-18-300	REP-P	87-21-090	251-18-300	REP-P	87-21-090
251-18-310	REP-P	87-21-090	251-18-310	REP-P	87-21-090
251-18-320	REP-P	87-21-090	251-18-320	REP-P	87-21-090
251-18-330	REP-P	87-21-090	251-18-330	REP-P	87-21-090
251-18-335	REP-P	87-21-090	251-18-335	REP-P	87-21-090
251-18-340	REP-P	87-21-090	251-18-340	REP-P	87-21-090
251-18-345	REP-P	87-21-090	251-18-345	REP-P	87-21-090
251-18-346	REP-P	87-21-090	251-18-346	REP-P	87-21-090
251-18-347	AMD-P	87-16-093	251-18-347	AMD-P	87-16-093
251-18-347	AMD	87-20-023	251-18-347	AMD	87-20-023
251-18-347	REP-P	87-21-090	251-18-347	REP-P	87-21-090
251-18-350	AMD	87-02-036	251-18-350	AMD	87-02-036
251-18-350	REP-P	87-21-090	251-18-350	REP-P	87-21-090
251-18-381	REP-P	87-21-090	251-18-381	REP-P	87-21-090
251-18-400	REP-P	87-21-090	251-18-400	REP-P	87-21-090
251-18-410	REP-P	87-21-090	251-18-410	REP-P	87-21-090
251-18-420	REP-P	87-21-090	251-18-420	REP-P	87-21-090
251-19-010	NEW-P	87-21-090	251-19-010	NEW-P	87-21-090
251-19-020	NEW-P	87-21-090	251-19-020	NEW-P	87-21-090
251-19-030	NEW-P	87-21-090	251-19-030	NEW-P	87-21-090

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251-19-050	NEW-P	87-21-090	260-70-050	AMD-P	87-08-029	275-19-170	AMD	87-19-072
251-19-060	NEW-P	87-21-090	260-70-050	AMD-W	87-09-076	275-19-185	AMD-P	87-15-134
251-19-070	NEW-P	87-21-090	260-70-050	AMD-P	87-09-077	275-19-185	AMD-E	87-16-027
251-19-080	NEW-P	87-21-090	260-70-050	AMD	87-15-020	275-19-185	AMD	87-19-072
251-19-090	NEW-P	87-21-090	260-70-090	AMD-P	87-08-029	275-19-400	AMD-P	87-15-134
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251-19-120	NEW-P	87-21-090	260-70-090	AMD	87-15-020	275-19-450	NEW-P	87-15-134
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251-19-150	NEW-P	87-21-090	260-70-100	AMD-P	87-09-077	275-19-455	NEW-P	87-15-134
251-19-160	NEW-P	87-21-090	260-70-120	AMD-P	87-08-029	275-19-455	NEW-E	87-16-027
251-22-040	AMD	87-02-036	260-70-120	AMD-W	87-09-076	275-19-455	NEW	87-19-072
251-22-045	AMD	87-02-036	260-70-120	AMD-P	87-09-077	275-19-550	AMD-P	87-15-134
251-22-060	AMD-P	87-21-091	260-70-120	AMD	87-15-020	275-19-550	AMD-E	87-16-027
251-22-070	AMD-P	87-10-052	260-70-170	AMD-P	87-08-029	275-19-550	AMD	87-19-072
251-22-070	AMD	87-14-051	260-70-170	AMD-W	87-09-076	275-19-580	NEW-P	87-15-134
251-22-110	AMD-P	87-10-052	260-70-170	AMD-P	87-09-077	275-19-580	NEW-E	87-16-027
251-22-110	AMD-P	87-10-053	260-70-170	AMD	87-15-020	275-19-580	NEW	87-19-072
251-22-110	AMD	87-14-051	261-06	AMD-C	87-16-012	275-19-585	NEW-P	87-15-134
251-22-112	AMD-P	87-10-053	261-06-070	AMD-P	87-13-073	275-19-585	NEW-E	87-16-027
251-22-112	AMD	87-14-051	261-06-070	AMD	87-22-005	275-19-585	NEW	87-19-072
251-22-115	REP-P	87-16-094	261-06-080	AMD-P	87-13-073	275-19-590	NEW-P	87-15-134
251-22-117	NEW-P	87-10-052	261-06-080	AMD	87-22-005	275-19-590	NEW-E	87-16-027
251-22-117	NEW-P	87-10-053	261-06-090	AMD-P	87-13-073	275-19-590	NEW	87-19-072
251-22-117	NEW	87-14-051	261-06-090	AMD	87-22-005	275-19-595	NEW-P	87-15-134
251-22-167	NEW-P	87-16-094	261-06-110	AMD-P	87-13-073	275-19-595	NEW-E	87-16-027
251-22-167	NEW-P	87-16-095	261-06-110	AMD	87-22-005	275-19-595	NEW	87-19-072
251-22-167	NEW-P	87-16-096	261-40-150	AMD-P	87-16-076	275-19-650	AMD-P	87-15-134
251-22-167	NEW-P	87-16-096	261-40-150	AMD-C	87-19-030	275-19-650	AMD-E	87-16-027
251-22-167	NEW	87-20-025	261-40-150	AMD-C	87-20-048	275-19-650	AMD	87-19-072
251-22-170	AMD-P	87-16-093	261-40-150	AMD-P	87-20-100	275-19-660	AMD-P	87-15-134
251-22-170	AMD	87-20-025	261-40-150	AMD-C	87-22-004	275-19-660	AMD-E	87-16-027
251-22-195	NEW-P	87-16-094	261-40-150	AMD-E	87-24-010	275-19-660	AMD	87-19-072
251-22-195	NEW-P	87-16-095	261-40-150	AMD	87-24-011	275-19-660	AMD	87-19-072
251-22-195	NEW-P	87-16-096	261-40-150	AMD	87-24-011	275-19-675	NEW-P	87-15-134
251-22-195	NEW	87-20-025	261-50-030	AMD	87-04-008	275-19-675	NEW-E	87-16-027
251-22-200	AMD-P	87-10-053	261-50-030	AMD-P	87-05-007	275-19-675	NEW	87-19-072
251-22-200	AMD	87-14-051	261-50-030	AMD	87-08-037	275-19-680	NEW-P	87-15-134
251-22-200	AMD-P	87-16-094	261-50-035	NEW-P	87-05-007	275-19-680	NEW-E	87-16-027
251-22-200	AMD	87-20-025	261-50-040	AMD	87-04-008	275-19-680	NEW	87-19-072
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251-23-015	NEW-C	87-10-049	261-50-045	REP	87-04-008	275-19-940	AMD-E	87-16-027
251-23-015	NEW-C	87-14-006	261-50-050	AMD	87-04-008	275-19-940	AMD	87-19-072
251-23-015	NEW	87-16-045	261-50-050	AMD-P	87-05-007	275-19-950	AMD-P	87-15-134
251-23-040	AMD	87-02-036	261-50-060	AMD	87-04-008	275-19-950	AMD-E	87-16-027
251-23-050	AMD	87-02-036	261-50-060	AMD-P	87-05-007	275-19-950	AMD	87-19-072
251-23-060	AMD	87-02-036	261-50-070	NEW-P	87-05-007	275-19-960	AMD-P	87-15-134
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254-20-090	AMD	87-03-039	261-50-090	AMD	87-04-008	275-19-960	AMD	87-19-072
260-16-090	NEW-P	88-01-077	261-50-090	AMD-P	87-05-007	275-19-970	AMD-P	87-15-134
260-20-170	AMD-P	88-01-077	261-50-090	AMD	87-08-037	275-19-970	AMD-E	87-16-027
260-24-280	AMD-P	87-08-029	275-16-030	AMD-E	87-15-132	275-19-970	AMD	87-19-072
260-24-280	AMD-E	87-09-031	275-16-030	AMD-P	87-15-133	275-19-980	AMD-P	87-15-134
260-24-280	AMD	87-15-019	275-16-030	AMD	87-19-026	275-19-980	AMD-E	87-16-027
260-36-040	AMD-P	87-08-029	275-19-020	AMD-P	87-15-134	275-19-980	AMD	87-19-072
260-36-040	AMD-E	87-09-031	275-19-020	AMD-E	87-16-027	275-19-985	AMD-P	87-15-134
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260-44-080	AMD-E	87-09-031	275-19-030	AMD-P	87-15-134	275-19-990	AMD-E	87-16-027
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260-70-010	AMD-W	87-09-076	275-19-030	AMD	87-19-072	275-27-220	AMD-P	88-01-028
260-70-010	AMD-P	87-09-077	275-19-040	AMD-P	87-05-021	275-27-223	NEW-E	88-01-027
260-70-010	AMD	87-15-020	275-19-040	AMD	87-09-035	275-27-223	NEW-P	88-01-028
260-70-021	AMD-P	87-08-029	275-19-050	AMD-P	87-05-021	275-27-223	NEW-P	88-01-028
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260-70-021	AMD-P	87-09-077	275-19-075	AMD	87-03-016	275-27-400	AMD-P	88-01-028
260-70-021	AMD	87-15-020	275-19-110	AMD-P	87-05-021	275-30-010	NEW-P	87-04-023
260-70-025	AMD-P	87-08-029	275-19-110	AMD	87-09-035	275-30-020	NEW-P	87-04-023
260-70-025	AMD-W	87-09-076	275-19-110	AMD-P	87-15-134	275-30-030	NEW-P	87-04-023
260-70-025	AMD-P	87-09-077	275-19-110	AMD-E	87-16-027	275-30-040	NEW-P	87-04-023
260-70-025	AMD	87-15-020	275-19-110	AMD	87-19-072	275-30-050	NEW-P	87-04-023
260-70-026	AMD-P	87-08-029	275-19-140	AMD-P	87-15-134	275-30-060	NEW-P	87-04-023
260-70-026	AMD-W	87-09-076	275-19-140	AMD-E	87-16-027	275-30-070	NEW-P	87-04-023
260-70-026	AMD-P	87-09-077	275-19-140	AMD	87-19-072	275-54-170	AMD-P	87-15-135
			275-19-170	AMD-P	87-15-134	275-54-170	AMD	87-19-070

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275-54-190	AMD-P	87-15-135	284-23-470	REP	87-14-015
275-54-190	AMD	87-19-070	284-23-480	AMD-P	87-09-098
275-54-200	AMD-P	87-15-135	284-23-480	AMD	87-14-015
275-54-200	AMD	87-19-070	284-23-485	NEW-P	87-09-098
275-55-021	REP-P	87-15-136	284-23-485	NEW	87-14-015
275-55-021	REP	87-19-071	284-23-490	REP-P	87-09-098
275-55-050	REP-P	87-15-136	284-23-490	REP	87-14-015
275-55-050	REP	87-19-071	284-23-500	REP-P	87-09-098
275-55-060	REP-P	87-15-136	284-23-500	REP	87-14-015
275-55-060	REP	87-19-071	284-23-510	REP-P	87-09-098
275-55-071	REP-P	87-15-136	284-23-510	REP	87-14-015
275-55-071	REP	87-19-071	284-23-520	REP-P	87-09-098
275-55-121	REP-P	87-15-136	284-23-520	REP	87-14-015
275-55-121	REP	87-19-071	284-23-530	REP-P	87-09-098
275-55-263	AMD-P	87-15-136	284-23-530	REP	87-14-015
275-55-263	AMD	87-19-071	284-30-330	AMD-P	87-06-039
275-55-271	AMD-P	87-15-136	284-30-330	AMD	87-09-071
275-55-271	AMD	87-19-071	284-30-350	AMD-P	87-06-039
275-55-281	AMD-P	87-15-136	284-30-350	AMD	87-09-071
275-55-281	AMD	87-19-071	284-30-390	AMD-P	87-06-039
275-55-291	AMD-P	87-15-136	284-30-390	AMD	87-09-071
275-55-291	AMD	87-19-071	284-30-500	AMD-P	87-06-039
275-55-331	REP-P	87-15-136	284-30-500	AMD	87-09-071
275-55-331	REP	87-19-071	284-30-572	NEW-P	87-06-039
275-56-135	AMD	87-06-026	284-30-572	NEW	87-09-071
284-07-010	NEW-P	87-02-065	284-30-574	NEW-P	87-06-039
284-07-010	NEW	87-05-011	284-30-574	NEW	87-09-071
284-07-014	NEW-P	87-02-065	284-30-590	NEW-P	87-06-039
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284-07-024	NEW-P	87-02-065	284-30-620	NEW-P	87-06-039
284-07-024	NEW	87-05-011	284-30-620	NEW	87-09-071
284-12-080	NEW	87-03-055	284-30-630	NEW-P	87-06-039
284-13-110	NEW-P	87-06-049	284-30-630	NEW	87-09-071
284-13-110	NEW	87-09-056	284-30-650	NEW-P	87-06-039
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284-13-150	NEW-P	87-06-049	284-53	AMD-P	87-15-142
284-13-150	NEW	87-09-056	284-53	AMD	87-18-050
284-17-200	AMD-P	87-22-055	284-53-010	AMD-P	87-15-142
284-17-210	AMD-P	87-22-055	284-53-010	AMD	87-18-050
284-17-220	AMD-P	87-22-055	284-54-010	NEW-P	87-11-056
284-17-230	AMD-P	87-22-055	284-54-010	NEW	87-15-027
284-17-235	NEW-P	87-22-055	284-54-015	NEW-P	87-11-056
284-17-235	NEW	88-01-074	284-54-015	NEW	87-15-027
284-17-240	REP-P	87-22-055	284-54-020	NEW-P	87-11-056
284-17-250	AMD-P	87-22-055	284-54-020	NEW	87-15-027
284-17-260	AMD-P	87-22-055	284-54-030	NEW-P	87-11-056
284-17-265	NEW-P	87-22-055	284-54-030	NEW	87-15-027
284-17-275	NEW-P	87-22-055	284-54-050	NEW-P	87-11-056
284-17-275	NEW	88-01-074	284-54-050	NEW	87-15-027
284-17-280	AMD-P	87-22-055	284-54-060	NEW-P	87-11-056
284-17-290	AMD-P	87-22-055	284-54-100	NEW-P	87-11-056
284-17-310	AMD-P	87-22-055	284-54-100	NEW	87-15-027
284-17-320	AMD-P	87-22-055	284-54-150	NEW-P	87-11-056
284-19-200	REP-P	87-19-101	284-54-150	NEW	87-15-027
284-19-200	REP	87-22-022	284-54-160	NEW-P	87-11-056
284-23-400	AMD-P	87-09-098	284-54-160	NEW	87-15-027
284-23-400	AMD	87-14-015	284-54-250	NEW-P	87-11-056
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284-23-430	AMD-P	87-09-098	284-54-350	NEW-P	87-11-056
284-23-430	AMD	87-14-015	284-54-350	NEW	87-15-027
284-23-440	AMD-P	87-09-098	284-54-500	NEW-P	87-11-056
284-23-440	AMD	87-14-015	284-54-500	NEW	87-15-027
284-23-450	AMD-P	87-09-098	284-54-600	NEW-P	87-11-056
284-23-450	AMD	87-14-015	284-54-600	NEW	87-15-027
284-23-455	NEW-P	87-09-098	284-54-610	NEW-P	87-11-056
284-23-455	NEW	87-14-015	284-54-610	NEW	87-15-027
284-23-460	AMD-P	87-09-098	284-54-620	NEW-P	87-11-056
284-54-620	NEW	87-15-027	284-54-630	NEW-P	87-11-056
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284-54-660	NEW-P	87-11-056	284-54-660	NEW	87-15-027
284-54-680	NEW	87-15-027	284-54-680	NEW-P	87-11-056
284-54-700	NEW-P	87-11-056	284-54-700	NEW	87-15-027
284-54-800	NEW-P	87-11-056	284-54-800	NEW-P	87-11-056
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284-74-010	NEW	87-05-046	284-74-010	NEW-P	87-02-066
284-74-100	NEW-P	87-02-066	284-74-010	NEW	87-05-046
284-74-100	NEW	87-05-046	284-74-100	NEW-P	87-02-066
284-74-200	NEW-P	88-01-059	284-74-200	NEW-P	87-15-109
284-91-010	NEW-P	87-15-109	284-91-010	NEW	87-18-025
284-91-010	NEW	87-18-025	284-91-010	NEW	87-18-025
284-91-020	NEW-P	87-15-109	284-91-020	NEW-P	87-15-109
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284-91-030	NEW	87-18-025	284-91-030	NEW	87-18-025
284-91-040	NEW-P	87-15-109	284-91-040	NEW-P	87-15-109
284-91-040	NEW	87-18-025	284-91-040	NEW	87-18-025
286-16-035	AMD-P	87-05-026	286-16-035	AMD-P	87-05-026
286-16-035	AMD	87-08-032	286-16-035	AMD	87-08-032
289-15-225	AMD	87-05-040	289-15-225	AMD	87-05-040
289-15-225	AMD-P	87-10-061	289-15-225	AMD-P	87-10-061
289-15-225	AMD-C	87-13-014	289-15-225	AMD-C	87-13-014
289-15-225	AMD	87-17-022	289-15-225	AMD	87-17-022
296-08-025	NEW	87-02-037	296-08-025	NEW	87-02-037
296-15-030	AMD	87-05-008	296-15-030	AMD	87-05-008
296-17-310	AMD-P	87-07-047	296-17-310	AMD-P	87-07-047
296-17-310	AMD	87-12-032	296-17-310	AMD	87-12-032
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296-17-330	REP	87-24-060	296-17-330	REP	87-24-060
296-17-340	AMD-P	87-07-047	296-17-340	AMD-P	87-07-047
296-17-340	AMD	87-12-032	296-17-340	AMD	87-12-032
296-17-340	REP-P	87-20-084	296-17-340	REP-P	87-20-084
296-17-340	REP	87-24-060	296-17-340	REP	87-24-060
296-17-350	AMD-P	87-20-084	296-17-350	AMD-P	87-20-084
296-17-350	AMD-P	87-23-053	296-17-350	AMD-P	87-23-053
296-17-350	AMD	87-24-060	296-17-350	AMD	87-24-060
296-17-350	AMD-C	88-01-118	296-17-350	AMD-C	88-01-118
296-17-430	AMD-P	87-07-047	296-17-430	AMD-P	87-07-047
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296-17-440	AMD-P	87-07-047	296-17-440	AMD-P	87-07-047
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296-17-440	AMD-P	87-20-084	296-17-440	AMD-P	87-20-084
296-17-440	AMD	87-24-060	296-17-440	AMD	87-24-060
296-17-470	AMD-P	87-07-047	296-17-470	AMD-P	87-07-047
296-17-470	AMD	87-12-032	296-17-470	AMD	87-12-032
296-17-480	REP-P	87-20-084	296-17-480	REP-P	87-20-084
296-17-480	REP	87-24-060	296-17-480	REP	87-24-060
296-17-502	AMD-P	87-07-047	296-17-502	AMD-P	87-07-047
296-17-502	AMD	87-12-032	296-17-502	AMD	87-12-032
296-17-505	AMD-P	87-07-047	296-17-505	AMD-P	87-07-047
296-17-505	AMD	87-12-032	296-17-505	AMD	87-12-032
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296-17-505	AMD	87-24-060	296-17-505	AMD	87-24-060
296-17-509	AMD-P	87-07-047	296-17-509	AMD-P	87-07-047
296-17-509	AMD	87-12-032	296-17-509	AMD	87-12-032
296-17-50904	AMD-P	87-07-047	296-17-50904	AMD-P	87-07-047
296-17-50904	AMD	87-12-032	296-17-50904	AMD	87-12-032
296-17-517	AMD-P	87-20-084	296-17-517	AMD-P	87-20-084
296-17-517	AMD	87-24-060	296-17-517	AMD	87-24-060
296-17-520	AMD-P	87-07-047	296-17-520	AMD-P	87-07-047
296-17-520	AMD	87-12-032	296-17-520	AMD	87-12-032
296-17-520	AMD-P	87-20-084	296-17-520	AMD-P	87-20-084
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296-17-52104	AMD	87-12-032	296-17-686	AMD-P	87-07-047	296-18A-470	AMD-W	87-12-031
296-17-52105	NEW-P	87-07-047	296-17-686	AMD	87-12-032	296-18A-480	AMD-P	87-02-057
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296-17-526	AMD-P	87-07-047	296-17-686	AMD	87-24-060	296-18A-490	AMD-P	87-05-057
296-17-526	AMD	87-12-032	296-17-689	AMD-P	87-07-047	296-18A-490	AMD-E	87-08-044
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296-17-527	AMD	87-12-032	296-17-691	AMD-P	87-07-047	296-18A-510	AMD-P	87-05-059
296-17-52701	AMD-P	87-20-084	296-17-691	AMD	87-12-032	296-18A-510	AMD	87-10-073
296-17-52701	AMD	87-24-060	296-17-692	AMD-P	87-07-047	296-20-010	AMD-P	87-18-071
296-17-538	AMD-P	87-07-047	296-17-692	AMD	87-12-032	296-20-010	AMD	87-24-050
296-17-538	AMD	87-12-032	296-17-695	AMD-P	87-07-047	296-20-01002	AMD-P	87-18-071
296-17-53806	AMD-P	87-07-047	296-17-695	AMD	87-12-032	296-20-01002	AMD	87-24-050
296-17-53806	AMD	87-12-032	296-17-704	AMD-P	87-07-047	296-20-022	NEW	87-03-004
296-17-542	AMD-P	87-07-047	296-17-704	AMD	87-12-032	296-20-022	AMD-P	87-18-071
296-17-542	AMD	87-12-032	296-17-724	AMD-P	87-07-047	296-20-022	AMD	87-24-050
296-17-544	AMD-P	87-07-047	296-17-724	AMD	87-12-032	296-20-024	NEW-P	87-18-071
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296-17-54401	NEW-P	87-07-047	296-17-736	AMD	87-24-060	296-20-03001	AMD-P	87-18-071
296-17-54401	NEW	87-12-032	296-17-739	AMD-P	87-20-084	296-20-03001	AMD-C	87-24-048
296-17-562	AMD-P	87-07-047	296-17-739	AMD	87-24-060	296-20-035	AMD-P	87-02-057
296-17-562	AMD	87-12-032	296-17-741	AMD-P	87-20-084	296-20-035	AMD	87-08-004
296-17-565	AMD-P	87-07-047	296-17-741	AMD	87-24-060	296-20-045	AMD-P	87-23-052
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296-17-56601	NEW	87-12-032	296-17-755	AMD-P	87-20-084	296-20-1102	AMD	87-22-052
296-17-567	AMD-P	87-20-084	296-17-755	AMD	87-24-060	296-20-12050	NEW-P	87-18-071
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296-17-57001	NEW	87-12-032	296-17-761	AMD-P	87-07-047	296-20-145	AMD	87-03-004
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296-17-57601	AMD	87-12-032	296-17-850	AMD-P	87-07-047	296-21-011	AMD	87-03-005
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296-17-57602	AMD	87-12-032	296-17-850	AMD-P	87-20-084	296-21-013	AMD-E	87-11-051
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296-17-578	AMD	87-12-032	296-17-855	AMD-P	87-20-084	296-21-013	AMD	87-16-004
296-17-579	AMD-P	87-07-047	296-17-855	AMD	87-24-060	296-21-013	AMD-E	87-16-007
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296-17-600	AMD-P	87-07-047	296-17-87309	REP	87-12-032	296-21-015	AMD-E	87-12-044
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296-17-603	AMD	87-12-032	296-17-880	AMD-P	87-20-084	296-21-025	AMD-E	87-12-044
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296-17-604	AMD	87-24-060	296-17-885	AMD-P	87-07-047	296-21-026	AMD-P	87-11-050
296-17-612	AMD-P	87-07-047	296-17-885	AMD	87-12-032	296-21-026	AMD-E	87-12-044
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296-17-615	AMD	87-12-032	296-17-890	AMD-P	87-20-084	296-21-027	AMD-E	87-12-044
296-17-619	AMD-P	87-07-047	296-17-890	AMD	87-24-060	296-21-027	AMD	87-16-004
296-17-619	AMD	87-12-032	296-17-895	AMD-P	87-07-047	296-21-030	AMD-P	87-11-050
296-17-620	AMD-P	87-07-047	296-17-895	AMD	87-12-032	296-21-030	AMD-E	87-12-044
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296-17-622	AMD-P	87-07-047	296-17-895	AMD	87-24-060	296-21-035	AMD-P	87-11-050
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296-17-644	AMD	87-24-060	296-17-916	AMD-P	87-24-072	296-21-040	AMD	87-16-004
296-17-649	AMD-P	87-07-047	296-17-917	AMD-P	87-07-017	296-21-045	AMD-P	87-11-050
296-17-649	AMD	87-12-032	296-17-917	AMD	87-12-033	296-21-045	AMD-E	87-12-044
296-17-64902	AMD-P	87-20-084	296-17-920	AMD	87-04-006	296-21-045	AMD	87-16-004
296-17-64902	AMD	87-24-060	296-18A-450	AMD-P	87-02-057	296-21-046	AMD-P	87-11-050
296-17-655	AMD-P	87-07-047	296-18A-450	AMD	87-08-004	296-21-046	AMD-E	87-12-044
296-17-655	AMD	87-12-032	296-18A-460	AMD-P	87-05-060	296-21-046	AMD	87-16-004
296-17-680	AMD-P	87-07-047	296-18A-460	AMD	87-10-070	296-21-057	AMD-P	87-11-050
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296-23-045	AMD-E	87-12-044	296-23-315	REP-E	87-02-042	296-23A-185	NEW-P	87-18-071
296-23-045	AMD	87-16-004	296-23-315	REP	87-03-005	296-23A-185	NEW	87-24-050
296-23-050	AMD-P	87-11-050	296-23-330	REP-E	87-02-042	296-23A-190	NEW-P	87-18-071
296-23-050	AMD-E	87-12-044	296-23-330	REP	87-03-005	296-23A-190	NEW	87-24-050
296-23-050	AMD	87-16-004	296-23-335	REP-E	87-02-042	296-23A-200	NEW-E	87-02-042
296-23-055	AMD-P	87-11-050	296-23-335	REP	87-03-005	296-23A-200	NEW	87-03-005
296-23-055	AMD-E	87-12-044	296-23-340	REP-E	87-02-042	296-23A-205	NEW-E	87-02-042
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296-23-065	AMD-P	87-11-050	296-23-356	REP-E	87-02-042	296-23A-210	NEW-E	87-02-042
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296-23-079	AMD-P	87-11-050	296-23-357	REP	87-03-005	296-23A-215	NEW	87-03-005
296-23-079	AMD-E	87-12-044	296-23-500	AMD-P	87-18-072	296-23A-220	NEW-E	87-02-042
296-23-079	AMD	87-16-004	296-23-500	AMD	87-22-052	296-23A-220	NEW	87-03-005
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296-23-07902	AMD-E	87-12-044	296-23-50014	AMD	87-22-052	296-23A-225	NEW	87-03-005
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296-23-07903	AMD-E	87-12-044	296-23-615	AMD	87-16-004	296-23A-235	NEW-E	87-02-042
296-23-07903	AMD	87-16-004	296-23-615	AMD-E	87-16-007	296-23A-235	NEW	87-03-005
296-23-07904	AMD-P	87-11-050	296-23-620	REP-P	87-23-052	296-23A-240	NEW-E	87-02-042
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296-23-07905	AMD-P	87-11-050	296-23-715	AMD-E	87-12-044	296-23A-242	NEW	87-03-005
296-23-07905	AMD-E	87-12-044	296-23-715	AMD	87-16-004	296-23A-244	NEW-E	87-02-042
296-23-07905	AMD	87-16-004	296-23-720	AMD-P	87-11-050	296-23A-244	NEW	87-03-005
296-23-07906	AMD-P	87-11-050	296-23-720	AMD-E	87-12-044	296-23A-244	AMD-P	87-11-050
296-23-07906	AMD-E	87-12-044	296-23-725	AMD-P	87-02-057	296-23A-244	AMD-E	87-12-044
296-23-07906	AMD	87-16-004	296-23-725	AMD	87-08-004	296-23A-244	AMD	87-16-004
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296-23-07907	AMD-E	87-12-044	296-23-811	AMD-E	87-11-051	296-23A-246	NEW	87-03-005
296-23-07907	AMD	87-16-004	296-23-811	AMD	87-16-004	296-23A-246	AMD-P	87-11-050
296-23-07908	AMD-P	87-11-050	296-23-811	AMD-E	87-16-007	296-23A-246	AMD-E	87-12-044
296-23-07908	AMD-E	87-12-044	296-23-980	AMD-P	87-02-057	296-23A-246	AMD	87-16-004
296-23-07908	AMD	87-16-004	296-23-980	AMD	87-08-004	296-23A-248	NEW-E	87-02-042
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296-23-080	AMD-E	87-12-044	296-23A-100	NEW	87-03-005	296-23A-250	NEW-E	87-02-042
296-23-080	AMD	87-16-004	296-23A-100	AMD-P	87-11-050	296-23A-250	NEW	87-03-005
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296-23-115	REP	87-16-004	296-23A-105	NEW-E	87-02-042	296-23A-252	AMD-P	87-11-050
296-23-125	AMD-P	87-11-050	296-23A-105	NEW	87-03-005	296-23A-252	AMD-E	87-12-044
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296-23-20102	AMD-E	87-02-042	296-23A-110	NEW-E	87-02-042	296-23A-254	NEW	87-03-005
296-23-20102	AMD	87-03-005	296-23A-110	NEW	87-03-005	296-23A-254	AMD-P	87-11-050
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296-23-204	AMD	87-16-004	296-23A-120	NEW-E	87-02-042	296-23A-256	NEW-E	87-02-042
296-23-212	AMD-E	87-02-042	296-23A-120	NEW	87-03-005	296-23A-256	NEW	87-03-005
296-23-212	AMD	87-03-005	296-23A-125	NEW-E	87-02-042	296-23A-256	AMD-P	87-11-050
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296-23-212	AMD-E	87-12-044	296-23A-130	NEW-E	87-02-042	296-23A-256	AMD	87-16-004
296-23-212	AMD	87-16-004	296-23A-130	NEW	87-03-005	296-23A-258	NEW-E	87-02-042
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296-23-221	AMD-P	87-11-050	296-23A-140	NEW	87-03-005	296-23A-258	AMD	87-16-004
296-23-221	AMD-E	87-12-044	296-23A-145	NEW-E	87-02-042	296-23A-260	NEW-E	87-02-042
296-23-221	AMD	87-16-004	296-23A-145	NEW	87-03-005	296-23A-260	NEW	87-03-005
296-23-224	AMD-P	87-11-050	296-23A-150	NEW-E	87-02-042	296-23A-260	AMD-P	87-11-050
296-23-224	AMD-E	87-12-044	296-23A-150	NEW	87-03-005	296-23A-260	AMD-E	87-12-044
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296-23-228	AMD-P	87-11-050	296-23A-150	AMD-E	87-12-044	296-23A-262	NEW-E	87-02-042
296-23-228	AMD-E	87-12-044	296-23A-150	AMD	87-16-004	296-23A-262	NEW	87-03-005
296-23-228	AMD	87-16-004	296-23A-155	NEW-P	87-18-071	296-23A-262	AMD-P	87-11-050
296-23-232	AMD-P	87-11-050	296-23A-160	NEW	87-24-050	296-23A-262	AMD-E	87-12-044
296-23-232	AMD-E	87-12-044	296-23A-160	NEW-P	87-18-071	296-23A-262	AMD	87-16-004
296-23-232	AMD	87-16-004	296-23A-160	NEW	87-24-050	296-23A-264	NEW-E	87-02-042
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296-23A-300	NEW-E	87-02-042	296-24-60001	REP	87-24-051	296-46-150	AMD	87-10-030
296-23A-300	NEW	87-03-005	296-24-60003	REP-P	87-19-135	296-46-160	AMD-P	87-06-047
296-23A-310	NEW-E	87-02-042	296-24-60003	REP	87-24-051	296-46-160	AMD	87-10-030
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296-23A-325	NEW-E	87-02-042	296-24-60501	REP	87-19-135	296-46-220	AMD-P	87-06-047
296-23A-325	NEW	87-03-005	296-24-60501	REP	87-24-051	296-46-220	AMD	87-10-030
296-23A-325	AMD-P	87-11-050	296-24-60503	REP-P	87-19-135	296-46-240	AMD-P	87-06-047
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296-23A-335	AMD-P	87-11-050	296-24-60509	REP	87-24-051	296-46-370	AMD	87-10-030
296-23A-335	AMD-E	87-12-044	296-24-615	REP-P	87-19-135	296-46-420	AMD-P	87-06-047
296-23A-335	AMD	87-16-004	296-24-615	REP	87-24-051	296-46-420	AMD	87-10-030
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296-23A-340	AMD	87-16-004	296-24-61505	REP-P	87-19-135	296-46-514	NEW-P	87-06-047
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296-23A-355	AMD-P	87-11-050	296-24-625	REP	87-24-051	296-46-940	AMD-P	87-19-135
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296-23A-360	AMD-E	87-12-044	296-24-95603	AMD-P	87-19-135	296-62-05405	AMD-P	87-19-135
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296-23A-425	AMD-P	87-11-050	296-27-160	AMD	87-24-051	296-62-07353	REP-P	87-19-135
296-23A-425	AMD-E	87-12-044	296-27-16001	AMD	87-03-011	296-62-07353	REP	87-24-051
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296-23A-425	AMD-E	87-16-007	296-27-16003	AMD	87-03-011	296-62-07355	NEW	87-24-051
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296-24-12007	AMD	87-24-051	296-27-16004	NEW	87-03-011	296-62-07357	NEW	87-24-051
296-24-14011	AMD-P	87-02-058	296-27-16005	REP	87-03-011	296-62-07359	NEW-P	87-19-135
296-24-14011	AMD	87-07-022	296-27-16007	AMD	87-03-011	296-62-07359	NEW	87-24-051
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296-24-58503	AMD	87-24-051	296-27-16011	AMD	87-03-011	296-62-07361	NEW	87-24-051
296-24-58513	AMD-P	87-19-135	296-27-16013	REP	87-03-011	296-62-07363	NEW-P	87-19-135
296-24-58513	AMD	87-24-051	296-27-16015	REP	87-03-011	296-62-07363	NEW	87-24-051
296-24-59001	REP-P	87-19-135	296-27-16017	REP	87-03-011	296-62-07365	NEW-P	87-19-135
296-24-59001	REP	87-24-051	296-27-16018	NEW	87-03-011	296-62-07365	NEW	87-24-051
296-24-59003	REP-P	87-19-135	296-27-16019	REP	87-03-011	296-62-07367	NEW-P	87-19-135
296-24-59005	REP-P	87-19-135	296-27-16020	NEW	87-03-011	296-62-07367	NEW	87-24-051
296-24-59005	REP	87-24-051	296-27-16021	REP	87-03-011	296-62-07369	NEW-P	87-19-135
296-24-59007	REP-P	87-19-135	296-27-16022	NEW	87-03-011	296-62-07369	NEW	87-24-051
296-24-59211	AMD-P	87-19-135	296-27-16023	REP	87-03-011	296-62-07371	NEW-P	87-19-135
296-24-59211	AMD	87-24-051	296-27-16026	NEW	87-03-011	296-62-07371	NEW	87-24-051
296-24-600	REP-P	87-19-135	296-46-110	AMD-P	87-06-047	296-62-07373	NEW-P	87-19-135
			296-46-110	AMD	87-10-030	296-62-07373	NEW	87-24-051
			296-46-130	AMD-P	87-06-047	296-62-07375	NEW-P	87-19-135
			296-46-130	AMD	87-10-030	296-62-07375	NEW	87-24-051
			296-46-140	AMD-P	87-06-047	296-62-07377	NEW-P	87-19-135

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296-62-07377	NEW	87-24-051	296-62-07727	NEW-P	87-05-055	296-65-015	AMD	87-24-051
296-62-07379	NEW-P	87-19-135	296-62-07727	NEW	87-10-008	296-65-020	AMD-P	87-05-055
296-62-07379	NEW	87-24-051	296-62-07727	AMD-P	87-19-135	296-65-020	AMD	87-10-008
296-62-07381	NEW-P	87-19-135	296-62-07727	AMD	87-24-051	296-65-020	AMD-P	87-19-135
296-62-07381	NEW	87-24-051	296-62-07729	NEW-P	87-05-055	296-65-020	AMD	87-24-051
296-62-07383	NEW-P	87-19-135	296-62-07729	NEW	87-10-008	296-65-025	AMD-P	87-19-135
296-62-07383	NEW	87-24-051	296-62-07729	REP-P	87-19-135	296-65-025	AMD	87-24-051
296-62-07385	NEW-P	87-19-135	296-62-07729	REP	87-24-051	296-65-030	AMD-P	87-05-055
296-62-07385	NEW	87-24-051	296-62-07731	NEW-P	87-05-055	296-65-030	AMD	87-10-008
296-62-07387	NEW-P	87-19-135	296-62-07731	NEW	87-10-008	296-65-040	AMD-P	87-05-055
296-62-07387	NEW	87-24-051	296-62-07731	AMD-P	87-19-135	296-65-040	AMD	87-10-008
296-62-07389	NEW-P	87-19-135	296-62-07731	AMD	87-24-051	296-65-040	REP-P	87-19-135
296-62-07389	NEW	87-24-051	296-62-07733	NEW-P	87-05-055	296-65-040	REP	87-24-051
296-62-07515	AMD-P	87-19-135	296-62-07733	NEW	87-10-008	296-65-045	REP-P	87-19-135
296-62-07515	AMD	87-24-051	296-62-07733	AMD-P	87-19-135	296-65-045	REP	87-24-051
296-62-07517	AMD-P	87-05-055	296-62-07733	AMD	87-24-051	296-81-007	AMD-P	87-14-077
296-62-07517	AMD	87-10-008	296-62-07735	NEW-P	87-05-055	296-81-007	AMD	87-23-007
296-62-07517	AMD-P	87-19-135	296-62-07735	NEW	87-10-008	296-81-008	AMD-P	87-14-077
296-62-07517	AMD	87-24-051	296-62-07735	AMD-P	87-19-135	296-81-008	AMD	87-23-007
296-62-077	NEW-P	87-05-055	296-62-07735	AMD	87-24-051	296-104-010	AMD-P	87-20-097
296-62-077	NEW	87-10-008	296-62-07737	NEW-P	87-05-055	296-104-010	AMD	88-01-064
296-62-07701	NEW-P	87-05-055	296-62-07737	NEW	87-10-008	296-104-220	AMD-P	87-20-097
296-62-07701	NEW	87-10-008	296-62-07737	AMD-P	87-19-135	296-104-220	AMD	88-01-064
296-62-07701	AMD-P	87-19-135	296-62-07737	AMD	87-24-051	296-104-265	AMD-P	87-20-097
296-62-07701	AMD	87-24-051	296-62-07739	NEW-P	87-05-055	296-104-265	AMD	88-01-064
296-62-07703	NEW-P	87-05-055	296-62-07739	NEW	87-10-008	296-104-701	NEW-P	87-07-023
296-62-07703	NEW	87-10-008	296-62-07739	AMD-P	87-19-135	296-104-701	NEW-E	87-07-024
296-62-07703	AMD-P	87-19-135	296-62-07739	AMD	87-24-051	296-104-701	NEW	87-12-003
296-62-07703	AMD	87-24-051	296-62-07741	NEW-P	87-05-055	296-104-800	NEW-P	87-20-097
296-62-07705	NEW-P	87-05-055	296-62-07741	NEW	87-10-008	296-104-800	NEW	88-01-064
296-62-07705	NEW	87-10-008	296-62-07741	AMD-P	87-19-135	296-116-020	AMD-P	87-24-081
296-62-07705	AMD-P	87-19-135	296-62-07741	AMD	87-24-051	296-116-020	AMD-C	88-01-095
296-62-07705	AMD	87-24-051	296-62-07743	NEW-P	87-05-055	296-116-030	AMD-P	87-24-082
296-62-07706	NEW-P	87-19-135	296-62-07743	NEW	87-10-008	296-116-030	AMD-C	88-01-096
296-62-07706	NEW	87-24-051	296-62-07743	AMD-P	87-19-135	296-116-080	AMD-P	87-02-053
296-62-07707	NEW-P	87-05-055	296-62-07743	AMD	87-24-051	296-116-080	AMD-P	87-24-083
296-62-07707	NEW	87-10-008	296-62-07745	NEW-P	87-05-055	296-116-080	AMD-C	88-01-097
296-62-07707	AMD-P	87-19-135	296-62-07745	NEW	87-10-008	296-116-082	AMD-E	87-23-032
296-62-07707	AMD	87-24-051	296-62-07745	AMD-P	87-19-135	296-116-082	AMD-P	87-24-084
296-62-07709	NEW-P	87-05-055	296-62-07745	AMD	87-24-051	296-116-120	AMD-P	87-24-085
296-62-07709	NEW	87-10-008	296-62-07747	NEW-P	87-05-055	296-116-120	AMD-C	88-01-098
296-62-07709	AMD-P	87-19-135	296-62-07747	NEW	87-10-008	296-116-175	NEW-P	87-16-083
296-62-07709	AMD	87-24-051	296-62-07747	AMD-P	87-19-135	296-116-175	NEW-E	87-19-099
296-62-07711	NEW-P	87-05-055	296-62-07747	AMD	87-24-051	296-116-175	NEW	87-19-100
296-62-07711	NEW	87-10-008	296-62-07749	NEW-P	87-05-055	296-116-185	AMD-P	87-22-079
296-62-07711	AMD-P	87-19-135	296-62-07749	NEW	87-10-008	296-116-300	AMD-P	87-22-060
296-62-07711	AMD	87-24-051	296-62-07749	AMD-P	87-19-135	296-116-360	NEW-P	87-24-086
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296-62-07712	NEW	87-24-051	296-62-07751	NEW-P	87-19-135	296-116-400	NEW-P	87-24-087
296-62-07713	NEW-P	87-05-055	296-62-07751	NEW	87-24-051	296-116-400	NEW-C	88-01-100
296-62-07713	NEW	87-10-008	296-62-07753	NEW-P	87-19-135	296-116-410	NEW-P	87-24-088
296-62-07713	AMD-P	87-19-135	296-62-07753	NEW	87-24-051	296-116-410	NEW-C	88-01-101
296-62-07713	AMD	87-24-051	296-62-07761	NEW-P	87-19-135	296-150B-030	AMD-P	87-15-031
296-62-07715	NEW-P	87-05-055	296-62-07761	NEW	87-24-051	296-150B-035	AMD-P	87-15-031
296-62-07715	NEW	87-10-008	296-62-14531	REP-P	87-19-135	296-150B-035	AMD	87-21-040
296-62-07715	AMD-P	87-19-135	296-62-14531	REP	87-24-051	296-150B-050	AMD-P	87-15-031
296-62-07715	AMD	87-24-051	296-62-14533	AMD-P	87-19-135	296-150B-050	AMD	87-21-040
296-62-07717	NEW-P	87-05-055	296-62-14533	AMD	87-24-051	296-150B-060	AMD-P	87-15-031
296-62-07717	NEW	87-10-008	296-62-14537	NEW-P	87-19-135	296-150B-060	AMD	87-21-040
296-62-07717	AMD-P	87-19-135	296-62-14537	NEW	87-24-051	296-150B-122	NEW-P	87-15-031
296-62-07717	AMD	87-24-051	296-62-14539	NEW-P	87-19-135	296-150B-122	NEW	87-21-040
296-62-07719	NEW-P	87-05-055	296-62-14539	NEW	87-24-051	296-150B-125	AMD-P	87-15-031
296-62-07719	NEW	87-10-008	296-62-14541	NEW-P	87-19-135	296-150B-125	AMD	87-21-040
296-62-07719	AMD-P	87-19-135	296-62-14541	NEW	87-24-051	296-150B-185	AMD-P	87-15-031
296-62-07719	AMD	87-24-051	296-62-146	REP-P	87-19-135	296-150B-185	AMD	87-21-040
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296-62-07721	NEW	87-10-008	296-62-14603	REP-P	87-19-135	296-150B-200	AMD	87-21-040
296-62-07721	AMD-P	87-19-135	296-62-14603	REP	87-24-051	296-150B-320	NEW-E	87-11-060
296-62-07721	AMD	87-24-051	296-65-003	AMD-P	87-19-135	296-150B-320	NEW-P	87-15-017
296-62-07723	NEW-P	87-05-055	296-65-003	AMD	87-24-051	296-150B-320	NEW-E	87-17-064
296-62-07723	NEW	87-10-008	296-65-005	AMD-P	87-05-055	296-150B-513	AMD-P	87-15-031
296-62-07723	AMD-P	87-19-135	296-65-005	AMD	87-10-008	296-150B-513	AMD	87-21-040
296-62-07723	AMD	87-24-051	296-65-005	AMD-P	87-19-135	296-150B-515	NEW-P	87-15-031
296-62-07725	NEW-P	87-05-055	296-65-005	AMD	87-24-051	296-150B-515	NEW	87-21-040
296-62-07725	NEW	87-10-008	296-65-015	AMD-P	87-05-055	296-155-160	AMD-P	87-05-055
296-62-07725	AMD-P	87-19-135	296-65-015	AMD	87-10-008	296-155-160	AMD	87-10-008
296-62-07725	AMD	87-24-051	296-65-015	AMD-P	87-19-135	296-155-160	AMD-P	87-19-135

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296-155-175	NEW-P	87-05-055	296-155-181	NEW	87-10-008	296-155-449	NEW-W	87-13-008
296-155-175	NEW	87-10-008	296-155-181	REP-P	87-19-135	296-155-450	REP-P	87-02-058
296-155-175	REP-P	87-19-135	296-155-181	REP	87-24-051	296-155-450	REP-C	87-07-021
296-155-175	REP	87-24-051	296-155-183	NEW-P	87-05-055	296-155-450	REP-W	87-13-008
296-155-17505	NEW-P	87-05-055	296-155-183	NEW	87-10-008	296-155-452	NEW-P	87-02-058
296-155-17505	NEW	87-10-008	296-155-183	REP-P	87-19-135	296-155-452	NEW-C	87-07-021
296-155-17505	REP-P	87-19-135	296-155-183	REP	87-24-051	296-155-452	NEW-W	87-13-008
296-155-17505	REP	87-24-051	296-155-185	NEW-P	87-05-055	296-155-455	REP-P	87-02-058
296-155-17510	NEW-P	87-05-055	296-155-185	NEW	87-10-008	296-155-455	REP-C	87-07-021
296-155-17510	NEW	87-10-008	296-155-185	REP-P	87-19-135	296-155-455	REP-W	87-13-008
296-155-17510	REP-P	87-19-135	296-155-185	REP	87-24-051	296-155-456	NEW-P	87-02-058
296-155-17510	REP	87-24-051	296-155-187	NEW-P	87-05-055	296-155-456	NEW-C	87-07-021
296-155-17515	NEW-P	87-05-055	296-155-187	NEW	87-10-008	296-155-456	NEW-W	87-13-008
296-155-17515	NEW	87-10-008	296-155-187	REP-P	87-19-135	296-155-459	NEW-P	87-02-058
296-155-17515	REP-P	87-19-135	296-155-187	REP	87-24-051	296-155-459	NEW-C	87-07-021
296-155-17515	REP	87-24-051	296-155-189	NEW-P	87-05-055	296-155-459	NEW-W	87-13-008
296-155-17520	NEW-P	87-05-055	296-155-189	NEW	87-10-008	296-155-462	NEW-P	87-02-058
296-155-17520	NEW	87-10-008	296-155-189	REP-P	87-19-135	296-155-462	NEW-C	87-07-021
296-155-17520	REP-P	87-19-135	296-155-189	REP	87-24-051	296-155-462	NEW-W	87-13-008
296-155-17520	REP	87-24-051	296-155-191	NEW-P	87-05-055	296-155-745	AMD-P	87-02-058
296-155-17525	NEW-P	87-05-055	296-155-191	NEW	87-10-008	296-155-745	AMD-C	87-07-021
296-155-17525	NEW	87-10-008	296-155-191	REP-P	87-19-135	296-155-745	AMD-W	87-13-008
296-155-17525	REP-P	87-19-135	296-155-191	REP	87-24-051	296-155-775	AMD-P	87-05-055
296-155-17525	REP	87-24-051	296-155-193	NEW-P	87-05-055	296-155-775	AMD	87-10-008
296-155-17530	NEW-P	87-05-055	296-155-193	NEW	87-10-008	296-155-775	AMD-P	87-19-135
296-155-17530	NEW	87-10-008	296-155-193	REP-P	87-19-135	296-155-775	AMD	87-24-051
296-155-17530	REP-P	87-19-135	296-155-193	REP	87-24-051	296-200-340	AMD	87-07-003
296-155-17530	REP	87-24-051	296-155-265	AMD-P	87-02-058	296-200-350	AMD	87-07-003
296-155-17532	NEW-P	87-05-055	296-155-265	AMD-C	87-07-021	296-200-370	AMD	87-07-003
296-155-17532	NEW	87-10-008	296-155-265	AMD-W	87-13-008	296-306-003	NEW-C	87-02-056
296-155-17532	REP-P	87-19-135	296-155-270	AMD-P	87-02-058	296-306-003	NEW-C	87-05-023
296-155-17532	REP	87-24-051	296-155-270	AMD-C	87-07-021	296-306-003	NEW	87-09-079
296-155-17535	NEW-P	87-05-055	296-155-270	AMD-W	87-13-008	296-306-005	REP-C	87-02-056
296-155-17535	NEW	87-10-008	296-155-405	AMD-P	87-02-058	296-306-005	REP-C	87-05-023
296-155-17535	REP-P	87-19-135	296-155-405	AMD-C	87-07-021	296-306-005	REP	87-09-079
296-155-17535	REP	87-24-051	296-155-405	AMD-W	87-13-008	296-306-006	NEW-C	87-02-056
296-155-17540	NEW-P	87-05-055	296-155-425	REP-P	87-02-058	296-306-006	NEW-C	87-05-023
296-155-17540	NEW	87-10-008	296-155-425	REP-C	87-07-021	296-306-006	NEW	87-09-079
296-155-17540	REP-P	87-19-135	296-155-425	REP-W	87-13-008	296-306-009	NEW-C	87-02-056
296-155-17540	REP	87-24-051	296-155-426	NEW-P	87-02-058	296-306-009	NEW-C	87-05-023
296-155-17545	NEW-P	87-05-055	296-155-426	NEW-C	87-07-021	296-306-009	NEW	87-09-079
296-155-17545	NEW	87-10-008	296-155-426	NEW-W	87-13-008	296-306-012	NEW-C	87-02-056
296-155-17545	REP-P	87-19-135	296-155-428	NEW-P	87-02-058	296-306-012	NEW-C	87-05-023
296-155-17545	REP	87-24-051	296-155-428	NEW-C	87-07-021	296-306-012	NEW	87-09-079
296-155-17550	NEW-P	87-05-055	296-155-428	NEW-W	87-13-008	296-306-025	AMD-C	87-02-056
296-155-17550	NEW	87-10-008	296-155-429	NEW-P	87-02-058	296-306-025	AMD-C	87-05-023
296-155-17550	REP-P	87-19-135	296-155-429	NEW-C	87-07-021	296-306-025	AMD	87-09-079
296-155-17550	REP	87-24-051	296-155-429	NEW-W	87-13-008	296-306-057	NEW-C	87-02-056
296-155-17555	NEW-P	87-05-055	296-155-430	REP-P	87-02-058	296-306-057	NEW-C	87-05-023
296-155-17555	NEW	87-10-008	296-155-430	REP-C	87-07-021	296-306-057	NEW	87-09-079
296-155-17555	REP-P	87-19-135	296-155-430	REP-W	87-13-008	296-306-27095	AMD-P	87-19-135
296-155-17555	REP	87-24-051	296-155-432	NEW-P	87-02-058	296-306-27095	AMD	87-24-051
296-155-17560	NEW-P	87-05-055	296-155-432	NEW-C	87-07-021	296-306-300	NEW-C	87-02-056
296-155-17560	NEW	87-10-008	296-155-432	NEW-W	87-13-008	296-306-300	NEW-C	87-05-023
296-155-17560	REP-P	87-19-135	296-155-434	NEW-P	87-02-058	296-306-300	NEW	87-09-079
296-155-17560	REP	87-24-051	296-155-434	NEW-C	87-07-021	296-306-310	NEW-C	87-02-056
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296-155-17565	NEW	87-10-008	296-155-435	REP-P	87-02-058	296-306-310	NEW	87-09-079
296-155-17565	REP-P	87-19-135	296-155-435	REP-C	87-07-021	296-306-320	NEW-C	87-02-056
296-155-17565	REP	87-24-051	296-155-435	REP-W	87-13-008	296-306-320	NEW-C	87-05-023
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296-155-17570	REP-P	87-19-135	296-155-437	NEW-W	87-13-008	296-350-500	AMD	87-24-051
296-155-17570	REP	87-24-051	296-155-440	REP-P	87-02-058	296-350-990	AMD-P	87-19-135
296-155-17575	NEW-P	87-05-055	296-155-440	REP-C	87-07-021	296-350-990	AMD	87-24-051
296-155-17575	NEW	87-10-008	296-155-440	REP-W	87-13-008	296-400-045	AMD-P	88-01-046
296-155-17575	REP-P	87-19-135	296-155-441	NEW-P	87-02-058	300-12-010	AMD-P	87-16-100
296-155-17575	REP	87-24-051	296-155-441	NEW-C	87-07-021	300-12-010	AMD	87-20-071
296-155-177	NEW-P	87-05-055	296-155-441	NEW-W	87-13-008	300-12-015	AMD-P	87-16-100
296-155-177	NEW	87-10-008	296-155-444	NEW-P	87-02-058	300-12-015	AMD	87-20-071
296-155-177	REP-P	87-19-135	296-155-444	NEW-C	87-07-021	300-12-020	AMD-P	87-16-100
296-155-177	REP	87-24-051	296-155-444	NEW-W	87-13-008	300-12-020	AMD	87-20-071
296-155-179	NEW-P	87-05-055	296-155-447	NEW-P	87-02-058	304-12-030	NEW-P	87-16-099
296-155-179	NEW	87-10-008	296-155-447	NEW-C	87-07-021	304-12-030	NEW	87-20-070
296-155-179	REP-P	87-19-135	296-155-447	NEW-W	87-13-008	304-12-035	NEW-P	87-16-099
296-155-179	REP	87-24-051	296-155-449	NEW-P	87-02-058	304-12-035	NEW	87-20-070

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308-04-020	NEW-W 87-14-085	308-32-080	AMD 87-21-011	308-48-590	AMD 88-01-024
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308-04-020	NEW 87-21-014	308-32-100	NEW-P 87-07-046	308-48-800	NEW 87-10-028
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308-11-100	AMD-P 87-16-106	308-33-030	AMD-P 87-11-061	308-49-170	AMD 87-18-053
308-11-100	AMD 87-21-011	308-33-030	AMD 87-21-088	308-49-170	AMD-P 88-01-132
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308-12-326	NEW-P 87-07-046	308-34-080	AMD 87-21-011	308-50-440	NEW-P 87-13-057
308-12-326	NEW 87-10-028	308-34-090	NEW-P 87-07-046	308-50-440	NEW-E 87-14-088
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308-13-150	AMD-E 87-10-026	308-37-130	AMD-P 87-20-090	308-51-125	NEW 87-21-049
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308-20-040	AMD 87-21-010	308-40-102	AMD 87-09-097	308-51-210	NEW 87-18-031
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308-20-200	REP-P 87-07-046	308-40-125	AMD-P 87-13-057	308-52-140	AMD-P 87-13-054
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308-26-025	NEW-E 87-21-065	308-42-210	NEW-P 87-14-086	308-52-315	REP-P 87-07-046
308-26-025	NEW 87-22-019	308-42-210	NEW 87-18-040	308-52-315	REP 87-10-028
308-26-040	REP-P 87-07-046	308-42-220	NEW-P 87-14-086	308-52-590	NEW-P 87-07-046
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308-29-060	AMD 87-11-064	308-42-260	NEW 87-18-040	308-53-085	AMD 87-09-046
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308-29-080	AMD 87-11-064	308-42-280	NEW 87-18-040	308-54-315	AMD-P 87-07-046
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308-56A-125	AMD-P	87-04-069	308-90-090	AMD-E	87-21-009	308-96A-220	AMD-P	87-04-067
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308-61-108	AMD-E	87-22-030	308-90-150	NEW-P	87-23-023	308-96A-335	AMD-P	87-04-067
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308-120-710	NEW-P	87-15-103	308-124H-010	AMD-P	87-17-068
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308-124A-030	AMD	87-20-091	308-138-325	NEW-P	87-14-017
308-124A-040	AMD-P	87-17-068	308-138-325	NEW-P	87-20-098
308-124A-040	AMD	87-20-091	308-138-325	NEW	88-01-104
308-124A-110	AMD-P	87-17-068	308-138-326	NEW-P	87-04-048
308-124A-110	AMD	87-20-091	308-138-326	NEW	87-11-062
308-124A-115	NEW-P	87-14-054	308-138-327	NEW-P	87-04-048
308-124A-115	NEW-E	87-16-020	308-138-327	NEW	87-11-062
308-124A-115	NEW	87-17-051	308-138-328	NEW-P	87-04-048
308-124A-120	AMD-P	87-17-068	308-138-328	NEW-P	87-14-017
308-124A-120	AMD	87-20-091	308-138-328	NEW-P	87-20-098
308-124A-130	AMD-P	87-17-068	308-138-328	NEW	88-01-104
308-124A-130	AMD	87-20-091	308-138-330	AMD-P	87-04-048
308-124A-200	AMD-P	87-14-054	308-138-330	AMD	87-11-062
308-124A-200	AMD-E	87-16-020	308-138A-020	AMD-P	87-04-048
308-124A-200	AMD	87-17-051	308-138A-020	AMD	87-13-004
308-124A-205	NEW-P	87-17-068	308-138A-020	AMD-P	87-14-046
308-124A-205	NEW	87-20-091	308-138A-020	AMD	87-20-099
308-124A-210	REP-P	87-17-068	308-138A-025	AMD-P	87-14-046
308-124A-210	REP	87-20-091	308-138A-025	AMD	87-20-099
308-124A-410	AMD-P	87-17-068	308-138B-170	AMD-P	87-14-046
308-124A-410	AMD	87-20-091	308-138B-170	AMD	87-20-099
308-124A-420	AMD-P	87-17-068	308-152-015	REP-P	87-07-046
308-124A-420	AMD	87-20-091	308-152-015	REP	87-10-028
308-124A-450	AMD-P	87-17-068	308-152-030	NEW-P	87-07-046
308-124A-450	AMD	87-20-091	308-152-030	NEW	87-10-028
308-124A-460	NEW-P	87-14-054	308-171-001	AMD-P	87-05-062
308-124A-460	NEW	87-17-051	308-171-001	AMD	87-09-044
308-124A-470	NEW-E	87-16-020	308-171-002	AMD-P	87-05-062
308-124B-040	REP-P	87-17-068	308-171-002	AMD	87-09-044
308-124B-040	REP	87-20-091	308-171-003	NEW-P	87-05-062
308-124B-100	AMD-P	87-17-068	308-171-003	NEW	87-09-044
308-124B-100	AMD	87-20-091	308-171-010	AMD-P	87-05-062
308-124B-120	AMD-P	87-17-068	308-171-010	AMD	87-09-044
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308-124B-130	AMD-P	87-17-068	308-171-020	AMD	87-09-044
308-124B-130	AMD	87-20-091	308-171-030	AMD	87-04-015
308-124B-150	NEW-E	87-20-064	308-171-030	REP-P	87-07-046
308-124C-010	AMD-P	87-17-068	308-171-030	REP	87-10-028
308-124C-010	AMD	87-20-091	308-171-040	AMD	87-04-015
308-124C-030	AMD-P	87-17-068	308-171-310	NEW-P	87-07-046
308-124C-030	AMD	87-20-091	308-171-310	NEW	87-10-028
308-175-040	AMD-P	87-17-067	308-175-040	AMD-P	87-17-067
308-175-040	AMD	87-23-022	308-175-050	AMD-P	87-17-067
308-175-050	AMD-P	87-23-022	308-175-050	AMD	87-23-022
308-175-065	NEW-P	87-17-067	308-175-065	NEW	87-23-022
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308-175-135	NEW-P	87-17-067	308-175-135	NEW-P	87-17-067
308-175-135	NEW	87-23-022	308-175-135	NEW	87-23-022
308-180-100	AMD-E	87-03-013	308-180-100	AMD-E	87-03-013
308-180-100	AMD	87-06-050	308-180-100	AMD	87-06-050
308-180-100	REP-P	87-07-046	308-180-100	REP-P	87-13-057
308-180-100	REP-E	87-14-088	308-180-100	REP-E	87-14-088
308-180-100	REP	87-18-031	308-180-100	REP	87-18-031
308-180-130	NEW-E	87-03-013	308-180-130	NEW-E	87-03-013
308-180-130	NEW	87-06-050	308-180-130	NEW	87-06-050
308-180-140	NEW-E	87-03-013	308-180-140	NEW-E	87-03-013
308-180-140	NEW	87-06-050	308-180-140	NEW	87-06-050
308-180-150	NEW-E	87-03-013	308-180-150	NEW-E	87-03-013
308-180-150	NEW	87-06-050	308-180-150	NEW	87-06-050
308-180-160	NEW-E	87-03-013	308-180-160	NEW-E	87-03-013
308-180-160	NEW	87-06-050	308-180-160	NEW	87-06-050
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308-180-170	NEW	87-06-050	308-180-170	NEW	87-06-050
308-180-190	NEW-E	87-03-013	308-180-190	NEW-E	87-03-013
308-180-190	NEW	87-06-050	308-180-190	NEW	87-06-050
308-180-200	NEW-E	87-03-013	308-180-200	NEW-E	87-03-013
308-180-200	NEW	87-06-050	308-180-200	NEW	87-06-050
308-180-210	NEW-E	87-03-013	308-180-210	NEW-E	87-03-013
308-180-210	NEW	87-06-050	308-180-210	NEW	87-06-050
308-180-220	NEW-E	87-03-013	308-180-220	NEW-E	87-03-013
308-180-220	NEW	87-06-050	308-180-220	NEW	87-06-050
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308-180-240	NEW	87-06-050	308-180-240	NEW	87-06-050
308-180-250	NEW-E	87-03-013	308-180-250	NEW-E	87-03-013
308-180-250	NEW	87-06-050	308-180-250	NEW	87-06-050
308-180-260	NEW-P	87-07-046	308-180-260	NEW-P	87-07-046
308-180-260	NEW-P	87-13-057	308-180-260	NEW-P	87-13-057
308-180-260	NEW-E	87-14-088	308-180-260	NEW-E	87-14-088
308-180-260	NEW	87-18-031	308-180-260	NEW	87-18-031
308-185-010	NEW-P	87-24-062	308-185-010	NEW-P	87-24-062
308-190-010	NEW-P	87-13-053	308-190-010	NEW-P	87-13-053
308-190-010	NEW	87-18-033	308-190-010	NEW	87-18-033
308-190-020	NEW-P	87-16-106	308-190-020	NEW-P	87-16-106
308-190-020	NEW	87-21-011	308-190-020	NEW	87-21-011
308-195-010	NEW-P	87-24-062	308-195-010	NEW-P	87-24-062
308-400-095	NEW-P	87-13-055	308-400-095	NEW-P	87-13-055
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308-400-095	NEW-E	87-16-057	308-400-095	NEW-E	87-16-057
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308-400-100	NEW	87-16-059	315-04-070	AMD-P	87-07-051	315-32-040	AMD	87-22-032
308-400-110	NEW-P	87-13-055	315-04-070	AMD	87-10-043	315-32-050	AMD-P	87-17-066
308-400-110	NEW-E	87-16-021	315-04-090	AMD-P	87-07-051	315-32-050	AMD-C	87-20-002
308-400-110	NEW-E	87-16-057	315-04-090	AMD	87-10-043	315-32-050	AMD	87-22-032
308-400-110	NEW	87-16-059	315-04-190	AMD	87-05-005	315-32-060	AMD-P	87-17-066
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308-410-050	NEW-P	87-24-098	315-06-120	AMD-P	87-14-057	320-08-010	AMD-P	87-10-068
308-410-060	NEW-P	87-24-098	315-06-120	AMD	87-17-012	320-08-010	AMD	87-14-053
308-410-070	NEW-P	87-24-098	315-10-060	AMD-P	87-14-057	320-08-030	AMD-P	87-10-068
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314-12-070	AMD	87-16-002	315-11-202	REP-P	87-21-094	320-08-050	AMD-P	87-10-068
314-12-100	AMD-P	88-01-033	315-11-210	REP-P	87-21-094	320-08-050	AMD	87-14-053
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314-12-145	NEW-E	87-11-043	315-11-212	REP-P	87-21-094	320-08-055	NEW	87-14-053
314-12-145	NEW-P	87-11-044	315-11-220	REP-P	87-21-094	320-08-070	AMD-P	87-10-068
314-12-145	NEW	87-14-009	315-11-221	REP-P	87-21-094	320-08-070	AMD	87-14-053
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314-12-150	AMD	87-14-010	315-11-230	REP-P	87-21-094	320-08-080	AMD	87-14-053
314-16-020	AMD-P	87-19-108	315-11-231	REP-P	87-21-094	320-08-090	AMD-P	87-10-068
314-16-020	AMD	87-22-018	315-11-232	REP-P	87-21-094	320-08-090	AMD	87-14-053
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314-16-040	AMD	87-20-014	315-11-240	REP-P	87-21-094	320-08-100	AMD	87-14-053
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314-24-090	AMD-P	87-18-047	315-11-262	NEW-P	87-07-050	320-08-350	AMD	87-14-053
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314-24-095	NEW	87-15-016	315-11-271	NEW-P	87-07-050	320-08-380	AMD	87-14-053
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314-24-110	AMD	87-15-111	315-11-272	NEW-P	87-07-050	320-08-390	AMD	87-14-053
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314-24-190	AMD	87-15-111	315-11-281	NEW-P	87-14-058	320-08-410	AMD	87-14-053
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320-08-530	AMD-P 87-10-068	332-16-035	NEW 87-21-005	332-16-130	REP-C 87-20-067
320-08-530	AMD 87-14-053	332-16-040	AMD-E 87-15-100	332-16-130	REP-E 87-21-006
320-08-540	AMD-P 87-10-068	332-16-040	REP-P 87-15-102	332-16-130	REP 87-21-007
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320-12-060	AMD 87-14-047	332-16-045	NEW 87-21-005	332-16-140	REP-E 87-21-006
320-12-070	AMD-P 87-10-069	332-16-050	REP-P 87-15-102	332-16-140	REP 87-21-007
320-12-070	AMD 87-14-047	332-16-050	REP-C 87-20-067	332-16-145	NEW-P 87-15-102
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320-16-001	REP 87-14-047	332-16-050	REP 87-21-007	332-16-145	NEW-E 87-21-006
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320-16-015	REP 87-14-047	332-16-055	NEW 87-21-007	332-16-150	REP-C 87-20-067
320-18-020	NEW-P 87-24-100	332-16-060	REP-P 87-15-102	332-16-150	REP-E 87-21-006
320-20-010	AMD-P 87-10-069	332-16-060	REP-C 87-20-067	332-16-150	REP 87-21-007
320-20-010	AMD 87-14-047	332-16-060	REP-E 87-21-006	332-16-155	NEW-P 87-15-102
320-20-020	AMD-P 87-10-069	332-16-060	REP 87-21-007	332-16-155	NEW-C 87-20-067
320-20-020	AMD 87-14-047	332-16-065	NEW-P 87-15-102	332-16-155	NEW-E 87-21-006
320-20-030	AMD-P 87-10-069	332-16-065	NEW-C 87-20-067	332-16-155	NEW 87-21-007
320-20-030	AMD 87-14-047	332-16-065	NEW-E 87-21-006	332-16-160	REP-P 87-15-102
320-20-060	REP-P 87-10-069	332-16-065	NEW 87-21-007	332-16-160	REP-C 87-20-067
320-20-060	REP 87-14-047	332-16-070	AMD-E 87-15-100	332-16-160	REP-E 87-21-006
322-12-010	AMD 87-04-035	332-16-070	REP-P 87-15-102	332-16-160	REP 87-21-007
323-12-010	NEW 87-05-014	332-16-070	REP-C 87-20-067	332-16-165	NEW-P 87-15-102
323-12-020	NEW 87-05-014	332-16-070	REP-E 87-21-006	332-16-165	NEW-C 87-20-067
323-12-030	NEW 87-05-014	332-16-070	REP 87-21-007	332-16-165	NEW-E 87-21-006
323-12-040	NEW 87-05-014	332-16-075	NEW-P 87-15-102	332-16-165	NEW 87-21-007
323-12-050	NEW 87-05-014	332-16-075	NEW-C 87-20-067	332-16-170	REP-P 87-15-102
323-12-060	NEW 87-05-014	332-16-075	NEW-E 87-21-006	332-16-170	REP-C 87-20-067
323-12-070	NEW 87-05-014	332-16-075	NEW 87-21-007	332-16-170	REP-E 87-21-006
323-12-080	NEW 87-05-014	332-16-080	REP-P 87-15-102	332-16-170	REP 87-21-007
323-12-090	NEW 87-05-014	332-16-080	REP-C 87-20-067	332-16-175	NEW-P 87-15-102
323-12-100	NEW 87-05-014	332-16-080	REP-E 87-21-006	332-16-175	NEW-C 87-20-067
323-12-110	NEW 87-05-014	332-16-080	REP 87-21-007	332-16-175	NEW-E 87-21-006
323-12-120	NEW 87-05-014	332-16-085	NEW-P 87-15-102	332-16-175	NEW 87-21-007
326-02-030	AMD-P 87-15-143	332-16-085	NEW-C 87-20-067	332-16-180	REP-P 87-15-102
326-02-030	AMD 87-18-030	332-16-085	NEW-E 87-21-006	332-16-180	REP-C 87-20-067
326-02-030	AMD-P 87-20-088	332-16-085	NEW 87-21-007	332-16-180	REP-E 87-21-006
326-20-010	AMD-P 87-15-143	332-16-090	REP-P 87-15-102	332-16-180	REP 87-21-007
326-20-010	AMD 87-18-030	332-16-090	REP-C 87-20-067	332-16-185	NEW-P 87-15-102
326-20-050	AMD-P 87-15-143	332-16-090	REP-E 87-21-006	332-16-185	NEW-C 87-20-067
326-20-050	AMD 87-18-030	332-16-090	REP 87-21-007	332-16-185	NEW-E 87-21-006
326-20-080	AMD-P 87-15-143	332-16-095	NEW-P 87-15-102	332-16-185	NEW 87-21-007
326-20-080	AMD 87-18-030	332-16-095	NEW-C 87-20-067	332-16-190	REP-P 87-15-102
326-20-090	REP-E 87-16-066	332-16-095	NEW-E 87-21-006	332-16-190	REP-C 87-20-067
326-20-090	REP-P 87-20-088	332-16-095	NEW 87-21-007	332-16-190	REP-E 87-21-006
326-20-300	NEW-E 87-16-065	332-16-100	AMD-E 87-15-100	332-16-190	REP 87-21-007
326-20-300	NEW-P 87-20-088	332-16-100	REP-P 87-15-102	332-16-195	NEW-P 87-15-102
326-30-039	NEW-E 87-13-037	332-16-100	REP-C 87-20-067	332-16-195	NEW-C 87-20-067
326-30-039	NEW-P 87-15-143	332-16-100	REP-E 87-21-006	332-16-195	NEW-E 87-21-006
326-30-039	NEW-E 87-18-028	332-16-100	REP 87-21-007	332-16-195	NEW 87-21-007
326-30-039	NEW 87-18-029	332-16-105	NEW-P 87-15-102	332-16-200	REP-P 87-15-102
332-10-180	AMD-P 87-15-101	332-16-105	NEW-C 87-20-067	332-16-200	REP-C 87-20-067
332-10-180	AMD-C 87-20-066	332-16-105	NEW-E 87-21-006	332-16-200	REP-E 87-21-006
332-10-180	AMD-E 87-21-004	332-16-105	NEW 87-21-007	332-16-200	REP 87-21-007
332-10-180	AMD 87-21-005	332-16-110	REP-P 87-15-102	332-16-205	NEW-P 87-15-102
332-16-010	REP-P 87-15-102	332-16-110	REP-C 87-20-067	332-16-205	NEW-C 87-20-067
332-16-010	REP-C 87-20-067	332-16-110	REP-E 87-21-006	332-16-205	NEW-E 87-21-006
332-16-010	REP-E 87-21-006	332-16-110	REP 87-21-007	332-16-205	NEW 87-21-007
332-16-010	REP 87-21-007	332-16-115	NEW-P 87-15-102	332-16-210	REP-P 87-15-102
332-16-020	REP-P 87-15-102	332-16-115	NEW-C 87-20-067	332-16-210	REP-C 87-20-067
332-16-020	REP-C 87-20-067	332-16-115	NEW-E 87-21-006	332-16-210	REP-E 87-21-006
332-16-020	REP-E 87-21-006	332-16-115	NEW 87-21-007	332-16-210	REP 87-21-007
332-16-020	REP 87-21-007	332-16-120	REP-P 87-15-102	332-16-215	NEW-P 87-15-102
332-16-030	REP-P 87-15-102	332-16-120	REP-C 87-20-067	332-16-215	NEW-C 87-20-067
332-16-030	REP-C 87-20-067	332-16-120	REP-E 87-21-006	332-16-215	NEW-E 87-21-006
332-16-030	REP-E 87-21-006	332-16-120	REP 87-21-007	332-16-215	NEW 87-21-007
332-16-030	REP 87-21-007	332-16-125	NEW-P 87-15-102	332-16-220	REP-P 87-15-102
332-16-035	NEW-E 87-15-035	332-16-125	NEW-C 87-20-067	332-16-220	REP-C 87-20-067
332-16-035	NEW-P 87-15-101	332-16-125	NEW-E 87-21-006	332-16-220	REP-E 87-21-006

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
332-16-220	REP	87-21-007	332-24-057	REP-P	87-06-055	332-24-240	NEW	87-11-005
332-16-225	NEW-P	87-15-102	332-24-057	REP	87-11-005	332-24-242	NEW-P	87-06-055
332-16-225	NEW-C	87-20-067	332-24-058	REP-P	87-06-055	332-24-242	NEW	87-11-005
332-16-225	NEW-E	87-21-006	332-24-058	REP	87-11-005	332-24-244	NEW-P	87-06-055
332-16-225	NEW	87-21-007	332-24-059	REP-P	87-06-055	332-24-244	NEW	87-11-005
332-16-230	REP-P	87-15-102	332-24-059	REP	87-11-005	332-24-261	NEW-P	87-06-055
332-16-230	REP-C	87-20-067	332-24-060	REP-P	87-06-055	332-24-261	NEW	87-11-005
332-16-230	REP-E	87-21-006	332-24-060	REP	87-11-005	332-24-301	NEW-P	87-06-055
332-16-230	REP	87-21-007	332-24-063	REP-P	87-06-055	332-24-301	NEW	87-11-005
332-16-235	NEW-P	87-15-102	332-24-063	REP	87-11-005	332-24-310	REP-P	87-06-055
332-16-235	NEW-C	87-20-067	332-24-063	REP-P	87-06-055	332-24-310	REP	87-11-005
332-16-235	NEW-E	87-21-006	332-24-070	REP	87-11-005	332-24-320	REP-P	87-06-055
332-16-235	NEW	87-21-007	332-24-090	REP-P	87-06-055	332-24-320	REP	87-11-005
332-16-240	REP-P	87-15-102	332-24-090	REP	87-11-005	332-24-330	REP-P	87-06-055
332-16-240	REP-C	87-20-067	332-24-095	REP-P	87-06-055	332-24-330	REP	87-11-005
332-16-240	REP-E	87-21-006	332-24-095	REP	87-11-005	332-24-340	REP-P	87-06-055
332-16-240	REP	87-21-007	332-24-100	REP-P	87-06-055	332-24-340	REP	87-11-005
332-16-245	NEW-P	87-15-102	332-24-100	REP	87-11-005	332-24-350	REP-P	87-06-055
332-16-245	NEW-C	87-20-067	332-24-105	REP-P	87-06-055	332-24-350	REP	87-11-005
332-16-245	NEW-E	87-21-006	332-24-105	REP	87-11-005	332-24-360	REP-P	87-06-055
332-16-245	NEW	87-21-007	332-24-10501	REP-P	87-06-055	332-24-360	REP	87-11-005
332-16-250	REP-P	87-15-102	332-24-10501	REP	87-11-005	332-24-370	REP-P	87-06-055
332-16-250	REP-C	87-20-067	332-24-10502	REP-P	87-06-055	332-24-370	REP	87-11-005
332-16-250	REP-E	87-21-006	332-24-10502	REP	87-11-005	332-24-380	REP-P	87-06-055
332-16-250	REP	87-21-007	332-24-150	REP-P	87-06-055	332-24-380	REP	87-11-005
332-16-255	NEW-P	87-15-102	332-24-150	REP	87-11-005	332-24-385	REP-P	87-06-055
332-16-255	NEW-C	87-20-067	332-24-160	REP-P	87-06-055	332-24-385	REP	87-11-005
332-16-255	NEW-E	87-21-006	332-24-160	REP	87-11-005	332-24-387	REP-P	87-06-055
332-16-255	NEW	87-21-007	332-24-170	REP-P	87-06-055	332-24-387	REP	87-11-005
332-16-260	REP-P	87-15-102	332-24-170	REP	87-11-005	332-24-390	REP-P	87-06-055
332-16-260	REP-C	87-20-067	332-24-180	REP-P	87-06-055	332-24-390	REP	87-11-005
332-16-260	REP-E	87-21-006	332-24-180	REP	87-11-005	332-24-395	REP-P	87-06-055
332-16-260	REP	87-21-007	332-24-185	REP-P	87-06-055	332-24-395	REP	87-11-005
332-16-270	REP-P	87-15-102	332-24-185	REP	87-11-005	332-24-401	NEW-P	87-06-055
332-16-270	REP-C	87-20-067	332-24-185001	REP-P	87-06-055	332-24-401	NEW	87-11-005
332-16-270	REP-E	87-21-006	332-24-185001	REP	87-11-005	332-24-405	NEW-P	87-06-055
332-16-270	REP	87-21-007	332-24-190	REP-P	87-06-055	332-24-405	NEW	87-11-005
332-16-290	REP-P	87-15-102	332-24-190	REP	87-11-005	332-24-410	REP-P	87-06-055
332-16-290	REP-C	87-20-067	332-24-192	REP-P	87-06-055	332-24-410	REP	87-11-005
332-16-290	REP-E	87-21-006	332-24-192	REP	87-11-005	332-24-411	NEW-P	87-06-055
332-16-290	REP	87-21-007	332-24-194	REP-P	87-06-055	332-24-411	NEW	87-11-005
332-16-300	REP-P	87-15-102	332-24-194	REP	87-11-005	332-24-412	REP-P	87-06-055
332-16-300	REP-C	87-20-067	332-24-196	REP-P	87-06-055	332-24-412	REP	87-11-005
332-16-300	REP-E	87-21-006	332-24-196	REP	87-11-005	332-24-415	REP-P	87-06-055
332-16-300	REP	87-21-007	332-24-197	REP-P	87-06-055	332-24-415	REP	87-11-005
332-16-310	REP-P	87-15-102	332-24-197	REP	87-11-005	332-24-418	REP-P	87-06-055
332-16-310	REP-C	87-20-067	332-24-200	REP-P	87-06-055	332-24-418	REP	87-11-005
332-16-310	REP-E	87-21-006	332-24-200	REP	87-11-005	332-24-420	REP-P	87-06-055
332-16-310	REP	87-21-007	332-24-201	NEW-P	87-06-055	332-24-420	REP	87-11-005
332-16-320	REP-P	87-15-102	332-24-201	NEW	87-11-005	332-24-430	REP-P	87-06-055
332-16-320	REP-C	87-20-067	332-24-205	NEW-P	87-06-055	332-24-430	REP	87-11-005
332-16-320	REP-E	87-21-006	332-24-205	NEW	87-11-005	332-24-440	REP-P	87-06-055
332-16-320	REP	87-21-007	332-24-210	REP-P	87-06-055	332-24-440	REP	87-11-005
332-16-330	REP-P	87-15-102	332-24-210	REP	87-11-005	332-24-500	REP-P	87-06-055
332-16-330	REP-C	87-20-067	332-24-211	NEW-P	87-06-055	332-24-500	REP	87-11-005
332-16-330	REP-E	87-21-006	332-24-211	NEW	87-11-005	332-24-600	NEW-P	87-06-055
332-16-330	REP	87-21-007	332-24-215	NEW-P	87-06-055	332-24-600	NEW	87-11-005
332-16-340	REP-P	87-15-102	332-24-215	NEW	87-11-005	332-24-650	NEW-P	87-06-055
332-16-340	REP-C	87-20-067	332-24-220	REP-P	87-06-055	332-24-650	NEW	87-11-005
332-16-340	REP-E	87-21-006	332-24-220	NEW	87-11-005	332-24-652	NEW-P	87-06-055
332-16-340	REP	87-21-007	332-24-221	NEW-P	87-06-055	332-24-652	NEW	87-11-005
332-24-001	REP-P	87-06-055	332-24-221	NEW	87-11-005	332-24-654	NEW-P	87-06-055
332-24-001	REP	87-11-005	332-24-225	NEW-P	87-06-055	332-24-654	NEW	87-11-005
332-24-005	NEW-P	87-06-055	332-24-225	NEW	87-11-005	332-24-656	NEW-P	87-06-055
332-24-005	NEW	87-11-005	332-24-230	REP-P	87-06-055	332-24-656	NEW	87-11-005
332-24-015	NEW-P	87-06-055	332-24-230	REP	87-11-005	332-24-658	NEW-P	87-06-055
332-24-015	NEW	87-11-005	332-24-231	NEW-P	87-06-055	332-24-658	NEW	87-11-005
332-24-020	REP-P	87-06-055	332-24-231	NEW	87-11-005	332-24-660	NEW-P	87-06-055
332-24-020	REP	87-11-005	332-24-232	NEW-P	87-06-055	332-24-660	NEW	87-11-005
332-24-025	REP-P	87-06-055	332-24-232	NEW	87-11-005	332-24-900	NEW-P	87-06-055
332-24-025	REP	87-11-005	332-24-234	NEW-P	87-06-055	332-24-900	NEW	87-11-005
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332-24-055	REP-P	87-06-055	332-24-236	NEW	87-11-005	332-26-010a	NEW-E	87-20-053
332-24-055	REP	87-11-005	332-24-238	NEW-P	87-06-055	332-26-010a	REP-E	87-21-076
332-24-056	REP-P	87-06-055	332-24-238	NEW	87-11-005	332-26-011	NEW-E	87-21-038
332-24-056	REP	87-11-005	332-24-240	NEW-P	87-06-055	332-26-011	REP-E	87-22-036

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332-26-020	NEW-E 87-15-008	332-26-104	NEW-E 87-21-038	352-32-165	AMD 87-24-032
332-26-020	REP-E 87-20-053	332-26-104	REP-E 87-22-036	352-32-235	NEW-P 87-04-073
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332-26-021a	NEW-E 87-22-036	332-26-105	REP-E 87-22-036	352-32-25001	AMD 87-24-032
332-26-031	NEW-E 87-15-012	332-26-105a	NEW-E 87-22-036	352-42	REP-C 87-08-042
332-26-031	REP-E 87-18-041	332-26-105a	REP-E 87-23-024	352-42-010	REP-P 87-04-075
332-26-040	NEW-E 87-15-008	332-26-500	NEW-E 87-21-076	352-42-010	REP 87-11-037
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332-26-041a	NEW-E 87-22-036	332-52-010	AMD-P 87-14-039	352-42-040	REP 87-11-037
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332-26-050a	REP-E 87-21-076	332-52-060	AMD-P 87-14-039	352-42-060	REP 87-11-037
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332-26-061	REP-E 87-22-036	332-52-068	AMD 87-18-035	352-44A-030	REP 87-11-037
332-26-061a	NEW-E 87-22-036	332-52-069	AMD-P 87-14-039	352-44A-040	REP-P 87-04-075
332-26-081a	REP-E 87-03-022	332-52-069	AMD 87-18-035	352-44A-040	REP 87-11-037
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332-26-101	NEW-E 87-17-003	332-140-200	AMD-E 87-19-143	352-44A-050	REP 87-11-037
332-26-101	REP-E 87-17-009	332-140-200	AMD 87-22-076	356-05-013	NEW 87-02-038
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360-12-015	AMD-P 87-15-138	365-120-010	AMD 87-19-112	388-15-139	REP-P 87-19-121
360-12-015	AMD 87-18-066	365-120-030	AMD-P 87-15-034	388-15-139	REP 87-23-057
360-12-020	REP-P 87-15-138	365-120-030	AMD 87-19-112	388-15-139	REP 87-24-039
360-12-020	REP 87-18-066	365-120-040	AMD-P 87-15-034	388-15-208	AMD-E 88-01-037
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360-13-045	AMD-P 87-15-138	365-120-060	AMD 87-19-112	388-15-212	AMD-P 87-18-055
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360-18-020	AMD-P 87-15-138	365-135-020	NEW 87-19-082	388-15-600	AMD-P 87-20-079
360-18-020	AMD 87-18-066	365-135-030	NEW-E 87-15-002	388-15-600	AMD 87-23-054
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360-36-010	AMD 87-10-029	365-135-030	NEW-E 87-16-098	388-15-610	AMD 87-23-054
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388-15-630	AMD	87-23-054	388-31-010	NEW-E	87-16-028	388-40-030	NEW	87-18-006
388-15-690	NEW-P	87-22-083	388-31-010	NEW	87-19-093	388-40-040	NEW-P	87-13-080
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388-15-700	NEW-P	87-22-083	388-31-015	NEW-E	87-16-028	388-40-040	NEW	87-18-006
388-15-705	NEW-P	87-22-083	388-31-015	NEW	87-19-093	388-40-050	NEW-P	87-13-080
388-15-710	NEW-P	87-22-083	388-31-020	NEW-P	87-16-025	388-40-050	NEW-E	87-14-026
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388-24-107	AMD	87-12-058	388-31-035	NEW-P	87-16-025	388-40-080	NEW-E	87-14-026
388-24-107	AMD-P	88-01-125	388-31-035	NEW-E	87-16-028	388-40-080	NEW	87-18-006
388-24-250	AMD-P	87-10-064	388-31-035	NEW	87-19-093	388-40-090	NEW-P	87-13-080
388-24-250	AMD	87-13-077	388-33-135	AMD-P	87-24-075	388-40-090	NEW-E	87-14-026
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388-24-254	AMD-P	87-10-064	388-33-420	AMD-P	87-13-078	388-40-100	NEW-E	87-14-026
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388-24-260	AMD	87-13-077	388-37-010	AMD-E	87-14-027	388-49-010	NEW-P	87-21-077
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388-24-265	AMD	87-13-077	388-37-020	AMD-P	87-13-079	388-49-020	NEW-P	87-21-077
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388-24-270	REP	87-13-077	388-37-020	AMD	87-18-005	388-49-040	NEW-P	87-21-077
388-24-276	REP-P	87-10-064	388-37-021	NEW-P	87-13-079	388-49-050	NEW-P	87-21-077
388-24-276	REP	87-13-077	388-37-021	NEW-E	87-14-027	388-49-060	NEW-P	87-21-077
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388-26-025	AMD	87-19-094	388-37-030	AMD-P	87-13-079	388-49-080	NEW-P	87-21-077
388-26-040	AMD-P	87-16-088	388-37-030	AMD-E	87-14-027	388-49-090	NEW-P	87-21-077
388-26-040	AMD	87-19-094	388-37-030	AMD	87-18-005	388-49-100	NEW-P	87-21-077
388-26-050	AMD-P	87-16-088	388-37-032	AMD-P	87-13-079	388-49-110	NEW-P	87-21-077
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388-26-055	AMD	87-19-094	388-37-035	AMD-P	87-13-079	388-49-160	NEW-P	87-21-077
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388-26-065	AMD	87-19-094	388-37-037	AMD-E	87-14-027	388-49-200	NEW-P	87-21-077
388-26-070	AMD-P	87-16-088	388-37-037	AMD	87-18-005	388-49-210	NEW-P	87-21-077
388-26-070	AMD	87-19-094	388-37-038	AMD-P	87-13-079	388-49-220	NEW-P	87-21-077
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388-26-105	AMD	87-19-094	388-37-040	AMD-E	87-14-027	388-49-260	NEW-P	87-21-077
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388-26-120	AMD	87-19-094	388-37-050	AMD-P	87-13-079	388-49-280	NEW-P	87-21-077
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388-28-464	AMD	87-19-092	388-37-060	REP-P	87-13-079	388-49-310	NEW-P	87-21-077
388-28-480	AMD-P	87-24-075	388-37-060	REP-E	87-14-027	388-49-320	NEW-P	87-21-077
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388-28-500	AMD-E	87-16-067	388-37-120	AMD-E	87-14-027	388-49-350	NEW-P	87-21-077
388-28-500	AMD-P	87-16-068	388-37-120	AMD	87-18-005	388-49-360	NEW-P	87-21-077
388-28-500	AMD	87-19-090	388-37-135	AMD-P	87-13-079	388-49-380	NEW-P	87-21-077
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388-49-590	NEW-P	87-21-077	388-54-662	REP-P	87-21-077
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388-49-610	NEW-P	87-21-077	388-54-665	AMD-E	87-12-048
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388-49-630	NEW-P	87-21-077	388-54-665	REP-P	87-21-077
388-49-640	NEW-P	87-21-077	388-54-665	AMD	87-03-019
388-49-650	NEW-P	87-21-077	388-54-670	REP-P	87-21-077
388-49-660	NEW-P	87-21-077	388-54-675	AMD-P	87-08-045
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388-57-064	REP-P	87-22-009	388-57-064	REP-P	87-22-009
388-57-066	NEW-P	87-22-009	388-57-066	NEW-P	87-22-009
388-57-067	NEW-P	87-22-009	388-57-067	NEW-P	87-22-009
388-57-070	REP-P	87-22-009	388-57-070	REP-P	87-22-009
388-57-071	NEW-P	87-22-009	388-57-071	NEW-P	87-22-009
388-57-074	NEW-P	87-22-009	388-57-074	NEW-P	87-22-009
388-57-074	NEW-E	87-22-014	388-57-074	NEW-E	87-22-014
388-57-090	REP-P	87-22-009	388-57-090	REP-P	87-22-009
388-57-097	AMD-P	87-22-009	388-57-097	AMD-P	87-22-009
388-57-100	AMD-P	87-22-009	388-57-100	AMD-P	87-22-009
388-57-100	AMD-E	87-22-014	388-57-100	AMD-E	87-22-014
388-57-105	NEW-P	87-22-009	388-57-105	NEW-P	87-22-009
388-57-105	NEW-E	87-22-014	388-57-105	NEW-E	87-22-014
388-57-112	NEW-P	87-22-009	388-57-112	NEW-P	87-22-009
388-57-112	NEW-E	87-22-014	388-57-112	NEW-E	87-22-014
388-57-115	NEW-P	87-22-009	388-57-115	NEW-P	87-22-009
388-57-115	NEW-E	87-22-014	388-57-115	NEW-E	87-22-014
388-57-116	NEW-P	87-22-009	388-57-116	NEW-P	87-22-009
388-57-116	NEW-E	87-22-014	388-57-116	NEW-E	87-22-014
388-57-117	NEW-P	87-22-009	388-57-117	NEW-P	87-22-009
388-57-117	NEW-E	87-22-014	388-57-117	NEW-E	87-22-014
388-57-120	AMD-P	87-22-009	388-57-120	AMD-P	87-22-009
388-57-121	REP-P	87-22-009	388-57-121	REP-P	87-22-009
388-57-122	REP-P	87-22-009	388-57-122	REP-P	87-22-009
388-57-123	AMD-P	87-22-009	388-57-123	AMD-P	87-22-009
388-57-124	AMD-P	87-22-009	388-57-124	AMD-P	87-22-009
388-57-125	AMD-P	87-22-009	388-57-125	AMD-P	87-22-009
388-70-056	REP-P	87-06-043	388-70-056	REP-P	87-06-043
388-70-056	REP	87-09-027	388-70-056	REP	87-09-027
388-77-005	NEW-P	87-23-018	388-77-005	NEW-P	87-23-018
388-77-005	NEW-W	88-01-082	388-77-005	NEW-W	88-01-082
388-77-010	NEW-P	87-23-018	388-77-010	NEW-P	87-23-018
388-77-010	NEW-W	88-01-082	388-77-010	NEW-W	88-01-082
388-77-015	NEW-P	87-23-018	388-77-015	NEW-P	87-23-018
388-77-015	NEW-W	88-01-082	388-77-015	NEW-W	88-01-082
388-77-020	NEW-P	87-23-018	388-77-020	NEW-P	87-23-018
388-77-020	NEW-W	88-01-082	388-77-020	NEW-W	88-01-082
388-77-025	NEW-P	87-23-018	388-77-025	NEW-P	87-23-018
388-77-025	NEW-W	88-01-082	388-77-025	NEW-W	88-01-082
388-77-030	NEW-P	87-23-018	388-77-030	NEW-P	87-23-018
388-77-030	NEW-W	88-01-082	388-77-030	NEW-W	88-01-082
388-77-035	NEW-P	87-23-018	388-77-035	NEW-P	87-23-018
388-77-035	NEW-W	88-01-082	388-77-035	NEW-W	88-01-082
388-77-040	NEW-P	87-23-018	388-77-040	NEW-P	87-23-018
388-77-040	NEW-W	88-01-082	388-77-040	NEW-W	88-01-082
388-77-045	NEW-P	87-23-018	388-77-045	NEW-P	87-23-018
388-77-045	NEW-W	88-01-082	388-77-045	NEW-W	88-01-082
388-77-055	NEW-P	87-23-018	388-77-055	NEW-P	87-23-018
388-77-055	NEW-W	88-01-082	388-77-055	NEW-W	88-01-082

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388-77-060	NEW-W 88-01-082	388-77-525	NEW-P 87-23-018	388-77-785	NEW-W 88-01-082
388-77-065	NEW-P 87-23-018	388-77-525	NEW-W 88-01-082	388-77-790	NEW-P 87-23-018
388-77-065	NEW-W 88-01-082	388-77-530	NEW-P 87-23-018	388-77-790	NEW-W 88-01-082
388-77-200	NEW-P 87-23-018	388-77-530	NEW-W 88-01-082	388-77-795	NEW-P 87-23-018
388-77-200	NEW-W 88-01-082	388-77-535	NEW-P 87-23-018	388-77-795	NEW-W 88-01-082
388-77-210	NEW-P 87-23-018	388-77-535	NEW-W 88-01-082	388-77-805	NEW-P 87-23-018
388-77-210	NEW-W 88-01-082	388-77-540	NEW-P 87-23-018	388-77-805	NEW-W 88-01-082
388-77-215	NEW-P 87-23-018	388-77-540	NEW-W 88-01-082	388-77-810	NEW-P 87-23-018
388-77-215	NEW-W 88-01-082	388-77-545	NEW-P 87-23-018	388-77-810	NEW-W 88-01-082
388-77-240	NEW-P 87-23-018	388-77-545	NEW-W 88-01-082	388-77-815	NEW-P 87-23-018
388-77-240	NEW-W 88-01-082	388-77-550	NEW-P 87-23-018	388-77-815	NEW-W 88-01-082
388-77-245	NEW-P 87-23-018	388-77-550	NEW-W 88-01-082	388-77-820	NEW-P 87-23-018
388-77-245	NEW-W 88-01-082	388-77-555	NEW-P 87-23-018	388-77-820	NEW-W 88-01-082
388-77-255	NEW-P 87-23-018	388-77-555	NEW-W 88-01-082	388-77-825	NEW-P 87-23-018
388-77-255	NEW-W 88-01-082	388-77-560	NEW-P 87-23-018	388-77-825	NEW-W 88-01-082
388-77-270	NEW-P 87-23-018	388-77-560	NEW-W 88-01-082	388-77-830	NEW-P 87-23-018
388-77-270	NEW-W 88-01-082	388-77-565	NEW-P 87-23-018	388-77-830	NEW-W 88-01-082
388-77-275	NEW-P 87-23-018	388-77-565	NEW-W 88-01-082	388-77-835	NEW-P 87-23-018
388-77-275	NEW-W 88-01-082	388-77-570	NEW-P 87-23-018	388-77-835	NEW-W 88-01-082
388-77-280	NEW-P 87-23-018	388-77-570	NEW-W 88-01-082	388-77-850	NEW-P 87-23-018
388-77-280	NEW-W 88-01-082	388-77-575	NEW-P 87-23-018	388-77-850	NEW-W 88-01-082
388-77-285	NEW-P 87-23-018	388-77-575	NEW-W 88-01-082	388-77-870	NEW-P 87-23-018
388-77-285	NEW-W 88-01-082	388-77-580	NEW-P 87-23-018	388-77-870	NEW-W 88-01-082
388-77-300	NEW-P 87-23-018	388-77-580	NEW-W 88-01-082	388-77-880	NEW-P 87-23-018
388-77-300	NEW-W 88-01-082	388-77-585	NEW-P 87-23-018	388-77-880	NEW-W 88-01-082
388-77-310	NEW-P 87-23-018	388-77-585	NEW-W 88-01-082	388-77-900	NEW-P 87-23-018
388-77-310	NEW-W 88-01-082	388-77-590	NEW-P 87-23-018	388-77-900	NEW-W 88-01-082
388-77-315	NEW-P 87-23-018	388-77-590	NEW-W 88-01-082	388-77-905	NEW-P 87-23-018
388-77-315	NEW-W 88-01-082	388-77-595	NEW-P 87-23-018	388-77-905	NEW-W 88-01-082
388-77-320	NEW-P 87-23-018	388-77-595	NEW-W 88-01-082	388-77-910	NEW-P 87-23-018
388-77-320	NEW-W 88-01-082	388-77-600	NEW-P 87-23-018	388-77-910	NEW-W 88-01-082
388-77-325	NEW-P 87-23-018	388-77-600	NEW-W 88-01-082	388-77-915	NEW-P 87-23-018
388-77-325	NEW-W 88-01-082	388-77-605	NEW-P 87-23-018	388-77-915	NEW-W 88-01-082
388-77-330	NEW-P 87-23-018	388-77-605	NEW-W 88-01-082	388-77-920	NEW-P 87-23-018
388-77-330	NEW-W 88-01-082	388-77-610	NEW-P 87-23-018	388-77-920	NEW-W 88-01-082
388-77-335	NEW-P 87-23-018	388-77-610	NEW-W 88-01-082	388-77-925	NEW-P 87-23-018
388-77-335	NEW-W 88-01-082	388-77-615	NEW-P 87-23-018	388-77-925	NEW-W 88-01-082
388-77-340	NEW-P 87-23-018	388-77-615	NEW-W 88-01-082	388-77-930	NEW-P 87-23-018
388-77-340	NEW-W 88-01-082	388-77-620	NEW-P 87-23-018	388-77-930	NEW-W 88-01-082
388-77-345	NEW-P 87-23-018	388-77-620	NEW-W 88-01-082	388-77-940	NEW-P 87-23-018
388-77-345	NEW-W 88-01-082	388-77-625	NEW-P 87-23-018	388-77-940	NEW-W 88-01-082
388-77-350	NEW-P 87-23-018	388-77-625	NEW-W 88-01-082	388-77-945	NEW-P 87-23-018
388-77-350	NEW-W 88-01-082	388-77-630	NEW-P 87-23-018	388-77-945	NEW-W 88-01-082
388-77-355	NEW-P 87-23-018	388-77-630	NEW-W 88-01-082	388-77-975	NEW-P 87-23-018
388-77-355	NEW-W 88-01-082	388-77-635	NEW-P 87-23-018	388-77-975	NEW-W 88-01-082
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388-77-360	NEW-W 88-01-082	388-77-640	NEW-P 87-23-018	388-78-005	NEW-W 88-01-082
388-77-365	NEW-P 87-23-018	388-77-640	NEW-W 88-01-082	388-81-047	NEW-P 87-24-058
388-77-365	NEW-W 88-01-082	388-77-700	NEW-P 87-23-018	388-82-010	AMD-P 87-24-076
388-77-370	NEW-P 87-23-018	388-77-700	NEW-W 88-01-082	388-82-115	AMD-P 87-24-076
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388-77-375	NEW-P 87-23-018	388-77-710	NEW-W 88-01-082	388-83-006	AMD-E 87-16-029
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388-77-385	NEW-W 88-01-082	388-77-725	NEW-P 87-23-018	388-83-032	NEW-P 87-14-062
388-77-390	NEW-P 87-23-018	388-77-725	NEW-W 88-01-082	388-83-032	NEW-E 87-14-069
388-77-390	NEW-W 88-01-082	388-77-730	NEW-P 87-23-018	388-83-032	NEW 87-17-042
388-77-395	NEW-P 87-23-018	388-77-730	NEW-W 88-01-082	388-84-120	AMD-P 87-16-026
388-77-395	NEW-W 88-01-082	388-77-735	NEW-P 87-23-018	388-84-120	AMD-E 87-16-029
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388-86-030	AMD-P 87-20-080	388-96-722	AMD-P 87-21-078	392-121-103	REP-P 87-22-075
388-86-030	AMD 87-23-055	388-96-722	AMD 88-01-126	392-121-105	REP-P 87-22-075
388-86-050	AMD-P 87-24-077	388-96-745	AMD-P 87-05-018	392-121-106	NEW-P 87-22-075
388-86-051	NEW-P 87-24-077	388-96-745	AMD 87-09-058	392-121-107	NEW-P 87-22-075
388-86-071	AMD 87-06-002	388-96-745	AMD-P 87-21-078	392-121-108	NEW-P 87-22-075
388-86-090	AMD-P 87-22-088	388-96-745	AMD 88-01-126	392-121-110	REP-P 87-22-075
388-86-090	AMD 88-01-043	388-96-754	AMD-P 87-05-018	392-121-111	NEW-P 87-22-075
388-86-120	AMD-P 87-16-026	388-96-754	AMD 87-09-058	392-121-115	REP-P 87-22-075
388-86-120	AMD-E 87-16-029	388-96-756	NEW-P 87-21-078	392-121-120	REP-P 87-22-075
388-86-120	AMD 87-19-091	388-96-756	NEW 88-01-126	392-121-121	REP-P 87-22-075
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388-87-015	AMD-P 87-22-089	388-96-774	AMD 87-09-058	392-121-126	REP-P 87-22-075
388-87-015	AMD 88-01-041	388-96-774	AMD-P 87-21-078	392-121-127	REP-P 87-22-075
388-87-062	NEW-P 87-20-080	388-96-774	AMD 88-01-126	392-121-128	REP-P 87-22-075
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388-87-070	AMD-P 87-16-026	388-96-904	AMD 88-01-126	392-121-130	REP-P 87-22-075
388-87-070	AMD-E 87-16-029	388-98-001	AMD-P 87-17-016	392-121-131	REP-P 87-22-075
388-87-070	AMD 87-19-091	388-98-001	AMD-E 87-17-017	392-121-132	NEW-P 87-22-075
388-87-070	AMD-P 87-24-077	388-98-001	AMD-P 87-18-057	392-121-135	REP-P 87-22-075
388-87-105	AMD-P 87-09-057	388-98-001	AMD 87-21-017	392-121-140	REP-P 87-22-075
388-87-105	AMD 87-12-056	388-98-700	AMD-P 87-17-016	392-121-145	REP-P 87-22-075
388-87-115	NEW-P 87-09-089	388-98-700	AMD-E 87-17-017	392-121-150	REP-P 87-22-075
388-87-115	NEW 87-12-050	388-98-700	AMD-P 87-18-057	392-121-155	REP-P 87-22-075
388-88-050	AMD-P 88-01-038	388-98-700	AMD 87-21-017	392-121-160	REP-P 87-22-075
388-88-101	AMD-P 88-01-038	388-98-800	AMD-P 87-17-016	392-121-161	NEW-P 87-22-075
388-92-041	NEW-P 87-07-012	388-98-800	AMD-E 87-17-017	392-121-165	REP-P 87-22-075
388-92-041	NEW-E 87-10-021	388-98-800	AMD-P 87-18-057	392-121-170	REP-P 87-22-075
388-92-041	NEW 87-10-022	388-98-800	AMD 87-21-017	392-121-175	REP-P 87-22-075
388-95-337	NEW-P 87-22-090	388-98-830	AMD-P 87-17-016	392-121-176	REP-P 87-22-075
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388-96-010	AMD 88-01-126	388-98-830	AMD 87-21-017	392-121-181	NEW-P 87-22-075
388-96-204	AMD-P 87-21-078	388-98-850	AMD-P 87-17-016	392-121-182	NEW-P 87-22-075
388-96-204	AMD 88-01-126	388-98-850	AMD-E 87-17-017	392-121-183	NEW-P 87-22-075
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388-96-217	NEW 87-09-058	388-98-850	AMD 87-21-017	392-121-186	REP-P 87-22-075
388-96-221	AMD-P 87-21-078	388-98-870	AMD-P 87-17-016	392-121-190	REP-P 87-22-075
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388-96-224	AMD 88-01-126	388-98-870	AMD 87-21-017	392-121-205	NEW-P 87-22-075
388-96-226	AMD-P 87-21-078	388-99-010	AMD-P 87-24-076	392-121-210	NEW-P 87-22-075
388-96-226	AMD 88-01-126	388-99-020	AMD-P 87-02-064	392-121-215	NEW-P 87-22-075
388-96-228	AMD-P 87-21-078	388-99-020	AMD-E 87-03-001	392-121-220	NEW-P 87-22-075
388-96-228	AMD 88-01-126	388-99-020	AMD 87-06-006	392-121-225	NEW-P 87-22-075
388-96-229	AMD-P 87-21-078	388-99-020	AMD-P 87-14-061	392-121-245	NEW-P 87-22-075
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388-96-366	AMD-P 87-05-018	388-99-020	AMD 87-17-043	392-121-255	NEW-P 87-22-075
388-96-366	AMD 87-09-058	388-99-060	AMD-P 87-19-022	392-121-257	NEW-P 87-22-075
388-96-384	AMD-P 87-21-078	388-99-060	AMD-E 87-19-023	392-121-260	NEW-P 87-22-075
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388-96-502	AMD 88-01-126	388-100-005	REVIEW 87-04-062	392-121-268	NEW-P 87-22-075
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388-96-505	AMD 88-01-126	388-100-005	AMD 87-12-054	392-121-272	NEW-P 87-22-075
388-96-533	AMD-P 87-21-078	388-100-005	OBJEC 87-16-031	392-121-285	NEW-P 87-22-075
388-96-533	AMD 88-01-126	390-20-0101	AMD 87-05-001	392-121-285	NEW-P 87-22-075
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388-96-535	AMD 88-01-126	390-20-022	NEW-C 88-01-001	392-121-299	NEW-P 87-22-075
388-96-565	AMD-P 87-05-018	390-20-110	AMD 87-05-001	392-121-400	NEW-P 87-22-075
388-96-565	AMD 87-09-058	392-100-050	NEW-P 87-07-027	392-121-405	NEW-P 87-22-075
388-96-585	AMD-P 87-05-018	392-100-050	NEW 87-10-012	392-121-415	NEW-P 87-22-075
388-96-585	AMD 87-09-058	392-100-060	NEW-P 87-07-027	392-121-420	NEW-P 87-22-075
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388-96-710	AMD-P 87-21-078	392-101-010	NEW 87-10-013	392-121-440	NEW-P 87-22-075
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392-123-145	AMD-P	87-05-039	392-139-128	NEW-P	87-22-025	392-162-025	AMD	87-22-001
392-123-145	AMD	87-09-019	392-139-130	NEW-P	87-22-025	392-162-030	AMD-P	87-17-039
392-126-003	NEW-P	87-22-056	392-139-132	NEW-P	87-22-025	392-162-030	AMD	87-22-001
392-127-003	NEW-P	87-22-057	392-139-134	NEW-P	87-22-025	392-162-032	NEW-P	87-17-039
392-129-003	NEW-P	87-15-099	392-139-150	NEW-P	87-22-025	392-162-032	NEW	87-22-001
392-129-003	NEW	87-19-060	392-139-152	NEW-P	87-22-025	392-162-035	AMD-P	87-17-039
392-130-005	NEW-P	87-22-024	392-139-154	NEW-P	87-22-025	392-162-035	AMD	87-22-001
392-130-010	NEW-P	87-22-024	392-139-156	NEW-P	87-22-025	392-162-040	AMD-P	87-17-039
392-130-015	NEW-P	87-22-024	392-139-158	NEW-P	87-22-025	392-162-040	AMD	87-22-001
392-130-020	NEW-P	87-22-024	392-139-160	NEW-P	87-22-025	392-162-042	NEW-P	87-17-039
392-130-025	NEW-P	87-22-024	392-139-162	NEW-P	87-22-025	392-162-042	NEW	87-22-001
392-130-030	NEW-P	87-22-024	392-139-164	NEW-P	87-22-025	392-162-044	NEW-P	87-17-039
392-130-035	NEW-P	87-22-024	392-139-166	NEW-P	87-22-025	392-162-044	NEW	87-22-001
392-130-040	NEW-P	87-22-024	392-139-168	NEW-P	87-22-025	392-162-045	AMD-P	87-17-039
392-130-045	NEW-P	87-22-024	392-139-170	NEW-P	87-22-025	392-162-045	AMD	87-22-001
392-130-050	NEW-P	87-22-024	392-139-172	NEW-P	87-22-025	392-162-047	NEW-P	87-17-039
392-130-055	NEW-P	87-22-024	392-139-174	NEW-P	87-22-025	392-162-047	NEW	87-22-001
392-130-060	NEW-P	87-22-024	392-139-176	NEW-P	87-22-025	392-162-049	NEW-P	87-17-039
392-130-065	NEW-P	87-22-024	392-139-178	NEW-P	87-22-025	392-162-049	NEW	87-22-001
392-130-070	NEW-P	87-22-024	392-139-180	NEW-P	87-22-025	392-162-052	NEW-P	87-17-039
392-130-075	NEW-P	87-22-024	392-139-182	NEW-P	87-22-025	392-162-052	NEW	87-22-001
392-130-080	NEW-P	87-22-024	392-139-184	NEW-P	87-22-025	392-162-053	NEW-P	87-17-039
392-130-085	NEW-P	87-22-024	392-139-186	NEW-P	87-22-025	392-162-053	NEW	87-22-001
392-130-090	NEW-P	87-22-024	392-139-200	NEW-P	87-22-025	392-162-057	NEW-P	87-17-039
392-130-095	NEW-P	87-22-024	392-139-205	NEW-P	87-22-025	392-162-057	NEW	87-22-001
392-130-100	NEW-P	87-22-024	392-139-210	NEW-P	87-22-025	392-162-060	AMD-P	87-17-039
392-130-105	NEW-P	87-22-024	392-139-215	NEW-P	87-22-025	392-162-060	AMD	87-22-001
392-130-110	NEW-P	87-22-024	392-139-220	NEW-P	87-22-025	392-162-062	NEW-P	87-17-039
392-130-115	NEW-P	87-22-024	392-139-225	NEW-P	87-22-025	392-162-062	NEW	87-22-001
392-130-120	NEW-P	87-22-024	392-139-230	NEW-P	87-22-025	392-162-065	AMD-P	87-17-039
392-130-125	NEW-P	87-22-024	392-139-235	NEW-P	87-22-025	392-162-065	AMD	87-22-001
392-130-130	NEW-P	87-22-024	392-139-240	NEW-P	87-22-025	392-162-067	NEW-P	87-17-039
392-130-135	NEW-P	87-22-024	392-139-245	NEW-P	87-22-025	392-162-067	NEW	87-22-001
392-130-140	NEW-P	87-22-024	392-139-300	NEW-P	87-22-025	392-162-070	AMD-P	87-17-039
392-130-145	NEW-P	87-22-024	392-139-310	NEW-P	87-22-025	392-162-070	AMD	87-22-001
392-130-150	NEW-P	87-22-024	392-139-320	NEW-P	87-22-025	392-162-075	AMD-P	87-17-039
392-130-155	NEW-P	87-22-024	392-139-330	NEW-P	87-22-025	392-162-075	AMD	87-22-001
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392-130-170	NEW-P	87-22-024	392-139-605	NEW-P	87-22-025	392-162-085	AMD-P	87-17-039
392-130-175	NEW-P	87-22-024	392-139-610	NEW-P	87-22-025	392-162-085	AMD	87-22-001
392-130-180	NEW-P	87-22-024	392-139-615	NEW-P	87-22-025	392-162-090	AMD-P	87-17-039
392-130-185	NEW-P	87-22-024	392-139-620	NEW-P	87-22-025	392-162-090	AMD	87-22-001
392-130-190	NEW-P	87-22-024	392-139-625	NEW-P	87-22-025	392-162-095	AMD-P	87-17-039
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392-139-001	AMD-P	87-22-025	392-140-058	AMD	87-09-017	392-162-110	AMD	87-22-001
392-139-005	AMD-P	87-22-025	392-140-145	NEW-P	87-22-074	392-162-115	AMD-P	87-17-039
392-139-007	NEW-P	87-22-025	392-140-146	NEW-P	87-22-074	392-162-115	AMD	87-22-001
392-139-010	REP-P	87-22-025	392-140-147	NEW-P	87-22-074	392-166-100	NEW-E	87-19-034
392-139-016	REP-P	87-22-025	392-140-148	NEW-P	87-22-074	392-166-100	NEW-P	87-19-133
392-139-017	REP-P	87-22-025	392-140-149	NEW-P	87-22-074	392-166-100	NEW	87-23-011
392-139-018	REP-P	87-22-025	392-140-150	NEW-P	87-22-074	392-166-105	NEW-E	87-19-034
392-139-021	REP-P	87-22-025	392-140-151	NEW-P	87-22-074	392-166-105	NEW-P	87-19-133
392-139-022	REP-P	87-22-025	392-140-152	NEW-P	87-22-074	392-166-105	NEW	87-23-011
392-139-026	REP-P	87-22-025	392-140-153	NEW-P	87-22-074	392-166-110	NEW-E	87-19-034
392-139-031	REP-P	87-22-025	392-140-154	NEW-P	87-22-074	392-166-110	NEW-P	87-19-133
392-139-036	REP-P	87-22-025	392-140-155	NEW-P	87-22-074	392-166-110	NEW	87-23-011
392-139-037	REP-P	87-22-025	392-140-156	NEW-P	87-22-074	392-166-115	NEW-E	87-19-034
392-139-038	REP-P	87-22-025	392-140-157	NEW-P	87-22-074	392-166-115	NEW-P	87-19-133
392-139-050	NEW-P	87-22-025	392-140-158	NEW-P	87-22-074	392-166-115	NEW	87-23-011
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392-139-057	NEW-P	87-22-025	392-162-005	AMD	87-22-001	392-166-125	NEW-P	87-19-133
392-139-100	NEW-P	87-22-025	392-162-010	AMD-P	87-17-039	392-166-125	NEW	87-23-011
392-139-105	NEW-P	87-22-025	392-162-010	AMD	87-22-001	392-166-130	NEW-E	87-19-034
392-139-110	NEW-P	87-22-025	392-162-015	AMD-P	87-17-039	392-166-130	NEW-P	87-19-133
392-139-115	NEW-P	87-22-025	392-162-015	AMD	87-22-001	392-166-130	NEW	87-23-011

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392-166-135	NEW-P	87-19-133	392-166-265	NEW-E	87-19-034	392-202-015	NEW	87-23-005
392-166-135	NEW	87-23-011	392-166-265	NEW-P	87-19-133	392-202-020	NEW-P	87-18-042
392-166-140	NEW-E	87-19-034	392-166-265	NEW	87-23-011	392-202-020	NEW	87-23-005
392-166-140	NEW-P	87-19-133	392-166-270	NEW-E	87-19-034	392-202-025	NEW-P	87-18-042
392-166-140	NEW	87-23-011	392-166-270	NEW-P	87-19-133	392-202-025	NEW	87-23-005
392-166-145	NEW-E	87-19-034	392-166-270	NEW	87-23-011	392-202-030	NEW-P	87-18-042
392-166-145	NEW-P	87-19-133	392-166-275	NEW-E	87-19-034	392-202-030	NEW	87-23-005
392-166-145	NEW	87-23-011	392-166-275	NEW-P	87-19-133	392-202-035	NEW-P	87-18-042
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392-166-150	NEW-P	87-19-133	392-185-060	AMD-P	87-13-065	392-202-040	NEW-P	87-18-042
392-166-150	NEW	87-23-011	392-185-060	AMD	87-16-034	392-202-040	NEW	87-23-005
392-166-155	NEW-E	87-19-034	392-195-010	AMD-P	87-22-026	392-202-045	NEW-P	87-18-042
392-166-155	NEW-P	87-19-133	392-195-015	AMD-P	87-22-026	392-202-045	NEW	87-23-005
392-166-155	NEW	87-23-011	392-196	AMD-E	87-17-049	392-202-050	NEW-P	87-18-042
392-166-160	NEW-E	87-19-034	392-196	AMD-P	87-19-156	392-202-050	NEW	87-23-005
392-166-160	NEW-P	87-19-133	392-196	AMD	87-23-004	392-202-055	NEW-P	87-18-042
392-166-160	NEW	87-23-011	392-196-005	AMD-E	87-17-049	392-202-055	NEW	87-23-005
392-166-165	NEW-E	87-19-034	392-196-005	AMD-P	87-19-156	392-202-060	NEW-P	87-18-042
392-166-165	NEW-P	87-19-133	392-196-005	AMD	87-23-004	392-202-060	NEW	87-23-005
392-166-165	NEW	87-23-011	392-196-010	AMD-E	87-17-049	392-202-065	NEW-P	87-18-042
392-166-170	NEW-E	87-19-034	392-196-010	AMD-P	87-19-156	392-202-065	NEW	87-23-005
392-166-170	NEW-P	87-19-133	392-196-010	AMD	87-23-004	392-202-070	NEW-P	87-18-042
392-166-170	NEW	87-23-011	392-196-011	NEW-E	87-17-049	392-202-070	NEW	87-23-005
392-166-175	NEW-E	87-19-034	392-196-011	NEW-P	87-19-156	392-202-075	NEW-P	87-18-042
392-166-175	NEW-P	87-19-133	392-196-011	NEW	87-23-004	392-202-075	NEW	87-23-005
392-166-175	NEW	87-23-011	392-196-020	AMD-E	87-17-049	392-202-080	NEW-P	87-18-042
392-166-180	NEW-E	87-19-034	392-196-020	AMD-P	87-19-156	392-202-080	NEW	87-23-005
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392-166-180	NEW	87-23-011	392-196-030	AMD-E	87-17-049	392-202-085	NEW	87-23-005
392-166-185	NEW-E	87-19-034	392-196-030	AMD-P	87-19-156	392-202-090	NEW-P	87-18-042
392-166-185	NEW-P	87-19-133	392-196-030	AMD	87-23-004	392-202-090	NEW	87-23-005
392-166-185	NEW	87-23-011	392-196-040	AMD-E	87-17-049	392-202-095	NEW-P	87-18-042
392-166-190	NEW-E	87-19-034	392-196-040	AMD-P	87-19-156	392-202-095	NEW	87-23-005
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392-166-195	NEW	87-23-011	392-196-050	AMD-E	87-17-049	392-202-110	NEW-P	87-18-042
392-166-200	NEW-E	87-19-034	392-196-050	AMD-P	87-19-156	392-202-110	NEW	87-23-005
392-166-200	NEW-P	87-19-133	392-196-050	AMD	87-23-004	392-202-115	NEW-P	87-18-042
392-166-200	NEW	87-23-011	392-196-051	NEW-E	87-17-049	392-202-115	NEW	87-23-005
392-166-205	NEW-E	87-19-034	392-196-051	NEW-P	87-19-156	392-202-120	NEW-P	87-18-042
392-166-205	NEW-P	87-19-133	392-196-051	NEW	87-23-004	392-202-120	NEW	87-23-005
392-166-205	NEW	87-23-011	392-196-052	NEW-E	87-17-049	392-202-125	NEW-P	87-18-042
392-166-210	NEW-E	87-19-034	392-196-052	NEW-P	87-19-156	392-202-125	NEW	87-23-005
392-166-210	NEW-P	87-19-133	392-196-052	NEW	87-23-004	392-202-130	NEW-P	87-18-042
392-166-210	NEW	87-23-011	392-196-055	AMD-E	87-17-049	392-202-130	NEW	87-23-005
392-166-215	NEW-E	87-19-034	392-196-055	AMD-P	87-19-156	392-202-135	NEW-P	87-18-042
392-166-215	NEW-P	87-19-133	392-196-055	AMD	87-23-004	392-202-135	NEW	87-23-005
392-166-215	NEW	87-23-011	392-196-060	AMD-E	87-17-049	392-202-140	NEW-P	87-18-042
392-166-220	NEW-E	87-19-034	392-196-060	AMD-P	87-19-156	392-202-140	NEW	87-23-005
392-166-220	NEW-P	87-19-133	392-196-070	AMD-E	87-17-049	399-30-040	AMD-E	87-13-025
392-166-220	NEW	87-23-011	392-196-070	AMD-P	87-19-156	399-30-040	AMD-P	87-13-043
392-166-225	NEW-E	87-19-034	392-196-070	AMD	87-23-004	399-30-040	AMD	87-17-013
392-166-225	NEW-P	87-19-133	392-196-072	NEW-E	87-17-049	400-12-100	NEW-P	87-22-065
392-166-225	NEW	87-23-011	392-196-072	NEW-P	87-19-156	400-12-110	NEW-P	87-22-065
392-166-230	NEW-E	87-19-034	392-196-072	NEW	87-23-004	400-12-120	NEW-P	87-22-065
392-166-230	NEW-P	87-19-133	392-196-075	AMD-E	87-17-049	400-12-200	NEW-P	87-22-065
392-166-230	NEW	87-23-011	392-196-075	AMD-P	87-19-156	400-12-210	NEW-P	87-22-065
392-166-235	NEW-E	87-19-034	392-196-075	AMD	87-23-004	400-12-300	NEW-P	87-22-065
392-166-235	NEW-P	87-19-133	392-196-080	AMD-E	87-17-049	400-12-310	NEW-P	87-22-065
392-166-235	NEW	87-23-011	392-196-080	AMD-P	87-19-156	400-12-400	NEW-P	87-22-065
392-166-240	NEW-E	87-19-034	392-196-080	AMD	87-23-004	400-12-410	NEW-P	87-22-065
392-166-240	NEW-P	87-19-133	392-196-085	AMD-E	87-17-049	400-12-420	NEW-P	87-22-065
392-166-240	NEW	87-23-011	392-196-085	AMD-P	87-19-156	400-12-500	NEW-P	87-22-065
392-166-245	NEW-E	87-19-034	392-196-085	AMD	87-23-004	400-12-510	NEW-P	87-22-065
392-166-245	NEW-P	87-19-133	392-196-090	AMD-E	87-17-049	400-12-520	NEW-P	87-22-065
392-166-245	NEW	87-23-011	392-196-090	AMD-P	87-19-156	400-12-530	NEW-P	87-22-065
392-166-250	NEW-E	87-19-034	392-196-090	AMD	87-23-004	400-12-540	NEW-P	87-22-065
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392-166-250	NEW	87-23-011	392-202-003	NEW	87-23-005	400-12-600	NEW-P	87-22-065
392-166-255	NEW-E	87-19-034	392-202-005	NEW-P	87-18-042	400-12-610	NEW-P	87-22-065
392-166-255	NEW-P	87-19-133	392-202-005	NEW	87-23-005	400-12-620	NEW-P	87-22-065
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392-166-260	NEW-E	87-19-034	392-202-010	NEW	87-23-005	400-12-640	NEW-P	87-22-065
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400-12-700	NEW-P	87-22-065	415-104-090	NEW-P	87-03-047	415-105-090	AMD-P	87-03-048
400-12-710	NEW-P	87-22-065	415-104-090	NEW	87-07-016	415-105-090	AMD	87-07-015
400-12-720	NEW-P	87-22-065	415-104-100	AMD-P	87-03-047	415-105-100	NEW-P	87-03-048
400-12-730	NEW-P	87-22-065	415-104-100	REP-P	87-03-047	415-105-100	NEW	87-07-015
400-12-740	NEW-P	87-22-065	415-104-100	AMD	87-07-016	415-105-110	NEW-P	87-03-048
400-12-800	NEW-P	87-22-065	415-104-105	REP-P	87-03-047	415-105-110	NEW	87-07-015
400-12-810	NEW-P	87-22-065	415-104-105	REP	87-07-016	415-105-120	NEW-P	87-03-048
400-12-820	NEW-P	87-22-065	415-104-110	REP-P	87-03-047	415-105-120	NEW	87-07-015
415-02-090	AMD-P	87-03-049	415-104-110	REP	87-07-016	415-105-130	NEW-P	87-03-048
415-02-090	AMD	87-07-013	415-104-115	NEW-P	87-03-047	415-105-130	NEW	87-07-015
415-02-099	NEW-E	87-14-036	415-104-115	NEW	87-07-016	415-105-140	NEW-P	87-03-048
415-02-099	NEW-P	87-14-037	415-104-120	REP-P	87-03-047	415-105-140	NEW	87-07-015
415-02-099	NEW	87-17-059	415-104-120	REP	87-07-016	415-105-150	NEW-P	87-03-048
415-100	AMD-P	87-03-046	415-104-125	NEW-P	87-03-047	415-105-150	NEW	87-07-015
415-100	AMD	87-07-014	415-104-125	NEW	87-07-016	415-105-160	NEW-P	87-03-048
415-100-005	NEW-P	87-03-046	415-104-135	NEW-P	87-03-047	415-105-160	NEW	87-07-015
415-100-005	NEW	87-07-014	415-104-135	NEW	87-07-016	415-105-170	NEW-P	87-03-048
415-100-010	REP-P	87-03-046	415-104-140	REP-P	87-03-047	415-105-170	NEW	87-07-015
415-100-010	REP	87-07-014	415-104-140	REP	87-07-016	415-105-180	NEW-P	87-03-048
415-100-015	NEW-P	87-03-046	415-104-145	NEW-P	87-03-047	415-105-180	NEW	87-07-015
415-100-015	NEW	87-07-014	415-104-145	NEW	87-07-016	415-108-450	NEW-P	87-14-038
415-100-020	REP-P	87-03-046	415-104-150	REP-P	87-03-047	415-108-450	NEW-P	88-01-129
415-100-020	REP	87-07-014	415-104-150	REP	87-07-016	415-108-460	NEW-P	87-14-038
415-100-025	NEW-P	87-03-046	415-104-155	NEW-P	87-03-047	415-108-460	NEW-P	88-01-129
415-100-025	NEW	87-07-014	415-104-155	NEW	87-07-016	415-108-470	NEW-P	87-14-038
415-100-035	NEW-P	87-03-046	415-104-160	REP-P	87-03-047	415-108-470	NEW	87-17-061
415-100-035	NEW	87-07-014	415-104-160	REP	87-07-016	415-108-480	NEW-P	87-14-038
415-100-040	REP-P	87-03-046	415-104-165	NEW-P	87-03-047	415-108-480	NEW	87-17-061
415-100-040	REP	87-07-014	415-104-165	NEW	87-07-016	415-108-490	NEW-P	87-14-038
415-100-050	REP-P	87-03-046	415-104-170	REP-P	87-03-047	415-108-490	NEW	87-17-061
415-100-050	REP	87-07-014	415-104-170	REP	87-07-016	415-108-510	NEW-P	87-14-038
415-100-060	REP-P	87-03-046	415-104-175	NEW-P	87-03-047	415-108-510	NEW	87-17-061
415-100-060	REP	87-07-014	415-104-175	NEW	87-07-016	415-112-330	NEW-P	87-16-077
415-100-100	REP-P	87-03-046	415-104-180	REP-P	87-03-047	415-112-330	NEW-P	88-01-130
415-100-100	REP	87-07-014	415-104-180	REP	87-07-016	415-112-410	AMD-P	87-14-034
415-100-110	REP-P	87-03-046	415-104-180	REP-P	87-03-047	415-112-410	AMD-P	88-01-131
415-100-110	REP	87-07-014	415-104-190	REP	87-07-016	415-112-411	NEW-P	87-14-034
415-100-120	REP-P	87-03-046	415-104-200	REP-P	87-03-047	415-112-411	NEW-P	88-01-131
415-100-120	REP	87-07-014	415-104-200	REP	87-07-016	415-112-412	NEW-P	87-14-034
415-100-130	REP-P	87-03-046	415-104-210	REP-P	87-03-047	415-112-412	NEW	87-17-060
415-100-130	REP	87-07-014	415-104-210	REP	87-07-016	415-112-413	NEW-P	87-14-034
415-100-140	REP-P	87-03-046	415-104-220	REP-P	87-03-047	415-112-413	NEW	87-17-060
415-100-140	REP	87-07-014	415-104-220	REP	87-07-016	415-112-414	NEW-P	87-14-034
415-100-150	REP-P	87-03-046	415-104-230	REP-P	87-03-047	415-112-414	NEW	87-17-060
415-100-150	REP	87-07-014	415-104-230	REP	87-07-016	415-112-415	NEW-P	87-14-034
415-100-160	REP-P	87-03-046	415-104-240	REP-P	87-03-047	415-112-415	NEW	87-17-060
415-100-160	REP	87-07-014	415-104-240	REP	87-07-016	415-112-800	NEW-E	87-14-035
415-100-170	REP-P	87-03-046	415-104-250	REP-P	87-03-047	415-112-800	NEW-P	87-16-016
415-100-170	REP	87-07-014	415-104-250	REP	87-07-016	415-112-800	NEW	87-20-082
415-100-180	REP-P	87-03-046	415-104-260	REP-P	87-03-047	415-112-810	NEW-E	87-14-035
415-100-180	REP	87-07-014	415-104-260	REP	87-07-016	415-112-810	NEW-P	87-16-016
415-104	AMD-P	87-03-047	415-104-270	REP-P	87-03-047	415-112-810	NEW	87-20-082
415-104	AMD	87-07-016	415-104-270	REP	87-07-016	415-112-820	NEW-E	87-14-035
415-104-005	NEW-P	87-03-047	415-104-300	REP-P	87-03-047	415-112-820	NEW-P	87-16-016
415-104-005	NEW	87-07-016	415-104-300	REP	87-07-016	415-112-820	NEW	87-20-082
415-104-010	REP-P	87-03-047	415-104-310	REP-P	87-03-047	419-56-010	NEW-P	87-18-002
415-104-010	REP	87-07-016	415-104-310	REP	87-07-016	419-56-020	NEW-P	87-18-002
415-104-015	NEW-P	87-03-047	415-104-320	REP-P	87-03-047	419-56-030	NEW-P	87-18-002
415-104-015	NEW	87-07-016	415-104-320	REP	87-07-016	419-56-040	NEW-P	87-18-002
415-104-020	REP-P	87-03-047	415-104-400	REP-P	87-03-047	419-56-050	NEW-P	87-18-002
415-104-020	REP	87-07-016	415-104-400	REP	87-07-016	419-56-060	NEW-P	87-18-002
415-104-025	NEW-P	87-03-047	415-104-410	REP-P	87-03-047	419-56-070	NEW-P	87-18-002
415-104-025	NEW	87-07-016	415-104-410	REP	87-07-016	419-56-080	NEW-P	87-18-002
415-104-030	REP-P	87-03-047	415-104-800	REP-P	87-03-047	419-56-090	NEW-P	87-18-002
415-104-030	REP	87-07-016	415-104-800	REP	87-07-016	419-60-010	NEW-E	87-20-015
415-104-035	NEW-P	87-03-047	415-104-810	REP-P	87-03-047	419-60-010	NEW-P	87-20-061
415-104-035	NEW	87-07-016	415-104-810	REP	87-07-016	419-60-020	NEW-E	87-20-015
415-104-045	NEW-P	87-03-047	415-104-820	REP-P	87-03-047	419-60-020	NEW-P	87-20-061
415-104-045	NEW	87-07-016	415-104-820	REP	87-07-016	419-60-030	NEW-E	87-20-015
415-104-050	NEW-P	87-03-047	415-104-830	REP-P	87-03-047	419-60-030	NEW-P	87-20-061
415-104-050	NEW	87-07-016	415-104-830	REP	87-07-016	434-09-010	NEW-E	87-02-067
415-104-060	NEW-P	87-03-047	415-105-050	AMD-P	87-03-048	434-09-010	NEW-P	87-02-068
415-104-060	NEW	87-07-016	415-105-050	AMD	87-07-015	434-09-010	NEW	87-06-009
415-104-070	NEW-P	87-03-047	415-105-060	AMD-P	87-03-048	434-09-020	NEW-E	87-02-067
415-104-070	NEW	87-07-016	415-105-060	AMD	87-07-015	434-09-020	NEW-P	87-02-068
415-104-080	NEW-P	87-03-047	415-105-070	AMD-P	87-03-048	434-09-020	NEW	87-06-009

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434-09-030	NEW-P 87-02-068	434-55-060	AMD-E 87-16-011	446-70-060	NEW 87-09-049
434-09-030	NEW 87-06-009	434-55-060	AMD 87-17-002	446-70-070	NEW-P 87-06-007
434-09-040	NEW-E 87-02-067	440-44-030	AMD-P 87-09-007	446-70-070	NEW 87-09-049
434-09-040	NEW-P 87-02-068	440-44-030	AMD 87-12-049	446-70-080	NEW-P 87-06-007
434-09-040	NEW 87-06-009	440-44-030	AMD-P 87-13-081	446-70-080	NEW 87-09-049
434-09-050	NEW-E 87-02-067	440-44-030	AMD 87-16-084	458-12-012	NEW-P 87-24-001
434-09-050	NEW-P 87-02-068	440-44-040	AMD-P 87-10-015	458-14-020	AMD-P 87-24-002
434-09-050	NEW 87-06-009	440-44-040	AMD-E 87-14-065	458-14-040	AMD-P 87-24-002
434-09-060	NEW-E 87-02-067	440-44-040	AMD 87-14-066	458-14-045	AMD-P 87-24-002
434-09-060	NEW-P 87-02-068	440-44-045	AMD-P 87-10-015	458-15-005	NEW 87-05-022
434-09-060	NEW 87-06-009	440-44-045	AMD-E 87-14-065	458-15-010	NEW 87-05-022
434-09-070	NEW-E 87-02-067	440-44-045	AMD 87-14-066	458-15-015	NEW 87-05-022
434-09-070	NEW-P 87-02-068	440-44-048	AMD-P 87-10-015	458-15-020	NEW 87-05-022
434-09-070	NEW 87-06-009	440-44-048	AMD-E 87-14-065	458-15-030	NEW 87-05-022
434-09-080	NEW-E 87-02-067	440-44-048	AMD 87-14-066	458-15-040	NEW 87-05-022
434-09-080	NEW-P 87-02-068	440-44-057	AMD-P 87-17-041	458-15-050	NEW 87-05-022
434-09-080	NEW 87-06-009	440-44-057	AMD 87-21-016	458-15-060	NEW 87-05-022
434-09-090	NEW-E 87-02-067	440-44-061	AMD 87-03-017	458-15-070	NEW 87-05-022
434-09-090	NEW-P 87-02-068	440-44-070	AMD-P 87-10-015	458-15-080	NEW 87-05-022
434-09-090	NEW 87-06-009	440-44-070	AMD-E 87-14-065	458-15-090	NEW 87-05-022
434-40-005	NEW-P 87-24-047	440-44-070	AMD 87-14-066	458-15-100	NEW 87-05-022
434-40-010	NEW-P 87-24-047	440-44-075	AMD-P 87-10-015	458-15-110	NEW 87-05-022
434-40-020	NEW-P 87-24-047	440-44-075	AMD 87-17-045	458-15-120	NEW 87-05-022
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434-40-040	NEW-P 87-24-047	440-44-076	AMD-E 87-14-065	458-16-210	AMD-P 87-23-015
434-40-050	NEW-P 87-24-047	440-44-076	AMD 87-14-066	458-16-260	AMD-P 87-23-015
434-40-060	NEW-P 87-24-047	440-44-100	AMD-P 87-10-015	458-18-210	NEW-E 87-16-023
434-40-070	NEW-P 87-24-047	440-44-100	AMD-C 87-13-082	458-18-210	NEW-P 87-16-024
434-40-080	NEW-P 87-24-047	440-44-100	AMD-P 87-20-081	458-18-210	NEW 87-19-141
434-40-090	NEW-P 87-24-047	440-44-100	AMD 87-24-074	458-18-220	NEW-E 87-16-023
434-40-100	NEW-P 87-24-047	446-55-005	NEW-C 87-04-024	458-18-220	NEW-P 87-16-024
434-40-110	NEW-P 87-24-047	446-55-005	NEW 87-05-012	458-18-220	NEW 87-19-141
434-40-120	NEW-P 87-24-047	446-55-020	AMD-C 87-04-024	458-20-108	AMD-P 87-22-077
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434-40-190	NEW-P 87-24-047	446-55-090	AMD-E 87-02-041	458-20-168	AMD 87-05-042
434-40-200	NEW-P 87-24-047	446-55-100	AMD-P 87-02-040	458-20-168	AMD-P 87-22-077
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434-40-220	NEW-P 87-24-047	446-55-170	AMD-C 87-04-024	458-20-170	AMD-P 87-16-080
434-40-230	NEW-P 87-24-047	446-55-170	AMD 87-05-012	458-20-170	AMD 87-19-007
434-40-240	NEW-P 87-24-047	446-55-180	AMD-C 87-04-024	458-20-176	AMD-P 87-22-078
434-40-250	NEW-P 87-24-047	446-55-180	AMD 87-05-012	458-20-176	AMD-C 88-01-051
434-40-260	NEW-P 87-24-047	446-55-200	REP-C 87-04-024	458-20-182	AMD-P 87-02-061
434-40-270	NEW-P 87-24-047	446-55-200	REP 87-05-012	458-20-182	AMD 87-05-042
434-40-280	NEW-P 87-24-047	446-55-210	REP-C 87-04-024	458-20-184	AMD-P 87-16-080
434-40-290	NEW-P 87-24-047	446-55-210	REP 87-05-012	458-20-184	AMD 87-19-007
434-40-300	NEW-P 87-24-047	446-55-220	AMD-C 87-04-024	458-20-186	AMD-P 87-16-080
434-40-310	NEW-P 87-24-047	446-55-220	AMD 87-05-012	458-20-186	AMD 87-19-007
434-55-010	AMD-P 87-14-028	446-55-240	REP-C 87-04-024	458-20-18801	AMD-P 87-02-061
434-55-010	AMD-E 87-16-011	446-55-240	REP 87-05-012	458-20-18801	AMD 87-05-042
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434-55-015	AMD 87-17-002	446-55-270	AMD-E 87-02-041	458-20-211	AMD-P 87-14-055
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434-55-016	AMD-E 87-16-011	446-60-005	NEW 87-05-012	458-20-211	AMD 87-17-015
434-55-016	AMD 87-17-002	446-60-015	NEW-C 87-04-024	458-20-217	AMD-P 87-22-078
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434-55-020	REP 87-17-002	446-60-020	AMD 87-05-012	458-20-240	AMD 87-19-007
434-55-030	AMD-P 87-14-028	446-60-080	AMD-C 87-04-024	458-20-24001	AMD-P 87-16-081
434-55-030	AMD-E 87-16-011	446-60-080	AMD 87-05-012	458-20-24001	AMD 87-19-139
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434-55-040	AMD-P 87-14-028	446-70-030	NEW-P 87-06-007	458-20-244	AMD 87-19-139
434-55-040	AMD-E 87-16-011	446-70-030	NEW 87-09-049	458-20-252	NEW-P 87-23-059
434-55-040	AMD 87-17-002	446-70-040	NEW-P 87-06-007	458-30-500	NEW 87-07-009
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434-55-055	AMD-E 87-16-011	446-70-050	NEW-P 87-06-007	458-30-520	NEW 87-07-009
434-55-055	AMD 87-17-002	446-70-050	NEW 87-09-049	458-30-530	NEW 87-07-009

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458-30-560	NEW	87-07-009	463-36-020	NEW-P	87-19-140	478-116-270	AMD-P	87-10-057
458-30-570	NEW	87-07-009	463-36-020	NEW	87-24-006	478-116-270	AMD	87-16-037
458-30-580	NEW	87-07-009	463-36-030	NEW-P	87-19-140	478-116-290	AMD-P	87-10-057
458-30-590	NEW	87-07-009	463-36-030	NEW	87-24-006	478-116-290	AMD	87-16-037
458-40-540	AMD-P	87-19-154	463-36-040	NEW-P	87-19-140	478-116-350	AMD-P	87-10-057
458-40-540	AMD	87-22-068	463-36-040	NEW	87-24-006	478-116-350	AMD	87-16-037
458-40-650	AMD-P	87-10-062	463-36-050	NEW-P	87-19-140	478-116-370	AMD-P	87-10-057
458-40-650	AMD	87-14-042	463-36-050	NEW	87-24-006	478-116-370	AMD	87-16-037
458-40-650	AMD-E	87-14-043	463-36-060	NEW-P	87-19-140	478-116-390	AMD-P	87-10-057
458-40-660	AMD-P	87-10-062	463-36-060	NEW	87-24-006	478-116-390	AMD	87-16-037
458-40-660	AMD	87-14-042	463-36-070	NEW-P	87-19-140	478-116-450	AMD-P	87-10-057
458-40-660	AMD-E	87-14-043	463-36-070	NEW	87-24-006	478-116-450	AMD	87-16-037
458-40-660	AMD-P	87-22-067	463-36-080	NEW-P	87-19-140	478-116-520	AMD-P	87-10-057
458-40-670	AMD-P	87-10-062	463-36-080	NEW	87-24-006	478-116-520	AMD	87-16-037
458-40-670	AMD	87-14-042	463-36-090	NEW-P	87-19-140	478-116-582	AMD-P	87-10-057
458-40-670	AMD-E	87-14-043	463-36-090	NEW	87-24-006	478-116-582	AMD	87-16-037
458-40-670	AMD-P	87-22-067	463-42-075	AMD	87-05-017	478-116-584	AMD-P	87-10-057
458-50-100	AMD-P	87-23-016	463-42-455	AMD	87-05-017	478-116-584	AMD	87-16-037
458-53-110	AMD-P	87-09-022	463-42-465	AMD	87-05-017	478-116-588	AMD-P	87-10-057
458-53-110	AMD	87-12-029	463-42-515	AMD	87-05-017	478-116-588	AMD	87-16-037
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