

NOVEMBER 6, 1991

OLYMPIA, WASHINGTON

ISSUE 91-21



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filed not later than October 23, 1991

CITATION

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

PUBLIC INSPECTION OF DOCUMENTS

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

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 November 1991 pursuant to RCW 19.52.020 is twelve point zero percent (12.00%).

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

The maximum allowable retail installment contract service charge applicable for calendar year 1991 pursuant to RCW 63.14.130(1)(a) is thirteen point seven five percent (13.75%).

The maximum allowable retail installment contract service charge for the purchase of a motor vehicle pursuant to RCW 63.14.130(2)(a) is eleven point seven five percent (11.75%) for the fourth calendar quarter of 1991.

The maximum allowable retail installment contract service charge for the purchase of a vessel pursuant to RCW 63.14.130(3)(a) is eleven point two five percent (11.25%) for the fourth calendar quarter of 1991.

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 \$161.85 per year, sales tax included, postpaid to points in the United States. Second-class postage paid at Olympia, Washington.

POSTMASTER: SEND ADDRESS CHANGES 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 34.05 RCW) may be distinguished by the size and style of type in which they appear.

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

3. PRINTING STYLE—INDICATION OF NEW OR DELETED MATERIAL

RCW 34.05.395 requires the use of certain marks to indicate amendments to existing agency rules. This style quickly and graphically portrays the current changes to existing rules as follows:

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

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

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

5. EFFECTIVE DATE OF RULES

- (a) Permanently adopted agency rules normally take effect thirty days after the rules and the agency order adopting them are filed with the code reviser's office. This effective date may be delayed or advanced and such an effective date will be noted in the promulgation statement preceding the text of the rule.
- (b) Emergency rules take effect upon filing with the code reviser's office unless a later date is provided by the agency. They remain effective for a maximum of one-hundred-twenty days from the date of filing.
- (c) Rules of the state Supreme Court generally contain an effective date clause in the order adopting the rules.

6. EDITORIAL CORRECTIONS

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

7. INDEX AND TABLES

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

DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION

Issue No.	Closing Dates ¹			Distribution Date	First Agency Hearing Date ³
	Non-OTS & 30 p. or more	Non-OTS & 11 to 29 p.	OTS ² or 10 p. max. Non-OTS		
For Inclusion in—	File no later than—			Count 20 days from—	For hearing on or after
91-16	Jul 10	Jul 24	Aug 7	Aug 21	Sep 10.
91-17	Jul 24	Aug 7	Aug 21	Sep 4	Sep 24
91-18	Aug 7	Aug 21	Sep 4	Sep 18	Oct 8
91-19	Aug 21	Sep 4	Sep 18	Oct 2	Oct 22
91-20	Sep 4	Sep 18	Oct 2	Oct 16	Nov 5
91-21	Sep 25	Oct 9	Oct 23	Nov 6	Nov 26
91-22	Oct 9	Oct 23	Nov 6	Nov 20	Dec 10
91-23	Oct 23	Nov 6	Nov 20	Dec 4	Dec 24
91-24	Nov 6	Nov 20	Dec 4	Dec 18	Jan 7, 1992
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92-01	Nov 21	Dec 5	Dec 19, 1991	Jan 2, 1992	Jan 22
92-02	Dec 5	Dec 19, 1991	Jan 2, 1992	Jan 15	Feb 4
92-03	Dec 26, 1991	Jan 8, 1992	Jan 22	Feb 5	Feb 25
92-04	Jan 8	Jan 22	Feb 5	Feb 19	Mar 10
92-05	Jan 22	Feb 5	Feb 19	Mar 4	Mar 24
92-06	Feb 5	Feb 19	Mar 4	Mar 18	Apr 7
92-07	Feb 19	Mar 4	Mar 18	Apr 1	Apr 21
92-08	Mar 4	Mar 18	Apr 1	Apr 15	May 5
92-09	Mar 25	Apr 8	Apr 22	May 6	May 26
92-10	Apr 8	Apr 22	May 6	May 20	Jun 9

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 1-21-040.

²A filing of any length will be accepted on the closing dates of this column if it has been prepared and completed by the order typing service (OTS) of the code reviser's office; see WAC 1-21-040. Agency-typed material is subject to a ten page limit for these dates; longer agency-typed material is subject to the earlier non-OTS dates.

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

STATEMENT OF OWNERSHIP, MANAGEMENT, AND CIRCULATION
(Required by 39 U.S.C. 3685)

The WASHINGTON STATE REGISTER (ISSN 0164-6389), is published twice each month by the Statute Law Committee, Office of the Code Reviser, Legislative Building, Olympia, Washington 98504. The filing date of this report was October 15, 1991. The 1991 annual subscription price is \$150 for 24 issues. The general business offices of the publisher are located in the Legislative Building, Olympia, Washington 98504.

The editor is Kerry S. Radcliff, Code Reviser's Office, Legislative Building, Olympia, Washington 98504. There is no managing editor.

The owner is the Statute Law Committee, State of Washington, Legislative Building, Olympia, Washington 98504.

There are no known bondholders, mortgagees, or other security holders.

The extent and nature of the circulation is as follows:

	Average no. copies each issue during preceding 12 mos.	Actual no. copies of single issue published nearest to filing date
Total no. copies printed	800	800
Paid circulation		
Sales through dealers & carriers, street vendors, & counter sales	90	90
Mail subscriptions	524	532
Total paid circulation	614	622
Free distribution by mail, carrier, or other means; samples, complimentary, and other free copies	77	77
Total distribution	691	699
Copies not distributed		
Office use, left over, unaccounted, spoiled after printing	109	101
Returns from news agents	0	0
Total	800	800

I certify that the statements made by me are correct and complete.

Kerry S. Radcliff
Editor

WSR 91-21-001
PERMANENT RULES
DEPARTMENT OF REVENUE
 [Filed October 3, 1991, 8:55 a.m.]

Date of Adoption: October 3, 1991.

Purpose: To implement chapter 51, Laws of 1991, which provides an exemption for auctions conducted by public benefit organizations. This rule amendment also incorporates Excise Tax Bulletin 551, issue of January 1, 1991, and extends the bulletin to all fund-raising activities.

Citation of Existing Rules Affected by this Order: Amending WAC 458-20-169.

Statutory Authority for Adoption: RCW 82.32.300.

Pursuant to notice filed as WSR 91-17-084 on August 21, 1991.

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

October 3, 1991
 Edward L. Faker
 Assistant Director

AMENDATORY SECTION (Amending Order 88-7, filed 10/7/88)

WAC 458-20-169 RELIGIOUS, CHARITABLE, BENEVOLENT, NONPROFIT SERVICE ORGANIZATIONS, AND SHELTERED WORKSHOPS. (1) Introduction. Religious, charitable, benevolent, and nonprofit service organizations are subject to business and occupation tax, retail sales tax, and use tax, unless otherwise provided by this section.

(2) Definitions.

(a) "Sheltered workshops" is defined by the law to mean the performance of business activities of any kind on or off the premises of such nonprofit organizations which are performed for the primary purpose of:

(i) Providing gainful employment or rehabilitation services to the handicapped as an interim step in the rehabilitation process for those who cannot be readily absorbed in the competitive labor market or during such time as employment opportunities for them in the competitive labor market do not exist; or

(ii) Providing evaluation and work adjustment services for handicapped individuals.

(b) "Health or social welfare organization" means an organization which renders health or social welfare services as defined below, which is a not-for-profit corporation under chapter 24.03 RCW and which is managed by a governing board of not less than eight individuals none of whom is a paid employee of the organization or which is a corporation solely under chapter 24.12 RCW. In addition, in order to be exempt of business and occupation tax under RCW 82.04.4297, a corporation shall satisfy the following conditions:

(i) No part of its income may be paid directly or indirectly to its members, stockholders, officers, directors, or trustees except in the form of services rendered by the corporation in accordance with its purposes and bylaws;

(ii) Salary or compensation paid to its officers and executives must be only for actual services rendered, and at levels comparable to the salary or compensation of like positions within the public service of the state;

(iii) Assets of the corporation must be irrevocably dedicated to the activities for which the exemption is granted and, on the liquidation, dissolution, or abandonment by the corporation, may not inure directly or indirectly to the benefit of any member or individual except a nonprofit organization, association, or corporation which also would be entitled to the exemption;

(iv) The corporation must be duly licensed or certified where licensing or certification is required by law or regulation;

(v) The amounts received qualifying for exemption must be used for the activities for which the exemption is granted;

(vi) Services must be available regardless of race, color, national origin, or ancestry; and

(vii) The director of revenue shall have access to its books in order to determine whether the corporation is entitled to this exemption.

(c) "Health or social welfare services" include and are limited to:

(i) Mental health, drug, or alcoholism counseling or treatment;

(ii) Family counseling;

(iii) Health care services;

(iv) Therapeutic, diagnostic, rehabilitative, or restorative services for the care of the sick, aged, or physically-disabled, developmentally-disabled, or emotionally-disabled individuals;

(v) Activities which are for the purpose of preventing or ameliorating juvenile delinquency or child abuse, including recreational activities for those purposes;

(vi) Care of orphans or foster children;

(vii) Day care of children;

(viii) Employment development, training, and placement; and

(ix) Legal services to the indigent;

(x) Weatherization assistance or minor home repairs for low-income homeowners or renters;

(xi) Assistance to low-income homeowners and renters to offset the cost of home heating energy, through direct benefits to eligible households or to fuel vendors on behalf of eligible households; and

(xii) Community services to low-income individuals, families and groups which are designed to have a measurable and potentially major impact on the poverty in the communities of the state.

(d) A "public benefit organization" means an organization exempt from federal income tax under section 501 (c)(3) of the Internal Revenue Code of 1986 as in effect on January 1, 1991.

(i) An organization qualifies as a public benefit organization when the organization has received from the Internal Revenue Service a ruling of tax exemption under section 501 (c)(3) of the Internal Revenue Code.

(ii) An organization qualifies as a public benefit organization if the organization is one chapter or unit in a larger organization, like a church or the boy scouts, and the larger organization has been issued a group section 501 (c)(3) exemption ruling by the Internal Revenue Service.

(iii) An organization qualifies as a public benefit organization if, prior to the auction, the organization has

made application to the Internal Revenue Service for section 501 (c)(3) exemption and the effective date of the exemption, when granted, is prior to the auction.

(e) An "auction" means the sale of property and/or services to the highest bidder.

(f) The phrase "more than one auction per year" means more than one auction in any calendar year.

(g) The phrase "conduct or participate in" means actively holding a fund-raising auction. The mere attendance, purchase of items, or the donation of articles to be sold at an auction conducted by others, is not active participation in an auction.

(h) The phrase "not extend over a period of more than two days" means that an auction is not conducted on more than two consecutive or nonconsecutive calendar days in any seven calendar day period.

(3) ((Fundraising)) Fund raising. The following applies to the fund-raising activities of religious, charitable, benevolent, and nonprofit service organizations:

(a) Public benefit organization auctions. Chapter 51, Laws of 1991, effective April 26, 1991, provides to public benefit organizations an exemption from B&O tax and retail sales tax when conducting or participating in an auction.

(i) B&O TAX. Amounts received from sales by a public benefit organization conducting or participating in an auction are exempt from B&O tax, if:

(A) The organization does not conduct or participate in more than one auction per year; and

(B) The auction does not extend over a period of more than two days.

(ii) RETAIL SALES TAX. Retail sales tax does not apply to sales by a public benefit organization conducting or participating in an auction, if:

(A) The organization does not conduct or participate in more than one auction per year; and

(B) The auction does not extend over a period of more than two days.

(iii) USE TAX. An article sold at an auction conducted or participated in by a public benefit organization is subject to use tax. The use tax on the article purchased at the auction is paid by the buyer. The use tax due from the buyer is collected at time of registration or licensing in the case of an auto, boats, etc., purchased at the auction. The use tax due on other items purchased at an auction is remitted by the buyer to the department. Because the use tax is a complementary tax to the retail sales tax and the legislature intended to exempt an auctioning organization from the collection responsibilities of retail sales tax, the auctioning organization also need not collect the use tax. See: WAC 458-20-178.

(iv) EXAMPLES.

(A) An organization which has been ruled tax exempt under section 501 (c)(3) by the Internal Revenue Service conducts an auction for fund raising. This is the only auction conducted by the organization in the calendar year and it is conducted over a two-day period. The proceeds of the auction are exempt from B&O tax and the sales at the auction are exempt from retail sales tax.

(B) At the auction in example (a)(iv)(A) of this subsection, an automobile has been donated to the organization and is sold. The buyer of the automobile is liable for use tax on the vehicle purchased.

(C) At the auction in example (a)(iv)(A) of this subsection, tickets for a dinner before the auction and a dance after the auction are sold by the organization. The exemption from tax only applies to the auction activities. The dinner-dance activities are taxable when the proceeds, as measured by the lesser of the selling price or the fair market value, exceeds one thousand dollars. See (d) of this subsection.

(D) A public benefit organization has as part of its structure various suborganizations that have no separate identity or purpose, like a hospital guild. Both the larger organization and the suborganizations might conduct various fund-raising activities, including auctions. When the Internal Revenue Service does not consider the suborganizations as separate entities in a single 501 (c)(3) exemption, both the larger organization and the suborganizations are collectively entitled to one exempt auction. If a second auction is conducted within a calendar year by either the larger organization or suborganizations both auctions are taxable as provided in (d) of this subsection. However, if a suborganization is considered a separate 501 (c)(3) entity, as evidenced by a group exemption issued by the Internal Revenue Service, then the larger organization and each suborganization included as part of a group section 501 (c)(3) exemption are each entitled to conduct one exempt auction per calendar year.

(b) Meals. Organizations serving meals for fund-raising purposes are not engaged in the business of making sales at retail and are not required to collect the retail sales tax upon such sales, nor pay the business and occupation tax, if such meals are served no more frequently than once every two weeks and the gross receipts are one thousand dollars or less.

((b)) (c) Bazaars/rummage sales. Organizations conducting bazaars or rummage sales who are not generally engaged in the business of making sales at retail are not required to collect the retail sales tax nor pay the business and occupation tax if such bazaars or rummage sales are conducted no more than twice per year and do not extend over a period of more than two days each, and if the gross receipts from each such bazaar or rummage sale are one thousand dollars or less.

((c)) (d) Fund-raising drives/concessions. When organizations make retail sales in the course of annual fund-raising drives, other than a public benefit organization auction as provided above, or make such sales through concessions operated no more than twice a year which do not extend over a period of more than two days each, for the support of various benevolent, athletic, recreational, or cultural programs, the retail sales tax and business and occupation tax need not be accounted for if the gross receipts from each such annual fund-raising drive or concession are one thousand dollars or less.

(i) Persons who serve fund-raising meals, conduct bazaars/rummage sales, or fund-raising drives/concessions more frequently than provided in (a), (b), or (c) of this subsection, or receive more than the amounts allowed

therein, are required to report and pay tax upon their gross receipts from all such activities.

(ii) When an organization conducts a taxable fund-raising event, the measure of the tax for all purposes is the lesser of the selling price or the fair market value of the item sold. The excess of the selling price over the fair market value is a nontaxable donation. The department will accept an organization's reasonable allocation of the fair market value and donation portions of the sales proceeds. When a merchant or professional donates an item to be sold, the fair market value is its ordinary retail selling price. Donors of items to be sold are not liable for use tax on the items donated. The fair market value of homemade items, items which are not commercially sold (e.g., art work or pottery) is the value of materials used. Some items may have no fair market value. For example, the right to conduct a school band at a concert, the right to serve as honorary mayor for a day, or the right to be the dinner guest at someone's home each has no fair market value. Receipts from items sold which have no fair market value are considered nontaxable donations to the organization. An organization may advertise that the selling price includes retail sales tax. An organization may "advertise" by posting a sign that applicable retail sales tax is included in the listed price, or, the organization may add a statement in its written advertising that applicable sales tax will be included in the price.

Fund raising - Proceeds from a nonauction sale

ITEM	DONOR	FMV	SALES PRICE	DONA-TION	RETAIL	SERVICE B&O
Golf clubs	ABC Golf	\$300	\$250	0	\$250	0
Dinner for 6-Browns'	Mrs. Brown	0	\$60	\$60	0	0
Simple will	Jane Smith	\$75	\$50	0	0	\$50
Principal for the day	School	0	\$100	\$100	0	0
Boat & Motor	Goe Estate	\$750	\$825	\$75	\$750	0
Pottery	Art Student	\$5	\$25	\$20	\$5	0
Weekend use of cabin	Mr. Jones	\$200	\$250	\$50	\$200	0
TOTAL		\$1,330	\$1,560	\$305	\$1,205	\$50

In this example, retail sales tax is due on \$1,205. If the selling price had included sales tax and the sales tax rate is 7.8%, sales tax due of \$87.19 is computed as follows: \$1,205 divided by 1.078 = \$1,117.81, the new tax measure. \$1,117.81 x .078 = \$87.19. Retailing and service B&O receipts in the amounts of \$1,205 and \$50 respectively, must be reported. If the organization's total gross receipts, other than dues and donations, exceeds \$12,000 in the calendar year, B&O tax is due.

(4) Prepared meals for certain persons. Neither the retail sales tax nor the use tax applies to prepared meals provided to senior citizens, disabled persons, or low-income persons by not-for-profit organizations organized under chapter 24.03 or 24.12 RCW.

(5) Sheltered workshops. The gross income received by nonprofit organizations from the business activities of "sheltered workshops" is exempt from the business and occupation tax.

(6) Health or social welfare services. In computing business tax there may be deducted amounts received from the United States or any instrumentality thereof or from the state of Washington or any municipal corporation or political subdivision thereof as compensation for,

or to support, health or social welfare services rendered by a health or social welfare organization or by a municipal corporation or political subdivision, except deductions are not allowed for amounts that are received under an employee benefit plan.

(7) Other activities. In every case where such organizations conduct business activities other than as outlined above, the retail sales tax and business and occupation tax are fully applicable to the gross sales made and merchandise may be purchased for resale without paying the retail sales tax by furnishing vendors with resale certificates as prescribed in WAC 458-20-102.

WSR 91-21-002

**NOTICE OF PUBLIC MEETINGS
STATE INVESTMENT BOARD**

[Memorandum—October 3, 1991]

NOTICE OF CHANGE OF PUBLIC MEETINGS

The location of the regular meetings of the State Investment Board for November 12, 1991, and December 9, 1991, have been changed from the Frank Russell Co., 909 A. Street, Tacoma, WA 98402, to Two Union Square, 55th Floor Conference Center, Seattle, Washington. Both meetings will commence at 9:00 a.m.

WSR 91-21-003

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 91-105—Filed October 3, 1991, 2:48 p.m.]

Date of Adoption: October 2, 1991.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Amending WAC 220-48-017.

Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: Stock abundance will not allow a commercial fishery in these areas.

Effective Date of Rule: Immediately.

October 3, 1991

Sally J. Hicks
for Joseph R. Blum
Director

NEW SECTION

WAC 220-48-01700A PELAGIC TRAWL—SEASONS. *Notwithstanding the provisions of WAC 220-48-017, effective immediately until further notice it is unlawful to fish for and possess bottomfish taken with pelagic trawl gear in Marine Fish-Shellfish Management and Catch Reporting Areas 24C and 26A.*

WSR 91-21-004
WITHDRAWAL OF PROPOSED RULES
BOARD OF ACCOUNTANCY
 [Filed October 3, 1991, 4:31 p.m.]

The Board of Accountancy hereby withdraws proposed new rule WAC 4-25-192 filed with your office on July 2, 1991, WSR 91-14-090.

Carey L. Rader, CPA
 Chief Executive Officer

WSR 91-21-005
PERMANENT RULES
BOARD OF ACCOUNTANCY
 [Filed October 3, 1991, 4:35 p.m.]

Date of Adoption: September 16, 1991, 6:45 p.m.

Purpose: Define the type and amount of experience that must be obtained by an applicant for a license to practice public accounting as a CPA.

Citation of Existing Rules Affected by this Order: Amending WAC 4-25-190 Experience.

Statutory Authority for Adoption: RCW 18.04.055(9) and 18.04.215(a).

Pursuant to notice filed as WSR 91-14-091 on July 2, 1991.

Changes Other than Editing from Proposed to Adopted Version: The board adopted WAC 4-25-190 amendments because board members believed existing experience rules were unduly restrictive and unfair to both small firms and candidates for CPA certification. The amendments relaxed requirements, particularly in the area of attest tasks.

Changes: The board made minor changes to the text as proposed by the Washington Society of Certified Public Accountants. Two of the changes were subject to hearing as a part of the alternative rule considered by the board (WAC 4-25-192). The changes were:

Subsection (1), the window for obtaining qualifying experience was changed from within 5 years of passing the uniform CPA exam to within the 5 years preceding application for license. Candidates for public license provided substantial testimony against requiring that experience be obtained within 5 years of passing the CPA exam.

Subsection (2)(a), the board deleted the last sentence and all of subsections (2)(a)(i) and (ii) calling for the employing firm to have "received a report that is acceptable" from a board approved peer or quality review program and substituted a single sentence requiring the employing firm to "participate" in a board approved peer or quality review program. The reason for the change was to remove the burden for determining whether an employing firm "received a report that is acceptable" from the CPA candidate (who wouldn't know and might jeopardize employment trying to find out).

Subsection (2)(a), the board added language to the text calling for a participation in a peer or quality review program to make it clear that the program must cover

the firm's accounting or auditing practice. The reason for the change is to emphasize experience in the services that are unique to CPAs and have the greatest potential for harm to the public if poorly rendered.

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

October 3, 1991

Carey L. Rader
 Chief Executive Officer

AMENDATORY SECTION (Amending Order ACB-146, filed 2/25/88)

WAC 4-25-190 EXPERIENCE. Experience required for issuance of an initial license (~~((pursuant to RCW 18.04.215-(1)(a)))~~) shall meet the requirements of this section:

(1) EXPERIENCE DEFINITION AND TIMING: One year of experience shall consist of full-time employment of no less than two thousand hours. For purposes of computing work experience for a part-time employee, two thousand hours shall constitute one year. Employment may be for one or more employers, with or without compensation, and may consist of any combination of full-time and part-time employment. For an applicant who passed the uniform certified public accounting examination prior to May 1988, experience obtained more than five years prior to application for initial license shall be supplemented by eighty hours of continuing education during the two-year period prior to application. For an applicant who passed the examination in May 1988, or thereafter, this experience must ((be obtained within the five-year period prior to application)) cover a minimum twelve-month period and must be obtained no more than five years prior to applying for a license.

(2) EXPERIENCE IN PUBLIC ACCOUNTING:

(a) An applicant shall show he/she has had employment for a period of one year as a staff accountant under the direct supervision of a currently licensed certified public accountant who is actively engaged in the practice of public accounting and is a member of a firm licensed to practice public accounting. Experience shall be in a CPA firm that participates in a board approved peer or quality review of its accounting or auditing practice. Qualifying experience for purposes of this section shall mean the performance of services as one skilled in the knowledge and practice of public accounting, including performance of accounting or auditing procedures, issuance of reports on financial statements, performance of management advisory or other consulting services, preparation of tax returns and furnishing advice on tax matters.

(b) Public accounting services shall be performed for clients of a certified public accountant or a firm of certified public accountants in compliance with the board's rules and must regularly involve the exercise of independent judgment and the application of appropriate technical and behavioral standards such as the standards contained in the Code of Professional Ethics, Generally Accepted Auditing Standards, Statement of Responsibilities in Tax Practice, Statement on Standards for Management Advisory Services, Statement on Standards for Accounting and Review Services, Statement on

Standards for Attestation Engagements and other similar practice standards issued by the American Institute of Certified Public Accountants.

~~((c) Commencing July 1, 1988, an applicant shall demonstrate that he/she has obtained required experience by performing one or more of the services described in (a) and (b) of this subsection, including attest function experience related to reports on financial statements. As a guideline, five hundred hours of attest function experience will be necessary to achieve a minimum level of competence. Experience gained in less than five hundred hours will be evaluated for quality and substance on a case-by-case basis. The attest function experience shall consist of experience within activities generally performed by certified public accountants in audit engagements, review engagements, compliance audits, management audits, operational audits, or other attest function engagements.~~

~~(d) An applicant's attest function experience shall include the following:~~

~~(i) Experience in applying a variety of auditing procedures and techniques to the usual and customary financial transactions recorded in accounting records;~~

~~(ii) Experience in the preparation of working papers in connection with each element of the work accomplished under (d)(i) of this subsection;~~

~~(iii) Experience in the planning of the program for the application of accounting and/or auditing procedures and techniques including the selection of the procedures to be followed;~~

~~(iv) Experience in the preparation of written explanations and comments on the results of accounting and/or auditing work; and~~

~~(v) Experience in the preparation and analysis of financial statements, including explanations and notes.~~

~~(e) Attest function experience shall be documented on an experience affidavit form provided by the board which enumerates specific procedures typically applied in an audit of financial statements. The objective of the affidavit is to provide evidence that an applicant has a satisfactory knowledge of current practice standards and pronouncements of the profession.))~~

~~(3) EXPERIENCE OTHER THAN IN PUBLIC ACCOUNTING:~~

~~(a) The experience required, as stated in subsection (2) of this section, may also be met by work experience, not including in-classroom training, performed under the direct supervision of a currently licensed certified public accountant in a commercial or governmental organization which has filed a sponsorship agreement with the board, acceptable to the board, which among other things specifies:~~

~~(i) The scope of accounting, auditing, consulting, and other services performed within the organization;~~

~~(ii) The professional education and on-job training provided to an applicant prior to application; and~~

~~(iii) The program of review and supervision performed by the internal review committee within the organization which administers the agreement.~~

~~(b) Qualifying work experience must be of a type and at a level equivalent to that performed in public accounting practice and must regularly involve the exercise~~

of independent judgment and the application of the appropriate technical and behavioral standards.

~~((c) Two years of experience outside of public accounting shall be considered equivalent to one year of public accounting experience.))~~

~~(4) EXPERIENCE AFFIDAVIT: The experience claimed by an applicant shall be verified by the certified public accountant or firm of certified public accountants supervising the applicant on an experience affidavit form provided by the board.~~

~~(5) EXAMINATION OF EXPERIENCE DOCUMENTATION:~~

~~(a) Any licensee who has furnished evidence of an applicant's experience to the board shall upon request by the board explain in writing or in person the information so provided.~~

~~(b) The board may require an interview or an inspection of documentation relating to an applicant's experience. Any licensee having custody of such documentation shall produce it upon request by the board.~~

~~(c) Any licensee who refuses to provide the evidence or documentation of the applicant's experience, requested by an applicant or by the board, shall upon request by the board explain in writing or in person the basis for such refusal.~~

~~(6) RECIPROCITY: An applicant who applies for initial license in this state shall be required to document experience obtained in another jurisdiction which is equivalent to the requirements of this state.~~

WSR 91-21-006

EMERGENCY RULES

BOARD OF ACCOUNTANCY

[Filed October 3, 1991, 4:39 p.m.]

Date of Adoption: October 2, 1991.

Purpose: Amend fees.

Citation of Existing Rules Affected by this Order:
Amending WAC 4-25-040.

Statutory Authority for Adoption: RCW 18.04.055(9).

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

Reasons for this Finding: Budget balancing and cash flow, printing lead times, and notice to CPA examination candidates suggest immediate adoption of fee revisions. A public hearing is scheduled for November 1991.

Effective Date of Rule: Immediately.

October 3, 1991

Carey L. Rader

Chief Executive Officer

AMENDATORY SECTION (Amending Order ACB-192, filed 9/7/89, effective 10/8/89)

WAC 4-25-040 BOARD MEETINGS, OFFICERS, FEES. An annual meeting of the board shall be

held each year, on a date following the annual meeting of the National Association of State Boards of Accountancy, and at least six other meetings shall be held each year, in the months of February, April, June, August, October, and December. Such regular board meetings will normally be on the last Friday of the month, with the exceptions of November and December meetings which shall normally be on the third Friday of the month. The chairman or a quorum of the board shall have the authority to call meetings of the board. The board shall follow and apply the rules of procedure, chapter ((34.04)) 34.05 RCW, as regards to notice and conduct of meetings.

At the annual meeting the board shall elect from among its members the chairman, vice chairman, and secretary. The officers shall assume the duties of their respective offices at the conclusion of the annual meeting at which they were elected. They shall serve a term of one year, but shall be eligible for reelection for an additional term.

The chairman or, in the event of his absence or inability to act, the vice chairman shall preside at all meetings of the board. Other duties of the officers shall be such as the board may from time to time determine.

(1) Fees. Fees charged by the board shall be as follows:

(a)	CPA examination applications:		
(i)	One or two parts	\$	((75)) <u>100</u>
(ii)	Three parts	\$	((+00)) <u>125</u>
(iii)	Five parts	\$	((+25)) <u>150</u>
(b)	Transfer of grade credits from other jurisdictions, pursuant to RCW 18.04.105(3)	\$	40
(c)	Administration of examination for out-of-state applicants, per part	\$	10
(d)	Application for certificate by reciprocity from other jurisdictions	\$	40
(e)	Biennial license to practice public accounting, includes certificate renewal fee	\$	((80)) <u>65</u> 10
(f)	Biennial certificate renewal	\$	
(g)	Biennial firm license:		
(i)	Sole proprietorships (with one or more employees)	\$	50
(ii)	Partnerships	\$	((+00)) <u>75</u>
(iii)	P.S. corporations	\$	((+00)) <u>75</u>
(h)	Amendments to firm registration, each filing	\$	10
(i)	Temporary practice license, per individual who is to practice within this state	\$	10
(j)	Copies of records, per page	\$	0.10
(k)	Applications for reinstatement	\$	25
(l)	Replacement CPA certificates	\$	25

(m) Failure to file or complete an application to renew an individual certificate, individual license, or firm license by the due date of the application will result in a delinquency fee of twenty-five dollars per month (or any part thereof) from the due date of the application, not to exceed two hundred dollars total delinquency fee.

Note: The board may waive delinquency fees for good cause.

(2) Any applicant for a certificate or license who is aggrieved by an action taken by the board with respect to his application may request the board to reconsider such action. Any such request shall be filed within sixty days of the mailing of the board's letter, advising the following information:

- (a) The name and address of the applicant;
- (b) The date of the board's letter advising the applicant of the action of the board complained of; and
- (c) A statement of any facts or consideration to which the applicant believes the board failed to give due weight.

Each licensee shall notify the board in writing within thirty days of any change of address or, in the case of individual licensees, change of employment.

A licensee shall respond in writing to any communication from the board requesting a response, within twenty days of the mailing of such communications by registered or certified mail, to the last address furnished to the board by the licensee.

WSR 91-21-007
PROPOSED RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
 [Filed October 4, 1991, 8:27 a.m.]

Original Notice.

Title of Rule: WAC 392-122-201 through 392-122-275, State institutional education program funding.

Purpose: To revise enrollment reporting and apportionment procedures and policies for the institution education program.

Other Identifying Information: See Purpose above.

Statutory Authority for Adoption: RCW 28A.150.290.

Statute Being Implemented: Chapter 28A.190 RCW and chapter 16, Laws of 1991 1st sp. sess.

Summary: Enrollment reporting policies are clarified by adding definitions of key terms. Apportionment for residential institutions is based on enrollment for 11 months rather than 8 months. Only "court-involved" learning center students can be claimed for institution education funding.

Reasons Supporting Proposal: To clarify enrollment reporting policies and provide greater accountability for institution education programs.

Name of Agency Personnel Responsible for Drafting: Rick Wilson, Old Capitol Building, Olympia, Washington, 753-2298; Implementation: Thomas Case, Old Capitol Building, Olympia, Washington, 753-6708; and Enforcement: David Moberly, Old Capitol Building, Olympia, Washington, 753-6742.

Name of Proponent: Superintendent of Public Instruction, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose and Summary above.

Proposal Changes the Following Existing Rules: See Summary above.

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

Hearing Location: Superintendent of Public Instruction, Wanamaker Conference Room, 2nd Floor, Old Capitol Building, Olympia, Washington 98504, on December 13, 1991, at 9:00 a.m.

Submit Written Comments to: Richard M. Wilson, Superintendent of Public Instruction, Legal Services, Olympia, Washington 98504, by November 26, 1991.

Date of Intended Adoption: December 20, 1991.

October 4, 1991
Judith A. Billings
Superintendent of
Public Instruction

NEW SECTION

WAC 392-122-201 DEFINITION—STATE INSTITUTIONAL EDUCATION PROGRAM—SCHOOL DAY. "School day" means the same as defined in WAC 392-121-033.

NEW SECTION

WAC 392-122-202 DEFINITION—STATE INSTITUTIONAL EDUCATION PROGRAM—SCHOOL YEAR. "School year" means the same as defined in WAC 392-121-031.

AMENDATORY SECTION (Amending Order 84-36, filed 10/2/84)

WAC 392-122-205 STATE INSTITUTIONAL EDUCATION PROGRAM—ELIGIBLE PROGRAMS. Programs supported as state institutional education programs include:

(1) State operated group homes—i.e., facilities ((financed)) maintained by the division of juvenile rehabilitation ((division)) of the department of social and health services to house adjudicated youth twenty-four hours a day;

(2) Juvenile parole learning centers—i.e., facilities ((funded)) maintained by the division of juvenile rehabilitation of the department of social and health services for adjudicated youth residing in the community. ((Education is provided under the guidance of local school districts:))

(3) Juvenile detention centers—i.e., facilities maintained by counties for treatment and education of juveniles who have been placed under protective custody or have committed a criminal offense.

(4) Institutions for juvenile delinquents—i.e., facilities ((established)) maintained by the division of juvenile rehabilitation of the department of social and health services for the diagnosis, confinement and rehabilitation of juveniles committed by the courts.

(5) ((Institutions for the handicapped)) Residential habilitation centers—i.e., facilities ((established by)) maintained by the division of developmental disabilities of the department of social and health services for care and treatment of persons with exceptional needs by reason of mental and/or physical deficiency.

AMENDATORY SECTION (Amending Order 2, filed 1/23/91, effective 2/23/91)

WAC 392-122-206 DEFINITION—STATE INSTITUTIONAL EDUCATION PROGRAM—FORM E-672. "Form E-672" means the form distributed by the superintendent of public instruction on which school districts operating institutional education programs report eligible institutional education students enrolled on the enrollment count dates specified in WAC ((392-121-122)) 392-122-211.

NEW SECTION

WAC 392-122-207 DEFINITION—STATE INSTITUTIONAL EDUCATION PROGRAM—RESIDENTIAL INSTITUTION. "Residential institution" means a state operated group home, juvenile detention center, institution for juvenile delinquents, or residential habilitation center.

AMENDATORY SECTION (Amending Order 2, filed 1/23/91, effective 2/23/91)

WAC 392-122-210 DEFINITION—STATE INSTITUTIONAL EDUCATION PROGRAM—((INSTITUTIONAL PROGRAM)) CERTIFICATED INSTRUCTIONAL STAFF AND MIX FACTOR VARIABLES FOR THE ((ALLOCATION FORMULA)) PURPOSE OF APPORTIONMENT. ((The definition of)) For the purpose of apportionment of state moneys, state institutional education program certificated instructional staff salary and mix factor variables ((used in the institutional education allocation formula)) shall be defined the same as ((those defined)) in WAC ((392-121-285)) 392-121-200 through ((392-121-298)) 392-121-299; PROVIDED, That the words "state institutional education program" shall be substituted for "basic education" throughout those ((definitions)) sections.

NEW SECTION

WAC 392-122-211 DEFINITION—STATE INSTITUTIONAL EDUCATION PROGRAM—INSTITUTION ENROLLMENT COUNT DATES. "Institution enrollment count dates" means the fourth school day of September and the first school day of each of the ten subsequent months of the school year.

NEW SECTION

WAC 392-122-212 DEFINITION—STATE INSTITUTIONAL EDUCATION PROGRAM—EDUCATIONAL ACTIVITY. As used in WAC 392-122-200 through 392-122-275, "educational activity" means the following teaching/learning experiences provided by a school district:

(1) Instruction, testing, counselling, supervision, advising, and other services provided directly by school district certificated staff or by school district classified staff who are supervised by certificated staff.

(2) Up to one hour per day of scheduled study time if the study is in conjunction with other educational activity and if the study is monitored by school district staff who are present during the study.

(3) Up to two hours per day of individual study conducted by a student when school district staff are not present if all of the following conditions are met:

(a) The study is in pursuit of high school graduation credit;

(b) The study is part of a program of instruction defined by a school district certificated employee who evaluates the student's progress in that program;

(c) The student is making progress in the program;

(d) The study is not counted as work training experience pursuant to subsection (4) of this section; and

(e) Combined individual study time and scheduled study time pursuant to subsection (2) of this section claimed in determining the student's full-time equivalent pursuant to WAC 392-122-225 do not exceed two hours per day.

(4) Work experience training meeting the requirements of WAC 180-50-315: PROVIDED, That each hour of work training experience shall be considered equivalent to 0.40 hours of educational activity.

NEW SECTION

WAC 392-122-213 DEFINITION—STATE INSTITUTIONAL EDUCATION PROGRAM—EXCUSED ABSENCE. As used in WAC 392-122-200 through 392-122-275, "excused absence" means an absence from scheduled educational activity which school district certificated staff determine to be due to one or more of the following:

(1) Illness;

(2) Attendance in court; or

(3) Meeting with a lawyer, case worker, counselor, physician, dentist, nurse, or other professional service provider.

NEW SECTION

WAC 392-122-214 DEFINITION—STATE INSTITUTIONAL EDUCATION PROGRAM—COURT-INVOLVED. As used in WAC 392-122-200 through 392-122-275, "court-involved" means:

- (1) Currently supervised by parole, probation, or diversion processes;
- (2) Currently involved in a legal proceeding which may find the student to have committed a criminal or juvenile offense; or
- (3) Qualifying under subsection (1) or (2) of this section within the past twelve months.

NEW SECTION

WAC 392-122-220 DEFINITION—STATE INSTITUTIONAL EDUCATION PROGRAM—ENROLLED INSTITUTIONAL EDUCATION PROGRAM STUDENT. "Enrolled institutional education program student" means a person who:

- (1) Is under twenty-one years of age at the beginning of the school year (September 1 through August 31);
- (2) Is scheduled to engage in educational activity in the institutional education program during the current week;
- (3) During the current school year, has engaged in educational activity in the institutional education program provided or supervised by school district certificated staff; and
- (4) Does not qualify for any of the enrollment exclusions in WAC 392-122-221.

NEW SECTION

WAC 392-122-221 DEFINITION—STATE INSTITUTIONAL EDUCATION PROGRAM—ENROLLMENT EXCLUSIONS. The following may not be counted as an enrolled institutional education program student:

- (1) A person whose educational activity has terminated.
- (2) A person who has transferred to another institution or school district.
- (3) A residential institution student who:
 - (a) Has not engaged in educational activity in the past five school days including days, excluding days of excused absence;
 - (b) Has not engaged in educational activity in the past ten school days including days of excused absence; or
 - (c) Is claimed by any school district as an enrolled student eligible for state basic education support pursuant to chapter 392-121 WAC.
- (4) A learning center student who:
 - (a) Is not court-involved; or
 - (b) Has not participated in educational activity within the past twenty school days.

NEW SECTION

WAC 392-122-225 DEFINITION—STATE INSTITUTIONAL EDUCATION PROGRAM—INSTITUTIONAL EDUCATION FULL-TIME EQUIVALENT (FTE) STUDENTS. "Institutional education full-time equivalent (FTE) students" means the sum of a school district's FTE students on an enrollment count date determined as follows:

- (1) An enrolled institutional education program student who is three to eight years of age and scheduled to engage in a minimum of twenty hours of educational activity per week shall be counted as one FTE.
- (2) An enrolled institutional education program student who is nine years of age or older and scheduled to engage in a minimum of twenty-five hours of educational activity per week shall be counted as one FTE.
- (3) An enrolled institutional education program student who is scheduled to engage in less than the minimum hours for one FTE shall be counted as a partial FTE, determined by dividing the scheduled hours of educational activity by the minimum hours for one FTE.
- (4) In determining a student's FTE, educational activity may include up to ten minutes of class transition time between classes but shall not include noon intermission.
- (5) No student shall be counted as more than one FTE.

AMENDATORY SECTION (Amending Order 2, filed 1/23/91, effective 2/23/91)

WAC 392-122-230 DEFINITION—STATE INSTITUTIONAL EDUCATION PROGRAM—(ELIGIBLE) ANNUAL AVERAGE FULL-TIME EQUIVALENT (AAFTE) INSTITUTIONAL EDUCATION STUDENTS. ((State institutional education program

moneys shall be allocated to school districts based on the institutional full-time equivalent enrollment levels reported on Form E-672 by school districts operating state institutional education programs to the school business services division in the office of the superintendent of public instruction.)) "Annual average full-time equivalent (AAFTE) institutional education students" means:

- (1) For residential institutions, the average institutional education FTE students on the eleven institution enrollment count dates of the school year.
- (2) For learning centers, the average institutional education FTE students on the eight institution enrollment count dates of October through May.

AMENDATORY SECTION (Amending Order 84-36, filed 10/2/84)

WAC 392-122-255 STATE INSTITUTIONAL EDUCATION PROGRAM—INSTITUTIONAL PROGRAM INDIRECT COST. State institutional education program moneys for the purpose of recognition of institutional program indirect costs shall be allocated to school districts based on the district's ((prior year)) indirect cost percent for the institutional program ((multiplied by the district's current school year state institutional education program allocation for certificated and classified salaries, statutory and health benefits, and nonemployee related costs)) from Report F-196 Part III and in accordance with the state Operating Appropriations Act.

AMENDATORY SECTION (Amending Order 84-36, filed 10/2/84)

WAC 392-122-260 STATE INSTITUTIONAL EDUCATION PROGRAM—BASIC EDUCATION ((BACK-OUT)) FUNDING FOR STATE LEARNING CENTERS. ((The back-out of)) For the purposes of determining recoveries under WAC 392-122-910, a school district's basic education ((funds from the district's state institutional education)) program allocation for learning center students shall be added to the institutional education program allocation for the learning center. The amount of the basic education program allocation for learning center students for a school year shall be calculated by multiplying the state guarantee per full-time equivalent pupil rate by the number of ((eligible)) annual average full-time equivalent institutional education students as defined in WAC 392-122-230.

AMENDATORY SECTION (Amending Order 2, filed 1/23/91, effective 2/23/91)

WAC 392-122-270 STATE INSTITUTIONAL EDUCATION PROGRAM—APPORTIONMENT OF STATE MONEYS. From the state institutional education program moneys appropriated to the superintendent of public instruction, the superintendent shall make allocations to school districts based ((upon the sum of moneys allocated in accordance with WAC 392-122-230, 392-122-235, 392-122-255, and 392-122-260.)) on the school district's annual average full-time equivalent institutional education students and as provided in the state Operating Appropriations Act and WAC 392-122-200 through 392-122-275.

- (1) Institutional education program allocations shall be based on a two hundred twenty-day school year. Allocations to a school district offering less than two hundred twenty school days shall be reduced pro rata as provided in WAC 392-122-910.
- (2) The superintendent of public instruction shall make payments in the same manner as provided in WAC 392-121-400.
- (3) The superintendent of public instruction may reduce or delay payment of institutional education program moneys pursuant to chapter 392-117 WAC, Timely reporting.

AMENDATORY SECTION (Amending Order 84-36, filed 10/2/84)

WAC 392-122-275 STATE INSTITUTIONAL EDUCATION PROGRAM—SCHOOL DISTRICT REPORTING. ((+)) At such times as designated by the superintendent of public instruction, each school district operating an institutional education program shall report the number of eligible institutional education students receiving institutional education according to instructions provided by the superintendent of public instruction.

- (2)) Each school district operating an institutional education program shall report to the superintendent of public instruction as follows:
 - (1) The district shall report on Form E-672 the number of individual enrolled institutional education program students and the number of institutional education full-time equivalent students on each institution enrollment count date.

(2) Report forms shall be signed by the school district superintendent or a designated official of the school district.

(3) A district operating a learning center shall also report learning center students for basic education support pursuant to chapter 392-121 WAC.

(4) A district operating a learning center shall report only "court-involved" learning center students as institutional education students on Forms E-672.

(5) Each school district operating an institutional education program shall provide, upon request, such additional data as are necessary to enable the superintendent of public instruction to allocate and substantiate the district's allocation of state institutional education program ((funds)) moneys.

(6) School district reporting shall be subject to chapter 392-117 WAC, Timely reporting.

**WSR 91-21-008
EMERGENCY RULES
DEPARTMENT OF
NATURAL RESOURCES**

[Order 584—Filed October 4, 1991, 10:14 a.m.]

Date of Adoption: October 4, 1991.

Purpose: Suspending rule burn privileges on department protected land.

Citation of Existing Rules Affected by this Order: Repealing WAC 332-26-015 and 332-26-082.

Statutory Authority for Adoption: RCW 76.04.165.

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

Reasons for this Finding: Weather conditions have created a situation of increasing fire danger statewide, thus there is a need to further regulate outdoor burning to protect life and property.

Effective Date of Rule: Immediately.

October 4, 1991
Brian J. Boyle
Commissioner of
Public Lands

NEW SECTION

WAC 332-26-084 OUTDOOR BURNING RESTRICTIONS. Effective midnight Friday, October 4, 1991 through midnight Thursday, October 31, 1991, privileges to have an outdoor fire without a written burning permit on lands protected by the department, as allowed by WAC 332-24-211, are suspended throughout the state: PROVIDED, that fires contained in established campfire pits approved by the department in state, county, municipal, or other campgrounds, and the use of barbecues or camp stoves in state, county, municipal or other campgrounds are exempt from these restrictions.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 332-26-015 OUTDOOR RULE BURN
SUSPENSION

WAC 332-26-082 OUTDOOR BURNING
RESTRICTIONS

**WSR 91-21-009
PERMANENT RULES
BOARD FOR COMMUNITY
AND TECHNICAL COLLEGES**

[Order 134, Resolution No. 91-27—Filed October 4, 1991, 1:38 p.m.]

Date of Adoption: September 12, 1991.

Purpose: To revise personnel qualification standards for community and technical college personnel and to incorporate technical college personnel.

Citation of Existing Rules Affected by this Order: Amending WAC 131-16-070, 131-16-080, 131-16-091, 131-16-092, 131-16-093, and 131-16-094.

Statutory Authority for Adoption: RCW 28B.50.090 (7)(a).

Pursuant to notice filed as WSR 91-15-094 on July 23, 1991.

Changes Other than Editing from Proposed to Adopted Version: In WAC 131-16-093 (1)(a), insert the words "for full-time instructors and counselors." after the words "not renewable."

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

September 24, 1991

Robert G. Wark
Director, Communications

AMENDATORY SECTION (Amending Order 82, Resolution No. 80-14, filed 9/8/80)

WAC 131-16-070 ADOPTION AND PUBLICATION OF DISTRICT PERSONNEL SELECTION PRACTICES AND STANDARDS REQUIRED. Each ((community)) college district board of trustees shall adopt and publish a statement of personnel selection practices and standards governing all nonclassified service personnel which are designed to ensure high standards of excellence in all phases of district operations, satisfy the standards of regional and national accrediting organization, and provide for a professional staff representing a wide range of educational and professional experience. Such personnel practices and standards shall be consistent with WAC 131-16-080.

AMENDATORY SECTION (Amending Order 82, Resolution No. 80-14, filed 9/8/80)

WAC 131-16-080 GENERAL STANDARDS OF QUALIFICATIONS FOR COMMUNITY COLLEGE PERSONNEL. Prior to employment of candidates to perform professional services in Washington community and technical colleges, the district board of trustees shall establish that the candidate possesses:

(1) Scholarship and/or technical skill that represents appropriate study, training, and skills in the proposed area of assignment,

(2) Expertise as a practitioner as evidenced by reports of former associates and supervisors,

(3) A demonstrable understanding and acceptance of the role to be played as a partner in an educational enterprise serving the best interests of the students,

(4) A demonstrable understanding and acceptance of the mission, role, and character of the community or technical college,

(5) The ability to perform assigned duties in a manner consistent with the goals of the institution and the community and technical college system, and

(6) Personal characteristics that contribute to the ability to promote the welfare of the students, the institution, and the state of Washington.

AMENDATORY SECTION (Amending Order 82, Resolution No. 80-14, filed 9/8/80)

WAC 131-16-091 ADDITIONAL QUALIFICATIONS IN AREAS OF SPECIALIZATION. In addition to the general standards required by WAC 131-16-080 and chapter 490-28A WAC in the case of vocational education personnel, the district board of trustees shall establish that candidates for appointment meet or exceed the following standards in their areas of specialization:

(1) Professional personnel performing services for which advanced degrees are normally available shall hold the equivalent of a master's degree in the field of their educational service from an accredited college or university or a bachelor's degree and extensive professional experience in the field of their educational service.

(2) Professional personnel in vocational fields or other specialized areas for which advanced degrees are not normally available shall have sufficiently broad and comprehensive training and work experience that particularly qualifies them to provide instruction in their area of specialization.

(3) All newly hired vocational education teaching personnel must have recent work experience beyond the learning period as a fully qualified worker in the occupation that will be taught. The minimum work experience shall be equal to the recognized learning period required to gain competence in the occupation, but shall be in no case less than two calendar years of full-time work or its equivalent(~~(, which shall be)~~) beyond the learning experience. The number of hours worked shall be equivalent to the hours worked by full-time (~~(people during a two-year period)~~) workers in the occupation to be taught.

(a) Minimum work experience for apprenticeable occupations will be equal to the learning period then currently registered with the state department of labor and industries.

(b) Minimum work experience in occupations requiring state or local licensing, certification, or registry will be two calendar years subsequent to receipt of license, unless the occupation is also an apprenticeable trade. Current licenses, registrations, and/or certifications shall be maintained as a requirement for teaching courses in the respective occupation.

(c) Minimum work experience for all other trades and occupations will be two calendar years of full-time employment or ~~((its))~~ the equivalent, subsequent to the required learning period, which shall be the number of

hours worked by full-time (~~(people))~~ workers during a two-year period in the occupation (~~((to be taught subsequent to the recognized learning period))~~).

(d) Recent work experience shall be defined as employment full-time for six months or ~~((its))~~ the equivalent, within the two years immediately preceding initial vocational certification, which shall be one-fourth of the hours (~~((defined as a full-time equivalent in subsection (3) of this section in the occupation to be taught within the two years immediately preceding initial vocational certification))~~) required by (c) of this subsection.

(e) One year full-time employment shall mean that which is the standard for the occupation.

(4) All other vocational education teaching personnel including instructors of vocationally related courses, teachers' aides, lab assistants, and tutors, who do not meet the work experience and educational requirements specified above may be employed either on a full-time or part-time basis(~~(:)~~): PROVIDED, That such individuals shall possess appropriate technical skills and knowledge in the specific program area assigned(~~(:)~~): AND PROVIDED FURTHER, That such individuals shall work under the direct supervision of, or in direct coordination with, an appropriately certified professional. Each college district shall maintain job descriptions for each position in this category.

(5) Vocational counselors shall meet the minimum work experience requirement by verifying work experience in one or more occupations other than professional education, which is cumulative to at least two years of full-time employment (~~((as defined in subsection (3) of this section))~~). Vocational counselors shall be certified only if they have had preparation in vocational counseling, testing, and occupational information.

(6) General administrative personnel shall have advanced training or experience relevant to their assigned duties. The chief administrator shall hold an earned doctorate from an accredited university or have equivalent administrative expertise as demonstrated by successful performance of broad administrative responsibilities.

(7) The vocational (~~((administrative personnel, including the chief vocational education officer or other individual assigned that responsibility (commonly referred to as the vocational director),))~~) administrator and all other subordinate vocational education administrative personnel must have been employed as a full-time vocational education instructor, occupational information specialist, or vocational counselor for at least three academic years or have equivalent (~~((teaching))~~) experience in industry or other public agencies and they must have had at least two calendar years of accumulated experience in the capacity of a supervisor in education, business, industry, a public agency, or an equivalent volunteer community service. In addition, such individuals must have demonstrated to the employing agency a commitment to and understanding of vocational education. Industry and public agency experience will be evaluated at no more than a one-to-one basis. The vocational administrator's personnel file must have verification that these standards have been met.

~~(8) ((Persons employed prior to the effective date of this document shall comply with these standards unless they were qualified on the basis of standards which were in effect in the 1969 Washington state plan for vocational education. All persons shall comply with the provisions of WAC 131-16-092 and 131-16-093 regarding certification and renewal of certificates.)) A current first aid certificate is required for those vocational instructors and counselors prior to the second quarter of employment in vocational programs where the instructional environment brings students into physical proximity with machinery, electrical circuits, biologicals, radioactive substances, chemicals, flammables, intense heat, gases under pressure, excavations, scaffolding, ladders, and other hazards.~~

~~(9) A current CPR certificate is required for all vocational instructors and counselors.~~

~~(10) Responsibility for ensuring that appropriate staff have first aid training will rest with the assigned vocational administrator as defined in subsection (7) of this section.~~

~~(11) The specific type of first aid program required of vocational instructors shall be achieved by passing a course of first aid instruction and participation in practical application of the following subject matter;~~

~~Bleeding control and bandaging.~~

~~Practical method of artificial respiration, including mouth to mouth and mouth to nose resuscitation.~~

~~Closed chest heart massage.~~

~~Poisons.~~

~~Shock, unconsciousness, stroke.~~

~~Burns, scalds.~~

~~Sunstroke, heat exhaustion.~~

~~Frostbite, freezing, hypothermia.~~

~~Strains, sprains, hernias.~~

~~Fractures, dislocations.~~

~~Proper transportation of the injured.~~

~~Bites, stings.~~

~~Subjects covering specific health hazards likely to be encountered by coworkers of first aid students enrolled in the course.~~

~~(12) Specifically excluded from conformance to the first aid requirement are:~~

~~(a) Those instructors who teach related subjects to vocational students, i.e., Mathematics, English, or communications skills, etc., when these subjects are taught in classrooms rather than shops or laboratories.~~

~~(b) Physicians, registered nurses, licensed practical nurses, and others when their occupational competencies and training include first aid knowledge and skills equal to or superior to that represented by the first aid certification being required under these regulations.~~

AMENDATORY SECTION (Amending Order 82, Resolution No. 80-14, filed 9/8/80)

WAC 131-16-092 MAINTAINING AND IMPROVING OCCUPATIONAL AND TEACHING COMPETENCIES FOR VOCATIONAL ADMINISTRATORS, INSTRUCTORS AND COUNSELORS.

It shall be the responsibility of the president of each institution or district to assure compliance with the following standards, which must be met or exceeded by all districts:

(1) The institution or district will certify through the assigned vocational ((director)) administrator each full-time instructor and vocational counselor and maintain documentation of such certification. The certificate and the documentation on file shall specify the function and/or the specific occupational area for which the individual is certified.

(2) Each full-time contracted ((professional)) vocationally certified instructor or counselor shall have an individual improvement plan which covers the time interval of the current certification developed in consultation with and approved by the vocational ((director)) administrator or designee. The vocational ((director)) administrator shall maintain a file of all such plans, which shall be reviewed annually.

~~(3) ((Part-time teaching personnel must have temporary certification and shall obtain a one-year certificate upon the accumulated completion of forty-five quarter credits (or forty-five credit equivalents) of teaching. Individual professional improvement plans shall be established and approved for part-time personnel upon issuance of a one-year certificate.~~

~~(4) Part-time counselors shall obtain a one-year certificate upon completion of the equivalent of one full academic year of counseling responsibility. Individual professional improvement plans shall be established and approved upon issuance of a one-year certificate.~~

~~(5)) Part-time vocational teaching and counseling personnel must be certified and have a verification of work experience related to instructional assignment record on file in the individual's personnel folder. This record must be on file for each part-time instructor/counselor during each quarter of teaching employment. Part-time instructors must have teaching competencies reviewed every five years. "Teaching competencies" refers to (a) currency in the occupation and (b) teaching skills. Part-time vocational counselors must have records in their file indicating compliance with WAC 131-16-091(5). Part-time teaching personnel not qualifying for five-year certificates must be awarded a temporary certificate effective for a maximum of three years. At the conclusion of the initial three years, the individual must complete thirty clock hours or three credits of elements of instruction or equivalent before an additional three-year temporary certificate may be granted. During each subsequent three-year period, at least thirty clock hours or three credits of teacher training must be completed before the award of a renewed temporary certificate.~~

~~(4) Full-time professional personnel may not be employed on the basis of a temporary certificate for a period of more than one year.~~

~~((6)) (5) Certification under the above standards is a condition of continued employment for all vocational education personnel.~~

~~(6) Safety and occupational health practice standards are met by satisfying OSHA and WISHA requirements.~~

AMENDATORY SECTION (Amending Order 97, Resolution No. 84-7, filed 3/7/84)

WAC 131-16-093 TYPES OF VOCATIONAL EDUCATION CERTIFICATES. ~~((For the purposes of this section, equivalency shall mean in each case that the employee shall successfully complete the objectives outlined in the improvement plan.))~~ In issuing certificates for vocational education personnel, the college district shall utilize the following nomenclature and shall meet the standards set forth below as a minimum:

(1) Temporary certificate.

(a) Full-time vocational instructors shall be issued a temporary certificate provided that such individuals shall be required to complete ((a minimum of fifteen contact hours of teaching)) an orientation ((or the equivalent)) to begin no later than the first day of employment. An orientation outline must be on file at each campus. A temporary certificate is not renewable ((only for part-time instructors who have not accumulated forty-five quarter credit hours, or equivalency, of teaching)) for full-time instructors and counselors.

(b) Full-time vocational counselors shall be issued a temporary certificate provided that such individuals have met the requirements set forth in WAC 131-16-091(5).

(2) One-year certificate.

(a) Instructional personnel who have completed the minimum requirements for a temporary certificate and who, in addition, provide documentation of teaching competency as demonstrated by having satisfactorily completed a minimum of three credits in courses concentrated upon the elements of teaching, or the equivalent, shall be issued a one-year certificate. A one-year certificate may be renewed ((no more than)) once ((after initial issuance for each year of full-time equivalent instruction, except that in the case of part-time instructors, a one-year certificate may be continued until the equivalent of one year of teaching (45 quarter credits) has been completed)).

(b) Counselors may be issued a one-year certificate upon completion of the minimum requirements for a temporary certificate and who, in addition, have completed a minimum of three credits or thirty clock hours in course(s) in accordance with the individual's professional improvement ((units in accordance with the individual improvement)) plan. A one-year certificate may be renewed no more than once ((after initial issuance for each year of full-time equivalent counseling)).

(3) Three-year certificate. May be used as a temporary with part-time instructors. (Optional with the local district for full-time instructors.)

(4) Five-year certificate (initial).

(a) Instructional personnel, occupational information specialists, and vocational counselors who have met the requirements of WAC 131-16-070 through 131-16-092 and who have earned a master's degree or doctorate in their professional career field or in the field of education from a recognized college or university accredited by a group recognized by the Council on Postsecondary Accreditation (COPA), and who have completed the minimum requirements for a temporary certificate, may be issued a five-year certificate.

(b) Instructional personnel and vocational counselors who have not earned a master's degree or doctorate in their professional career field or in the field of education from an accredited college or university shall be issued a five-year certificate upon completion of at least two years of teaching service, who have, in addition to the one-year certificate requirements, documentation of competency as demonstrated by having satisfactorily completed a minimum of three credits or thirty clock hours in courses dealing with the techniques of occupational analysis, or equivalent, a minimum of three credits in courses concentrated upon the principles of vocational course organization or equivalent, and who have completed a minimum of three additional professional improvement units in accordance with the individual's professional improvement plan.

~~((b))~~ (c) Counseling personnel who do not have a master's degree shall be issued a five-year certificate upon: (i) Completion of at least two years of counseling service, ((who provide)) (ii) in addition to the one-year certificate requirements, documentation of competency as demonstrated by having satisfactorily completed a minimum of three credits or thirty clock hours in courses dealing with ((the techniques of occupational analysis)) advanced or graduate level counseling theories and/or techniques, or equivalent, and ((who have completed)) (iii) completion of a minimum of six additional professional improvement units in accordance with the individual's professional improvement plan.

(5) Five-year certificate (renewal). A five-year renewable certificate shall be issued to professional personnel who have completed a minimum of fifteen professional improvement units during the previous five-year period in accordance with the individual's improvement plan, documenting currency in teaching skills. Professional improvement plans ((initiated after July 1, 1980:)) shall, if deemed appropriate, include work experience as defined in WAC 131-16-094(1), and no more than ten professional units in any one category as defined in WAC 131-16-094 shall apply.

(6) The assigned vocational ((director)) administrator shall be responsible for the designation of approved course equivalents.

AMENDATORY SECTION (Amending Order 82, Resolution No. 80-14, filed 9/8/80)

WAC 131-16-094 DEFINITION OF PROFESSIONAL IMPROVEMENT UNITS. The following standards shall be used in the determination of professional improvement unit values for vocational certification by the college districts.

(1) Each forty hours of planned, preapproved, ((paid)) work experience outside of regular college teaching or counseling assignments shall be equal to one professional improvement unit.

(2) Ten clock hours or one credit on the quarter system or two-thirds credit on the semester system earned in accredited programs at colleges or universities shall be equal to one professional improvement unit provided it is in compliance with the professional improvement plan.

(3) Each accumulated twenty hours of preplanned participation in activities, such as conferences, seminars,

workshops, or symposiums shall be equal to 1.0 professional improvement unit.

(4) ~~((Additional professional improvement units may be granted as approved in the individual improvement plan on the basis of independent research and individual development activities of the instructor, counselor, or administrator in excess of the normal contractual obligations.))~~ Each forty hours of independent preplanned or preapproved research and other individual development activities in excess of normal contracted obligations shall be equal to one professional improvement unit.

(5) The assigned vocational ~~((director))~~ administrator shall be responsible for the approval of professional improvement plans, equivalencies, and units as stated in WAC 131-16-092, 131-16-093, and 131-16-094.

NEW SECTION

WAC 131-16-095 RECIPROCITY DEFINED. The following standards describe the recognition of vocational teaching certification issued by a community or technical college or the superintendent of public instruction.

(1) Instructors or counselors issued a vocational education certificate that meets the standards specified in WAC 131-16-091 through 131-16-095 by any community or technical college shall be recognized by all community or technical colleges under the jurisdiction of the state board for community and technical colleges.

(2) It is also recognized that a vocational teaching or counselor certificate issued by the office of the superintendent of public instruction will be recognized by the community and technical colleges as fulfilling the minimum requirements for the specific subjects contained in the certification.

(3) All instructors or counselors hired by a community or technical college will be required to have on file a professional improvement plan as specified in WAC 131-16-092 through 131-16-094.

(4) All current technical college instructors or counselors may have their certification renewed under the requirements in effect for vocational-technical institutes prior to September 1, 1991. After September 1, 1996, all technical college personnel must meet the standards set forth in chapter 131-16 WAC.

WSR 91-21-010

PERMANENT RULES

PUGET SOUND

AIR POLLUTION CONTROL AGENCY

[Filed October 4, 1991, 1:42 p.m.]

Date of Adoption: September 26, 1991.

Purpose: To upgrade the regulation to reflect recent changes to the Washington Clean Air Act, and to make minor "housekeeping" changes to improve legibility.

Citation of Existing Rules Affected by this Order: Amending Article 13 of Regulation I of PSAPCA.

Statutory Authority for Adoption: RCW 70.94.141.

Pursuant to notice filed as WSR 91-16-087 on August 7, 1991.

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

October 3, 1991

Naydene Maykut

Senior Air Quality Scientist

AMENDATORY SECTION

REGULATION I SECTION 13.01 POLICY AND PURPOSE

The Board of Directors of the Puget Sound Air Pollution Control Agency declares it to be the public policy of the Agency to control and reduce air pollution caused by woodstove emissions. It is the Agency's policy to reduce woodstove emissions by encouraging the continued efforts to educate the public about the effects of woodstove emissions, other heating alternatives, and the desirability of achieving better emission performance and heating efficiency from woodstoves pursuant to the emissions performance standards as adopted by the Department of Ecology. It is further the policy of the Board to encourage the replacement of uncertified woodstoves with cleaner sources of heat.

The Board encourages cities, towns and counties within its jurisdiction to adopt woodsmoke control programs including enhanced public education and abatement ordinances and assist in the enforcement of this Regulation during declared air quality episodes and periods of impaired air quality. Nothing in this Regulation shall be construed to impair the right of any city, town or county to adopt and enforce woodsmoke abatement ordinances.

AMENDATORY SECTION

REGULATION I SECTION 13.02 DEFINITIONS

(a) ADEQUATE SOURCE OF HEAT means the ability to maintain 70°F at a point 3 feet above the floor in all normally inhabited areas of a dwelling.

~~((b) CERTIFIED means that a woodstove meets emission performance standards when tested by an accredited independent laboratory according to EPA or DEQ procedures.~~

~~(c) CURTAILMENT means the act of shortening, abridging, diminishing, lessening or reducing.~~

~~(d) DEQ means Oregon Department of Environmental Quality.~~

~~(e) EPA means United States Environmental Protection Agency.)~~

~~((f))~~ (b) FIRST STAGE OF IMPAIRED AIR QUALITY means a condition declared by the ~~((Department of Ecology or the Air Pollution))~~ Control Officer ~~((when-ever))~~ when particulates 10 microns and smaller in diameter are at an ambient level of 75 micrograms per cubic meter measured on a 24-hour average or when carbon monoxide is at an ambient level of 8 parts of contaminant per million parts of air by volume measured on an 8-hour average.

~~((g))~~ (c) SECOND STAGE OF IMPAIRED AIR QUALITY means a condition declared by the ~~((Department of~~

~~Ecology or the Air Pollution)) Control Officer ((when-
ever)) when particulates 10 microns and smaller in di-
ameter are at an ambient level of 105 micrograms per
cubic meter measured on a 24-hour average.~~

~~((f)) (d) SEASONED WOOD means wood of any spe-
cies that has been sufficiently dried so as to contain 20%
or less moisture by weight.~~

~~((g)) (e) 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 in-
cludes any device burning any solid fuel used for aes-
thetic or space-heating purposes in a private residence
or commercial establishment, which has a heat input less
than 1 million Btu per hour.~~

~~((h)) (f) TREATED WOOD means wood of any species
that has been chemically impregnated, painted or simi-
larly modified.~~

~~((i) WOODSTOVE (same as wood heater) means an
enclosed solid fuel burning device capable of and intend-
ed for space heating and domestic water heating that
meets all of the following criteria:~~

~~(1) For the purposes of determining qualification under
"Oregon Administrative Rules, Chapter 340, Divi-
sion 21 Woodstove Certification" dated November 1984:
An air to fuel ratio in the combustion chamber less than
30.0 during the burning of 90% or more of the fuel mass
consumed in the low firing cycle. The low firing cycle
means less than or equal to 25% of the maximum burn
rate achieved with the doors closed or the minimum
burn rate achievable, whichever is greater; or~~

~~(2) For the purposes of determining qualification under
"40 CFR 60 Subpart AAA Standards of Perform-
ance for Residential Wood Heaters" dated February 26,
1988:~~

~~(A) An air to fuel ratio in the combustion chamber
averaging less than 35.0, as determined by EPA Refer-
ence Method 28A;~~

~~(B) A usable firebox volume of less than 20 cubic feet;~~

~~(C) A minimum burn rate less than 5 kg/hr as deter-
mined by EPA Reference Method 28;~~

~~(D) A maximum weight of 800 kg, excluding fixtures
and devices that are normally sold separately, such as
flue pipe, chimney, and masonry components not integral
to the appliance.~~

~~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.))~~

AMENDATORY SECTION

REGULATION I SECTION 13.04 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))~~ Plastics;
- (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.

AMENDATORY SECTION

REGULATION I SECTION 13.05 CURTAILMENT

~~((a) A person in a residence or commercial estab-
lishment with an adequate source of heat other than the
burning of solid fuel shall not burn solid fuel in any solid
fuel burning device whenever the Department of Ecology
has declared an air pollution episode for the geographi-
cal area pursuant to RCW 70.94.715.~~

~~(b) A person in a residential or commercial establish-
ment with an adequate source of heat other than the
burning of solid fuel shall not burn solid fuel in any fuel
burning device except those which meet the standards
set forth in RCW 70.94.457, or a pellet stove, either
certified or issued an exemption certificate by the United
States Environmental Protection Agency in accordance
with Title 40, Part 60 of the code of federal regulations,
whenever the Air Pollution Control Officer has declared
a first stage of impaired air quality.~~

~~(c) A person in a residential or commercial establish-
ment with an adequate source of heat other than the
burning of solid fuel shall not burn solid fuel in any fuel
burning device, including those which meet the stan-
dards set forth in RCW 70.94.457, whenever the Air
Pollution Control Officer or Department of Ecology has
declared a second stage of impaired air quality.~~

~~(d) A person responsible for a solid fuel burning de-
vice already in operation at the time an episode or sec-
ond stage of impaired air quality is declared shall extin-
guish 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 either certified under
RCW 70.94.457 or a pellet stove, either certified or is-
sued an exemption certificate by the United States Envi-
ronmental Protection Agency in accordance with Title
40, Part 60 of the code of federal regulations, already in
operation at the time the first stage of impaired air
quality is declared shall extinguish that device by with-
holding new solid fuel for the duration of the impaired
air quality. Smoke visible from a chimney, flue or ex-
haust duct after a time period of 3 hours has elapsed
from the time of declaration of the episode or impaired
air quality shall constitute prima facie evidence of un-
lawful operation of an applicable solid fuel burning de-
vice. This presumption may be refuted by demonstration
that the smoke was not caused by an applicable solid
fuel burning device.)) Any person in a residence or com-
mercial establishment that has an adequate source of
heat without using a solid fuel burning device shall:~~

(a) Not use any solid fuel burning device except those
which are either Oregon Department of Environmental
Quality Phase II or United States Environmental Pro-
tection Agency certified or certified by the Department
of Ecology under RCW 70.94.457(1) or a pellet stove

either certified or issued an exemption by the United States Environmental Protection Agency in accordance with Title 40, Part 60 of the Code of Federal Regulations, in the geographical area and for the period of time that a first stage of impaired air quality has been declared for that area.

(b) Not use any solid fuel burning device in a geographical area and for the period of time that a second stage of impaired air quality has been declared for that area.

((~~(c)~~)) (c) Compliance with the above solid fuel burning device curtailment rules may be enforced after a time period of 3 hours has elapsed from the time of declaration of ((~~the episode or~~)) impaired air quality. Smoke visible from a chimney, flue, or exhaust duct 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.

**WSR 91-21-011
PERMANENT RULES
BOARD FOR COMMUNITY
AND TECHNICAL COLLEGES**

[Order 133, Resolution No. 91-49—Filed October 4, 1991, 2:17 p.m.]

Date of Adoption: September 12, 1991.

Purpose: To adjust the tuition and fee charges for courses dealing with problems of retirement and advanced age.

Citation of Existing Rules Affected by this Order: Amending WAC 131-28-026.

Statutory Authority for Adoption: RCW 28B.15.502.

Pursuant to notice filed as WSR 91-15-093 on July 23, 1991.

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

September 24, 1991

Robert G. Wark
Director, Communications

AMENDATORY SECTION (Amending Order 122, Resolution Nos. 90-42 and 90-43, filed 9/20/90, effective 10/21/90)

WAC 131-28-026 TUITION CHARGES FOR CERTAIN UNGRADED COURSES. (1) When in the judgment of a district board of trustees certain courses should be designated as ungraded courses and offered by tuition rates that differ from the standard rates set by WAC 131-28-025, the board of trustees may propose such designations and tuition levels. Implementation of such proposals shall be contingent upon approval of the state director, who shall review such proposals with respect to the provisions of subsection (2) of this section and with respect to a general standard of system-wide consistency of tuition charges when essentially similar services are provided.

(2) Ungraded courses designated pursuant to subsection (1) of this section shall meet the following qualifications:

(a) The primary intent of offering the course is other than providing academic credit applicable to an associate's or higher degree.

(b) The course has a specialized purpose in that it is intended to meet the unique educational needs of a specific category or group of students.

(c) The course is offered for the purpose of providing the individual student with a discrete skill or basic body of knowledge other than that intended to lead to initial employment.

(d) The course cannot be administered as a contract course pursuant to WAC 131-28-027, 131-32-010, or 131-32-020.

(e) The course is not offered primarily as an integral part of any lower-division curriculum or program.

(f) The course is not one specifically or primarily intended to satisfy requirements for receiving a high school diploma.

(3) For the purposes of this section, ungraded courses shall be defined as those courses classified according to the official course classification taxonomy established by the state board as occupational supplementary, occupational homemaking, academic basic education, or academic general education courses, provided they shall also meet the qualifications set forth in subsection (2) of this section.

(4) For the purpose of implementing WAC 131-28-025(2), the tuition, exclusive of special fees, charged by any Washington community college for the following ungraded courses shall be:

COURSE	TUITION		SERVICES AND ACTIVITIES FEE
	BUILDING FEE	OPERATING FEE	
(a) Courses offered for the purpose of satisfying related or supplemental educational requirements for apprentices while indentured with the Washington state apprenticeship council or Federal Bureau of Apprenticeship and Training	\$1.40 per credit	\$3.60 per credit	No charge
(b) Department of labor and industries approved industrial first aid courses offered for the purpose of satisfying WISHA first aid certification requirements	Standard rate	Standard rate	No charge

COURSE	TUITION		SERVICES AND ACTIVITIES FEE
	BUILDING FEE	OPERATING FEE	
(c) Parent education involving cooperative preschool program	The combined standard district charge per credit hour for tuition and operating fees less the preschool cooperative fee, with any remainder divided equally between tuition and operating fee		No charge
(d) Farm management and small business management	\$1.85 per credit	\$9.15 per credit	No charge
(e) Adult basic education, English as a second language, and GED preparation courses supported by federal funds	No charge	No charge	No charge
(f) Emergency medical technician and paramedic continuing education	\$1.40 per credit	\$3.60 per credit	No charge
(g) Courses specifically designed to provide skills and understandings particularly related to the problems of retirement and advanced age	(\$1.00 per credit hour 20% of the <u>standard building fee rounded to the nearest dollar</u>	\$1.00 per credit hour)) 20% of the <u>standard operating fee rounded to the nearest dollar</u>	No charge
(h) Courses providing advanced training and skill maintenance for journeypersons in cooperation with local joint apprenticeship and training committees	Standard rate	Standard rate	No charge

(5) Application of this section shall be subject to administrative procedures established by the state director with respect to maximum credit values of such ungraded courses, curriculum, or any unique circumstances related to enrollment in such courses.

(6) Tuition and services and activities fees received pursuant to this section shall be accounted for and deposited in conformance with the provisions of RCW 28B.50.360, 28B.15.031, and 28B.15.041 respectively.

(7) The term "standard rate" as used in this section shall mean the tuition charged for one quarter credit.

**WSR 91-21-012
PERMANENT RULES
BOARD FOR COMMUNITY
AND TECHNICAL COLLEGES**

[Order 131, Resolution No. 91-47—Filed October 4, 1991, 2:19 p.m.]

Date of Adoption: September 12, 1991.

Purpose: To provide rules for operation of the running start program that allows certain high school students to concurrently enroll in community or technical colleges while completing high school diploma requirements.

Statutory Authority for Adoption: Chapter 9, Laws of 1990 1st sp. sess.

Pursuant to notice filed as WSR 91-15-091 on July 23, 1991.

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

September 24, 1991

Robert G. Wark

Director, Communications

NEW SECTION

WAC 131-32-050 RUNNING START PROGRAM. The provisions of WAC 392-127-700 through 392-127-830 are, by this reference, hereby adopted and made applicable to community and technical colleges, community and technical college districts, and to eligible students who desire to enroll in courses or programs offered by such colleges and districts: PROVIDED, That all references in WAC 392-127-700 through 392-127-830 to "community colleges" or "community college districts" shall be interpreted to include technical colleges and technical college districts.

**WSR 91-21-013
PERMANENT RULES
BOARD FOR COMMUNITY
AND TECHNICAL COLLEGES**

[Order 132, Resolution No. 91-48—Filed October 4, 1991, 2:22 p.m.]

Date of Adoption: September 12, 1991.

Purpose: To establish permissible compensation elements for community and technical college presidents as required by statute.

Citation of Existing Rules Affected by this Order: Amending WAC 131-16-500.

Statutory Authority for Adoption: RCW 28B.50.140(3).

Pursuant to notice filed as WSR 91-15-092 on July 23, 1991.

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

September 24, 1991

Robert G. Wark

Director, Communications

AMENDATORY SECTION (Amending Order 122, Resolution Nos. 90-42 and 90-43, filed 9/20/90, effective 10/21/90)

WAC 131-16-500 PERMISSIBLE COMPENSATION ELEMENTS FOR COMMUNITY AND TECHNICAL COLLEGE PRESIDENTS. (1) RCW

28B.50.140(3) requires the state board for community (~~college education~~) and technical colleges to adopt rules defining the permissible elements of compensation which (~~college~~) district boards may approve for community and technical college presidents.

(2) Compensation (including salary) increases granted in accordance with this section shall not exceed the amount or percentage established for that purpose in the state Omnibus Appropriations Act as allocated to the college (~~boards~~) districts by the state board for community and technical colleges (~~education~~).

(3) For (~~purposes of implementation of~~) the purpose of implementing RCW 28B.50.140(3), the permissible elements of compensation (~~for community college presidents are defined as:~~ (a) Salary, (b) a stipend to compensate the president for providing and maintaining a private automobile for the president's use on college business, (c) medical, life, accidental death and dismemberment, long-term disability and liability insurance, (d) deferred compensation, (e) tax-deferred annuities, (f) relocation assistance, (g) deferred payment for accrued annual leave upon termination of employment in accordance with RCW 43.01.041, and (h) deferred payment for accrued sick leave upon retirement in accordance with RCW 41.04.340; provided that benefits listed in (b) through (h) of this subsection shall not affect but may supplement such benefits otherwise applicable to)) shall include salary, premiums paid for insurance supplemental to the plans authorized by the state employees benefits board, deferred salary, relocation assistance, and premiums paid for tax deferred annuities: **PROVIDED, That such benefits, except salary, shall not affect but may supplement other benefits applicable to college presidents as state employees.**

WSR 91-21-014

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 91-106—Filed October 4, 1991, 4:44 p.m., effective October 6, 1991, 12:01 a.m.]

Date of Adoption: October 4, 1991.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:
Repealing WAC 220-47-712.

Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: The opening in Area 7, directed at chum salmon, is a "minor fishery" consistent with the Pacific Salmon Treaty Chum Annex and recognizes the limited fleet size and immobile nature of reef net gear; coho retention restrictions are necessary to reduce impacts to that species. The openings in Areas 6D, 7B, 10, and 11 are directed at the nontreaty share of Strait of Juan de Fuca, Nooksack-Samish, and South

Sound origin coho salmon; the Area 10 in-season restricted area provides commercial/recreational gear separation. The opening in Area 9A provides opportunity to harvest nontreaty share of Hood Canal hatchery-origin coho. All other Puget Sound areas are closed to prevent overharvest of local salmon stocks.

Effective Date of Rule: 12:01 a.m., October 6, 1991.

October 4, 1991

Sally J. Hicks
for Joseph R. Blum
Director

NEW SECTION

WAC 220-47-713 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY. Notwithstanding the provisions of Chapter 220-47 WAC, effective 12:01 AM Sunday October 6th, 1991, until further notice, it is unlawful to take, fish for, or possess salmon or Atlantic salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following open periods and mesh and area restrictions:

*Area 7 - Reef nets may fish from 5:00 AM to 9:00 PM daily, Sunday and Monday October 6 and 7. All coho must be released unharmed.

*Area 6D - Gillnets using 5-inch minimum mesh and fishing with no more than 900 feet of net, and purse seines using the 5-inch strip, may fish continuously until 4:00 PM Friday October 25. The exclusion zone described in WAC 220-47-307 is in effect for this fishery.

*Area 7B - Gillnets using 5-inch minimum mesh, and purse seines, may fish continuously until 4:00 PM Friday October 25. The exclusion zones described in WAC 220-47-307 are in effect for this fishery.

*Areas 10 and 11 - Gillnets using 5-inch minimum mesh may fish from 5:00 PM to 9:00 AM nightly, Monday, Tuesday, and Wednesday, October 7, 8, and 9, and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM daily Tuesday, Wednesday, and Thursday, October 8, 9, and 10. In addition to the exclusion zones described in WAC 220-47-307, area 10 is closed east of a line projected from Alki Point to the light at Fourmile Rock.

*Area 9A - Gillnets using 5-inch minimum mesh and purse seines using the 5-inch strip may fish continuously from 5:00 AM Monday October 7 to 4:00 PM Friday October 11. Exclusion zones described in WAC 220-47-307 are in effect for this fishery.

*Areas 4B, 5, 6, 6A, 6B, 6C, 7A, 7C, 7D, 7E, 8, 8A, 8D, 9, 10A, 10C, 10D, 10E, 10F, 10G, 11A, 12, 12A, 12B, 12C, 12D, 13, 13A, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, and 13K, all freshwater areas, and exclusion zones provided for in WAC 220-47-307 except as modified herein - Closed.

REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 AM Sunday October 6, 1991:

WAC 220-47-712 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY (91-101)

**WSR 91-21-015
EMERGENCY RULES
DEPARTMENT OF FISHERIES**

[Order 91-107—Filed October 4, 1991, 4:46 p.m., effective October 21, 1991, 12 noon]

Date of Adoption: October 4, 1991.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order: Amending WAC 220-56-360.

Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: Test results show that adequate clams are available for limited digging in Razor Clam Area 1. Limitation of harvest to odd-numbered days allows adequate monitoring to prevent over-harvest of existing resources.

Effective Date of Rule: 12 noon, October 21, 1991.

October 4, 1991

Sally J. Hicks
for Joseph R. Blum
Director

NEW SECTION

WAC 220-56-36000Y RAZOR CLAMS—AREAS AND SEASONS. Notwithstanding the provisions of WAC 220-56-360, it is unlawful to dig for or possess razor clams taken for personnel use from any beach in Razor Clam Areas 1, 2, or 3 except as provided for in this section:

(1) Razor clam digging is allowed in Razor Clam Area 1 from 12 noon through 11:59 p.m. on odd days only, effective October 21 through November 25, 1991.

(2) It is unlawful to dig for razor clams at any time in the Long Beach or Copalis Beach Clam Sanctuaries defined in WAC 220-56-372.

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

**WSR 91-21-016
EMERGENCY RULES
DEPARTMENT OF FISHERIES**

[Order 91-108—Filed October 4, 1991, 4:48 p.m., effective October 4, 1991, 6:00 p.m.]

Date of Adoption: October 4, 1991.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-33-01000A.

Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: Harvestable numbers of chinook and coho salmon are available in the Columbia River. This rule is consistent with the actions of the October 4, 1991, meeting of the Columbia River Compact.

Effective Date of Rule: 6:00 p.m., October 4, 1991.

October 4, 1991

Sally J. Hicks
for Joseph R. Blum
Director

NEW SECTION

WAC 220-33-01000B COLUMBIA RIVER SALMON SEASONS BELOW BONNEVILLE. Notwithstanding the provisions of WAC 220-33-005, 220-33-010, 220-33-020, and 220-33-030, it is unlawful for a person to take or possess salmon, shad or sturgeon taken for commercial purposes from Columbia River SMCRA 1A, 1B, 1C, 1D or 1E except as provided for in this section:

(1) OPEN TIME PERIODS AND AREAS:

6:00 p.m. October 6 to 6:00 p.m. October 11, 1991

6:00 p.m. October 13 to 6:00 p.m. October 18, 1991 in SMCRA 1A, 1B, 1C, 1D and 1E.

(2) SANCTUARIES:

During the open time periods provided for in section 1, the following sanctuaries remain closed: Sandy River, Grays River, Elokomin-A, Cowlitz River, Kalama-A, Lewis River-A, and Washougal River.

(3) ALLOWABLE GEAR:

(a) Gill net gear that does not exceed 1,500 feet in length along the corkline.

(b) Gill net gear that is not constructed of monofilament webbing.

(c) Lead or weight on the leadline not exceeding two pounds in any one fathom, measurement to be taken along the corkline of the net.

(d) In SMCRA 1E and that portion of 1D upstream of a line projected true north and south through the Washougal Blinker light (light "50" flashing red). Only Gill nets containing a mesh size of 9 inches or smaller are allowed.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-33-01000A COLUMBIA RIVER SALMON SEASONS BELOW BONNEVILLE. (91-96)

WSR 91-21-017
PROPOSED RULES
DEPARTMENT OF REVENUE
 [Filed October 7, 1991, 8:33 a.m.]

Original Notice.

Title of Rule: Amending WAC 458-20-22802 Electronic funds transfer.

Purpose: The rule is being amended to lower the tax liability threshold for persons required to pay taxes by electronic funds transfer as authorized by chapter 82.32 RCW.

Statutory Authority for Adoption: RCW 82.32.300.

Statute Being Implemented: Chapter 82.32 RCW.

Summary: This rule amendment lowers the tax liability threshold for persons required to pay taxes by electronic funds transfer from \$1,800,000 to \$240,000.

Name of Agency Personnel Responsible for Drafting: Robert Heller, 711 Capitol Way, #205, Olympia, (206) 753-7150; **Implementation:** Les Jaster, 711 Capitol Way, #400, Olympia, (206) 586-1971; and **Enforcement:** Ed Faker, 711 Capitol Way, #400, Olympia, (206) 753-5579.

Name of Proponent: Department of Revenue, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: This rule amendment lowers the tax liability threshold for persons required to pay taxes by electronic funds transfer from \$1,800,000 to \$240,000.

Proposal Changes the Following Existing Rules: This rule amendment lowers the tax liability threshold for persons required to pay taxes by electronic funds transfer from \$1,800,000 to \$240,000.

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

The Department of Revenue has reviewed administrative provisions contained in this rule in order to lessen the economic impact on small businesses.

A small business economic impact statement is not required for the following reason(s): Less than 20% of all businesses are affected by this rule. The department currently has more than 300,000 businesses registered. Of registered taxpayers only 5572, or less than 2 percent, will be affected; and this rule simply changes the method of payment of taxes and will have a minor or negligible impact on any business.

Hearing Location: Evergreen Plaza Building, 2nd Floor Conference Room, 711 Capitol Way South, Olympia, WA, on November 27, 1991, at 10:00 a.m.

Submit Written Comments to: Robert Heller, Administrative Law Judge, Department of Revenue, Interpretation and Appeals, General Administration Building, Mailstop AX-02, FAX 586-7603, Olympia, Washington 98504, by November 27, 1991.

Date of Intended Adoption: December 2, 1991.

October 7, 1991
 Edward L. Faker
 Assistant Director

AMENDATORY SECTION (Amending WSR 90-19-052, filed 9/14/90, effective 10/15/90)

WAC 458-20-22802 ELECTRONIC FUNDS TRANSFER. (1) **INTRODUCTION.** Chapter 69, Laws of 1990, requires certain taxpayers to pay the taxes reported on the combined excise tax return with an electronic funds transfer (EFT). This EFT requirement for taxpayers with large monthly payments begins with the monthly tax return due January 25, 1991. EFT merely changes the method of payment and no other tax return procedures or requirements are changed.

(2) **DEFINITIONS.** For the purposes of this section, the following terms will apply:

(a) "Electric funds transfer" or "EFT" means any transfer of funds, other than a transaction originated by check, draft, or similar paper instrument, which is initiated through an electronic terminal, telephonic instrument, or computer or magnetic tape so as to order, instruct, or authorize a financial institution to debit or credit an account.

(b) "ACH" or "automated clearing house" means a central distribution and settlement system for the electronic clearing of debits and credits between financial institutions.

(c) "ACH debit" means the electronic transfer of funds cleared through the ACH system that is generated by the taxpayer instructing the department's bank to charge the taxpayer's account and deposit the funds to the department's account.

(d) "ACH credit" means the electronic transfer of funds cleared through the ACH system that is generated by the taxpayer instructing the taxpayer's bank to charge the taxpayer's account and deposit the funds to the department's account.

(e) "Department's bank" means the bank with which the department of revenue has a contract to assist in the receipt of taxes and includes any agents of the bank.

(f) "Collectible funds" actually means collected funds that have completed the electronic funds transfer process and are available for immediate use by the state.

(g) "ACH CCD + addenda" and "ACH CCD + record" mean the information in a required ACH format that needs to be transmitted to properly identify the payment.

(3) **TAXPAYERS REQUIRED TO PAY BY EFT.**

(a) For the calendar year 1991, taxpayers who have taxes due of \$1,800,000 or more are required to pay by EFT.

(b) For ~~((the))~~ calendar years after 1991, ~~((the department shall by Washington Administrative Code (WAC) rule, establish the EFT threshold at \$240,000 or between \$240,000 and \$1,800,000 before the notification date provided in this section))~~ taxpayers who have taxes due of \$240,000 or more are required to pay by EFT.

(c) In the interest of efficient tax administration, the department will notify those taxpayers required to pay by EFT at least three months prior to the start of their EFT payment requirement.

(d) The process of identifying taxpayers meeting the EFT threshold shall be based upon the taxes that were due in the last complete calendar year before the three month notification date. For example, taxpayers who will start paying by EFT in January, ~~((1992))~~ 1993 will be notified by the department by September 30, ~~((1991))~~ 1992. The base year for those taxpayers will be the calendar year ~~((1990))~~ 1991.

(e) Upon a showing by the taxpayer to the satisfaction of the department that it will not have taxes due in the payment year of more than the threshold amount, the department shall waive the requirement to pay by EFT.

(4) **TAXES COVERED.** The taxes covered by the EFT payment are taxes reported on the combined excise tax return. The included taxes are those administered by the department under chapter 82.32 RCW except city and town taxes on financial institutions (chapter 82.14A RCW), county tax on telephone access lines (chapter 82.14B RCW), cigarette tax (chapter 82.24 RCW), enhanced food fish tax (chapter 82.27 RCW), leasehold excise tax (chapter 82.29A), and forest tax (chapter 84.33 RCW).

(5) **REFUNDS BY EFT.** Overpayments of tax will be either credited to future tax liabilities or, at the taxpayer's request, will be refunded. If the taxpayer is required to pay the taxes on the combined excise tax return by EFT, the taxpayer is entitled to a refund of those taxes by EFT. However, the taxpayer may agree in writing to waive this requirement. If the taxpayer wishes to have the refund made by EFT, the taxpayer shall provide the department with the information necessary to make an appropriate EFT.

(6) **EFT METHODS.** EFT shall be accomplished through the use of ACH debit or ACH credit. In an emergency, taxpayer shall contact the department for alternative methods of payment. The appropriate person

to contact in the department will be included in the notification materials sent to all EFT remitters.

(7) DUE DATE OF EFT PAYMENT.

(a) The EFT payment is due on or before the banking day following the tax return due date. An EFT is timely when the ((the)) state receives ((collectable)) collectible U.S. funds on or before 3:00 p.m., Pacific time, of the EFT payment due date. The ACH system, either ACH debit or ACH credit, requires that the necessary information be in the originating bank's possession on the banking day preceding the date for completion. Each bank generally has its own transaction deadlines and it is the responsibility of the taxpayer to insure timely payment.

(b) The tax return due date shall be the next business day after the original due date if the original due date falls on a Saturday, Sunday or legal holiday. Legal holidays are determined under state of Washington law and banking holidays are those recognized by the Federal Reserve System in the state of Washington.

(i) Example. The tax return due date is December 25th, a legal and banking holiday, which, for the example, falls on a Friday. The next business day would be Monday, December 28th, and this is the new tax return due date. EFT must be completed by 3:00 p.m., Pacific time, Tuesday, December 29th, which is the next banking day after the new due date. For an ACH debit user, the department's bank must have the appropriate information by 3:00 PM, Pacific time, on Monday, December 28th.

(8) COORDINATING RETURN AND PAYMENT. The filed return and the payment by EFT shall be coordinated by the department. A return shall be considered timely filed only if it is received by the department on or before the due date, or with a postmark on or before the due date. In addition, the payment by EFT must have been completed by the next banking day after the due date. If both events occur, there is timely filing and payment and no penalties apply.

(9) FORM AND CONTENTS OF EFT. The form and content of EFT will be as follows:

(a) If the taxpayer wishes to use the ACH debit system of EFT, the taxpayer will furnish the department with the ((the)) information needed to complete the transaction. The department's bank will provide secrecy codes only to the taxpayer and all transactions must be initiated by the taxpayer.

(b) If the taxpayer wishes to use the ACH credit system of the EFT, the taxpayer is responsible to see that its bank has the information necessary for timely completion. The taxpayer shall provide the information necessary for its bank to complete the ACH CCD + addenda for transmittal to the department's bank.

(10) VOLUNTARY USE OF EFT. The use of EFT by taxpayers other than those required by statute to use EFT shall be by the written permission of the department.

(11) CREDITING AND PROOF OF PAYMENT. The department will credit the taxpayer with the amount paid as of the date the payment is received by the department's bank. The proof of payment by the taxpayer shall depend on the means of transmission.

(a) An ACH debit transaction may be proved by use of the verification number received from the department's bank that the transaction was initiated and bank statements or other evidence from the bank that the transaction was settled.

(b) An ACH credit transaction is initiated by the taxpayer and the taxpayer has responsibility for the transaction. The taxpayer generally will be given a verification number by the taxpayer's bank. This verification number with proof of the ACH CCD + record showing the department's bank and account number, plus proof that the transaction has been settled will constitute proof of payment.

(12) CORRECTING ERRORS. Errors in EFT process will result in either an underpayment or an overpayment of the tax. In either case, the taxpayer needs to contact the department to arrange for appropriate action. Overpayments may be used as a credit or the taxpayer may apply for a refund. The department will expedite a refund where it is caused by an error in transmission. Underpayments should be corrected by the taxpayer immediately to mitigate any penalties.

(13) PENALTIES.

(a) There are no special provisions for penalties when payment is made by EFT. The general provisions for all taxpayers apply. To avoid the imposition of penalties, it is necessary for both the filing of the tax return and the payment to be timely. Penalties may be waived only when the circumstances causing delinquency are beyond the control of the taxpayer. See: WAC 458-20-228.

(b) In an ACH debit transaction, the department's bank is the originating bank and is responsible for the accuracy of transmission. If the taxpayer has timely initiated the ACH debit, received a verification

number, and shows adequate funds were available in the account, no penalties shall apply with respect to those funds authorized.

(c) In an ACH credit transaction, the taxpayer's bank is the originating bank and the taxpayer is primarily responsible for its accuracy. The taxpayer must have timely initiated the transaction, provided the correct information for the ACH CCD + record, and shown that there were sufficient funds in the account, in order to prove timely compliance. If the taxpayer can make this showing then no penalties shall apply as to those funds authorized if the transaction is not completed.

WSR 91-21-018
RULES COORDINATOR
BIG BEND
COMMUNITY COLLEGE
 [Filed October 7, 1991, 9:03 a.m.]

In accordance with RCW 34.05.310(3), Robert Sorenson is reappointed as the rules coordinator for Big Bend Community College. The office and mailing address for the rules coordinator is: Vice-President for Administrative Services, Big Bend Community College, 7662 Chanute, Moses Lake, WA 98837.

Gregory G. Fitch, Ph.D.
 President

WSR 91-21-019
NOTICE OF PUBLIC MEETINGS
CONVENTION AND TRADE
CENTER

[Memorandum—October 1, 1991]

The Marketing Committee of the Washington State Convention and Trade Center will meet on Tuesday, October 8, 1991, at 3:00 p.m. in the 5th Floor Board Room of the Convention Center, 800 Convention Place, Seattle.

The Design Committee of the Washington State Convention and Trade Center will meet on Wednesday, October 9, 1991, at 12:00 noon in the 5th Floor Board Room of the Convention Center, 800 Convention Place, Seattle.

The Washington State Convention and Trade Center board of directors will also meet on Wednesday, October 9, 1991, at 2:00 p.m. in the 5th Floor Board Room of the Convention Center, 800 Convention Place, Seattle.

If you have any questions regarding these meetings, please call 447-5000.

WSR 91-21-020
WITHDRAWAL OF PROPOSED RULES
MARITIME COMMISSION

[Filed October 7, 1991, 9:13 a.m.]

Please take notice that the Washington State Maritime Commission has decided to withdraw from consideration its proposed rule, WAC 318-05-010 through 318-05-

040. In short, chapter 318-05 WAC is no longer being considered for adoption as a permanent rule.

The commission is aware that, should we choose to consider this rule for adoption in the future, that it will be necessary to follow all of the APA requirements for adoption of permanent rules, from the beginning.

Richard W. Buchanan
Rules Coordinator

WSR 91-21-021
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF HEALTH
(Examining Board of Psychology)
[Memorandum—October 7, 1991]

We have previously filed [filled] out meeting dates and locations for 1991. Following is the new location for the November 8-9, 1991, board meeting.

Sea-Tac Marriott
3201 South 176th Street
Seattle, WA 98168
(206) 241-2000

WSR 91-21-022
PERMANENT RULES
CLARK COLLEGE
[Filed October 7, 1991, 4:33 p.m.]

Date of Adoption: August 28, 1991.

Purpose: To effect corrections/improvements to college's parking and traffic rules and regulations.

Citation of Existing Rules Affected by this Order: Amending chapter 132N-156 WAC.

Statutory Authority for Adoption: Chapters 28B.50 and 28B.10 RCW.

Other Authority: RCW 28B.50.140(10).

Pursuant to notice filed as WSR 91-15-071 on July 23, 1991.

Changes Other than Editing from Proposed to Adopted Version: Changes as suggested by the Attorney General to improve internal consistency of document.

Effective Date of Rule: Thirty-one days after filing.
August 29, 1991
Earl P. Johnson
President

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-300 **PURPOSE.** The parking and traffic rules and regulations contained herein provide a fair and uniform method of regulating college vehicular, nonvehicular, and pedestrian traffic and are based on the following objectives:

● To protect and control ~~((pedestrian and))~~ vehicular, nonvehicular, and pedestrian traffic.

● To assure access at all times for emergency equipment.

● To minimize traffic disturbances during class hours.

● To facilitate the work of the college by assuring access for college vehicles and by assigning the limited parking spaces to the most efficient use.

Permission to park or operate a vehicle on college property is governed by these regulations ~~((or))~~. The purchase of a permit for designated parking does not ensure the regular availability of a parking space.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-310 **AUTHORITY.** Pursuant to the authority granted by RCW 28B.50.140(10) the board of trustees of Clark College~~((;))~~ is granted authority to establish rules and regulations for pedestrians and vehicular and nonvehicular traffic over property owned, operated, and maintained by the college.

The enforcement of these parking and traffic rules and regulations shall be the responsibility of the college safety/security department.

College safety/security officers are authorized to issue parking and traffic citations, impound and/or immobilize vehicles, and control and regulate traffic and parking as prescribed in these parking and traffic rules and regulations.

Any person interfering with a college safety/security officer in the discharge of the provisions of these parking and traffic rules and regulations shall be in violation of chapter 9A.76 RCW, Obstructing governmental operation, and may be subject to arrest by a peace officer under RCW 9A.76.020.

Failure to abide by these rules and regulations by students may be considered to be a violation of the code of student conduct (WAC 132N-20-050 (4), (5), (9), (10), (11), (14), and (17), as applicable).

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-320 **DEFINITIONS.** College – Clark College, Community College District No. 14.

College property – Campus property, parking lots, or land owned, leased or controlled by Clark College.

Impoundment – Removal of a vehicle to a storage facility or ~~((impoundment))~~ immobilization by use of a wheel-lock device ~~((to prevent removal of a vehicle))~~.

Pedestrian – Any person afoot, as defined in chapter 46.04 RCW.

Student – Individual currently registered for classes at the college.

Vehicular traffic or vehicles – Those devices defined as "vehicles" in chapter 46.04 RCW.

Nonvehicular modes of transportation – Nonvehicular modes of transportation shall mean nonpedestrian transportation devices other than vehicles and shall include, but not be limited to, bicycles ~~((and))~~, skateboards, snowmobiles, roller skates and roller blades, snow sleds, and scooters.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-330 **LIABILITY OF CLARK COLLEGE.** The college assumes no liability for vehicles parking or traveling on college property, nor shall it be held liable for the loss of goods or property from vehicles parked on college property.

Clark College, the college safety/security department, college safety/security officers, members and employees shall not be held liable for any damages or losses occurring to or from vehicles or equipment when rendering motorist assistance, impounding vehicles, or performing any duties as described in these parking and traffic rules and regulations. This section also applies to nonvehicular modes of transportation.

The college provides only limited maintenance to college parking lots during periods of ice, snow, and rain. Persons using the college parking lots do so at their own risk. The college will not be responsible for any liability or damage claims arising from weather-related causes or conditions.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-400 **AUTHORIZED USE OF CAMPUS AVENUES AND PARKING FACILITIES.** Only those vehicles as defined and regulated in chapter 46.04 RCW and as defined herein, may be operated in parking lots or in traffic areas and only by licensed drivers as defined in chapter 46.20 RCW. No vehicle or nonvehicular mode of transportation, with the exception of nonmotorized bicycles, handicapped transportation devices, and certain maintenance vehicles, may be operated on intracampus property, pathways, or sidewalks without the specific permission of the college safety/security department.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-420 **REGULATORY SIGNS AND DIRECTIONS.** Drivers of vehicles shall obey regulatory signs at all times and shall comply with directions given by college safety/security officers in the control and regulation of traffic and parking.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-430 **PEDESTRIAN RIGHT OF WAY.** The operator of a vehicle shall yield the right of way, slowing down or stopping if need be, to so yield to any pedestrian crossing any street, roadway, fire lane, or pathway with or without a marked crosswalk.

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

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-440 **TRAFFIC ACCIDENTS.** Persons involved in traffic accidents on college property are to report the accident to the college safety/security department. An officer will be dispatched to investigate and file a report on the accident. In addition, RCW 46-.52.030 requires that accidents on college property involving injury or property damage in excess of ((three)) five hundred dollars be reported to local law enforcement agencies.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-450 **TRAFFIC OFFENSES.** College safety/security officers may issue a citation for any of the following traffic offenses. Due to the severe risk to public safety, traffic offenses do not require a previous warning prior to the issuance of a fine.

- Failure to yield right of way (posted)
- Failure to yield right of way to pedestrian
- Failure to yield right of way to vehicle
- Failure to yield right of way to emergency vehicle
- Driving with excessive speed
- Failure to stop at traffic signal/sign
- Failure to use due care and caution
- Driving without lights after dark
- Having a passenger or animal outside of vehicle while in motion
- Driving with an obstructed view
- Driving on shoulder, or sidewalk or intracampus sidewalk or lane without authorization
- Disobeying ((flagman)) flagger, peace officer, college safety/security officer, or fire fighter.
- Damaging college property including but not limited to landscape and plant material, curbs, sidewalks, utilities, etc.
- All traffic ((citations)) offenses carry a twenty-dollar fine.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-460 **BICYCLES AND NONVEHICULAR TRANSPORTATION USAGE.** Bicycles may be ridden any place where vehicles are permitted. They may also be ridden on campus sidewalks or pathways though pedestrians always have the right of way. An audible signal shall be used by bicyclists to warn pedestrians of oncoming bicycles. Bicyclists shall not ride in a reckless manner nor engage in stunts or dangerous acts nor operate at speeds greater than ten miles per hour or such lower speed as is reasonable and prudent under the circumstances. With the exception of handicap transportation devices, no other nonvehicular modes of transportation as defined in WAC 132N-156-320 will be allowed on college property ((including, but not limited to, skateboards, roller skates, and snow sleds)).

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-500 ALLOCATION OF PARKING SPACE. The parking spaces available on college properties shall be assigned by the college safety/security department in such a manner as will best obtain the objectives of these regulations. The safety/security department is authorized to mark various parking areas on college property with numbers or titles or by posting signs, curb or pavement markings.

Open parking - Open parking is limited to those parking areas not otherwise marked as faculty/staff, handicapped, special use, or visitor. Student vehicles are not required to display a parking permit. (~~Open parking areas may be utilized by vehicles displaying a faculty/staff parking permit.~~)

Faculty/staff parking - Only college employee vehicles displaying a valid parking permit may park in faculty/staff parking zones. Faculty/staff parking zones shall be considered open parking zones after 5:00 p.m. each day that the college is in regular session. Faculty/staff/administrators using college parking facilities up to 5:00 p.m. during the academic year are to purchase parking permits.

Vehicles with an approved faculty/staff parking permit are permitted to park in open parking areas when the designated parking areas are full.

Visitor parking - All visitors, including guests, salespersons, maintenance or service personnel and all other members of the public may park on college property in open parking, in designated special use visitor zones, or as directed by the college safety/security office.

Handicapped parking - Handicapped parking zones may only be occupied by vehicles displaying a valid ~~((handicap))~~ temporary handicapped parking permit issued by the college or a valid permanent or temporary handicapped permit issued by the state of Washington in compliance with RCW 46.16.381 and 46.16.390. ~~((Handicap))~~ Temporary handicapped parking permits are available in the college's wellness resource center. Valid handicapped parking permits issued by other states will be honored.

Motorcycle parking - Motorcycle parking zones ~~((shall be))~~ are reserved for motorcycles and motor-driven cycles. These vehicles are not to occupy regular automobile parking spaces.

Service vehicle parking - Service vehicle parking zones are limited to use by authorized college service vehicles.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-530 IMPOUNDING OF DISABLED/ABANDONED VEHICLES. No disabled or inoperative vehicle shall be parked on college property for a period in excess of twenty-four hours unless permission is arranged with the college safety/security department. Vehicles which have been parked for periods in excess of twenty-four hours may be impounded and

stored at the expense of either or both the owner or operator thereof. Notice of intent to impound will be posted on the vehicle at least twenty-four hours prior to impound. Neither the college nor college employees shall be liable for loss or damage of any kind resulting from such impounding and storage.

Vehicles under repair in the college's instructional program must be in a designated area and must have an approved "vehicle in repair" notice posted within the vehicle.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-550 ILLEGAL PARKING. No person shall stop, stand, or park a vehicle at any place where official signs, curb, or pavement markings prohibit parking, nor within fifteen feet of a fire hydrant or ten feet of any building, nor at any place for which the vehicle does not have a valid parking permit. Any vehicle not parked in a marked parking stall shall be considered illegally parked.

The driver of any vehicle who is instructed by a college safety/security officer to either move an illegally parked vehicle or not to park in violation of this section, and refuses, will have their vehicle immediately impounded or immobilized.

~~((College security officers may issue a warning citation for any of the following parking violations if a registration check shows that the vehicle has not previously been cited for any violation of these parking and traffic rules and regulations:~~

● ~~Parking permit not displayed while parking in a designated parking area.~~

● ~~Parking a disabled or inoperable vehicle on campus in excess of twenty-four hours.)~~

College safety/security officers may issue a citation resulting in a fine even if the vehicle has not received a previous warning citation for any violation of the parking and traffic rules and regulations or is found in the commission of any of the following parking violations:

● Parking in a faculty/staff parking zone without a valid permit.

● Parking a disabled or inoperable vehicle on campus in excess of twenty-four hours.

● Occupying more than one space.
● Parking in a space not designated for parking.
● Parking in an area not authorized.
● Blocking traffic.
● Parking within fifteen feet of a fire hydrant.
● Parking in a fire lane, sidewalk, or intracampus avenue.

● Parking in a "No Parking" zone.
● Parking on the grass.
● Overnight parking without permission and/or permit.

● Illegal parking of a bicycle.
● Parking in ~~((^h))~~ handicapped ~~((^h))~~ parking zone without ~~((^h))~~ an authorized handicapped parking permit.

All parking citations carry a ten-dollar fine with the exception of ~~((^h))~~ handicapped ~~((^h))~~ parking violations which carry a twenty-dollar fine.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-560 HAZARDOUS ILLEGAL PARKING. No person shall stop, stand, or park a vehicle so as to obstruct traffic along or upon any street, firelane, or sidewalk nor at any location as described in RCW 46.61.570. Due to the severe risk to public safety created by any vehicle parking in violation of this section, college safety/security officers are authorized to cite and immediately impound said vehicle. College safety/security officers will complete a vehicle impound report including the reason for the ((impound)) impoundment.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-570 BICYCLE PARKING. Bicycles shall be parked in bicycle racks or other facilities provided for the purpose. Where such facilities are provided, at no time shall a bicycle be parked in a building, against a building, near a building exit, on a path or sidewalk, nor chained or otherwise secured to trees, lamp standards, or sign posts. Any bicycle found in violation of this section may be cited for illegal parking and impounded by the college safety/security department without warning.

NEW SECTION

WAC 132N-156-580 DAMAGE TO STATE PROPERTY. The cost of repair/replacement of college property damaged by negligent operations or as the result of indiscriminate acts must be paid in addition to assessed fines.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-610 PERMIT PARKING ON CAMPUS. A valid parking permit is:

- A current vehicle permit properly displayed in accordance with permit instructions.
- A temporary parking permit authorized by the college safety/security department and displayed in accordance with the instructions shown on the permit.

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

- No bailment is created by the sale or issuance of a permit.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-620 FEES FOR PARKING PERMITS. The fees charged by the college for the issuance of permits shall be those established under the authority of the board of trustees of the college. Parking permits are issued as a license to park on college property.

Fees collected will be utilized for parking operations only, including parking enforcement and parking lot maintenance.

Current faculty/staff parking permit fees are five dollars per school quarter for one vehicle and six dollars per school quarter for two or more vehicles. Permits may be purchased on either ((an)) a permanent, annual, or quarterly basis. Permits are required for fall, winter, and spring quarters only and will not be required summer quarter.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-630 PARKING FEE PAYMENT. Faculty and staff can purchase annual permits by cash or check directly to the college or by payroll deduction. Annual contracted faculty and staff members may select the payroll deduction plan for payment of the permanent or annual permit only. Those selecting this payment plan must complete a payroll deduction authorization form before issuance of a permit. The form is available in the safety/security office.

Annual or quarterly parking permits may be purchased at either the college bookstore or at the cashier's office in the Baird Administration Building.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-640 TEMPORARY PARKING PERMITS. Any permit holder may obtain a temporary parking permit from the college safety/security department for an unregistered vehicle when the registered vehicle is unavailable due to repairs or for another valid reason. These permits are good for a period of two weeks.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-650 REVOCATIONS. Parking permits are licenses and the property of the college and may be recalled for any of the following reasons:

- When the purpose for which the permit was issued changes or no longer exists.
- When a permit is used on an unregistered vehicle or by an unauthorized individual.
- Falsification on a parking permit application form.
- Continued violations of these parking regulations.
- Counterfeiting or altering of parking permits.
- Failure to comply with a decision of the safety/security supervisor.

Appeals of parking permit revocations may be made to the dean of administrative services. Appeals must be

filed within seven days of the date of notice of revocation. The decision of the dean is final.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-700 POLICY ENFORCEMENT. The board of trustees of the college, or designee, shall set and approve fair and uniform fines for violations of these rules and shall provide adequate means for the enforcement and/or collection of such a fine policy. If a violation of the parking and traffic rules and regulations is committed, the college safety/security department is authorized to issue a citation(~~, either warning or monetary,~~) as prescribed by WAC 132N-156-450, 132N-156-550, and 132N-156-560. ~~((Any second violation of any parking and traffic rules and regulations will result in a citation.))~~

Any violation occurring after the second citation may result in the violator's vehicle being impounded or immobilized and held until all outstanding citations have been paid and/or the loss of parking privileges on college property.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-730 APPEALS. ~~((Persons))~~ Visitors, students, faculty, and staff who receive citations for violations of the parking and traffic rules and regulations may appeal to the safety/security supervisor. Upon showing good cause or mitigating circumstances, the safety/security supervisor is authorized to dismiss, suspend, impose any lesser fine, and/or grant an extension of time within which to comply with the determination of the fine.

If the situation is not resolved satisfactorily, ~~((an))~~ visitors, students, faculty, and staff may appeal in writing ~~((may be made))~~ to the dean of administrative services. Appeals must be submitted and received without posting of fine within fifteen days after the date of the citation. The security/parking advisory committee shall consider each appeal on its merits and shall make written notification of each decision of the committee through the dean of administrative services to the appellant and the college safety/security department.

The final decision on an appeal of a citation for violations of these parking and traffic rules and regulations is by the security/parking advisory committee.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-740 SECURITY/PARKING ADVISORY COMMITTEE. The security/parking advisory committee is responsible for advising the college safety/security department on security and parking operations. Examples of committee activity include:

- Reviewing parking regulations and fees and recommending their adoption.
- Considering appeals of citations for violations of these parking and traffic rules and regulations, and

making written notification of each decision of the committee to the appellant and the safety/security department.

- Reviewing and recommending suggested changes to parking lot configuration and use to improve quality and quantity of parking on campus.

- Reviewing provisions for security on campus and recommending practices and procedures for the enhancement of security.

The security/parking advisory committee meets as needed when the college is in session. The security/parking advisory committee consists of the dean of administrative services (chair), the safety/security supervisor, two faculty, two classified employees, and one student member.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-750 UNPAID FINES. If any fine remains unpaid after fifteen days, any of the following actions may be taken by the college safety/security department.

- A hold may be placed on transcripts.
- A delay of registration for the following quarter.
- Revocation of parking privileges.
- Fines due and payable will be withheld from paychecks of all college employees including faculty, staff, and students.
- All fines outstanding may be turned over to a collection agency.

If a violator has two or more unpaid fines, his/her vehicle will be impounded or immobilized and held until all outstanding fines are paid.

These procedures will be applicable to all students, faculty, and staff or other persons utilizing college facilities receiving fines for violations of these parking and traffic rules and regulations.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-760 SPECIAL CIRCUMSTANCES. During special occasions causing additional heavy traffic and during emergencies, the college safety/security department is authorized to impose additional traffic and parking regulations and instructions in order to lessen the chance of personal injury or property damage. Whenever possible, prior notice of these regulations or restriction changes shall be made known and posted. This authorization is of a temporary nature and should last only as long as the situation continues.

WSR 91-21-023

NOTICE OF PUBLIC MEETINGS OLYMPIC COLLEGE

[Memorandum—October 3, 1991]

Consistent with RCW 42.30.075, the following information is included for your information from Olympic College board of trustees by-laws and standing orders as follows:

Regular Meetings: One regular meeting of the board of trustees shall be held each month. This meeting shall be held on the fourth Tuesday of each month and begin at 7:30 p.m. in the Board Room, College Service Center, Olympic College, 16th and Chester, Bremerton, Washington, or at such other time and place as the board may direct from time to time and as published in the State Register. The location of each meeting is available in the Office of the President, Olympic College, 16th and Chester, Bremerton, Washington. The chairman of the board, with the concurrence of a majority of the members of the board, may cancel any regular meeting. All such regular meetings will be conducted in conformance with the laws of the state of Washington governing such meetings.

The regular meeting date schedule for 1992, which needs to be published in the State Register for Olympic College, is as follows:

- January 28
- February 25
- March 24
- April 28
- May 26
- June 23
- July 28
- August 25
- September 22
- October 27
- November 24
- December 22

WSR 91-21-024
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)

[Filed October 8, 1991, 1:50 p.m.]

Continuance of WSR 91-20-047.
 Title of Rule: WAC 275-55-115 and 275-59-071,
 Transfer of a patient between state-operated hospitals.
 Purpose: To continue the adoption date to October 30,
 1991.
 Name of Agency Personnel Responsible for Drafting,
 Implementation and Enforcement: Kathy Burns, Mental
 Health, 753-0639.
 Name of Proponent: Department of Social and Health
 Services, governmental.
 Date of Intended Adoption: October 30, 1991.

October 8, 1991
 Leslie F. James, Director
 Administrative Services

WSR 91-21-025
PERMANENT RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)

[Order 3265—Filed October 8, 1991, 1:56 p.m.]

Date of Adoption: October 8, 1991.

Purpose: This revision clarifies procedures for mental health providers to follow relating to the involuntary administration of antipsychotic medications.

Citation of Existing Rules Affected by this Order: Amending WAC 275-54-290 and 275-55-241.

Statutory Authority for Adoption: Chapter 105, Laws of 1991.

Pursuant to notice filed as WSR 91-16-013 on July 26, 1991; and WSR 91-20-048 on September 24, 1991.

Changes Other than Editing from Proposed to Adopted Version: WAC 275-54-290, includes a provision for the emergency administration of antipsychotic medications under specified conditions; WAC 275-55-241, clarifies the second medical opinion must be provided by a nonattending physician. Clarifies the rights of persons committed for 180 days who refuse antipsychotic medications.

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

October 8, 1991
 Leslie F. James, Director
 Administrative Services

AMENDATORY SECTION (Amending Order 2323, filed 12/23/85)

WAC 275-54-290 PATIENT RIGHTS. Absent a risk to self or others, minors treated under this chapter have the following rights, which shall be prominently posted in the evaluation and treatment facility:

- (1) To wear their own clothes and to keep and use personal possessions;
- (2) To keep and be allowed to spend a reasonable sum of their own money for canteen expenses and small purchases;
- (3) To have individual storage space for private use;
- (4) To have visitors at reasonable times;
- (5) To have reasonable access to a telephone, both to make and receive confidential calls;
- (6) To have ready access to letter-writing materials, including stamps, and to send and receive uncensored correspondence through the mail;
- (7) To discuss treatment plans and decisions with mental health professionals;
- (8) To have the right to adequate care and individualized treatment;
- (9) Not to consent to the administration of antipsychotic medications or the performance of electroconvulsive treatment or surgery, ((except)) unless the procedures below are followed:

(a) Emergency life-saving surgery((, upon him or her, and not to have electroconvulsive treatment or)) may be performed; however, nonemergency surgery ((in such circumstance unless ordered by)) may only be provided involuntarily upon an order of the court ((pursuant to a

judicial hearing in which)) or upon the approval of the parent;

(b) Antipsychotic medications may be administered when an emergency exists, provided there is a review of this decision by a non-attending physician within twenty-four hours. An emergency exists if:

(i) The patient presents an imminent likelihood of serious harm to self or others; and

(ii) Medically acceptable alternatives to administration or antipsychotic medications are not available or are unlikely to be successful; and

(iii) In the opinion of the physician, the patient's condition constitutes an emergency requiring that treatment be instituted before obtaining a second opinion by a non-attending physician.

(c) Antipsychotic medications may be administered involuntarily for up to thirty days if a non-attending physician concurs with the treating physician's decision to medicate. Thereafter, antipsychotic medications may be administered involuntarily only upon an order of the court;

(d) Electronconvulsive treatment may be administered involuntarily upon an order of the court;

(e) In any court proceeding the minor ((is)) must be present and represented by counsel, and the court shall appoint a psychiatrist, psychologist, or physician designated by the minor or the minor's counsel to testify on behalf of the minor. The minor's parent may exercise this right on the minor's behalf, and must be informed of any impending treatment;

(10) Not to have psychosurgery performed on ((him or her)) the minor under any circumstances.

Reviser's note: The spelling error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

AMENDATORY SECTION (Amending Order 1775, filed 3/11/82)

WAC 275-55-241 RIGHTS OF PATIENT. Any agency, facility, or component providing services defined in this chapter to persons with a mental disorder shall not withhold from any patient the following rights(;; and)). The facility shall prominently post a list of such rights ((shall be prominently posted)) within the department or ward where such person is housed if the person is an inpatient or receiving services from an emergency component. Outpatient facilities or components shall prominently post a list of such rights drawn from the following as are appropriate to an outpatient facility or component(;;) and such list ((to)) shall be posted within the reception area. The agency, facility, or component shall ((specifically)) ensure, unless an imminent danger to the ((individuat)) person or others would result, each patient shall have the rights listed in subsection (1)(a), ((f)) (j), ((t)) (l), ((o)) (p), (2)(a), (b), (3)(a), (c), (d), (f), and (g) of this section.

(1) Rights of all patients. All patients shall have the right:

(a) ((The right)) Not to be restrained from sending written communications of the fact of the patient's detention, commitment, or admission(;; any such communication will be mailed to the person to whom addressed

by the person in charge of)). The facility, director, or ((his or her)) the facility's designee(;;) shall mail such written communication to the person to whom addressed;

(b) ((The right)) To adequate care and individualized treatment(;;);

(c) ((The right)) To make an informed decision regarding the use of antipsychotic medication. Documentation shall be entered in the medical record of the physician's attempt to obtain informed consent and the reasons why antipsychotic medication is being administered over the patient's objection or lack of consent. The physician may administer antipsychotic medications over the patient's objection or lack of consent:

(i) When an emergency exists, provided there is a review of this decision by a non-attending physician within twenty-four hours. An emergency exists if:

(A) The patient presents an imminent likelihood of serious harm to self or others; and

(B) Medically acceptable alternatives to administration of antipsychotic medications are not available or are unlikely to be successful; and

(C) In the opinion of the physician, the patient's condition constitutes an emergency requiring that treatment be instituted before obtaining a second opinion by a non-attending physician.

(ii) For up to thirty days, provided there is an additional concurring opinion by a non-attending physician;

(iii) For continued treatment beyond thirty days through the hearing on any one hundred eighty-day petition filed under RCW 71.05.370(7), provided the facility medical director or director's medical designee reviews the decision to medicate a patient. The review shall occur at least every sixty days:

(A) The examining physician shall sign all one hundred eighty-day petitions for antipsychotic medications filed under the authority of RCW 71.05.370(7);

(B) Persons committed for one hundred eighty days who refuse or lack the capacity to consent to antipsychotic medications have the right to a court hearing under RCW 71.05.370(7) prior to the involuntary administration of antipsychotic medications. In an emergency, antipsychotic medications may be administered prior to the court hearing provided that an examining physician must file a petition for a antipsychotic medication order the next judicial day.

(iv) All involuntary medication orders shall be consistent with the provisions of RCW 71.05.370 (7)(a) and (b), whether ordered by a physician or the court;

(d) To wear ((his or her)) the patient's own clothes and to keep and use ((his or her)) the patient's own personal possessions, except when deprivation of same is essential to the protection and safety of the patient or other persons(;;-d) The right);

(e) To keep and be allowed to spend a reasonable sum of ((his or her)) the patient's own money(;;-e) The right);

(f) To access to individual storage space for ((his or her)) the patient's own private use(;;-f) The right);

(g) To have visitors at reasonable times(;;-g) The right);

(h) To have reasonable access to a telephone, both to make and receive confidential calls(~~(-h) The right~~);

(i) To have ready access to letter writing material, including stamps, and to send and receive uncensored correspondence through the mails(~~(-i) The right~~);

(j) Not to consent to the performance of (~~shock treatment~~) electroconvulsive therapy or surgery, except emergency life-saving surgery, upon (~~him or her~~) the patient, and not to have (~~shock treatment~~) electroconvulsive therapy or nonemergency surgery in such circumstances unless ordered by a court (~~pursuant to~~) under a judicial hearing where:

(i) The patient is present and represented by counsel(~~(:)~~); and

(ii) The court appoints a psychiatrist, psychologist, or physician designated by such patient or (~~his or her~~) the patient's counsel to testify on behalf of the patient(~~(-Reference)~~) as described under RCW 71.05.210, 71.05.370, and 71.05.380(~~(-j) The right~~);

(k) To dispose of property and sign contracts unless the patient has been adjudicated (~~am~~) as incompetent in a court proceeding directed to the particular issue(~~(-k) The right~~);

(l) Not to have psychosurgery performed under any circumstances(~~(-l) The right~~);

(m) To object to detention or request release through writ of habeas corpus(~~(-m) No person shall~~);

(n) To maintain the right to be presumed (~~incompetent or~~) competent and not lose any civil rights as a consequence of receiving evaluation or treatment for a mental disorder(~~(-n) The right~~);

(o) Of access to attorneys, courts, and other legal redress(~~(-o) The right~~);

(p) To have all information and records compiled, obtained, or maintained in the course of receiving services kept confidential, (~~pursuant to~~) under the provisions of RCW 71.05.390 through 71.05.420.

(2) (~~Rights of~~) All voluntary patients shall have the right to:

(a) (~~The right to~~) Release, unless involuntary commitment proceedings are initiated. Specific patients' rights to release are as follows:

(i) Adult patient, no guardian – Release at request of patient(~~(:)~~);

(ii) Consenting adult admitted (~~by~~) who has a guardian – Release at request of guardian or patient(~~(:)~~);

(iii) Minor, thirteen years of age or under – Release at request of parent(s), conservator, guardian, or other person entitled to custody(~~(:)~~);

(iv) Minor, fourteen years of age or over – Release upon request of both minor and (~~his or her~~) the minor's parent(s), conservator, guardian, or other person entitled to custody. If requested by minor only, release on next judicial day.

(b) (~~The right to~~) A review of condition and status at least each one hundred and eighty days(~~(-Reference)~~) as required under RCW 71.05.050, 71.05.380, and 72.23.070(~~(- and 71.05.380)~~);

(3) (~~Rights of~~) All involuntary patients shall:

(a) Unless released within seventy-two hours as defined (~~by~~) under WAC 275-55-020(21), (~~all involuntary adult patients~~) have a right to a judicial hearing (~~not more than seventy-two hours~~), as defined, after initial detention to determine whether probable cause exists to detain such patient after seventy-two hours for a further period up to fourteen days(~~(:)~~);

(b) Have the right to:

(i) Communicate immediately with an attorney(~~(:)~~) and, if indigent, the right to have an attorney appointed to represent the patient before and at such hearing(~~(:)~~); and (~~the right to~~)

(ii) Be told the name and address of the attorney appointed.

(c) Have the right to remain silent(~~(:)~~);

(d) Have the right to be told statements the patient makes may be used in the involuntary proceedings(~~(:)~~);

(e) Have the right to present evidence and to cross-examine witnesses testifying against the patient at the probable cause hearing(~~(:)~~);

(f) Have the right to refuse medication beginning twenty-four hours (~~prior to~~) before any court proceeding wherein the patient has the right to attend and which bears upon the continued commitment of the patient(~~(:)~~);

(g) When taken into custody by a peace officer and then placed in a facility without prior authorization by the county-designated mental health professional, the involuntary patient shall be:

(i) Examined by a mental health professional within three hours of the patient's arrival(~~(:)~~); and (~~shall be~~)

(ii) Released within twelve hours unless the county-designated mental health professional files a supplemental petition for initial detention and the detained person receives a copy(~~(-Reference)~~) as described under RCW 71.05.150(5)(~~(:)~~);

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

WSR 91-21-026
PERMANENT RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 3264—Filed October 8, 1991, 2:00 p.m.]

Date of Adoption: October 8, 1991.

Purpose: To conform WAC to current Medicaid personal care guidelines and regulations.

Citation of Existing Rules Affected by this Order: Amending WAC 388-15-820, 388-15-840, 388-15-850, 388-15-860, 388-15-870, and 388-15-380.

Statutory Authority for Adoption: RCW 74.08.090.

Pursuant to notice filed as WSR 91-16-056 on August 1, 1991; and WSR 91-20-049 on September 24, 1991.

Changes Other than Editing from Proposed to Adopted Version: WAC 388-15-820 (3)(e), WAC 388-73-014 is referenced; WAC 388-15-840(6), the sentence

"The procedure for conversion of points to hours of service shall comply with WAC 388-15-212(7)." is deleted; and WAC 388-15-870(7), WAC 388-73-014 is deleted.

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

October 8, 1991

Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 2950, filed 3/1/90, effective 4/1/90)

WAC 388-15-820 MEDICAID PERSONAL CARE SERVICES—DEFINITIONS. (1) "Applicant" means a person applying for Medicaid personal care services.

(2) "Client" means a person determined eligible for Medicaid personal care services.

(3) "Community residence" means:

(a) ~~((The))~~ A client's own home, whether in a building owned or rented by the client;

(b) A licensed adult family home under department contract;

(c) A licensed boarding home under department contract;

(d) A licensed children's foster family home; or

(e) A licensed group care facility, as defined in WAC 388-73-014(8).

(4) "Direct personal care services" means assistance with tasks involving direct client care which are directly related to the client's medical condition. Such assistance is limited to allowable help with the tasks listed under subdivisions (a), (b), (c), (d), (e), (f), (g), (h), (i), (j), (k), and (l) of this subsection. The type of help allowable for each task shall not include assistance that must be provided only by a licensed health professional.

(a) "Personal hygiene" means assistance with care of hair, teeth, dentures, shaving, filing of nails, other basic personal hygiene, and grooming needs. Personal hygiene includes supervising a client when performing the tasks, assisting the client when caring for own appearance, and performing grooming tasks for the client when unable to care for own appearance.

(b) "Dressing" means assistance with dressing and undressing. Dressing includes supervising and guiding a client when the client is dressing and undressing, assisting with difficult tasks such as tying shoes and buttoning, and completely dressing or undressing the client when unable to participate in dressing or undressing self.

(c) "Bathing" means assisting a client to wash self. Bathing includes supervising the client able to bathe self when guided, assisting the client with difficult tasks such as getting in or out of the tub or washing back, and completely bathing the client if totally unable to wash self.

(d) "Eating" means assistance with eating. Eating includes supervising a client when able to feed self if guided, assisting with difficult tasks such as cutting food or buttering bread, and feeding the client when unable to feed self.

(e) "Toileting" means assistance with bladder or bowel problems. Toileting includes supervising ~~((the))~~ a client when able to care for own toileting needs if guided,

helping the client to and from the bathroom, assisting with bedpan routines, diapering and lifting client on and off the toilet. Toileting may include performing routine peri/colostomy/catheter tasks, for the client when client is able to supervise the activities.

(f) "Ambulation" means assisting the client to move around. Ambulation includes supervising ~~((the))~~ a client when walking alone or with the help of a mechanical device such as a walker if guided, assisting with difficult parts of walking such as climbing stairs, supervising the client if the client is able to propel a wheelchair if guided, pushing the wheelchair, and providing constant physical assistance to the client if totally unable to walk alone or with a mechanical device.

(g) "Transfer" means assistance with getting in and out of a bed or wheelchair or on and off the toilet or in and out of the bathtub. Transfer includes supervising ~~((the))~~ a client when able to transfer if guided, providing steadying, and helping the client when the client assists in own transfer. Lifting the client when client is unable to assist in ~~((their))~~ own transfer requires specialized training.

(h) "Positioning" means assisting ~~((the))~~ a client to assume a desired position. Positioning includes assistance in turning and positioning to prevent secondary disabilities, such as contractures and balance deficits.

(i) "Self-medication" means assisting ~~((the))~~ a client to self-administer medications prescribed by attending physician. Self-medication includes reminding the client of when it is time to take prescribed medication, handing the medication container to the client, and opening a container.

(j) "Body care" means assisting ~~((the))~~ a client with exercises, skin care including the application of ointments or lotions, changing dry bandages or dressings not requiring professional judgment. Body care excludes foot care beyond washing of feet and filing toenails. Body care excludes foot care for a client~~((s))~~ who ~~((are))~~ is diabetic or ~~((have))~~ has poor circulation. Body care excludes changing bandages or dressings when sterile procedures are required. Provision of body care tasks is limited. The client must be able to supervise the provision of these tasks.

(k) "Travel to medical services" means accompanying or transporting ~~((the))~~ a client to a physician's office or clinic in the local area to obtain medical diagnosis or treatment.

(l) "Essential shopping" means assistance with shopping to meet ~~((the))~~ a client's health care or nutritional needs. Limited to brief, occasional trips in the local area to shop for food, medical necessities, and household items required specifically for the health and maintenance of the client. Essential shopping includes assisting when the client can participate in shopping and doing the shopping when the client is unable to participate.

(5) "Handicapping condition" means a medical condition which causes a functional impairment in activities of daily living.

(6) "Household assistance" means assistance with incidental household services provided as an integral, but subordinate part of the personal care furnished directly

to ~~((the))~~ a client. Household assistance shall be considered an integral part of personal care when such assistance is directly related to a medical condition or to a service reflected in the client's service plan and is furnished along with a direct personal care service. The department shall not authorize household assistance as a Medicaid personal care task in an adult family home, licensed boarding home, children's foster family home, or children's group care facility.

(a) "Meal preparation" means assistance with preparing meals. Meal preparation includes planning meals including special diets, assisting a client~~((s))~~ able to participate in meal preparation, preparing meals for the client~~((s))~~ unable to participate, and cleaning up after meals. This task may not be authorized to just plan meals or clean up after meals. The client must need assistance with actual meal preparation.

(b) "Laundry" means washing, drying, ironing, and mending clothes and linens used by ~~((the))~~ a client or helping the client perform these tasks.

(c) "Housework" means performing or helping ~~((the))~~ a client perform those periodic tasks required to maintain the client in a safe and healthy environment. Activities performed can include ~~((such things as))~~ cleaning the kitchen and bathroom, sweeping, vacuuming, mopping, cleaning the oven, and defrosting the freezer, shoveling snow. Washing inside windows and walls is allowed, but is limited to twice a year. Assistance with housework is limited to those areas of the home which are actually used by the client. This task is not a maid service and does not include yard care.

(d) "Wood supply" means splitting, stacking, or carrying wood for ~~((the))~~ a client and used as the sole source of fuel for heating and/or cooking. This task is limited to splitting, stacking, or carrying wood the client has at own home. Using a chain saw or felling trees is not allowable.

(7) "Immediate family member" means ~~((the))~~ a client's husband or wife, parent, or child.

(8) "Medicaid personal care services" means medical-oriented tasks, directed at ~~((the))~~ a client or the client's immediate environment, that are necessitated by ~~((a))~~ the client's handicapping condition. Such services shall be:

(a) Based on an assessment of applicant/client needs;

(b) Provided in conformance with a service plan ordered by ~~((the))~~ a client's attending physician;

(c) Reviewed by a registered nurse at least every ninety days;

(d) Performed by qualified and trained personal care aides, excluding members of ~~((the))~~ a client's immediate family.

(e) Services shall be provided in a clients own home when the client is present in the home.

(9) "Medically-oriented tasks" means direct personal care services, household assistance provided as an integral but subordinate part of the personal care furnished directly to ~~((the))~~ a client, and supervision.

(10) "Personal care aide" means a person meeting the qualification and training requirements established by the department and providing direct personal care services to a client~~((s))~~. This person may be an employee of

a qualified agency provider or may be under contract as a qualified individual provider.

(11) "Personal care provider" means a qualified agency provider or a qualified individual provider who is not a member of a clients immediate family and is under department contract to provide Medicaid personal care services.

(12) "Personal care service plan" means a plan which is:

(a) Developed by the department in cooperation with appropriate community agency staff;

(b) Written and describes the personal care services which will be provided, frequency of provision, and expected outcomes;

(c) Ordered by ~~((the))~~ a client's attending physician.

(13) "Physician" means a doctor of medicine, osteopathy or podiatry, as defined under WAC 388-80-005(54), or ~~((the))~~ a client's Christian Science practitioner.

(14) "Physician's order" means written approval by ~~((the))~~ a client's attending physician of the specific personal services to be provided to the client.

(15) "Qualified agency provider" means a community agency which applied for licensing as a home care agency or home health agency.

(16) "Qualified individual provider" means a person meeting the individual provider qualifications established by the department.

(17) "Supervision" means being available to:

(a) Help ~~((the))~~ a client with personal care tasks that cannot be scheduled (toileting, ambulation, transfer, positioning, some medication assistance); and/or

(b) Provide protective supervision to a client who cannot be left alone because of confusion, forgetfulness, or lack of judgment.

AMENDATORY SECTION (Amending Order 2856, filed 8/29/89, effective 9/29/89)

WAC 388-15-840 MEDICAID PERSONAL CARE SERVICES—ASSESSMENT—AUTHORIZATION. (1) The department shall provide an assessment of an individual~~((s))~~ applying for, or being referred for, Medicaid personal care services.

(2) The department shall use the approved assessment form in an interview with ~~((the))~~ an applicant documenting:

(a) The applicant's functional capability to perform personal care tasks essential to health or safety;

(b) Current and potential care contributions by formal and informal supports available to ~~((the))~~ an applicant;

(c) ~~((The))~~ An applicant's preference for how care is provided.

(3) When children are assessed, the assessor shall consider the personal care applicant's age in determining if the degree of personal care needed is appropriate to the child's age, or the result of the applicant's functional impairment. The need for personal care services shall only be assessed for needs exceeding the level of age appropriate personal care.

(4) Assessment and reassessment shall be performed within the department-established time frames.

(5) The department shall be responsible for authorizing Medicaid personal care services.

(6) The number of hours authorized shall be based on ~~((the))~~ an applicant/client's need for assistance with Medicaid personal care tasks as determined through the assessment process. Points shall be awarded for each task according to the degree of assistance needed, and the point total shall be converted into maximum allowable hours. ~~((The procedure for conversion of points to hours of service shall comply with WAC 388-15-212(7).))~~

(7) ~~((The))~~ A client's attending physician shall review and reauthorize the client's service plan at least once every ~~((six))~~ twelve months.

AMENDATORY SECTION (Amending Order 2856, filed 8/29/89, effective 9/29/89)

WAC 388-15-850 MEDICAID PERSONAL CARE SERVICES—NURSE OVERSIGHT. (1) A registered nurse shall visit ~~((the))~~ a client at least once every ninety days to:

(a) Review the client's medical and/or mental condition;

(b) Review the service plan determining if revisions are required and, if so, recommend revisions;

(c) Review the client's need for continued care;

(d) Assess the quality of personal care services received;

(e) Assess the personal care provider's need for additional training.

(2) The registered nurse shall document the result of an oversight visit on the department-prescribed form.

AMENDATORY SECTION (Amending Order 2856, filed 8/29/89, effective 9/29/89)

WAC 388-15-860 MEDICAID PERSONAL CARE SERVICES—PERSONAL CARE AIDE QUALIFICATIONS. (1) The department shall:

(a) Define minimum qualifications for a personal care aide((s)) and require an aide((s)) meet the qualifications;

(b) Define minimum orientation and training requirements for a personal care aide((s)) and require documentation stating minimum requirements are met;

(c) Definitions for minimum qualifications and training requirements for a personal care aide((s)) shall be contained in the department's field manual for Medicaid personal care.

AMENDATORY SECTION (Amending Order 2950, filed 3/1/90, effective 4/1/90)

WAC 388-15-870 MEDICAID PERSONAL CARE SERVICES—SERVICE PROVISION SYSTEM. (1) Area agencies on aging shall contract with qualified agency providers to perform Medicaid personal care services at the department-established rate.

(2) Area agencies on aging shall provide or contract for registered nurse oversight for personal care services.

(3) The department shall contract with area agencies on aging to assume the above responsibilities.

(4) The department shall contract with a qualified individual provider((s)) to perform Medicaid personal care services at the department-established rate.

(5) Agency providers shall deliver services to an adult client((s)) in the clients' own residences unless the personal care service plan exceeds eighty-five hours per month. An individual provider((s)) may deliver services to ~~((children))~~ a child in the child's own residence regardless of the hours authorized. A client((s)) shall have freedom of choice in selecting a qualified agency provider.

(6) An individual provider((s)) under contract with the department shall deliver services to a client((s)) in the client((s))'s own residence when the personal care service plan exceeds eighty-five hours per month. Clients shall have freedom of choice in selecting a qualified individual provider.

(7) Adult family home (AFH) sponsors or licensed boarding home staff shall provide services to clients in an AFH or licensed boarding home. Foster parents or group care facility staff shall provide services to children in a foster family home or group care facility as defined in WAC 388-73-014(8). Clients shall have freedom of choice in selecting a licensed AFH or boarding home, provided the AFH or boarding home can meet their personal care needs.

AMENDATORY SECTION (Amending Order 2950, filed 3/1/90, effective 4/1/90)

WAC 388-15-880 PAYMENT AND AUTHORIZATION. Payment and authorization.

(1) In the individual provider program, the department pays an hourly rate directly to the service provider. No in-home personal care service plans shall authorize services by an individual provider unless the service need exceeds eighty-five hours per month.

(2) In the contracted program, the department pays the contractor who pays the service provider.

(3) ~~((The department pays an hourly rate of five dollars and thirty-six cents for actual hours worked in providing))~~ Rates paid for the provision of Medicaid personal care ((services)) shall be established by the department. Current maximum rates shall be contained in the departments social service payment system appendices A, E, and C.

(4) No contractor shall pay service providers performing Medicaid personal care services less than five dollars and fifteen cents per hour.

(5) ~~((Authorizations for contracted Medicaid personal care services shall not exceed eight hundred four dollars and ninety-five cents per month.~~

~~((6) Authorizations for in-home Medicaid personal care services by an individual provider shall not exceed seven hundred seventy-two dollars and ten cents per month.~~

~~((7))~~ Authorizations for Medicaid personal care in an adult family home shall not exceed sixty hours of service per month.

~~((8))~~ (6) Authorizations for Medicaid personal care in a licensed boarding home under department contract shall not exceed thirty hours per month.

~~((9))~~ (7) Payment shall not be made for services provided exceeding the department's authorization.

WSR 91-21-027
PERMANENT RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)

[Order 3263—Filed October 8, 1991, 2:03 p.m.]

Date of Adoption: October 8, 1991.

Purpose: To establish standards and procedures for reimbursing counties for the cost incurred during civil commitment trial, annual evaluation, review processes, and release procedures related to chapter 71.09 RCW.

Citation of Existing Rules Affected by this Order: Amending chapter 275-156 WAC, Civil commitment cost reimbursement.

Statutory Authority for Adoption: RCW 43.20A.050.

Pursuant to notice filed as WSR 91-17-086 on August 21, 1991.

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

October 8, 1991

Leslie F. James, Director
Administrative Services

Chapter 275-156 WAC
CIVIL COMMITMENT COST REIMBURSEMENT

NEW SECTION

WAC 275-156-005 **PURPOSE.** These rules establish the standards and procedures for reimbursing counties for the cost incurred during civil commitment trial, annual evaluation, and review processes and release procedures related to chapter 71.09 RCW. The department's reimbursement to counties is limited to appropriated funds.

NEW SECTION

WAC 275-156-010 **DEFINITIONS.** (1) "Attorney cost" means the fully documented prosecutorial and defense fee directly related to the violent sexual predator civil commitment process. Said fee includes the cost of paralegal services.

(2) "Department" means the department of social and health services.

(3) "Evaluation by expert cost" means a county-incurred service fee as the result of a comprehensive examination of a person:

- (a) Alleged to be a "sexually violent predator"; and
- (b) Who has had a petition filed.

(4) "Incremental cost" means county-incurred efforts or costs that are not otherwise covered and are exclusively attributable to the trial of a person alleged to be a "sexually violent predator".

(5) "Judicial cost" means the costs a county incurs as the result of filing a petition for the civil commitment of a person alleged to be a "sexually violent predator" under chapter 71.09 RCW. This cost is limited to fees for

judges which shall include court clerk and bailiff services, court reporter services, transcript typing and preparation, expert and non expert witnesses, jury, and jail facilities.

(6) "Law enforcement cost" means a cost incurred by a police agency investigating issues specific to:

(a) Filing a petition alleging a person is a "sexually violent predator"; or

(b) A hearing to determine if a person is a "sexually violent predator".

(7) "Medical cost" means a county-incurred extraordinary medical expense beyond the routine services of a jail.

(8) "Secretary" means the secretary of social and health services.

(9) "Transportation cost" means the cost a county incurs when transporting a person alleged to be, or having found to be, a "sexually violent predator", to and from a sexual predator program facility.

NEW SECTION

WAC 275-156-015 **LIMITATION OF FUNDS.** The department shall:

(1) Reimburse funds to a county when funds are available;

(2) Limit a county's reimbursement to costs of civil commitment trials or hearings as described under this chapter;

(3) Restrict a county's reimbursement to documented law enforcement, expert evaluation, attorney, transportation, judicial, and medical costs;

(4) Not pay a county a cost under the rules of this section and said cost is otherwise reimbursable under law;

(5) Pay a county's claim for a trial or hearing occurring during each biennium in the order in which the claim is received at the department's office of accounting services until the department's biennial appropriation is expended.

NEW SECTION

WAC 275-156-020 **MAXIMUM ALLOWABLE REIMBURSEMENT FOR LAW ENFORCEMENT COST.** The department shall reimburse a county for actual costs incurred during the period July 1, 1990, through June 30, 1992, up to the maximum allowable rate as specified:

(1) Attorney cost - Up to forty-nine dollars and forty-one cents per hour;

(2) Evaluation by expert cost - Up to one hundred dollars per hour, not to exceed more than twenty hours;

(3) Judicial costs:

(a) Judge - Up to forty-six dollars and five cents per hour. These county costs shall include court clerk and bailiff services;

(b) Court reporters - Up to twenty dollars and seventy-one cents per hour;

(c) Transcript typing and preparation services - Up to four dollars and thirteen cents per page;

(d) Expert witnesses - Up to one hundred dollars per hour;

- (e) Non-Expert witnesses – Up to thirty-one dollars and thirteen cents per day;
- (f) Jury – Thirty-one dollars and thirteen cents per day;
- (g) Jail facilities – Thirty dollars per day.
- (4) Law enforcement cost – Up to twenty dollars and sixty-six cents per hour;
- (5) Medical costs – Up to fifty dollars per day, not to exceed five consecutive days; and
- (6) Transportation cost – Up to twenty-six cents per mile, plus the cost of one meal for transporting staff, if transport exceeds eleven consecutive hours.

NEW SECTION

WAC 275-156-025 BILLING PROCEDURE. (1) When a county requests the department reimburse a county's cost, the county shall:

- (a) Make a claim using the State of Washington Invoice Voucher, Form A 19 1-A; and
 - (b) Attach to the claim necessary documentation, support, and justification materials.
- (2) The department may subject a county's claim documentation to periodic audit at the discretion of the department.

(3) Only an authorized administrator, or the county administrator's designee, may submit to the department a request for a county's cost reimbursement.

(4) A county's reimbursement claim shall contain the name of the person for whom costs were incurred.

(5) A county shall submit a reimbursement claim to the department within thirty days of final costs incurred to assure proper handling of the claim.

(6) When a county submits a reimbursement claim, the county shall submit a reimbursement claim to the department of social and health services, offices of accounting services.

(7) If the department's reimbursement appropriation becomes exhausted before the end of a biennium, a county may continue to make a claim for reimbursement. The department may use the reimbursement claim to justify a request for adequate department funding during future biennia.

NEW SECTION

WAC 275-156-030 EXCEPTIONS. (1) The secretary may grant exceptions to the rules of this chapter.

(2) A county seeking an exception shall make the exception request using the DSHS Exception Request form, DSHS 05-210(X), and file it with the secretary or secretary's designee.

(3) The department will deny a claim which does not follow the rules of this chapter unless the secretary or secretary designee granted an exception before the claim was filed.

NEW SECTION

WAC 275-156-035 EFFECTIVE DATE. When a county submits a reimbursement claim according to this chapter, the claim shall be only for costs incurred as defined in this chapter, on or after July 1, 1990.

NEW SECTION

WAC 275-156-040 AUDITS. The department may audit county reimbursement claims at the department's discretion.

WSR 91-21-028**PERMANENT RULES****DEPARTMENT OF HEALTH**

[Order 197—Filed October 8, 1991, 2:30 p.m.]

Date of Adoption: October 1, 1991.

Purpose: Updates rules to reflect current school accrediting body, defines duties of dispensing optician examining committee.

Citation of Existing Rules Affected by this Order: Amending WAC 246-824-050.

Statutory Authority for Adoption: RCW 43.17.060 and 18.130.070.

Pursuant to notice filed as WSR 91-16-103 on August 7, 1991.

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

October 1, 1991

Kristine M. Gebbie
Secretary

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

WAC 246-824-050 APPROVAL OF PRESCRIBED COURSES IN OPTICIANRY. The ~~((director)) secretary~~, pursuant to RCW 18.34.070, hereby adopts the accreditation standards of the ~~((American Board of Opticianry of the National Academy of Opticianry)) Commission on Opticianry Accreditation~~, "Essentials of an Accredited Educational Program for Ophthalmic Dispensers," ~~((in effect as of March 4, 1979)) as adopted by the Commission on Opticianry Accreditation on July 1, 1990~~. The ~~((director)) secretary~~ approves all and only those institutions accredited by, and in good standing with, the ~~((American Board of Opticianry of the National Academy of Opticianry)) Commission on Opticianry Accreditation~~ in accordance with these accreditation standards as of ~~((March 4, 1979. Other institutions which apply for the director's approval and which meet the standards to the director's satisfaction may be approved, but it is the responsibility of a school to apply for approval and of a student to ascertain whether or not a school has been approved by the director)) July 1, 1990~~. Institutions approved by the secretary which have not been accredited by the Commission on Opticianry Accreditation are hereby required to obtain such accreditation on or before September 30, 1992. Graduates from institutions that have not received accreditation from the Commission On Opticianry Accreditation by that date will not be eligible to sit for the examination.

~~((The director reserves the right to withdraw approval of any course in opticianry which ceases to meet the approval of the director or the American Board of Opticianry of the National Academy of Opticianry after notifying the school in writing and granting it an opportunity to contest the director's proposed withdrawal.)) It is the responsibility of a student to ascertain whether or not a school has been approved by the secretary.~~

NEW SECTION

WAC 246-824-065 DUTIES AND RESPONSIBILITIES OF THE DISPENSING OPTICIAN EXAMINING COMMITTEE. The dispensing optician examining committee shall meet at such times as deemed necessary by the secretary to prepare and administer the state's licensing examinations and to provide technical expertise, advise, and make recommendations to the secretary on the administration of the dispensing optician statute.

WSR 91-21-029
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF WILDLIFE
[Memorandum—October 7, 1991]

The following dates and locations have been selected for 1992 Washington Wildlife Commission meetings:

February 7-8 *	Olympia
April 10-11 *	Everett
August 15	Wenatchee
October 2-3 *	Spokane

* Both days, if needed. Otherwise only Saturday.

WSR 91-21-030
PERMANENT RULES
PUBLIC DISCLOSURE COMMISSION
[Filed October 9, 1991, 4:15 p.m.]

Date of Adoption: October 1, 1991.
Purpose: Repealing WAC 390-28-050.
Citation of Existing Rules Affected by this Order: Repealing WAC 390-28-050.
Statutory Authority for Adoption: RCW 42.17.370.
Pursuant to notice filed as WSR 91-16-071 on August 2, 1991.
Effective Date of Rule: Thirty-one days after filing,
October 2, 1991
Graham E. Johnson
Executive Director

REPEALER

The following section of the Washington Administrative Code is repealed:
WAC 390-28-050 Hearing to Modify Reporting—Alternate Forms

WSR 91-21-031
EMERGENCY RULES
DEPARTMENT OF FISHERIES

[Order 91-109—Filed October 9, 1991, 4:52 p.m., effective October 9, 1991, 9:00 p.m.]

Date of Adoption: October 9, 1991.
Purpose: Commercial fishing regulations.
Citation of Existing Rules Affected by this Order: Repealing WAC 220-47-713.
Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: The openings in Areas 6D and 7B are directed at the nontreaty share of Strait of Juan de Fuca and Nooksack-Samish origin coho salmon. A third fishing day in Areas 10 and 11 is canceled due to chum management concerns. The opening in Area 9A provides opportunity to harvest nontreaty share of Hood Canal hatchery-origin coho. All other Puget Sound areas are closed to prevent overharvest of local salmon stocks.

Effective Date of Rule: 9:00 p.m., October 9, 1991.
October 9, 1991
Sally J. Hicks
for Joseph R. Blum
Director

NEW SECTION

WAC 220-47-714 *PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY. Notwithstanding the provisions of Chapter 220-47 WAC, effective 9:00 PM Wednesday October 9th, 1991, until further notice, it is unlawful to take, fish for, or possess salmon or Atlantic salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following open periods and mesh and area restrictions:*

**Area 6D - Gillnets using 5-inch minimum mesh and fishing with no more than 900 feet of net, and purse seines using the 5-inch strip, may fish continuously until 4:00 PM Friday October 25. The exclusion zone described in WAC 220-47-307 is in effect for this fishery.*

**Area 7B - Gillnets using 5-inch minimum mesh, and purse seines, may fish continuously until 4:00 PM Friday October 25. The exclusion zones described in WAC 220-47-307 are in effect for this fishery.*

**Area 9A - Gillnets using 5-inch minimum mesh and purse seines using the 5-inch strip may fish continuously from 5:00 AM Monday October 7 to 4:00 PM Friday October 11.*

**Areas 4B, 5, 6, 6A, 6B, 6C, 7, 7A, 7C, 7D, 7E, 8, 8A, 8D, 9, 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, all freshwater areas, and*

exclusion zones provided for in WAC 220-47-307 except as modified herein - Closed.

REPEALER

The following section of the Washington Administrative Code is repealed effective 9:00 PM Wednesday October 9th, 1991:

WAC 220-47-713 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY (91-106)

WSR 91-21-032
EMERGENCY RULES
DEPARTMENT OF FISHERIES

[Order 91-110—Filed October 9, 1991, 4:54 p.m., effective October 9, 1991, 7:00 p.m.]

Date of Adoption: October 9, 1991.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:
Repealing WAC 220-36-02300G.

Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: Harvestable numbers of chinook and coho salmon area available for a commercial fishery.

Effective Date of Rule: 7:00 p.m., October 9, 1991.

October 9, 1991

Sally J. Hicks
for Joseph R. Blum
Director

NEW SECTION

WAC 220-36-02300H GRAYS HARBOR SALMON — FALL FISHERY. Notwithstanding the provisions of WAC 220-36-023, it is unlawful to fish for salmon in Grays Harbor for commercial purposes or to possess salmon taken from those waters for commercial purposes, except that:

FISHING PERIOD

(1) Gill net gear may be used to fish for salmon from:

(a) 8:00 AM to 6:00 PM October 10, 1991 in SMCRA 2B and 2C; and

8:00 AM to 6:00 PM October 11, 1991 in SMCRA 2B and 2C.

(b) 8:00 AM to 6:00 PM October 12, 1991 in SMCRA 2C; and

8:00 AM to 6:00 PM October 13, 1991 in SMCRA 2C.

(c) 8:00 AM to 6:00 PM October 14, 1991 in SMCRA 2B and 2C;

(d) 8:00 AM to 6:00 PM October 15, 1991 in SMCRA 2A and 2D;

8:00 AM to 6:00 PM October 16, 1991 in SMCRA 2A and 2D;

8:00 AM to 6:00 PM October 17, 1991 in SMCRA 2A and 2D;

8:00 AM to 6:00 PM October 18, 1991 in SMCRA 2A and 2D;

8:00 AM to 6:00 PM October 19, 1991 in SMCRA 2A and 2D; and

8:00 AM to 6:00 PM October 20, 1991 in SMCRA 2A and 2D.

GEAR

(2) Gill net gear shall be used as provided in WAC 220-36-015.

REPEALER

The following section of the Washington Administrative Code is repealed effective 7:00 p.m. October 9, 1991:

WAC 220-36-02300G GRAYS HARBOR SALMON—FALL FISHERY.

WSR 91-21-033
PROPOSED RULES
DEPARTMENT OF HEALTH
[Filed October 10, 1991, 1:47 p.m.]

Original Notice.

Title of Rule: WAC 246-225-160 Mammography.

Purpose: To impose standards of quality assurance upon facilities performing radiography of the breast.

Statutory Authority for Adoption: RCW 70.98.050.

Statute Being Implemented: RCW 70.98.050.

Summary: These regulations cover the type of x-ray machine used in mammography, the training of the operator, frequency of quality assurance checks, and standards of dose and image quality.

Reasons Supporting Proposal: Poor radiological practices in mammography can lead to missed diagnoses of cancer.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Michael Odlag, Olympic Tower, Seattle, 464-5408.

Name of Proponent: Department of Health, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: These new regulations are based on national standards of consensus drawn from a variety of sources such as CRCPD's suggested state regulations committee work, the American College of Radiology's Mammography accreditation program and the USDHHS Health Care Financing Administration Medicare regulations. The purpose is to regulate the practice of mammography with standards that raise the level of image quality. The effect will be that every facility doing mammography should be achieving excellent results instead of having a range of service quality, from inadequate to excellent.

Proposal does not change existing rules.

Small Business Economic Impact Statement: [No information supplied by agency.]

Hearing Location: OB-2 Auditorium, 12th and Franklin, Olympia, Washington 98504, on November 26, 1991, at 1:30 p.m.

Submit Written Comments to: Leslie Baldwin, 1300 Quince Street, Mailstop EY-16, Olympia, WA 98504-7902, by November 25, 1991.

Date of Intended Adoption: December 2, 1991.

October 8, 1991

Kristine Gebbie

Secretary

NEW SECTION

WAC 246-225-160 MAMMOGRAPHY. (1) The use of a special purpose x-ray machine designed and used solely for mammography is required. Exempted from this requirement shall be general purpose x-ray equipment used for xerography that meets these regulations. This exemption is in effect until January 1, 1994.

(2) All mammographic calibration, service, and quality control actions shall be documented in writing and maintained at the facility for a three-year period. Records must be easily accessible to operators of these x-ray units.

(3) All tests requiring the use of a breast phantom shall employ a phantom similar to or identical to the one required by the American College of Radiology for its mammography accreditation program.

(4) Machine requirements:

(a) Mammography x-ray machines must be calibrated on a yearly basis. Calibration shall document (but is not limited to) half-value layer (HVL), kVP accuracy, reproducibility, timer accuracy, resolution achieved with film in use at the facility, mA linearity, light versus x-ray field alignment, and patient exposures (glandular tissue dose) following the measurement protocol in NCRP Report No. 85 (using a breast phantom). This requirement shall include initial acceptance testing upon the x-ray system's installation prior to human use.

(b) The half-value layer (HVL) for film/screen mammography shall be at least 0.30 mm of aluminum (and shall not exceed 0.40 mm) as measured at 30 kVP. The half-value layer for xerography shall be at least 1.2 mm of aluminum as measured at 50 kVP. The HVL shall include the contribution to filtration made by the compression device.

(c) Exposure reproducibility: Manual techniques. See WAC 246-225-090.

(d) Exposure reproducibility: Photo-timed techniques. A breast phantom shall be used to obtain a series of four photo-timed radiographs (all selectable machine parameters shall be held constant). Optical density (O.D.) of a selected area on the image in the range of 1.0-2.0 O.D. shall be analyzed and the measurements for these films shall be within 0.10 O.D. of each other.

(e) Radiographic timers. See WAC 246-225-070.

(f) kVP accuracy: The kVP accuracy published by the x-ray machine manufacturer shall be maintained at the specified level. For determination of actual versus indicated kVP, the manufacturer's recommendations for testing shall be followed.

(g) mA linearity. See WAC 246-225-040(10).

(h) All special purpose x-ray machines designed solely for mammography shall be equipped with a milli-ampere-second (mAs) read-out device, registering after each phototimed exposure. Alternatively, a means of determining mAs after each exposure shall be provided.

(i) Beam limitation:

(i) Mammographic systems shall be provided with means to limit the useful beam such that the x-ray field at the plane of the image receptor does not extend beyond any edge of the image receptor at any designed SID except the edge of the image receptor designed to be adjacent to the chest wall where the x-ray field may not extend beyond such edge by more than two percent of the SID.

(ii) Beam limiting devices consisting of an assortment of fixed, removable cones sufficient to meet the requirement for each combination of image receptor size and SID for which the unit is designed shall have clear and permanent markings to indicate the image receptor size and SID for which it is designed.

(iii) When the beam limiting device and image receptor support device are designed to be used to immobilize the breast during a

mammographic procedure and the SID may vary, the SID indication specified in WAC 246-225-060 (4)(c)(i) and (ii) shall be the maximum SID for which the beam limiting device or aperture is designed.

(iv) In the absence of a visually defined x-ray field each image receptor support shall have clear and permanent markings to indicate the maximum image receptor size for which it is designed.

(j) The combination of source-to-image distance, magnification, and focal spot size shall result in a radiographic resolution of at least 12 cycles per millimeter. This standard applies to the routine, single emulsion film being used at the facility.

(k) The x-ray machine shall be equipped with a means of immobilizing and compressing the breast with a force of at least twenty-five pounds but no greater than fifty pounds.

(l) Dedicated mammographic x-ray units are exempted from the requirements of WAC 246-225-030 (5)(b)(i) provided that appropriate operator shielding is employed (as defined by NCRP Report 49).

(m) Transmission limit for image receptor supporting devices used for mammography. For x-ray systems manufactured after September 5, 1978, which are designed only for mammography, the transmission of the primary beam through any image receptor support provided with the system shall be limited such that the exposure 5 centimeters from any accessible surface beyond the plane of the image receptor supporting device does not exceed 0.1 milliroentgen (25.8 nC/kg) for each activation of the tube. Exposure shall be measured with the system operated at the minimum SID for which it is designed. Compliance shall be determined at the maximum rated peak tube potential for the system and at the maximum rated product of tube current and exposure time (mAs) for that peak tube potential. Compliance shall be determined by measurements averaged over an area of 100 square centimeters with no linear dimension greater than 20 centimeters.

(n) Maximum glandular doses. Glandular tissue dose for a cranio-caudal view of a 4.5 cm compressed breast using dose calculation methods found in NCRP Report # 85 shall not exceed the following:

Screen-film:

No grid = 100 millirads/projection

Grid = 300 millirads/projection

Xerox = 400 millirads/projection

(5) A quality control program shall be written and implemented for all mammographic facilities. This shall include (but shall not be limited to) tests performed, testing frequency, testing protocol, control limits for each test, corrective actions taken, and equipment maintenance/service. Program requirements include:

(a) Daily tests:

Film processor control charts using a sensitometric/densitometric based measurement system shall be required for each day the mammographic machine is in operation. Single emulsion mammographic film shall be used for this evaluation.

Parameters in daily film processor tests shall include:

(i) Speed index:

Control limits \pm 0.15 optical density

(ii) Contrast index:

Control limits \pm 0.15 optical density

(iii) Base + fog:

Maximum density shall not exceed 0.20 optical density.

(iv) Solution temperatures:

Control limits \pm 1.0 F

(b) Monthly tests:

(i) Chemical replenishment rates.

(ii) Breast phantom imaging shall visualize a minimum of four fibers, three masses, and three speck groups, or the minimum acceptability standard of the American College of Radiology in its accreditation program, whichever is more restrictive.

(c) Quarterly tests:

(i) Film/screen contact for all cassettes.

(ii) Analyses of reject/repeat films.

(d) Yearly tests: See WAC 246-225-160 (4)(a) (Calibration).

(e) Cassette screens must be cleaned at least weekly.

(f) Records shall be maintained for quality control test equipment which requires calibration, and such calibrations shall be performed in accordance with recommendations of the manufacturer of the test equipment.

(g) Film processing. See WAC 246-225-150.

(6) Operator competency:

(a) Mammographic machine operators shall meet the requirements of WAC 246-225-020 (2)(b) and 246-225-99920.

(b) Mammographic machine operators shall have certification by the American Registry of Radiology Technology (ARRT) or equivalent, or be a student in an accredited two-year radiologic technologist training program, or if not meeting the above criteria:

(i) Have at least two year's experience in performing mammography; and

(ii) Have attended at least two classes in mammography approved by the department.

(c) All mammographic machine operators shall attend one continuing education class in mammography per calendar year. The class is subject to approval by the department, and documentation of attendance is required.

(7) Masking devices shall be provided on the viewboxes to block extraneous light from the viewer's eye when the illuminated surface of the viewbox is larger than the image area.

(8) Additional requirement for mobile mammography services:

The daily film processor performance testing required in subsection (5)(a) of this section shall apply to all film processor used by the mobile service. No processor shall be used unless it meets the control limits specified by subsection (5)(a)(i) through (iv) of this section.

WSR 91-21-034

PERMANENT RULES

DEPARTMENT OF HEALTH

[Order 200—Filed October 10, 1991, 1:50 p.m.]

Date of Adoption: October 8, 1991.

Purpose: To implement legislation relative to limited licenses and temporary permits. Also, to collect surcharge for impaired program.

Citation of Existing Rules Affected by this Order: Amending WAC 246-853-990.

Statutory Authority for Adoption: RCW 43.70.250.

Pursuant to notice filed as WSR 91-16-104 on August 7, 1991.

Changes Other than Editing from Proposed to Adopted Version: Fee for temporary permit application was reduced from \$250.00 to \$100.00.

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

October 8, 1991

Kristine M. Gebbie
Secretary

AMENDATORY SECTION (Amending Order 173, filed 6/6/91, effective 7/7/91)

WAC 246-853-990 OSTEOPATHIC FEES. The following fees shall be charged by the professional licensing division of the department of health:

Title of Fee	Fee
Osteopath:	
Renewal	\$410.00
Duplicate	15.00
Certification	25.00
Osteopathic physician:	
Endorsement application	500.00
License renewal	410.00
Late renewal penalty	50.00
Flex exam/state exam application	600.00
Endorsement/state exam application	500.00
Retake flex I	300.00
Retake flex II	350.00
Reexam	100.00

Title of Fee	Fee
Duplicate license	15.00
Certification	25.00
Limited license application	250.00
Limited license renewal	205.00
Temporary permit application	100.00
Impaired program surcharge	15.00
Osteopathic physician assistant:	
Application	150.00
Renewal	50.00
Duplicate license	15.00

WSR 91-21-035

PERMANENT RULES

DEPARTMENT OF HEALTH

[Order 201—Filed October 10, 1991, 1:53 p.m.]

Date of Adoption: October 8, 1991.

Purpose: To regulate and certify sex offender treatment providers.

Statutory Authority for Adoption: RCW 18.155.040.

Pursuant to notice filed as WSR 91-16-106 on August 7, 1991.

Changes Other than Editing from Proposed to Adopted Version: WAC 246-930-075(20) was added to clarify that affiliates and supervisors are subject to audit by the department.

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

October 8, 1991

Kristine M. Gebbie
Secretary

NEW SECTION

WAC 246-930-075 SUPERVISION OF AFFILIATES. Supervision of affiliates is considerably different than consultation. Consultation is solely advisory; the consultant does not assume responsibility for those individuals to whom they consult. Supervision of affiliates requires that the provider take full ethical and legal responsibility for the professional work and for the quality of work of the affiliate. The following rules apply to providers and affiliates when service is being provided to SSOSA and SSODA clients:

(1) Whether providing training, consultation, or supervision, sex offender treatment providers shall avoid presenting themselves as having qualifications in areas where they do not have expertise.

(2) The supervisor shall provide sufficient training and supervision to the affiliate to insure the health and safety of the client and community. The supervisor shall have the expertise and knowledge to directly supervise the work of the affiliate.

(3) The supervisor shall insure that any person he or she supervises has sufficient education, background, and preparation for the work they will be doing.

(4) Supervision of an affiliate shall require that the supervisor and supervisee enter into a formal written contract defining the parameters of the professional relationship. This supervision contract shall be submitted

to the department for approval and will be renewed on a yearly basis. This document shall include, but is not limited to:

(a) The areas of professional activity for which supervision will occur.

(b) The amount of supervision time and frequency of supervisory meetings to be provided. This information can be presented as a ratio of supervisory time to clinical work conducted by the affiliate.

(c) The supervisory fees and business arrangements, when applicable.

(d) The nature of the supervisory relationship and the anticipated process of supervision.

(e) The manner in which clinical cases will be selected and reviewed.

(f) The methodology for recordkeeping, evaluation of the affiliate, and feedback.

(g) The manner in which the affiliate shall be represented to the public.

(5) Supervision of affiliates shall involve regular, direct, on-site supervision. Supervision shall include a reasonable degree of direct observation by means of the supervisor sitting in sessions, audio tape recording, videotape, etc. However, it is recognized that certain geographic locales do not have sufficient resources to enable immediate, direct supervision of affiliates. In these cases special flexible supervision arrangements which deviate from the standard are encouraged; these special supervision contracts shall be submitted to the department for approval.

(6) The level of supervision provided shall insure the affiliate's preparedness to conduct his or her professional work and provide adequate oversight. There shall be a minimum of one hour of supervision time for every ten hours of supervised professional work. Supervision meetings shall regularly occur at least every other week.

(7) A certified sex offender provider shall undertake no supervision which exceeds the provider's ability to comply with supervision standards. A supervisor shall not supervise more than thirty hours of SSOSA and SSODA case clinical work each week.

(8) Generally, a supervisor shall not provide supervision for more than two affiliates. However, the special needs of certain locales, particularly rural areas, are recognized. Where appropriate, deviation from the standards for amount of supervision time, frequency of supervision, and limitations on supervision by a supervisor are encouraged if quality of supervision can be maintained. Special supervisory arrangements shall be submitted for approval as part of the supervision contract to the department. As necessary, a supervisor can adjust a supervision plan, but shall notify the department of the amendment to the contract.

(9) The status of the affiliate's relationship to the supervisor is to be accurately communicated to the public, other professionals, and to all clients served.

(10) An affiliate sex offender treatment provider shall represent themselves as an affiliate only when they are doing clinical work supervised by their contracted sex offender treatment provider. If the affiliate is providing unsupervised clinical services to clients who are not

SSOSA or SSODA cases, the individual shall not utilize the title "affiliate" in that context.

(11) All written reports and correspondence conducted by the affiliate under SSOSA or SSODA shall be cosigned by the supervisor, indicating the supervisory relationship. The work will be represented as conducted by the affiliate and with oversight provided by the supervisor.

(12) All work relating to SSOSA and SSODA clients, conducted by the affiliate, will be the responsibility of the supervisor. The supervisor will have full authority over the practice of the affiliate involving SSOSA and SSODA clients.

(13) Supervision will include, but is not limited to:

(a) Discussion of services provided by the affiliate.

(b) Case selection, service plan, and review of each case or work unit of the affiliate.

(c) Discussions regarding theory and practice regarding the work being conducted.

(d) Review of Washington statutes, rules, and criminal justice procedures relevant to the work being conducted.

(e) Discussion of the standards of practice for providers as adopted by the department and the ethical issues involved in providing professional services for sex offenders.

(f) Discussion regarding coordination of work with other professionals.

(g) Discussion of relevant professional literature and research.

(h) Periodic review of the supervision itself.

(14) Both the supervisor and affiliate shall maintain full documentation of the work done and supervision provided.

(15) Timely evaluation of the affiliate's work and professional progress shall be provided by the supervisor.

(16) If the work of the supervisee does not meet sufficient standards to protect the best interests of the clients and the community, it is the responsibility of the supervisor to remediate the problems or terminate the supervision contract. If a supervision contract is terminated, the supervisor shall notify the department and provide the department with a letter of explanation.

(17) Supervision is a power relationship and the supervisee-supervisor relationship is not to be exploited. This standard in no way precludes reasonable compensation for supervisory services.

(18) It is the responsibility of the supervisor to provide, on request, accurate and objective letters of reference and work documentation regarding the affiliate, when requested by affiliate.

(19) If a supervisee is in the employ of a provider it is the responsibility of the supervisor to provide:

(a) Appropriate working conditions.

(b) Opportunities to further their skills and professional development.

(c) Consultation in all areas of professional practice appropriate to their employment.

(20) All records of both affiliate and supervisor shall be subject to audit to determine compliance with appropriate statutes and rules.

WSR 91-21-036**NOTICE OF PUBLIC MEETINGS
TRAFFIC SAFETY COMMISSION**
[Memorandum—October 10, 1991]QUARTERLY MEETING
October 23, 1991
1:30 p.m.

The next meeting of the Washington Traffic Safety Commission is scheduled for January 21, 1992, at 1:30 p.m. in the Washington Traffic Safety Commission conference room.

WSR 91-21-037**PROPOSED RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION**
[Filed October 10, 1991, 3:56 p.m.]

Original Notice.

Title of Rule: WAC 392-140-250 through 392-140-267, Early intervention services allocations.

Purpose: To update procedures for allocating state moneys to school districts for early intervention services in the 1991-1992 and 1992-1993 school years.

Statutory Authority for Adoption: RCW 28A.300.040 and 28A.150.290.

Statute Being Implemented: Section 517(13), chapter 16, Laws of 1991 sp. sess.

Summary: State moneys for early intervention services are to be allocated in the 1991-92 school year and thereafter in the same manner as in the 1990-91 school year.

Reasons Supporting Proposal: To implement the 1991-93 State Operating Appropriations Act.

Name of Agency Personnel Responsible for Drafting: Rick Wilson, Old Capitol Building, Olympia, 753-2298; Implementation: Thomas Case, Old Capitol Building, Olympia, 753-6708; and Enforcement: David Moberly, Old Capitol Building, Olympia, 753-6742.

Name of Proponent: Superintendent of Public Instruction, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose and Summary above.

Proposal Changes the Following Existing Rules: Year references are updated.

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

Hearing Location: Superintendent of Public Instruction, Old Capitol Building, Wanamaker Conference Room, 2nd Floor, Olympia, Washington 98504, on December 13, 1991, at 9:00 a.m.

Submit Written Comments to: Richard M. Wilson, Superintendent of Public Instruction, Legal Services, Olympia, Washington 98504, by December 10, 1991.

Date of Intended Adoption: December 20, 1991.

October 10, 1991
Judith A. Billings
Superintendent of
Public InstructionAMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-250 ((1990-91)) EARLY INTERVENTION SERVICES ALLOCATION—APPLICABLE PROVISIONS. The provisions of WAC 392-140-250 through 392-140-267 apply to the distribution of moneys to school districts and educational service districts for early intervention and prevention services pursuant to ((section 514(14), chapter 16, Laws of 1990 1st ex. sess)) the state Operating Appropriations Act.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-252 ((1990-91)) EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—ANNUAL AVERAGE FULL-TIME EQUIVALENT STUDENTS. As used in WAC 392-140-250 through 392-140-267 "annual average full-time equivalent students" means the same as defined in WAC 392-121-133.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-253 ((1990-91)) EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—KINDERGARTEN THROUGH SIXTH GRADE ANNUAL AVERAGE FULL-TIME EQUIVALENT STUDENTS. As used in WAC 392-140-250 through 392-140-267 "kindergarten through sixth grade annual average full-time equivalent students" means annual average full-time equivalent students as defined in WAC 392-121-133 enrolled in grades kindergarten through six.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-254 ((1990-91)) EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—FORM SPI 1195. As used in WAC 392-140-250 through 392-140-267 "Form SPI 1195" means the form distributed by the superintendent of public instruction used by school districts and educational service districts to apply for early intervention and prevention moneys. The completed Form SPI 1195 includes:

(1) Assurances that the school district or educational service district will comply with the conditions and limitations of ((section 514(14), chapter 16, Laws of 1990 1st ex. sess)) the state Operating Appropriations Act and other applicable state statutes and regulations; and

(2) For educational service districts, a list of the school districts with which the educational service district has cooperative agreements for providing early intervention and prevention services.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-255 ((1990-91)) EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—FORM SPI 1102E. As used in WAC 392-140-250 through 392-140-267 "Form SPI 1102E" means the form titled "School District Special and Pilot Project Expenditure Report" on which school districts are to report allowable expenditures for ((1990-91)) early intervention and prevention services pursuant to instructions provided by the superintendent of public instruction.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-256 ((1990-91)) EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—FORM SPI 1100E. As used in WAC 392-140-250 through 392-140-267 "Form SPI 1100E" means the form titled "Educational Service District Project Expenditure Report" on which educational service districts are to report allowable expenditures for ((1990-91)) early intervention and

prevention services pursuant to instructions provided by the superintendent of public instruction.

AMENDATORY SECTION (Amending Order 91-06, filed 3/29/91, effective 4/29/91)

WAC 392-140-257 ((1990-91)) EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—ALLOWABLE EXPENDITURES FOR ((1990-91)) EARLY INTERVENTION AND PREVENTION SERVICES. As used in WAC 392-140-250 through 392-140-267 "allowable expenditures for ((1990-91)) early intervention and prevention services" means expenditures meeting the following requirements:

(1) Expenditures are for services provided during the ((1990-91)) school year which include but are not limited to services provided by school counselors, school psychologists, school nurses, school social workers, licensed mental health professionals, child psychiatrists, appropriate health care providers, and social service caseworkers or social workers on contract.

(2) Expenditures are for additional staff, to contract for staff or services, or to conduct training related to the district's early intervention and prevention program.

(3) Direct expenditures are accounted for as follows:

(a) School district expenditures are accounted for in the following program and activity combinations as defined in the Accounting Manual for Public School Districts in the State of Washington:

- (i) Program: 58 - Special and pilot programs
- (ii) Activity: 21 - Supervision-instruction
24 - Guidance and counseling
25 - Psych-speech-hearing
26 - Health services

(b) Educational service district expenditures are accounted for in the following program, activity, and object of expenditure combinations as defined in the Accounting Manual for Educational Service Districts in the State of Washington:

- (i) Program: 40 - Student counseling and testing
- (ii) Activity: 21 - Staff development
98 - General support
- (iii) Any object of expenditure but
1 - Credit transfer

(4) Reasonable indirect expenditures attributable to early intervention and prevention services can be charged to the program.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-258 ((1990-91)) EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—ELIGIBLE SCHOOL DISTRICT. As used in WAC 392-140-250 through 392-140-267 "eligible school district" means a school district which:

(1) Has budgeted one thousand or more annual average full-time equivalent students for the ((1990-91)) school year as reported to the superintendent of public instruction on Form F-195, School District Budget; and

(2) Has completed Form SPI 1195 prior to December 1((1990-91)) of the school year pursuant to instructions provided by the superintendent of public instruction.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-259 ((1990-91)) EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—ELIGIBLE ENROLLMENT SERVED BY THE EDUCATIONAL SERVICE DISTRICT. As used in WAC 392-140-250 through 392-140-267 "eligible enrollment served by the educational service district" means the total kindergarten through sixth grade annual average full-time equivalent students of the school districts identified on Form SPI 1195 and served by the educational service district's early intervention and prevention program under a cooperative agreement between each school district identified on Form SPI 1195 and the educational service district.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-265 ((1990-91)) EARLY INTERVENTION SERVICES ALLOCATION—APPORTIONMENT OF MONEYS TO SCHOOL DISTRICTS AND EDUCATIONAL SERVICE DISTRICTS. From moneys appropriated by the legislature for the early intervention and prevention program, the superintendent of public instruction shall apportion moneys as follows:

(1) Allocations shall be based on a uniform state-wide rate per annual average full-time equivalent student as determined by the superintendent of public instruction.

(2) The amount allocated to each eligible school district shall be based on the ((1990-91)) kindergarten through sixth grade annual average full-time equivalent students of the school district for the school year.

(3) The amount allocated to each educational service district shall be based on the eligible enrollment served by the educational service district.

(4) Payments shall be made in the manner prescribed in WAC 392-121-400 except that payments shall be at a rate of ten percent per month for the months of September ((1990)) through June ((1991)) of the school year.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-266 ((1990-91)) EARLY INTERVENTION SERVICES ALLOCATION—REPORTING REQUIREMENTS. Each eligible school district and educational service district receiving allocations pursuant to WAC 392-140-265 shall report to the superintendent of public instruction as follows:

(1) Form SPI 1195 shall be submitted prior to December 1((1990)) of the school year.

(2) Results of an evaluation of the effectiveness of the intervention services funded by WAC 392-140-250 through 392-140-267 shall be reported prior to ((June 30, 1991)) October 1 of the following school year.

(3) Expenditures of moneys allocated pursuant to WAC 392-140-250 through 392-140-267 shall be reported prior to November 1((1991)) of the following school year by school districts on Form SPI 1102E and by educational service districts on Form SPI 1100E.

(4) School districts and educational service districts shall be subject to reporting requirements for school districts specified in WAC 392-121-021.

AMENDATORY SECTION (Amending Order 36, filed 11/15/90, effective 12/16/90)

WAC 392-140-267 ((1990-91)) EARLY INTERVENTION SERVICES ALLOCATION—RECOVERY OF MONEYS. After November 1((1991)) of the following school year the superintendent of public instruction shall compare for each eligible school district and educational service district, the allocations for the school year made pursuant to WAC 392-140-265 and the expenditures reported for the school year pursuant to WAC 392-140-266(3). If moneys allocated exceed expenditures reported, the difference shall be recovered from the school district or educational service district.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 392-140-251 1990-91 EARLY INTERVENTION SERVICES ALLOCATION—DEFINITION—SCHOOL YEAR.

WSR 91-21-038

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 91-111—Filed October 11, 1991, 10:41 a.m.]

Date of Adoption: October 10, 1991.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:
Repealing WAC 220-36-02300H.

Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: Harvestable numbers of chinook and coho salmon are available for a commercial fishery.

Effective Date of Rule: Immediately.

October 10, 1991

Evan S. Jacoby
for Joseph R. Blum
Director

NEW SECTION

WAC 220-36-02300I GRAYS HARBOR SALMON — FALL FISHERY. Notwithstanding the provisions of WAC 220-36-023, effective 7:00 p.m., October 11, 1991, until further notice, it is unlawful to fish for salmon in Grays Harbor for commercial purposes or to possess salmon taken from those waters for commercial purposes, except that:

FISHING PERIOD

(1) Gill net gear may be used to fish for salmon in:

(a) SMCRA 2C from 6:00 AM October 14 to 6:00 PM October 18, 1991; and

(b) SMCRA 2A and 2D from 6:00 AM October 15 to 6:00 PM October 18, 1991.

GEAR

(2) Gill net gear shall be used as provided in WAC 220-36-015.

REPEALER

The following section of the Washington Administrative Code is repealed, effective 7:00 PM October 11, 1991:

WAC 220-36-02300H GRAYS HARBOR SALMON—FALL FISHERY. (91-110)

Reviser's note: The spelling error in the above repealer occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

WSR 91-21-039

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 91-112—Filed October 11, 1991, 10:44 a.m., effective October 13, 1991, 12:01 a.m.]

Date of Adoption: October 11, 1991.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:
Repealing WAC 220-47-714.

Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: The openings in Areas 6D, 7B, 8D and 9A provide opportunity to harvest the non-treaty share of Strait of Juan de Fuca, Nooksack-Samish, Stillaguamish-Snohomish and Hood Canal-hatchery origin coho salmon. The minor fishery opening in Areas 7 and 7A is consistent with the Pacific Salmon Treaty Chum Annex and recognizes the limited fleet size and immobile nature of reef net gear. All other Puget Sound areas are closed to prevent overharvest of local salmon stocks.

Effective Date of Rule: 12:01 a.m., October 13, 1991.

October 11, 1991

Evan S. Jacoby
for Joseph R. Blum
Director

NEW SECTION

WAC 220-47-715 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY. Notwithstanding the provisions of Chapter 220-47 WAC, effective 12:01 AM Sunday October 13th, 1991, until further notice, it is unlawful to take, fish for, or possess salmon or Atlantic salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following open periods and mesh and area restrictions:

*Area 6D – Gillnets using 5-inch minimum mesh and fishing with no more than 900 feet of net, and purse seines using the 5-inch strip, may fish continuously until 4:00 PM Friday October 25. The exclusion zone described in WAC 220-47-307 is in effect for this fishery.

*Areas 7 and 7A – Reef nets may fish from 5:00 AM to 9:00 PM daily, Monday through Friday, October 14, 15, 16, 17 and 18. All coho are required to be released unharmed.

*Area 7B – Gillnets using 5-inch minimum mesh, and purse seines, may fish continuously until 4:00 PM Friday October 25. The exclusion zones described in WAC 220-47-307 are in effect for this fishery.

*Area 8D – Purse seines using the 5-inch strip may fish from 9:00 AM to 5:00 PM Wednesday October 16. Gillnets using 5-inch minimum mesh may fish from 9:00 AM to 5:00 PM Thursday October 17.

*Area 9A – Gillnets using 5-inch minimum mesh and purse seines using the 5-inch strip may fish continuously from 5:00 AM Monday October 14 to 4:00 PM Friday October 18.

*Areas 4B, 5, 6, 6A, 6B, 6C, 7C, 7D, 7E, 8, 8A, 9, 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, all freshwater areas, and exclusion zones provided for in WAC 220-47-307 except as modified herein – Closed.

REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 AM Sunday October 13th, 1991:

WAC 220-47-714 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY (91-109)

WSR 91-21-040
PERMANENT RULES
STATE TOXICOLOGIST
 [Filed October 11, 1991, 10:48 a.m.]

Date of Adoption: October 9, 1991.

Purpose: Correction of internal cross references in chapter 448-13 WAC, Rules for breath alcohol testing.

Citation of Existing Rules Affected by this Order: Amending chapter 448-13 WAC.

Statutory Authority for Adoption: RCW 46.61.506.

Pursuant to notice filed as WSR 91-18-034 on August 29, 1991.

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

October 9, 1991

Barry K. Logan, Ph.D. DABFT
 State Toxicologist

AMENDATORY SECTION (Amending WSR 91-06-022, filed 2/26/91, effective 3/29/91)

WAC 448-13-020 APPROVAL OF BREATH TEST INSTRUMENTS. Pursuant to RCW 46.61.506, the BAC Verifier DataMaster is the only infrared breath test instrument approved by the state toxicologist as a device for the measurement of alcohol in a person's breath. A simulator filled with a certified simulator solution will be attached to each instrument to provide a known external standard as defined in WAC ((~~448-13-020(11)~~) 448-13-030(13)). The simulator used must be on the National Highway Traffic Safety Administration (NHTSA) conforming products list. Any agency, group, or individual seeking approval or certification from the state toxicologist for the use of other breath test instruments for evidential breath testing programs in the state of Washington should contact the state toxicologist at the address given in WAC 448-13-210.

AMENDATORY SECTION (Amending WSR 91-06-022, filed 2/26/91, effective 3/29/91)

WAC 448-13-040 ADMINISTRATION OF BREATH TEST ON THE BAC VERIFIER DATAMASTER. The following method for performing a breath test is approved by the state toxicologist pursuant to WAC ((~~448-13-120~~) 448-13-130) and includes the following safeguards to be observed by the operator prior to the test being performed. It must be determined that: (1) The person does not vomit or have anything to eat, drink, or smoke for at least fifteen minutes prior to administration of the test; and (2) the subject does not have any foreign substances, not to include dental work, fixed or removable, in his or her mouth at the beginning

of the fifteen minute observation period. Such determination shall be made by either an examination of the mouth or a denial by the person that he or she has any foreign substances in mouth. A test mouthpiece is not to be considered a foreign substance for purposes of this section. The temperature of the solution in the simulator prior to the start of the test must be thirty-four degrees centigrade plus or minus 0.2 degrees centigrade. During the test the person will be required to provide at least two valid breath samples. A refusal to provide a valid breath sample at any point during the test will constitute a refusal. The results of the test will be provided in the form of a printout on a breath test document. These results will indicate the grams of alcohol per two hundred ten liters of breath.

AMENDATORY SECTION (Amending WSR 91-06-022, filed 2/26/91, effective 3/29/91)

WAC 448-13-080 PREPARATION AND CERTIFICATION OF EXTERNAL STANDARD SIMULATOR SOLUTION. The external standard simulator solutions shall be prepared by the forensic toxicology staff in the state toxicology laboratory, using standard laboratory procedures, in such a manner that when used in a BAC Verifier DataMaster the external standard test performed as part of a person's breath test pursuant to WAC 448-13-050, will read between .090 and .110 inclusive, at the time of the test. The principle used for the preparation of the simulator solutions is that a 0.123g/100mL solution will give a vapor ethanol concentration at 34°C of 0.100g/210L. The protocol which shall be followed for the preparation and certification of the external standard simulator solution will be that protocol currently approved and authorized by the state toxicologist according to WAC ((~~448-13-120~~) 448-13-130) and conforming to WAC 448-14-010. Details of the currently approved and authorized protocols are available upon request from the office of the state toxicologist. Sworn statements from the analyst regarding the preparation, testing, and certification of the simulator solution are available under the provisions of CrRLJ 6.13.

AMENDATORY SECTION (Amending WSR 91-06-022, filed 2/26/91, effective 3/29/91)

WAC 448-13-170 TECHNICIANS. The state toxicologist shall certify as "technicians" such persons found by him to be competent and qualified to maintain the proper working order of the BAC Verifier DataMaster infrared breath testing instrument, through adjustment, repair, and regular service. Further, technicians are authorized by the state toxicologist to perform the procedures approved for periodic quality assurance of the BAC Verifier DataMaster infrared breath testing instruments as required pursuant to WAC ((~~448-13-090~~) 448-13-110). Details of persons so certified shall be maintained by the state toxicologist and available upon request.

If a technician fails or refuses to demonstrate to the state toxicologist or his representative, that he or she has

the ability to adequately perform his or her responsibilities as a technician, then the state toxicologist will suspend their permit.

WSR 91-21-041
PERMANENT RULES
DEPARTMENT OF AGRICULTURE
 [Filed October 11, 1991, 1:24 p.m.]

Date of Adoption: October 11, 1991.

Purpose: To prevent the introduction of peach yellows, little peach, red suture disease, peach rosette disease, peach mosaic virus disease, and peach rosette mosaic virus disease in the state of Washington.

Citation of Existing Rules Affected by this Order: Amending WAC 16-487-005 through 16-487-335.

Statutory Authority for Adoption: Chapter 17.24 RCW.

Pursuant to notice filed as WSR 91-15-097 on July 24, 1991.

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

October 11, 1991
 Michael V. Schwisow
 Deputy Director
 for C. Alan Pettibone
 Director

NEW SECTION

WAC 16-487-005 DEFINITIONS. (1) "Director" means the director of the Washington state department of agriculture or the director's authorized representative.

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

(3) "Mycoplasma-like organism" (MLO) means a submicroscopic infectious agent capable of producing disease symptoms in host plants. MLOs do not have the outer protein coat that characterizes viruses.

(4) "Symptomless carrier" means a plant which may be infected by or capable of hosting a disease agent but which does not show visible disease symptoms.

(5) "Growing ground" means any property within the area under quarantine on which nursery stock (cuttings, budsticks, scions, rootstocks, or finished trees) are produced for distribution or sale.

AMENDATORY SECTION (Amending Order 386, effective 3/30/43)

WAC 16-487-010 ((~~INFECTED TERRITORY~~)) DISPOSITION OF MATERIALS MOVED IN VIOLATION—PENALTIES. ((~~Whereas, it has been determined that dangerous diseases of peach trees, known as peach rosette, peach yellows, and little peach, not known to exist in the state of Washington, exists in and is prevalent over an indeterminable area in the states hereinafter described:~~

- Alabama _____ Mississippi
- Arkansas _____ New Jersey
- Connecticut _____ New York
- Delaware _____ North Carolina

- Dist. of Columbia _____ Ohio
- Florida _____ Oklahoma
- Georgia _____ Pennsylvania
- Illinois _____ Rhode Island
- Indiana _____ South Carolina
- Kentucky _____ Tennessee
- Maryland _____ Virginia
- Massachusetts _____ West Virginia
- Michigan) Regulated articles, shipped in violation of this chapter, will be denied entry into the state, returned to the point of origin or destroyed at the option and expense of the owner(s) or their responsible agent. In addition, any person violating the terms of the quarantines in this chapter shall be subject to the criminal and civil penalties provided in law.

NEW SECTION

WAC 16-487-015 NOTIFICATION REQUIREMENT. Persons shipping regulated articles into the state of Washington from areas under quarantine by the provisions of this chapter shall notify the department's plant protection branch of the nature and quantity of each shipment, its destination, its expected date of arrival, and the name of the intended receiver. Such notification shall be by mail or telefax prior to shipment.

NEW SECTION

WAC 16-487-017 EXEMPTION FOR EXPERIMENTAL USES. The provisions of this chapter shall not apply to plants or propagative parts of plants imported for experimental purposes by the United States Department of Agriculture or the Washington State University agricultural experiment stations: PROVIDED, That a permit to import has been issued by the director.

AMENDATORY SECTION (Amending Order 386, effective 3/30/43)

WAC 16-487-020 ((~~ESTABLISHING QUARANTINE CARRIERS OF DISEASE~~)) PEACH YELLOWS, LITTLE PEACH, AND RED SUTURE DISEASES—ESTABLISHING QUARANTINE. ((~~+~~)) Whereas, the introduction of these diseases into the state of Washington would entail great loss to the horticultural interests of this state, and

(2) Whereas, the most rigid examinations cannot determine the presence of these diseases in all cases upon nursery stock;

(3) Now, therefore, I, Arthur E. Cox, director of agriculture of the state of Washington, under authority vested in me by RCW 17.24.030, in order to prevent the introduction of said peach yellows, and/or peach rosette, and/or little peach, diseases into the state of Washington, do hereby proclaim and establish a quarantine prohibiting the shipment or movement into Washington of all trees, cuttings, grafts, scions or buds of all species and varieties including the flowering forms of peach, nectarine, apricot, almond, and plum, or any trees budded or grafted on peach stock or peach roots grown in or imported, shipped or brought from the said infected territory, and no such possible carriers of these

~~diseases as quarantined against in this order shall be permitted entry into the state of Washington:))~~ The director has determined that peach yellows, little peach, and red suture diseases do not exist in the state of Washington and that the introduction of these diseases into the state would cause economic loss to the horticultural industries within the state. To prevent this loss, a quarantine is hereby established against these mycoplasma-like organisms, their host plants, and possible carriers.

NEW SECTION

WAC 16-487-023 PEACH YELLOWS, LITTLE PEACH, AND RED SUTURE DISEASE QUARANTINE—REGULATED ARTICLES. The following articles are regulated under the terms of the peach yellows, little peach, and red suture disease quarantine:

(1) The pathogens which cause peach yellows, little peach, and red suture diseases on peach. The pathogen is an MLO. All three diseases are considered to be caused by the same pathogen.

(2) Trees and all parts capable of propagation including cuttings, budsticks, scions, and rootstocks, except seeds (fruit pits) of all species of the genus *Prunus* are declared hosts and possible carriers, except those listed in WAC 16-487-025.

NEW SECTION

WAC 16-487-025 PEACH YELLOWS, LITTLE PEACH, AND RED SUTURE DISEASE QUARANTINE—SPECIES NOT REGULATED. The following species have been determined not to be hosts of peach yellows, little peach, and red suture diseases and are not regulated under this quarantine:

mazzard cherry, sweet cherry (*Prunus avium*)
 sand cherry, western sand cherry (*Prunus besseyi*)
 sour cherry (*Prunus cerasus*)
 American cherry laurel, Carolina cherry laurel (*Prunus caroliniana*)
 hollyleaf cherry, California cherry (*Prunus ilicifolia*)
 cherry laurel, English laurel (*Prunus laurocerasus*)
 Portugal laurel (*Prunus lusitanica*)
 Catalina cherry (*Prunus lyonii*)

AMENDATORY SECTION (Amending Order 386, effective 3/30/43)

WAC 16-487-030 ~~((NONINFECTED AREAS))~~ PEACH YELLOWS, LITTLE PEACH, AND RED SUTURE DISEASE QUARANTINE—QUARANTINE AREA. ~~((Nursery trees, cuttings, grafts, scions or buds of all species and varieties, including the flowering forms of peach, nectarine, apricot, almond and plum or any trees budded or grafted on peach stock or peach roots grown in noninfected areas will be admitted into the state of Washington provided the following provisions are complied with:~~

~~(1) That none of the products mentioned in the above paragraph will be admitted into the state of Washington unless each shipment is accompanied by a statement~~

~~signed by an official of the department of agriculture of the state from where such shipment is made, stating where such trees were grown and where the trees, cuttings, grafts, scions or buds, peach stock, or peach roots were obtained:~~

~~(2) All shipments of nursery stock shall be plainly marked with the contents on the outside of the package or container:))~~ The entire states of Alabama, Connecticut, Delaware, Florida, Illinois, Indiana, Kentucky, Maryland, Massachusetts, Michigan, New Jersey, New York, North Carolina, Ohio, Rhode Island, South Carolina, Tennessee, Virginia, West Virginia, and the District of Columbia are declared to be quarantined areas for peach yellows, little peach, and red suture diseases.

AMENDATORY SECTION (Amending Order 386, effective 3/30/43)

WAC 16-487-040 ~~((CARRIER AGENTS MUST HOLD SHIPMENTS))~~ PEACH YELLOWS, LITTLE PEACH, AND RED SUTURE DISEASE QUARANTINE—ABSOLUTE QUARANTINE FOR SYMPTOMLESS CARRIERS. ~~((All products admissible under the foregoing provisions must be held by common carrier agent and not delivered to consignee or agent until inspected and passed by the director of agriculture, his deputy or deputies:))~~ The following species of plum trees and all parts capable of propagation (including their use as understock for other species) are symptomless carriers of peach yellows, little peach, and red suture diseases and are prohibited entry into Washington state:

American plum (*Prunus americana*)
myrobalan plum, cherry plum, "Antropurpurea," purple leaf plum (*Prunus cerasifera*)
European plum, prune (*Prunus domestica*)
hortulan plum (*Prunus hortulana*)
wild goose plum (*Prunus munsoniana*)
Japanese plum (*Prunus salicina*)
hybrids of any of the above and wild native species of plum.

AMENDATORY SECTION (Amending Order 386, effective 3/30/43)

WAC 16-487-050 ~~((DISPOSITION OF PRODUCTS SHIPPED IN VIOLATION OF QUARANTINE))~~ PEACH YELLOWS, LITTLE PEACH, AND RED SUTURE DISEASE QUARANTINE—CONDITIONS FOR MOVEMENT OF REGULATED ARTICLES. ~~((1) All trees, cuttings, grafts, scions, or buds of all species and varieties, including flowering forms of peach, nectarine, apricot, almond and plum, or any trees budded or grafted on peach stock or peach roots grown in or imported, shipped, or brought from said quarantine area, arriving in the state of Washington in violation of the provisions of this quarantine, shall be refused admittance into Washington and shall be immediately sent out of the state or destroyed at the option and expense of the owner or owners, his or their responsible agents:~~

~~(2) All horticultural inspectors of the department of agriculture are hereby empowered and instructed to carry out the provisions of this quarantine.~~

~~(3) The foregoing does not apply to the experiments of the United States Department of Agriculture and the state experiment stations in the state of Washington, providing a permit to import is issued by the director of agriculture:)) Plants and propagative plant parts of the restricted Prunus species, other than symptomless carriers listed in WAC 16-487-040 or stock budded onto those symptomless carriers, shall be permitted entry into the state provided that all the following requirements have been met:~~

~~(1) Each species and variety is properly labeled as to scientific name and state of origin.~~

~~(2) Each lot or shipment is accompanied by a certificate issued by the department of agriculture or state university certification program of the state of origin, verifying that these plants or plant parts have been certified in accordance with the regulations of a certification program which includes inspection and indexing on suitable indicator hosts and/or by other official, recognized methods for peach yellows, little peach or red suture disease and certifying that the plants or plant parts meet official certification standards of the shipping state for freedom from peach yellows, little peach or red suture disease.~~

~~(3) Peach yellows, little peach, and red suture disease symptoms have not been found during the period when stock was growing or budwood taken either on or within one mile of the growing grounds.~~

~~(4) No symptomless plum species or other species on symptomless plum understock existed on the growing grounds during the production of the nursery stock.~~

AMENDATORY SECTION (Amending Order 386, effective 3/30/43)

WAC 16-487-060 ((VIOLATIONS)) PEACH YELLOWS, LITTLE PEACH, AND RED SUTURE DISEASE QUARANTINE—RESHIPMENT PERMITTED UNDER CERTIFICATE. ((Any violation of these orders shall be dealt with according to law.)) Certificates may be issued for reshipment of dormant host trees and propagative parts which have been produced outside the areas under quarantine for peach yellows, little peach, and red suture diseases established in WAC 16-487-030 and which have remained dormant while within the area under quarantine. Certificates shall state the name of the state where the material was produced and state that the material remained dormant while within the quarantine area.

NEW SECTION

WAC 16-487-100 PEACH ROSETTE DISEASE QUARANTINE—ESTABLISHING QUARANTINE. The director has determined that peach rosette disease is not present in the state of Washington and that the introduction of this disease would cause economic loss to the horticultural industries in the state. To prevent this

loss, a quarantine is hereby established against the mycoplasma-like organism, its host plants, and possible carriers.

NEW SECTION

WAC 16-487-110 PEACH ROSETTE DISEASE QUARANTINE—REGULATED ARTICLES. The following articles are regulated under the terms of the peach rosette disease quarantine:

(1) The pathogen which causes peach rosette disease. The pathogen is a mycoplasma-like organism.

(2) Trees and all parts capable of propagation including cuttings, budsticks, scions, and rootstocks, except seed (fruit pits) of all species of the genus Prunus are declared possible hosts and carriers of peach rosette disease except those listed in WAC 16-487-120.

NEW SECTION

WAC 16-487-120 PEACH ROSETTE DISEASE QUARANTINE—SPECIES NOT REGULATED. The following species have been determined not to be carriers of peach rosette disease and are not regulated under the terms of the peach rosette disease quarantine:

American cherry laurel, Carolina cherry laurel (*Prunus caroliniana*)

holly leaf cherry, California cherry (*Prunus ilicifolia*)

cherry laurel, English laurel (*Prunus laurocerasus*)

Portugal laurel (*Prunus lusitanica*)

Catalina cherry (*Prunus lyonii*)

NEW SECTION

WAC 16-487-130 PEACH ROSETTE DISEASE QUARANTINE—QUARANTINE AREA. The entire states of Alabama, Arkansas, Florida, Georgia, Mississippi, Oklahoma, South Carolina, Tennessee, and West Virginia are declared to be quarantined areas for peach rosette disease.

NEW SECTION

WAC 16-487-140 PEACH ROSETTE DISEASE QUARANTINE—ABSOLUTE QUARANTINE FOR SYMPTOMLESS CARRIERS. The following species of plum trees and all parts capable of propagation (including their use as understock for other species), except seed, are symptomless carriers of peach rosette disease and are prohibited entry into Washington state:

the "Wilson" cultivar of apricot (*Prunus armeniaca*)

Mariana plums (*Prunus cerasifera* x *P. Munsoniiana*)

any tree grafted on Mariana plum understock

NEW SECTION

WAC 16-487-150 PEACH ROSETTE DISEASE QUARANTINE—CONDITIONS FOR MOVEMENT OF REGULATED ARTICLES. Plants and all parts capable of propagation of the restricted Prunus species, other than symptomless carriers listed in WAC 16-487-140 or stock budded onto those symptomless carriers, shall be permitted entry into the state provided that all the following requirements have been met:

(1) Each species and variety is properly labeled as to scientific name and state of origin.

(2) Each lot or shipment is accompanied by a certificate issued by the department of agriculture or state university certification program of the state of origin, verifying that these plants or plant parts have been certified in accordance with the regulations of a certification program which includes inspection and indexing on suitable indicator hosts and/or by other official, recognized methods for peach rosette disease and certifying that the plants or plant parts meet official certification standards of the shipping state for freedom from peach rosette disease.

(3) Peach rosette disease symptoms have not been found during the period when stock was growing or budwood taken either on or within one mile of the growing grounds.

(4) No symptomless plum species or other species on symptomless plum understock listed in WAC 16-487-140 existed on the growing grounds during the production of the nursery stock.

NEW SECTION

WAC 16-487-160 PEACH ROSETTE DISEASE QUARANTINE—RESHIPMENT PERMITTED UNDER CERTIFICATION. Certificates may be issued for reshipment of dormant host trees and propagative parts which have been produced outside the areas under quarantine for peach rosette disease established in WAC 16-487-130 and which have remained dormant while within the area under quarantine. Certificates shall state the name of the state where the material was produced and state that the material remained dormant while within the quarantine area.

NEW SECTION

WAC 16-487-200 PEACH MOSAIC VIRUS—ESTABLISHING QUARANTINE. The director has determined that peach mosaic virus is not present in the state of Washington and that the introduction of this disease would cause economic loss to the horticultural industries in the state. To prevent this loss, a quarantine is hereby established against the virus, its host plants, and possible carriers.

NEW SECTION

WAC 16-487-210 PEACH MOSAIC VIRUS QUARANTINE—REGULATED ARTICLES. The following articles are regulated under the terms of the peach mosaic virus quarantine:

(1) Peach mosaic virus and any virus capable of causing symptoms identical with those of peach mosaic virus.

(2) All trees and parts of trees capable of propagation including cuttings, budsticks, scions, and rootstock, except seeds (fruit pits), of all species, varieties, and hybrids of almond, apricot, peach, plum, prune, and nectarine and Manchu cherry (*Prunus tomentosa*) and western sand cherry (*Prunus besseyi*).

NEW SECTION

WAC 16-487-220 PEACH MOSAIC VIRUS QUARANTINE—REGULATED AREA. The following are declared to be areas under quarantine for peach mosaic virus:

(1) The entire states of Arizona and New Mexico.

(2) In Colorado, the counties of Delta, Garfield, Mesa, Montezuma, and Montrose.

(3) In Oklahoma, the counties of Alfalfa, Bryan, Johnson, and Woods.

(4) In Texas, the counties of Brown, Callahan, Camp, Cherokee, Comanche, Dallas, Eastland, El Paso, Erath, Fisher, Floyd, Freestone, Hale, Harrison, Hudspeth, Jones, Limestone, Palo Pinto, Runnels, San Saba, Smith, Tarrant, Taylor, Upshur, and Young.

(5) In California, the counties of Los Angeles, Riverside, San Bernardino, and San Diego.

NEW SECTION

WAC 16-487-230 PEACH MOSAIC VIRUS QUARANTINE—REQUIREMENTS. All articles and commodities listed in WAC 16-487-210 from areas under quarantine, as listed in WAC 16-487-220, are prohibited entry into Washington state.

NEW SECTION

WAC 16-487-240 PEACH MOSAIC VIRUS QUARANTINE—SPECIAL PERMITS. The director may issue special permits allowing entry of articles or commodities otherwise prohibited in WAC 16-487-210. The permit shall state all mandatory provisions or conditions under which entry is allowed.

NEW SECTION

WAC 16-487-250 PEACH MOSAIC VIRUS—RESHIPMENT PERMITTED UNDER CERTIFICATE. Certificates may be issued for reshipment of dormant host trees and propagative parts which have been produced outside the areas under quarantine for peach mosaic virus as established in WAC 16-487-220 and which have remained dormant while within the area under quarantine. Certificates shall state the name of the state where the material was produced and state that the material remained dormant while within the quarantine area.

NEW SECTION

WAC 16-487-300 PEACH ROSETTE MOSAIC VIRUS—ESTABLISHING QUARANTINE. The director has determined that peach rosette mosaic virus is not present in the state of Washington and that the introduction of the disease would cause economic loss to the horticultural industries in the state. To prevent this loss, a quarantine is hereby established against the virus (pest), its host plants, and possible carriers.

NEW SECTION

WAC 16-487-310 PEACH ROSETTE MOSAIC VIRUS QUARANTINE—REGULATED ARTICLES.

The following articles are regulated under the terms of the peach rosette mosaic virus disease quarantine:

(1) Peach rosette mosaic virus (PRMV).

(2) All plants and parts of plants capable of propagation including cuttings, budsticks, scions, and rootstock, except seeds, of peach trees and blueberry plants.

NEW SECTION

WAC 16-487-320 PEACH ROSETTE MOSAIC VIRUS QUARANTINE—REGULATED AREA. The counties of Berrien, Kalamazoo, and Van Buren in the state of Michigan are declared to be areas under quarantine for peach rosette mosaic virus disease.

NEW SECTION

WAC 16-487-330 PEACH ROSETTE MOSAIC VIRUS QUARANTINE—REQUIREMENTS. All articles and commodities listed in WAC 16-487-310 from areas under quarantine, as listed in WAC 16-487-320, are prohibited entry into Washington state.

NEW SECTION

WAC 16-487-335 PEACH ROSETTE MOSAIC VIRUS QUARANTINE—SPECIAL PERMITS. The director may issue special permits allowing entry of articles or commodities otherwise prohibited in WAC 16-487-310. The permit shall state all mandatory provisions or conditions under which entry is allowed.

WSR 91-21-042

PERMANENT RULES

DEPARTMENT OF AGRICULTURE

[Filed October 11, 1991, 1:27 p.m.]

Date of Adoption: October 11, 1991.

Purpose: To prevent introduction of grape phylloxera and grape virus in the state of Washington.

Citation of Existing Rules Affected by this Order: Amending WAC 16-481-010 through 16-481-075 and 16-483-001 through 16-483-070.

Statutory Authority for Adoption: Chapters 15.13 and 17.24 RCW.

Pursuant to notice filed as WSR 91-15-098 on July 24, 1991.

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

October 11, 1991

Michael V. Schwisow

Deputy Director

for C. Alan Pettibone

Director

AMENDATORY SECTION (Amending Order 384, effective 3/30/43)

~~WAC 16-481-010 ((REGULATED TERRITORY—CARRIERS OF PEST)) ESTABLISHING QUARANTINE. ((Whereas, the fact has been determined by the director of agriculture of the state of Washington that an injurious insect pest of the grape,~~

~~the grape phylloxera (Phylloxera vastatrix), not prevalent in the state of Washington, exists in and is widely distributed in the United States hereinafter known as infested territory and all grape vines and cuttings are liable to be carriers of said pest.)) Grape phylloxera (Daktulosphaira vitifoliae (Fitch)) is an insect pest injurious to grape plants that can cause severe reductions in grape yield and ultimately the death of the grape plant. This pest is widely distributed throughout the United States and the world. Introductions of the pest into the state of Washington through infested grape plants, rootstock, and plant cuttings or on contaminated grape cultivation or harvesting equipment could have a severe economic impact on the Washington grape industry. To prevent this the director, under the authority provided in chapters 17.24 and 15.13 RCW, has established a quarantine to prevent the introduction of this pest into the state.~~

NEW SECTION

WAC 16-481-015 DEFINITIONS. (1) "Pest" means the insect of the order Homoptera and family Phylloxeridae, grape phylloxera (Daktulosphaira vitifoliae (Fitch)).

(2) "Infested area" means all states and territories of the United States and all areas outside the United States.

(3) "Area known to be free of grape phylloxera" means a specific property of a person or firm or a specific nursery stock growing ground surveyed by the department of agriculture of the shipping state.

(4) "Department" means the Washington state department of agriculture.

(5) "Director" means the director of the Washington state department of agriculture or the director's authorized representative.

(6) "Hardwood cutting" means a cutting from a grape plant taken during the period of dormancy and not including portions of the trunk of the plant produced during previous growing seasons.

(7) "Softwood cutting" means any cutting taken when the grape plant is not fully dormant.

(8) "Susceptible varieties" means grape plants that may serve as host to grape phylloxera and which show symptoms of decline when infested.

(9) "Nonsusceptible varieties" means grape plants that may serve as host to grape phylloxera but which do not show symptoms of decline when infested. Nonsusceptible varieties include concord varieties and vinifera varieties on resistant rootstock.

AMENDATORY SECTION (Amending Order 384, effective 3/30/43)

~~WAC 16-481-020 ((ESTABLISHING QUARANTINE—PROMULGATION)) QUARANTINE AREA. ((Now, therefore, I, Arthur E. Cox, director of agriculture of the state of Washington, by virtue of authority vested in me by RCW 17.24.030, consider it necessary in order to prevent the introduction and spread of the grape phylloxera (Phylloxera vastatrix) into and within the state of Washington, do hereby establish a~~

~~quarantine at the boundaries of the state of Washington, hereinafter setting forth the name of the pest against which the quarantine is established, the infested area, the products regulated, specifying conditions governing shipments and issuance of certificates under which said products may be shipped, and indicating the areas quarantined:))~~ There is established under this chapter, an external quarantine area for grape phylloxera including all states and territories of the United States and all territories outside the United States.

NEW SECTION

WAC 16-481-025 REGULATED PRODUCTS. Products regulated under the grape phylloxera quarantine include:

(1) All grape plants, rootstock, and softwood cuttings, rooted or not. Hardwood cuttings meeting the definition in WAC 16-481-016(6) and dried grape vines used for ornamental purposes are exempt from the requirements in this chapter.

(2) All equipment that has been used for cultivation or harvesting of grapes in a quarantine area.

AMENDATORY SECTION (Amending Order 384, effective 3/30/43)

WAC 16-481-030 (~~DEFINITIONS~~) CONDITIONS GOVERNING SHIPMENTS—EXTERNAL. ~~((1) "Pest": Grape phylloxera (Phylloxera vastatrix) a pest of the grape.~~

~~(2) "Infested area": All states and territories of the United States:))~~ (1) Each shipment of grape plants, grape rootstock and/or softwood cuttings from an infested area must be accompanied by a certificate signed by a duly authorized inspector of the department of agriculture of the state of origin of the shipment, or by a duly authorized inspector of the United States Department of Agriculture, Animal and Plant Health Inspection Service, stating that:

(a) The grape plants, rootstock and/or softwood cuttings were grown in and shipped from an area known to be free from grape phylloxera; or

(b) The grape plants, rootstock or softwood cuttings were grown under an approved sterile media system; or

(c) For small shipments (five hundred articles or less), softwood cuttings were carefully inspected by an authorized inspector and were found to be free from grape phylloxera; or

(d) The grape plants, rootstock, and/or softwood cuttings were subject to one of the two treatments outlined in subsection (2) of this section or such additional methods as may be determined to be effective and are approved in writing by the director and were stored in a manner after treatment that would prevent reinfestation.

(2) Acceptable treatments shall include:

(a) Hot water treatment. Dormant, rooted grape plants or rootstock shall be washed to remove all soil or other propagative media. Dormant rooted plants or rootstock shall be immersed in a hot water bath for a period of not less than three minutes nor more than five minutes at a temperature of not less than 125 degrees F.

(52 degrees C.) nor more than 130 degrees F. (55 degrees C.) at any time during immersion; or

(b) Methyl bromide fumigation. Grape plants, rootstock or softwood cuttings may be treated by methyl bromide fumigation. Fumigation shall be in an approved gastight fumigation chamber, equipped with a heating unit, fan for dispersal of gas and clearing the chamber of gas after fumigation, and interior thermometer readable from the outside. Fumigation shall be with a dosage of two pounds (0.908 kg.) of methyl bromide per one thousand cubic feet (twenty-eight cubic meters) for a period of three hours at a temperature of between 65 degrees F. (18.3 degrees C.) and 70 degrees F. (21.1 degrees C.). The fan shall be operated for a period of ten minutes after the injection of the gas.

(3) All shipments of grape plants, rootstock and/or softwood cuttings from an infested area shall be plainly marked with the contents on the outside of the package or container as "grape plants," "grape rootstock," or "grape cuttings."

(4) Notification requirements of WAC 16-481-060 are met.

AMENDATORY SECTION (Amending Order 384, effective 3/30/43)

WAC 16-481-050 (~~CONDITIONS GOVERNING SHIPMENTS~~) EQUIPMENT CLEANING REQUIREMENTS. ~~((1) Each shipment of grape vines and/or cuttings must be accompanied by a certificate signed by a duly authorized inspector of the department of agriculture at the point of origin, or by a duly authorized inspector of the United States Bureau of Entomology and Plant Quarantine, stating that said grape vines and/or cuttings were grown and shipped from an area known to be free from the grape phylloxera or that the grape vines or cuttings were given one of the treatments outlined in subsections (2), (3), and (4) below and were stored in a manner after the treatment that would prevent reinfestation.~~

(2) Hot water treatment. Grape vines and/or cuttings shall be immersed in a hot water bath for a period of not less than three minutes nor more than five minutes at a temperature not less than 125°F. nor more than 130°F. at any time during the immersion;

(3) Oil and nicotine dip. Entire vine washed free from dirt, submerged in oil and nicotine dip for period not less than five minutes, formula of solution as follows: 1-1/2 Gal. medium summer oil of viscosity from 72-80; unsulphonated residue test of 90 or above, 1 pint blackleaf 40; 1 pint sulphated alcohol liquid spreader, and 100 gallons of water. Dip to be renewed after dipping no more than five lots of vines and at least once in each 24 hours. Solution must be completely agitated immediately prior to each dipping.

(4) Methyl bromide fumigation. Fumigation in an air-tight chamber with 2 pounds of methyl bromide per 1000 cu. ft. for 3 hours at a temperature of 65 to 70°F. All shipments of nursery stock shall be plainly marked with the contents on the outside of the package or container:)) (1) All equipment used for cultivation or harvesting of grapes in grape phylloxera quarantine areas outside the state or infested properties within the state

must be thoroughly washed or steam cleaned to remove all soil and plant material prior to entry into the state of Washington. Such equipment shall be subject to inspection by authorized inspectors of the department of agriculture.

(2) Any equipment found to be in violation of the sanitation requirement shall be subject to detention by the department until such equipment is thoroughly cleaned at the expense of the owner or shipper or provision made to transport the equipment directly out of the state.

AMENDATORY SECTION (Amending Order 384, effective 3/30/43)

WAC 16-481-060 (~~CARRIER AGENTS MUST HOLD SHIPMENTS~~) NOTIFICATION REQUIREMENTS. (~~All products admissible under the provisions of this quarantine must be held by common carrier agent and not delivered to consignee or agent until inspected and passed by the director of agriculture, his deputy or deputies.~~) The plant services division of the department of agriculture shall be notified by United States mail or telefax prior to the shipment of grape plants and/or cuttings under the grape phylloxera quarantine into this state from an infested area. Such notice shall include, but not be limited to, the approximate number of the grape plants, rootstock and/or softwood cuttings; the shipper; the consignee; the method of treatment used, if applicable; and the approximate date of delivery.

AMENDATORY SECTION (Amending Order 384, effective 3/30/43)

WAC 16-481-070 DISPOSITION OF PRODUCTS SHIPPED IN VIOLATION OF THIS QUARANTINE—VIOLATIONS. (~~((+))~~) Any shipment of grape ((vines and/or cuttings coming into)) plants, rootstock, and/or softwood shipped into or entering the state of Washington from an infested area and not accompanied by the required certificate and/or not complying with the notice requirement in WAC 16-481-060 shall be returned to point of origin, or destroyed at the option and expense of the owner or owners, ((his)) or their responsible agent or agents.

~~((2)) All horticultural inspectors of the department of agriculture are hereby empowered and instructed to carry out the provisions of this quarantine.~~

~~(3) Any violations of these orders will be dealt with according to law.~~)

NEW SECTION

WAC 16-481-075 VIOLATIONS—PENALTIES. Any person who violates the terms of the grape phylloxera quarantine may be subject to a criminal or civil penalty, as determined by the director, in an amount not more than five thousand dollars for each violation. Every person who, through an act of commission or omission, procures, aids or abets in the violation, shall be considered to have violated this chapter and may be subject to criminal or civil penalty.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 16-481-040 REGULATED PRODUCTS.

AMENDATORY SECTION (Amending Order 1146, filed 3/16/70, effective 5/1/70)

WAC 16-483-001 ((PROMULGATION)) GRAPE VIRUS QUARANTINE—ESTABLISHING QUARANTINE. (~~((1))~~ Whereas, the introduction of dangerous virus diseases of grape, such as FANLEAF and LEAFROLL, into the state of Washington would entail great losses to the horticultural interest of the state; and

~~(2) Whereas, the most rigid examinations cannot determine the presence of these virus diseases on dormant grape plants or parts of plants.~~

~~(3) Now, therefore, I, Donald W. Moos, director of the department of agriculture of the state of Washington, by virtue of the authority vested in me by chapter 17.24 RCW relating to insect pests and plant diseases, after public hearing held in Sunnyside, Washington, on March 4, 1970, pursuant to chapters 34.04 and 42.32 RCW, do hereby proclaim and establish the quarantine to become effective May 1, 1970, setting forth the rules for the importation of grape plants:))~~ The production of wine grapes, table grapes, and grape plant nursery stock are important industries in the state of Washington. The director has determined that these industries are threatened by the introduction of the virus diseases known as leafroll, fanleaf, corky bark, and stem pitting that are not established in the state of Washington. The presence of these virus diseases cannot be determined by the most rigorous visual examination of dormant grape plants or propagative parts of grape plants. Introductions of these virus diseases would entail great economic loss to the horticultural industries of the state. To prevent this harm, the director, under the authority provided in chapter 17.24 RCW, has established a quarantine setting forth rules for the importation of grape planting stock into the state of Washington.

NEW SECTION

WAC 16-483-005 GRAPE VIRUS QUARANTINE—DEFINITIONS. (1) "Department" means the Washington state department of agriculture.

(2) "Director" means the director of the Washington state department of agriculture or the director's authorized representative.

(3) "Grape plants and propagative parts" means live plants, hardwood cuttings, softwood cuttings, rootstocks, and any other parts of the grape plant (vitis species), except fruit, capable of propagation.

(4) "Official certificate" means a document issued by an official inspection agency including but not limited to phytosanitary certificates, inspection certificates, or other letters, tags, stamps, or similar documents certifying plant quality or condition.

AMENDATORY SECTION (Amending Order 1146, filed 3/16/70, effective 5/1/70)

WAC 16-483-010 GRAPE VIRUS QUARANTINE—QUARANTINE AREA. ~~((And))~~ Areas under quarantine for grape virus include all states and territories of the United States outside of the territorial borders of the state of Washington.

AMENDATORY SECTION (Amending Order 1146, filed 3/16/70, effective 5/1/70)

WAC 16-483-020 ~~((COMMODITIES—COVERED))~~ GRAPE VIRUS QUARANTINE—REGULATED ARTICLES. ~~((Plants and all parts thereof (except fruits) of grape (vitis species):))~~ All plants and plant parts capable of propagation (except fruit) of grapes are regulated under the terms of the grape virus quarantine.

AMENDATORY SECTION (Amending Order 1146, filed 3/16/70, effective 5/1/70)

WAC 16-483-030 GRAPE VIRUS QUARANTINE—REGULATIONS. Grape plants and ~~((and))~~ propagative parts ~~((thereof of grapes))~~ will be admitted into the state of Washington provided the following provisions are complied with~~((:))~~:

(1) ~~((That))~~ The grape plants or propagative parts ~~((thereof))~~ have been certified in accordance with the regulations of an official state agency, which certification program includes inspection and testing by indexing on suitable indicator hosts for ~~((PANLEAF and LEAFROLL))~~ fanleaf, leafroll, stem pitting, and corky bark virus diseases~~((; provided that and))~~. All shipments of such grape cuttings shall be accompanied by a certificate issued by ~~((said official state))~~ an agency of the state of origin certifying that ~~((said))~~ the grape plants or cuttings were produced under official certification regulations and meet official certification standards as to freedom from ~~((PANLEAF and LEAFROLL))~~ fanleaf, leafroll, stem pitting, and corky bark virus diseases.

(2) All shipments of grape nursery stock shall be plainly marked with the contents on the outside of the package or container.

(3) ~~((All products admissible under the foregoing provisions must be held by common carrier agent and not delivered to consignee or agent until inspected and passed by the director of agriculture, his deputy or deputies:))~~ Persons shipping or transporting regulated articles, identified in WAC 16-483-020, into this state from areas under quarantine shall notify the department's plant protection branch by United States mail or telefax prior to shipment of the nature and the quantity of each shipment, the expected date of arrival at destination, the name of the intended receiver and the destination. The person to whom the articles are shipped shall hold the same until they are inspected and/or released by the department.

AMENDATORY SECTION (Amending Order 1146, filed 3/16/70, effective 5/1/70)

WAC 16-483-040 GRAPE VIRUS QUARANTINE—DISPOSITION OF MATERIAL SHIPPED IN VIOLATION ~~((OF THIS QUARANTINE))~~. All grape plants or parts thereof arriving in the state of Washington in violation of the provisions of ~~((this))~~ the grape virus quarantine, shall be refused admittance into the state of Washington ~~((and))~~, or shall be immediately sent out of the state or destroyed at the option and expense of the owner or owners, ~~((his))~~ or their responsible agents.

AMENDATORY SECTION (Amending Order 1146, filed 3/16/70, effective 5/1/70)

WAC 16-483-050 GRAPE VIRUS QUARANTINE—EXEMPTION. The ~~((foregoing does not apply to the experiments of))~~ restrictions on the movement of regulated articles set forth in this chapter shall not apply to grape plants or propagative parts imported for experimental or trial purposes by the United States Department of Agriculture and the state experiment stations in the state of Washington~~((; providing))~~: PROVIDED, That a permit to import is issued by the director of agriculture.

AMENDATORY SECTION (Amending Order 1146, filed 3/16/70, effective 5/1/70)

WAC 16-483-060 GRAPE VIRUS QUARANTINE—VIOLATION AND PENALTY. All violations of ~~((this order))~~ the grape virus quarantine shall be ~~((dealt with according to the provisions of RCW 17.24-100))~~ punishable by the criminal and/or civil penalties provided by law.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 16-483-070 EFFECTIVE DATE.

WSR 91-21-043
PERMANENT RULES
DEPARTMENT OF AGRICULTURE
[Filed October 11, 1991, 1:30 p.m.]

Date of Adoption: October 11, 1991.

Purpose: To increase fees to meet the increased cost of operation of the seed branch, and to adopt new billing policies and procedures.

Citation of Existing Rules Affected by this Order: Amending WAC 16-304-039 through 16-304-050.

Statutory Authority for Adoption: Chapter 15.49 RCW.

Pursuant to notice filed as WSR 91-15-099 on July 24, 1991.

Changes Other than Editing from Proposed to Adopted Version: The fee in WAC 16-304-040 (2)(j) is changed from \$16.00 to \$20.00. The change will make

this particular fee consistent with the other hourly fees in the rule.

On July 24, 1991, proposed amendments to chapter 16-304 WAC, regarding rules relating to schedule of charges, were filed, WSR 91-15-099. The purpose of the proposal was to increase fees to meet the increased cost of operation of the plant services division seed branch. The adopted rule varies slightly from the proposed version in WAC 16-304-040 (2)(j). The proposed version listed the charge for "Analysis of partially cleaned, uncleaned or field run seed with excessive inert, other crop or weed seeds" as \$16.00 per hour. The adopted version raises this charge to \$20.00 per hour. The intent of the change is to increase this particular fee along with the other fee increases originally proposed to help meet increased operating costs. The \$20.00 per hour rate will make this particular fee consistent with the other hourly fees in the rule.

Effective Date of Rule: Thirty-one days after filing.
 October 11, 1991
 Michael V. Schwisow
 Deputy Director
 for C. Alan Pettibone
 Director

due and payable upon billing by the department. For the convenience of established accounts and in accord with good business practices, the department provides a monthly billing service. Accounts not paid in full within thirty days of billing shall be considered delinquent.

(2) On all debts due and payable after July 28, 1991, all delinquent accounts shall be assessed a late charge equal to one percent per month, or portion of a month, on the unpaid balance.

(3) Except for established accounts where there is a reasonable expectation of additional charges during a calendar month, the minimum billable amount through the monthly billing system shall be twenty dollars. All billable services of less than twenty dollars shall be due and payable on the date that service is rendered.

(4) No person with an account ninety days or more in arrears shall receive service except on the basis of payment in full at the time service is rendered. Such accounts shall not be restored to monthly billing status until all past due amounts are paid-in-full. Such accounts may be subject to legal action for collection.

(5) Accounts that become ninety or more days in arrears twice within a five-year period may be subject to a permanent requirement for payment in full at the time service is provided.

NEW SECTION

WAC 16-304-039 SCHEDULE OF CHARGES—BILLING POLICIES AND PROCEDURES. (1) All billable services provided under chapter 15.49 RCW are

AMENDATORY SECTION (Amending Order 2041, filed 6/5/90, effective 7/6/90)

WAC 16-304-040 SCHEDULE OF CHARGES. (1) Testing fees shall be as follows:

	SAMPLE MIN. SIZE	PURITY (a)	NOXIOUS ONLY	GERM (b)	PURITY AND GERM (c)	TETRA- ZOLIUM 200 Seeds (d)
Bentgrass	2 oz.	\$30.00	\$15.00	\$16.00	\$46.00	\$21.00
Bluegrass	4 oz.	21.00	13.00	14.00	35.00	21.00
Bromegrass	6 oz.	22.00	13.00	11.50	33.50	21.00
Fescue	4 oz.	21.00	13.00	11.50	32.50	21.00
Orchardgrass	4 oz.	24.00	15.00	13.00	37.00	21.00
Ryegrass	4 oz.	21.00	13.00	10.50	31.50	21.00
Crested Wheatgrass	4 oz.	25.00	15.00	14.00	39.00	21.00
Other Wheatgrasses	6 oz.	36.00	22.00	14.00	50.00	21.00
Other grasses	4 oz.	17.00	10.50	10.50	27.50	21.00
Beans and peas	1 1/4 lb.	13.00	7.50	11.50	24.50	21.00
Cereals	1 1/4 lb.	13.50	9.00	11.50	25.00	21.00
Other crops	4 oz.	13.50	9.00	11.50	25.00	21.00
Mixture (for each additional kind)		10.50		13.00		21.00
Beets		18.00	8.50	17.00	35.00	
Rapeseed		32.00	9.00	16.00	48.00	21.00
Carrot		13.50	9.00	11.50	25.00	36.00

(a) Purity – analysis to determine percent pure, other crop, inert, and weeds based on working sample as prescribed by Federal Seed Act (example: One gram – bluegrass; five grams – alfalfa; and one hundred grams – wheat) and examined for Washington state noxious weeds based on minimum sample size as prescribed by Federal Seed Act (example: Ten grams – bluegrass; fifty grams – alfalfa; five hundred grams – wheat).

(b) Germination – test prescribed by Federal Seed Act to determine percent germination of seed sample based on four hundred seeds.

(c) Purity and germination – includes both (a) and (b). This combination of tests provides information needed to label seed under state and federal acts.

(d) Tetrazolium test – a chemical test that measures viability and germination potential. (A germination test should also be obtained.)

(2) Special tests: (Standard noxious exam size unless otherwise specified).

(a) Crop and/or weed exam Noxious only
 fee plus \$ 3.50
 (or hourly rate when applicable)

(Required crop exam for all foundation and registered class grass seeds.)

All crop seeds and/or all weed seeds are listed as number per pound.

(b) Poa annua check for bentgrass and bluegrass – each five grams \$16.00
 Poa annua check for other grasses – each 10 grams \$16.00

(c) Sod seed analysis –
 Bluegrass \$56.00
 Fescue \$40.00
 Ryegrass \$32.00

(A special test of turf grasses – for those who need a detailed examination of seed before purchase and/or use.)

Bluegrass test includes purity, twenty-five gram all weed/all crop, except ten gram Poa annua exam. Ryegrass and Fescue test includes purity, ~~((one hundred))~~ fifty gram all weed/all crop. ~~((Fluorescent))~~ Fluorescence required on ryegrass; germ and ~~((fluorescent))~~ fluorescence test additional fee.)

(d) ~~((Fluorescent))~~ Fluorescence test – (four hundred seed test) \$13.00

(e) Pest and disease, soil exam or similar . . . \$16.00
 (Reported on seed analysis certificate.) A visual examination of a representative sample.

(f) Sod analysis check – twenty-five gram exam to evaluate if a lot appears to be sod quality (phone report only) \$18.00

(g) Variety separation of Kentucky bluegrass . \$18.00
 If separated at time of purity analysis \$ 9.00

(h) Sodium hydroxide test for presence of red and/or white wheat \$10.00

(i) Brassica seed chemical identification test . \$10.00

(j) Analysis of partially cleaned, uncleaned or field run seed with excessive inert, other crop or weed seeds (per hour) ~~\$(16.00))~~
 20.00

(k) Fescue seed fluorescence test – a test required to determine presence of other fine fescue species in hard fescue and sheep fescue which is required on certified samples \$14.00

(3) Inventory testing for germination: A service to provide opportunity to have carry-over seed stocks except mixtures tested at lowest possible charge. Not an official germination test.

(a) Reports may not be mailed until all tests are completed.

(b) Samples shall be plainly labeled "inventory samples."

(c) Samples shall be reported according to the sender's designation. The laboratory shall assume no responsibility for correct identification. These samples and tests shall not become a part of our permanent record.

(d) The fee for this service shall be one-half the regular germination fee.

(e) Inventory testing for germination will be run as germination space is available, with the understanding that regular service samples have priority.

(4) Miscellaneous laboratory fees:
 (a) Rush samples (including phone report if requested at time sample is submitted) \$12.00

(b) Phone reports on test result, per call \$ 3.50

(c) Preliminary report on germination (phone report only) \$ 8.00

(d) Morphological test \$ 8.00
 (alfalfa or clover examined under magnification for combine damage.)

(e) Additional mailing of report (each destination) \$ 1.50

(f) Recopies of reports (minimum fee) \$ 2.50

Revised reports (minimum fee) \$ 5.00
 (or hourly fee when applicable)

(g) I.S.T.A. rules test

	PURITY	GERMINATION
Alfalfa, clover	\$20.00	\$14.00
Kentucky bluegrass	\$30.00	\$14.00
Peas, lentils	\$20.00	\$14.00

(h) Canadian rules test

	PURITY	GERMINATION
Alfalfa, clover	\$20.00	\$11.50
Kentucky bluegrass	\$30.00	\$14.00
Peas, lentils	\$20.00	\$11.50
Bentgrass	\$44.00	\$16.00

(i) Seed count \$16.00

(j) Extra charge for samples requiring special preparation for germination, i.e., New Zealand spinach, pelleted seeds, spinach, chard, etc. . . ~~\$(16.00))~~
 20.00

(k) Hourly fee for miscellaneous services . ~~\$(16.00))~~
 20.00

(l) Service charge for submitted federal phytosanitary certificates, per certificate \$ 5.00

(m) All states noxious weed examination . . . \$10.00

- (n) Fee for special handling service (i.e., Federal Express, Air Parcel Post, or air freight) for documents or seed samples \$ 3.50
- (o) Fee for facsimile transmission of documents, per document \$ 3.50
- (p) Undesirable grass species examination (UGS test) \$12.00

AMENDATORY SECTION (Amending Order 1976, filed 5/13/88)

WAC 16-304-050 MISCELLANEOUS CHARGES.

- (1) Sanitary certificate \$20.00
- (2) Service sampling or similar service: The fee for each service requested shall be:
 - (a) Peas, beans, small grains or seeds of similar size per cwt \$ 0.05
 - (b) For all other kinds - per cwt \$ 0.15
 - (c) Minimum charge \$((+16.00))
20.00
- (3) Tagging and sealing or similar service: The fee for each service requested shall be:
 - (a) For all kinds of seed - per cwt \$ 0.15
 - (b) Minimum fee \$((+16.00))
20.00
- (4) Checkweighing, checkloading, or similar service shall be - per hour \$((+16.00))
20.00
Minimum fee \$((+16.00))
20.00

(5) If requested to make a special trip to provide a service, the person requesting said service may be charged at the rate of \$16.00 per hour travel time plus mileage fee set by statute plus the specific fee for said service. All standby time shall be charged at the rate of \$((+16.00)) 20.00 per man hour.

(6) Test plot examinations or consultant work in plots, fields, conditioning plants, etc. shall be at the rate of \$((+16.00)) 20.00 per hour plus mileage and travel time.

(7) Requests for services not listed - most appropriate fee.

WSR 91-21-044
PROPOSED RULES
HIGHER EDUCATION
PERSONNEL BOARD
 [Filed October 11, 1991, 3:25 p.m.]

Original Notice.

Title of Rule: WAC 251-10-080 Reasonable accommodations—Reemployment.

Purpose: To correct a reference within the rule to another WAC.

Statutory Authority for Adoption: RCW 28B.16.100.
Statute Being Implemented: Chapter 28B.16 RCW.

Summary: Subsection (2)(c) should include reference to two different subsections of WAC 251-17-090. This modification will do so.

Reasons Supporting Proposal: Correction will make Title 251 WAC current.

Name of Agency Personnel Responsible for Drafting: Pamela Andersen, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-3731; Implementation and Enforcement: John Spitz, Director, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-3730.

Name of Proponent: Higher Education Personnel Board staff, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: When WAC 251-10-080 was originally drafted, subsection (2)(c) had an incomplete cite to another WAC. This amendment corrects that error.

Proposal Changes the Following Existing Rules: Provides complete and correct cite to WAC 251-17-090.

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

Hearing Location: 1202 Black Lake Boulevard, Olympia, WA 98502, on November 27, 1991, at 9:00 a.m.

Submit Written Comments to: Pam Anderson, 1202 Black Lake Boulevard, FT-11, Olympia, WA 98504, by November 26, 1991.

Date of Intended Adoption: November 27, 1991.

October 9, 1991
 John A. Spitz
 Director

AMENDATORY SECTION (Amending Order 176, filed 3/23/89, effective 5/1/89)

WAC 251-10-080 REASONABLE ACCOMMODATION—REEMPLOYMENT. Each institution shall provide the access to reemployment provided in this section for former permanent classified employees of the institution who have submitted a written request to the personnel officer for reemployment within three years of separation pursuant to WAC 251-10-070. The provisions outlined in this section are requirements of either the former employee or the institution but need not necessarily be performed in the order listed.

(1) To be eligible for reemployment the former employee must:

- (a) Complete and submit an application(s) for reemployment;
- (b) Submit to the personnel officer a physician's statement affirming the former employee's fitness to return to work and specifying any work restrictions due to a physical, sensory, or mental disability of the individual;

(i) The physician's statement must directly reference the duties specified in the job description for the position(s) or class(es) for which the former employee may be qualified;

(ii) If the physician's statement provides inadequate information, the former employee will obtain the necessary clarification from the physician or will provide a release to the institution to communicate directly with the physician regarding the disabling condition as it relates to employment. Such information will be obtained at the former employee's expense;

(iii) The employer may require that the former employee be examined by a physician of the employer's choice and at the employer's expense.

(c) Meet the minimum qualifications and pass the examination for the class(es).

(2) The institution will provide assistance, such as the following, to the individual seeking reemployment under this section:

- (a) Assessment of job classes for which the former employee is qualified;
- (b) Assistance regarding the employment/application process;

- (c) Placement on appropriate eligible lists through the competitive process per WAC 251-17-090 (2) and (4);
 (d) Access to institution staff training programs relevant to job categories for which the former employee might become qualified.

WSR 91-21-045
PERMANENT RULES
SECRETARY OF STATE
 [Filed October 14, 1991, 11:04 a.m.]

Date of Adoption: October 14, 1991.

Purpose: Administrative regulations implementing chapter 42.17 RCW. This rule, setting procedures for providing access to records held by the Division of Archives and Records Management, are repealed in order to be readopted under a new WAC chapter.

Citation of Existing Rules Affected by this Order: Repealing chapter 434-15 WAC.

Statutory Authority for Adoption: RCW 42.17.250.

Pursuant to notice filed as WSR 91-17-054 on August 20, 1991.

Effective Date of Rule: Thirty-one days after filing.
 October 14, 1991
 Sidney F. McAlpin
 State Archivist

REPEALER

The following chapter of the Washington Administrative Code is repealed:

- WAC 434-15-010 PURPOSE.
 WAC 434-15-020 DEFINITIONS.
 WAC 434-15-030 DESCRIPTION OF CENTRAL AND FIELD ORGANIZATION OF THE DIVISION OF ARCHIVES AND RECORDS MANAGEMENT.
 WAC 434-15-040 OPERATIONS AND PROCEDURES.
 WAC 434-15-050 PUBLIC RECORDS AVAILABLE.
 WAC 434-15-060 PUBLIC RECORDS OFFICER.
 WAC 434-15-070 OFFICE HOURS.
 WAC 434-15-080 REQUESTS FOR PUBLIC RECORDS—ARCHIVES—SCHEDULED.
 WAC 434-15-090 FEES.
 WAC 434-15-100 EXEMPTIONS.
 WAC 434-15-110 REVIEW OF DENIALS OF PUBLIC RECORDS REQUESTS.
 WAC 434-15-120 PROTECTION OF PUBLIC RECORDS.
 WAC 434-15-130 RECORDS INDEX.
 WAC 434-15-140 COMMUNICATION WITH DIVISION—ADDRESS.
 WAC 434-15-150 ADOPTION OF FORM.
 WAC 434-15-990 APPENDIX A—MANAGEMENT ORGANIZATION CHART OF STATE ARCHIVIST.
 WAC 434-15-99001 APPENDIX B—FORM—REQUEST FOR PUBLIC RECORDS.

WSR 91-21-046

PROPOSED RULES

SECRETARY OF STATE

[Filed October 14, 1991, 11:21 a.m.]

Original Notice.

Title of Rule: Title 414 WAC, Local Records Committee.

Purpose: Prescribes rules for the operation of the Local Records Committee and the procedures for authority to dispose of records of local governmental agencies under RCW 40.14.070.

Statutory Authority for Adoption: Chapter 40.14 RCW.

Statute Being Implemented: RCW 40.14.070.

Summary: This rule, setting procedures for the operation of the Local Records Committee and authorization for the disposal of records of local government, will be repealed and adopted under a new WAC chapter.

Reasons Supporting Proposal: Procedures for operation of the Local Records Committee and authorization for the disposal of records of local government agencies will be repealed and readopted under chapter 434-600 WAC to consolidate Division of Archives administrative codes.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Sid McAlpin, State Archivist, 1120 Washington Street S.E., 753-5485.

Name of Proponent: Secretary of State, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Repeals administrative procedures for implementing RCW 40.14.070 relating to authorization for the disposal of records of local government offices in order to facilitate reference by recodification under a chapter number common to all Division of Archives rules.

Proposal Changes the Following Existing Rules: Repeals them but they will be adopted under another WAC rule number.

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

Hearing Location: Archives and Records Center Building, 1120 Washington Street S.E., Olympia, WA 98504, on November 26, 1991, at 9:00 a.m.

Submit Written Comments to: Sid McAlpin, Division of Archives, 1120 Washington Street S.E., EA-11, Olympia, WA 98504, by November 18, 1991.

Date of Intended Adoption: December 2, 1991.

October 14, 1991
 Sidney F. McAlpin
 State Archivist

REPEALER

The following chapter of the Washington Administrative Code is repealed:

- WAC 414-04-010 GENERAL PURPOSE.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

- WAC 414-08-010 "AGENCY" DEFINED.

WAC 414-08-020	"PUBLIC RECORDS" DEFINED.
WAC 414-08-030	"RECORDS CLASSIFICATION" DEFINED.
WAC 414-08-040	"OFFICIAL PUBLIC RECORDS" DEFINED.
WAC 414-08-050	"OFFICE FILES AND MEMORANDA" DEFINED.
WAC 414-08-060	"RECORDS SERIES" DEFINED.
WAC 414-08-070	"RETENTION PERIOD" DEFINED.
WAC 414-08-080	"PERMANENT RECORDS" DEFINED.
WAC 414-08-090	"ARCHIVAL RECORDS" DEFINED.
WAC 414-08-100	"RETENTION SCHEDULE" DEFINED.

Effective Date of Rule: Thirty-one days after filing.
October 10, 1991
Ronald J. Edgar
Chief of Technical Services

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 414-12-010	PUBLIC RECORDS AS PUBLIC PROPERTY.
WAC 414-12-020	CUSTODY.
WAC 414-12-030	AUTHORITY TO TRANSFER RECORDS.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 414-20-010	MEMBERSHIP.
WAC 414-20-020	COMMITTEE OFFICERS—DUTIES.
WAC 414-20-030	GENERAL POWERS OF THE COMMITTEE.
WAC 414-20-040	GENERAL DUTIES OF THE COMMITTEE.
WAC 414-20-050	DUTIES OF THE STATE ARCHIVIST.
WAC 414-20-060	COMMITTEE MEETINGS.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 414-24-010	STATUTORY REQUIREMENTS.
WAC 414-24-020	TYPES OF DESTRUCTION AUTHORIZATIONS.
WAC 414-24-030	LISTED NONRECURRING AUTHORIZATION.
WAC 414-24-040	RECURRING DISPOSITION SCHEDULES.
WAC 414-24-050	GENERAL SCHEDULES MAY BE ADOPTED.
WAC 414-24-060	RECORDS RETENTION AND DISPOSITION GUIDELINES.
WAC 414-24-070	METHODS OF RECORD DESTRUCTION—GENERALLY.
WAC 414-24-080	DESTRUCTION—SALE FOR RECYCLING.
WAC 414-24-090	SEVEN YEAR RETENTION PROCEDURE.

WSR 91-21-047**PERMANENT RULES
SPOKANE COUNTY****AIR POLLUTION CONTROL AUTHORITY**

[Filed October 14, 1991, 3:22 p.m.]

Date of Adoption: October 10, 1991.

Purpose: To regulate the handling and disposal of asbestos as a hazardous air pollutant.

Statutory Authority for Adoption: Chapter 70.94 RCW.

Pursuant to notice filed as WSR 91-14-015 on June 24, 1991.

NEW SECTION**REGULATION I, ARTICLE IX
STANDARDS FOR REMOVAL AND DISPOSAL
OF ASBESTOS-CONTAINING MATERIAL****SECTION 9.01 PURPOSE**

The Board of Directors of the Spokane County Air Pollution Control Authority recognizes that asbestos is a serious health hazard. Any asbestos fibers released into the air can be inhaled and can cause lung, cancer, pleural mesothelioma, peritoneal mesothelioma or asbestosis. The Board has therefore determined that any asbestos emitted to the ambient air is air pollution. Because of the seriousness of the health hazard, the Board of Directors has adopted this regulation to control asbestos emissions from asbestos removal and demolition projects in order to protect the public health. In addition, the Board has adopted these regulations to coordinate with the EPA asbestos NESHAP (40 CFR Part 61, Subpart M), the OSHA asbestos regulation (29 CFR 1910) and the Washington Department of Labor & Industries asbestos regulations (WAC 296-62-07517 and WAC 296-65-001 through 045).

SECTION 9.02 DEFINITIONS

Unless a different meaning is clearly required by context, words and phrases used in this article shall have the following meaning, general terms common with other articles as defined in article I, section 1.04, CFR 40 § 61.141 and terms specific to asbestos removal and encapsulation as defined below:

A. Adequately wet means sufficiently mix or penetrate with liquid to prevent the release of particulate. If visible emissions are observed coming from asbestos-containing material, then that material has not been adequately wetted. However, the absence of visible emissions is not sufficient evidence of being adequately wet.

B. Asbestos-containing waste materials means any waste that contains regulated asbestos-containing material and materials contaminated with asbestos including disposable equipment and clothing.

C. Category I nonfriable asbestos-containing material (ACM) means asbestos-containing packing, gaskets, resilient floor covering, and asphalt roofing products containing more than 1 percent asbestos as determined using the methods specified in appendix A, subpart F, 40 CFR part 763, section 1, Polarized Light Microscopy.

D. Category II nonfriable ACM means any material, excluding Category I nonfriable ACM, containing more than 1 percent asbestos as determined using the methods specified in appendix A, subpart F, 40 CFR part 763, section 1, Polarized Light Microscopy that, when dry, cannot be crumbled, pulverized, or reduced to powder by hand pressure.

E. Cutting means to penetrate with a sharp-edged instrument and includes sawing.

F. Demolition means the wrecking or taking out of any load-supporting structural member of a facility together with any related handling operations or the intentional burning of any facility.

G. Emergency renovation operation means a renovation operation that was not planned but results from a sudden unexpected event that, if not immediately attended to, presents a safety or public health hazard, is necessary to protect equipment from damage, or is necessary to avoid imposing an unreasonable financial burden. This term includes operations necessitated by non-routine failures of equipment.

H. Facility means any institutional, commercial, public, industrial, or residential structure (including residential buildings having four or fewer dwelling units), installation, or building; and any active or inactive waste disposal site.

I. Facility component means any part of a facility including equipment.

J. Friable asbestos material means any material containing more than 1 percent asbestos as determined using the methods specified in appendix A, subpart F, 40 CFR part 763, section 1, Polarized Light Microscopy, that, when dry, can be crumbled, pulverized, or reduced to powder by hand pressure. If the asbestos content is less than 10 percent as determined by a method other than point counting by polarized light microscopy (PLM), verify the asbestos content by point counting using PLM.

K. Installation means any building or structure or any group of buildings or structures at a single demolition or renovation site that are under the control of the same owner or operator (or owner or operator under common control).

L. Leak-tight means that solids or liquids cannot escape or spill out. It also means dust-tight.

M. Nonfriable asbestos-containing material means any material containing more than 1 percent asbestos as determined using the methods specified in appendix A, subpart F, 40 CFR part 763, section 1, Polarized Light Microscopy, that, when dry, cannot be crumbled, pulverized, or reduced to powder by hand pressure.

N. Nonscheduled renovation operation means a renovation operation necessitated by the routine failure of equipment, which is expected to occur within a given period based on past operating experience, but for which an exact date cannot be predicted.

O. Owner or operator of a demolition or renovation activity means any person who owns, leases, operates, controls, or supervises the facility being demolished or renovated or any person who owns, leases, operates, controls, or supervises the demolition or renovation or both.

P. Planned renovation operation means a renovation operation or a number of such operations, in which some RACM will be removed or stripped within a given period of time and that can be predicted. Individual nonscheduled operations are included if a number of such operations can be predicted to occur during a given period of time based on experience.

Q. Qualified asbestos worker means a person who is certified as required under WAC 296-65-030 by the

Washington State Department of Labor and Industries to undertake an asbestos project.

R. Regulated asbestos-containing material (RACM) means

1. Friable asbestos material,
2. Category I nonfriable ACM that has become friable,
3. Category I nonfriable ACM that has been subjected to sanding, grinding, cutting, or abrading, or
4. Category II nonfriable ACM that has a high probability of becoming or has become crumbled, pulverized, or reduced to powder by the forces expected to act on the material in the course of demolition or renovation operations regulated by this article.

S. Remove means to take out RACM or facility components that contain or are covered with RACM from a facility.

T. Renovation means altering a facility or one or more facility components in any way, including the stripping or removal of RACM from a facility component. Operations in which load supporting members are wrecked or taken out are demolitions.

U. Resilient floor covering means asbestos-containing floor tile, including asphalt and vinyl floor tile, and sheet vinyl floor covering containing more than 1 percent asbestos as determined using the methods specified in appendix A, subpart F, 40 CFR part 763, section 1, Polarized Light Microscopy.

V. Strip means to take off RACM from any part of a facility or facility components.

W. Waste generator means any owner or operator of a source covered by this article whose act or process produces asbestos-containing waste material.

X. Waste shipment record means the shipping document, required to be originated and signed by the waste generator, used to track and substantiate the disposition of asbestos-containing waste material.

SECTION 9.03 STANDARDS FOR DEMOLITION AND RENOVATION.

A. Applicability. To determine which requirements of this section apply to the owner or operator of a demolition or renovation activity and prior to the start of the demolition or renovation, thoroughly inspect the affected facility or part of the facility where the demolition or renovation will occur for the presence of asbestos, including Category I and Category II nonfriable ACM. The requirements of paragraphs B. and C. of this section apply to each owner or operator of a demolition or renovation activity including the removal of RACM as follows:

1. In a facility (excluding residential buildings having less than four dwelling units) being demolished, all the requirements of paragraph B and C of this section apply, except as provided in paragraph A.4. of this section, if the amount of RACM is

- a. At least 3 linear meters (10 linear feet) on pipes or at least 1 square meter (11 square feet) on other facility components, or
- b. At least 1 cubic foot of facility components where the length or area could not be measured previously.

2. In a facility (excluding residential buildings having less than four dwelling units) being demolished, only the notification requirements of paragraph B.1., 2., 3.a. and d., and B.4.a. through g. and B.4.i. and p. of this section apply, if the combined amount of RACM is

a. less than 3 linear meters (10 linear feet) on pipes or less than 1 square meter (11 square feet) on other facility components, or

b. less than 1 cubic foot off facility components where the length or area could not be measured previously or there is no asbestos.

3. If the facility being demolished is a residential building having less than four dwelling units, all the requirements of paragraph B and C of this section apply, except as provided in paragraph A.4. of this section, if the amount of RACM is

a. At least 80 linear meters (260 linear feet) on pipes or at least 15 square meters (160 square feet) on other facility components, or

b. at least 1 cubic meter (35 cubic feet) off facility components where the length or area could not be measured previously, or

c. at least 15 square meters (160 square feet) of Category II nonfriable ACM remains in the facility and there is a high probability that the material will become crumbled, pulverized, or reduced to powder during demolition.

4. If the facility (excluding residential buildings having less than four dwelling units) is being demolished under an order of a State or local government agency, issued because the facility is structurally unsound and in danger of imminent collapse, only the requirements of paragraphs B.1., B.2., B.3.c., B.4. except B.4.h., B.5., and C.4. through C.9. of this section apply.

5. In a facility being renovated, including any individual nonscheduled renovation operation, all the requirements of paragraph B and C of this section apply if the combined amount of RACM to be stripped, removed, dislodged, cut, drilled or similarly disturbed is

a. At least 3 linear meters (10 linear feet) on pipes or at least 1 square meter (11 square feet) on other facility components, or

b. at least 1 cubic foot off facility components where the length or area could not be measured previously.

c. To determine whether paragraph A.5. of this section applies to planned renovation operations involving individual nonscheduled operations, predict the combined additive amount of RACM to be removed or stripped during the calendar year of January 1 through December 31.

d. To determine whether paragraph A.5. of this section applies to emergency renovation operations, estimate the combined amount of RACM to be removed or stripped as a result of the sudden, unexpected event that necessitated the renovation.

B. Notification requirements. Each owner or operator of a demolition or renovation activity to which this section applies shall:

1. Provide to the Agency, written notice of intention to demolish or renovate.

2. Update notice, as necessary, including when the amount of asbestos affected changes by at least 20 percent.

3. Postmark or deliver the notice as follows:

a. At least 10 working days before asbestos stripping or removal work or any other activity begins (such as site preparation that would breakup, dislodge, or similarly disturb asbestos material), if the operation is described in paragraph A.1. and A.5. (except A.5.c. and A.5.d.) of this section. If the operation is described in paragraph A.2. of this section, notification is required 10 working days before demolition begins.

b. At least 10 working days before the end of the calendar year preceding the year for which notice is being given for renovations described in paragraph A.5.c. of this section.

c. As early as possible before, but not later than, the following working day if the operation is a demolition ordered according to paragraph A.4. of this section or, if the operation is a renovation described in paragraph A.5.d. of this section.

d. For asbestos stripping or removal work in a demolition or renovation operation, described in paragraphs A.1. and A.5. (except A.5.c. and A.5.d.) of this section, and for a demolition described in paragraph A.2. of this section, that will begin on a date other than the one contained in the original notice, notice of the new start date must be provided to the Control Officer as follows:

(1) When the asbestos stripping or removal operation or demolition operation covered by this paragraph will begin after the date contained in the notice,

(a) Notify the Agency of the new start date by telephone as soon as possible before the original start date, and

(b) Provide the Agency with a written notice of the new start date as soon as possible before, and no later than, the original start date.

(2) When the asbestos stripping or removal operation or demolition operation covered by this paragraph will begin on a date earlier than the original start date,

(a) Provide the Agency with a written notice of the new start date at least 10 working days before asbestos stripping or removal work begins.

(b) For demolition covered by paragraph A.2. of this section, provide the Agency written notice of a new start date at least 10 working days before starting demolition.

(3) In no event shall an operation covered by this paragraph begin on a date other than the date contained in the written notice of the new start date.

4. Include the following in the notice:

a. An indication of whether the notice is the original or a revised notification.

b. Name, address, and telephone number of both the facility owner and operator and the asbestos removal contractor owner or operator.

c. Type of operation: demolition or renovation.

d. Description of the facility or affected part of the facility including the size (square meters [square feet] and number of floors), age, and present and prior use of the facility.

e. Procedure, including analytical methods, employed to detect the presence of RACM and Category I and Category II nonfriable ACM.

f. Estimate of the approximate amount of RACM to be removed from the facility in terms of length of pipe in linear meters (linear feet), surface area in square meters (square feet) on other facility components, or volume in cubic meters (cubic feet) if off the facility components. Also, estimate the amount of Category I and Category II nonfriable ACM in the affected part of the facility that will not be removed before demolition.

g. Location and street address (including building number or name and floor or room number, if appropriate), city, county, and state, of facility being demolished or renovated.

h. Scheduled starting and completion dates of asbestos removal work (or any other activity, such as site preparation that would break up, dislodge, or similarly disturb asbestos material) in a demolition or renovation; planned renovation operations involving individual nonscheduled operations shall only include the beginning and ending dates of the report period as described in paragraph A.5.c. of this section.

i. Scheduled starting and completion dates of demolition or renovation.

j. Description of planned demolition or renovation work to be performed and methods to be employed, including demolition or renovation techniques to be used and description of affected facility components.

k. Description of work practices and engineering controls to be used to comply with the requirements of this subpart, including asbestos removal and waste-handling emission control procedures.

l. Name and location of the waste disposal site where the asbestos-containing waste material will be deposited.

m. A certification that all workers are qualified asbestos workers certified as required by the Washington State Department of Labor & Industries.

n. For facilities described in paragraph A.4. of this section, the name, title, and authority of the State or local government representative who has ordered the demolition, the date that the order was issued, and the date on which the demolition was ordered to begin. A copy of the order shall be attached to the notification.

o. For emergency renovations described in paragraph A.5.d. of this section, the date and hour that the emergency occurred, a description of the sudden, unexpected event, and an explanation of how the event caused an unsafe condition, or would cause equipment damage or an unreasonable financial burden.

p. Description of procedures to be followed in the event that unexpected RACM is found or Category II nonfriable ACM becomes crumbled, pulverized, or reduced to powder.

q. Name, address, and telephone number of the waste transporter.

5. The information required in paragraph B.4. of this section must be reported using a form similar to that shown in Figure 1.

C. Procedures for asbestos emission control. Each owner or operator of a demolition or renovation activity

to whom this paragraph applies, according to paragraph A of this section, shall comply with the following procedures:

1. Remove all RACM from a facility being demolished or renovated before any activity begins that would break up, dislodge, or similarly disturb the material or preclude access to the material for subsequent removal. RACM need not be removed before demolition if:

a. It is Category I nonfriable ACM that is not in poor condition and is not friable.

b. It is on a facility component that is encased in concrete or other similarly hard material and is adequately wet whenever exposed during demolition; or

c. It was not accessible for testing and was, therefore, not discovered until after demolition began and, as a result of the demolition, the material cannot be safely removed. If not removed for safety reasons, the exposed RACM and any asbestos-contaminated debris must be treated as asbestos-containing waste material and adequately wet at all times until disposed of.

d. It is Category II nonfriable ACM and the probability is low that the material will become crumbled, pulverized, or reduced to powder during demolition. If there is a high probability that the material will become crumbled, pulverized, or reduced to powder during demolition Category II nonfriable ACM need not be removed if:

(1) The facility is a residential building having less than four dwelling units, and

(2) The debris is kept adequately wet at all times until disposal, and

(3) Debris is disposed of directly to a landfill disposal site.

(4) Debris must not be incinerated, and

(5) Must not be handled or processed at a waste transfer station.

2. When the facility component that contains, is covered with, or is coated with RACM is being taken out of the facility as a unit or in sections:

a. Adequately wet all RACM exposed during cutting or disjoining operation; and

b. Carefully lowering each unit or section to the floor and to ground level, not dropping, throwing, sliding, or otherwise damaging or disturbing the RACM.

3. When RACM is stripped from a facility component while it remains in place in the facility, adequately wet the RACM during the stripping operation.

a. In renovation operations, wetting is not required if:

(1) The owner operator has obtained prior written approval from the Agency based on a written application that wetting to comply with this paragraph would unavoidably damage equipment or present a safety hazard; and

(2) the owner or operator uses of the following emission control methods:

(a) A local exhaust ventilation and collection system designed and operated to capture the particulate asbestos material produced by the stripping and removal of the asbestos materials. The system must exhibit no visible emissions to the outside air or be designed and operated in accordance the requirements of Section 9.05.

(b) A glove-bag system designed and operated to contain the particulate asbestos material produced by the stripping of the asbestos materials.

(c) Leak-tight wrapping to contain all RACM prior to dismantlement.

b. In renovation operations where wetting would result in equipment damage or a safety hazard, and the methods allowed in paragraph C.3.a. of this section cannot be used, another method may be used after obtaining written approval from the Agency based upon a determination that is equivalent to wetting in controlling emissions or to the methods allowed in paragraph C.3.a. of this section.

c. A copy of the Agency's written approval shall be kept at the work site and made available for inspection.

4. After a facility component covered with, coated with, or containing RACM has been taken out of the facility as a unit or in sections pursuant to paragraph C.2. of this section, it shall be stripped or contained in leak-tight wrapping, except as described in paragraph C.5. of this section. If stripped, either:

a. Adequately wet the RACM during stripping; or

b. Use a local exhaust ventilation and collection system designed and operated to capture the particle asbestos material produced by the stripping. The system must exhibit no visible emissions to the outside air or be designed and operated with the requirements in Section 9.05.

5. For large facility components such as reactor vessels, large tanks, and steam generators, but not beams (which must be handled in accordance with paragraph C.2., 3. and 4. of this section), the RACM is not required to be stripped if the following requirements are met:

a. The component is removed, transported, stored, disposed of, or reused without disturbing or damaging the RACM.

b. The component is encased in a leak-tight wrapping.

c. The leak-tight wrapping is labeled according to 40 CFR § 61.149 (d)(1)(i), (ii), and (iii) during all loading and unloading operations and during storage.

6. For all RACM, including material that has been removed or stripped:

a. Adequately wet the material and ensure that it remains wet until collected and contained or treated in preparation for disposal in accordance with CFR 40 § 61.150; and

b. Carefully lower the material to the ground and floor, not dropping, throwing, sliding, or otherwise damaging or disturbing the material.

c. Transport the material to the ground via leak-tight chutes or containers if it has been removed or stripped more than 50 feet above ground level and was not removed as units or in sections.

d. RACM contained in leak-tight wrapping that has been removed in accordance with paragraphs C.4. and C.3.a.(2)(c) of this section need not be wetted.

7. When the temperature at the point of wetting is below 0°C (32°F):

a. The owner or operator need not comply with paragraph C.2.a. and wetting provisions of paragraph C.3. of this section.

b. The owner or operator shall remove facility components containing, coated with, or covered with RACM as units or in sections to the maximum extent possible.

c. During periods when wetting operations are suspended due to freezing temperatures, the owner or operator must record the temperature in the area containing the facility components at the beginning, middle, and end of each work day and keep daily temperature records available for inspection by the Agency during normal business hours at the demolition or renovation site. The owner or operator shall retain the temperature records for at least 2 years.

8. No RACM shall be stripped, removed, or otherwise handled or disturbed at a facility regulated by this section unless conducted by a qualified asbestos worker.

9. For facilities described in paragraph A.4. of the section adequately the portion of the facility that contains RACM during the wrecking operation.

10. If a facility is demolished by intentional burning, all RACM including Category I and Category II nonfriable ACM must be removed in accordance with the NESHAP and this article before burning.

SECTION 9.04 STANDARDS FOR WASTE DISPOSAL

Each owner or operator of any source covered under section 9.03 shall comply with the following provisions:

A. Discharge no visible emissions to the outside air during the collection, handling, or transportation of any asbestos-containing waste material generated by the source, or use one of the emission control and waste treatment methods specified in paragraph A.1. through 4. of this section.

1. Adequately wet asbestos-containing waste material as follows:

a. Mix control device asbestos waste to form a slurry; adequately wet other asbestos-containing waste material; and

b. Discharge no visible emissions to the outside air from collection, mixing, wetting, and handling operations, or use the methods specified by Section 9.05 to clean emissions containing particulate asbestos material before they escape to, or are vented to, the outside air; and

c. After wetting, seal all asbestos-containing waste material in leak-tight containers while wet; or, for materials that will not fit into containers without additional breaking, put material into leak-tight wrapping; and

d. Label containers or wrapped materials specified in paragraph A.1.c. of this section using warning labels specified by Occupational Safety and Health Standards of the Department of Labor, Occupational Safety and Health Administration (OSHA) under 29 CFR 1910.1001 (j)(2) or 1926.58 (k)(2)(iii). The labels shall be printed in letters of sufficient size and contrast so as to be readily visible and legible.

e. For asbestos-containing waste material to be transported off the facility site, label containers or wrapped materials with the name of the waste generator and the location at which the waste was generated.

2. Process asbestos-containing waste materials into nonfriable forms as follows:

a. Form all asbestos-containing waste material into nonfriable pellets or other shapes;

b. Discharge no visible emissions to the outside air from collection and processing operations, including incineration, or use the method specified by Section 9.05 to clean emissions containing particulate asbestos material before they escape to, or are vented to, the outside air.

3. For facilities demolished where the RACM is not removed prior to demolition according to Section 9.03 C.1.a., b., c., and d. or for facilities demolished according to Section 9.03 C.9. adequately wet asbestos-containing waste materials at all times after demolition and keep wet during handling and loading for transport to a disposal site. Asbestos-containing waste materials covered by this paragraph do not have to be sealed in leak-tight containers or wrapping but may be transported and disposed of in bulk.

4. Use alternative emission control and waste treatment method that has received prior approval by the Agency according to the procedure described in 40 CFR § 61.149 (c)(2).

5. As applied to demolition and renovation, the requirements of paragraph A. of this section do not apply to Category I nonfriable ACM waste and Category II nonfriable ACM waste that has not become crumbled, pulverized, or reduced to powder.

B. All asbestos-containing waste material shall be deposited as soon as practical by the waste generator at:

1. A waste disposal operated in accordance with the provisions of Section 9.06, or

2. An EPA-approved site that converts RACM and asbestos containing waste material into nonasbestos (asbestos-free) material according to the provisions of 40 CFR § 61.155.

3. The requirements of paragraph B. of this section do not apply to Category I nonfriable ACM that is not RACM.

C. Mark vehicles used to transport asbestos-containing waste material during loading and unloading of waste so that the signs are visible. The markings must conform to the requirements of 40 CFR §§ 61.149 (d)(1)(i), (ii), and (iii).

D. For all asbestos-containing waste material transported off the facility site:

1. Maintain waste shipment records, using a form similar to that shown in Figure 2, and include the following information:

a. The name, address, and telephone number of the waste generator.

b. The name and address of the local, State, or EPA Regional office responsible for administering the asbestos NESHAP program.

c. The approximate quantity in cubic meters (cubic yards).

d. The name and telephone number of the disposal site operator.

e. The name and physical site location of the disposal site.

f. The date transported.

g. The name, address, and telephone number of the transporter(s).

h. A certification that the contents of this consignment are fully and accurately described by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and government regulations.

2. Provide a copy of the waste shipment record, described in paragraph D.1. of this section, to the disposal site owners or operators at the same time as the asbestos-containing waste material is delivered to the disposal site.

3. For waste shipments where a copy of the waste shipment record, signed by the owner or operator of the designated disposal site, is not received by the waste generator within 35 days of the date the waste was accepted by the initial transporter, contact the transporter and or the owner or operator of the designated disposal site to determine the status of the waste shipment.

4. Report in writing to the local, State, or EPA Regional office responsible for administering the asbestos NESHAP program for the waste generator if a copy of the waste shipment record, signed by the owner or operator of the designated waste disposal site, is not received by the waste generator within 45 days of the date the waste was accepted by the initial transporter. Include in the report the following information:

a. A copy of the waste shipment record for which a confirmation or delivery was not received, and

b. A cover letter signed by the waste generator explaining the efforts taken to locate the asbestos waste shipment and results of those efforts.

5. Retain a copy of all waste shipment records, including a copy of the waste shipment record signed by the owner or operator of the designated waste disposal site, for at least 2 years.

E. Furnish upon request, and make available for inspection by the Agency, all records required under this section.

SECTION 9.05 AIR CLEANING

A. The owner or operator who uses air cleaning, as specified in this article shall:

1. Use a HEPA filter that is certified to be at least 99.97 percent efficient for 0.3 micron particles.

2. The Agency may authorize the use of filtering equipment other than described in paragraph A.1. of this section if the owner or operator demonstrates to the Agency's satisfaction that it is equivalent to the described equipment in filtering particulate asbestos material.

SECTION 9.06 STANDARDS FOR WASTE DISPOSAL SITES.

Each owner or operator of a waste disposal site that receives asbestos-containing waste material from a source covered under sections 9.03 and 9.04 shall meet the requirements of this section.

A. Either there must be no visible emissions to the outside air from any active waste disposal site where asbestos containing waste material has been deposited, or the requirements of paragraph C. and D. of this section must be met.

B. Unless a natural barrier adequately deters access by the general public, either warning signs and fencing must installed and maintained as follows, or the requirements of paragraph C.1. of this section must be met.

1. Warning signs must be displayed at all entrances and at intervals of 100 meters (330 ft) or less along the property line of the site where asbestos-containing waste material is deposited. The warning signs must:

- a. Be posted in such a manner and location that a person can easily read the legend; and
- b. Conform to the requirements of 51 cm X 36 cm (20" X 14") upright format signs specified in 29 CFR 1910.145 (d)(4) and this paragraph; and
- c. Display the following legend in the lower panel with letter sizes and styles of a visibility equal to those specified in this paragraph.

Legend	Notation
Asbestos Waste Disposal Site.	2.5 cm (1 inch) Sans serif, Gothic, or Block.
Do Not Create Dust.....	1.9 cm (3/4 inch) Sans serif, Gothic, or Block.
Breathing Asbestos is Hazardous to Your Health.	14 point Gothic.

Spacing between any two lines must be at least equal to the height of the upper of the two lines.

2. The perimeter of the disposal site must be fenced in a manner adequate to deter access by the general public.

3. Upon request and supply of appropriate information, the Agency will determine whether a fence or a natural barrier adequately deters access by the general public.

C. Rather than meet the no visible emission requirement of paragraph A. of this section, at the end of each operating day, or at least once every 24-hour period while the site is in continuous operation, the asbestos-containing waste material that has been deposited at the site during the operating day or previous 24-hour period shall:

1. Be covered with at least 15 centimeters (6 inches of compacted nonasbestos-containing material, or

2. Be covered with a resinous or petroleum-based dust suppression agent that effectively binds dust and controls wind erosion. Such an agent shall be used in the manner and frequency recommended for the particular dust by the dust suppression agent manufacturer to achieve and maintain dust control. Other equally effective dust suppression agents may be used upon prior approval by the Agency. For the purposes of this paragraph, any used, spent, or other waste oil in not considered a dust suppression agent.

D. Rather than meet the no visible emission requirements of paragraph A. of this section, use an alternative emissions control method that has received prior written approval by the Agency according to 40 CFR §§ 61.149 (c)(2).

E. For all asbestos-containing waste material received, the owner or operator of the waste disposal site shall:

1. Maintain waste shipment records, using a form similar to that shown in Figure 1. and include the following information:

- a. The name, address, and telephone number of the waste generator.
- b. The name, address, and telephone number of the transporter(s).
- c. The quantity of the asbestos-containing waste material in cubic meters (cubic yards).
- d. The presence of improperly enclosed or uncovered waste, or any asbestos-containing waste material not sealed in leak-tight containers. Report in writing to the local, State, or EPA Regional office responsible for administering the asbestos NESHAP program for the waste generator (identified in the waste shipment record), and, if different, the local, State, or EPA Regional office responsible for administering the asbestos NESHAP program for the disposal site, by the following working day, the presence of a significant amount of improperly enclosed or uncovered waste. Submit a copy of the waste shipment record along with the report.
- e. The date of receipt.

2. As soon as possible and no longer than 30 days after the receipt of the waste, send a copy of the signed waste shipment record to the waste generator.

3. Upon discovering a discrepancy between the quantity of waste designated on the waste shipment records and the quantity actually received, attempt to reconcile the discrepancy with the waste generator. If the discrepancy is not resolved within 15 days after receiving the waste, immediately report in writing to the local, State, or EPA Regional office responsible for administering the asbestos NESHAP program for the waste generator (identified in the waste shipment record), and, if different, the local, State, or EPA Regional office responsible for administering the asbestos NESHAP program for the disposal site. Describe the discrepancy and attempts to reconcile it, and submit a copy of the waste shipment record along with the report.

4. Retain a copy of all records and reports required by this paragraph for at least 2 years.

F. Maintain, until closure, records of the location, depth and area, and quantity in cubic meters (cubic yards) of asbestos-containing waste material within the disposal site on a map or diagram of the disposal area.

G. Upon closure, comply with all the provisions of 40 CFR § 61.151.

H. Submit to the Agency, upon closure of the facility, a copy of records of asbestos waste disposal locations and quantities.

I. Furnish upon request, and make available during normal business hours for inspection by the Agency, all records required under this section.

J. Notify the Agency in writing at least 45 days prior to excavating or otherwise disturbing any asbestos-containing waste material that has been deposited at a waste disposal site and is covered. IF the excavation will begin on a date other than the one contained in the original notice, notice of the new start date must be provided to the Agency at least 10 working days before excavation begins and in no event shall excavation begin

earlier than the date specified in the original notification.
Include the following information in the notice:

1. Scheduled starting and completion dates.
2. Reason for disturbing the waste.
3. Procedures to be used to control emissions during the excavation, storage, transportation, and ultimate disposal of the excavated asbestos-containing waste material. If deemed necessary, the Agency may require changes in the emission control procedures to be used.
4. Location of any temporary storage site and the final disposal site.

SPOKANE COUNTY AIR POLLUTION CONTROL AUTHORITY
 W 1101 COLLEGE AVENUE, ROOM 230
 SPOKANE, WASHINGTON 99201
 (509) 456-4727 FAX #: (509) 459-6828

NOTIFICATION OF DEMOLITION AND RENOVATION

Operator Project #	Postmark	Date Recieved	Notification #	
I. TYPE OF NOTIFICATION (O=Original R=Revised C=Cancelled):				
II. FACILITY INFORMATION (Identify owner, removal contractor, and other operator)				
OWNER NAME:				
Address:				
City:	State:	Zip:		
Contact:		Tel:		
REMOVAL CONTRACTOR:				
Address:				
City:	State:	Zip:		
Contact:		Tel:		
OTHER OPERATOR:				
Address:				
City:	State:	Zip:		
Contact:				
III. TYPE OF OPERATION (D=Demo O=Ordered Demo R=Renovation E=Emer.Renovation):				
IV. IS ASBESTOS PRESENT? (Yes/No)				
V. FACILITY DESCRIPTION (Include building name, number and floor or room number)				
Bldg. Name:				
Address:				
City:	State:			
Site Location:				
Building Size:	# of Floors:	Age in Years:		
Present Use:	Prior Use:			
VI. PROCEDURE, INCLUDING ANALYTICAL METHOD, IF APPROPRIATE, USED TO DETECT THE PRESENCE OF ASBESTOS MATERIAL:				
VII. APPROXIMATE AMOUNT OF ASBESTOS, INCLUDING:	RACM To Be Removed	Nonfriable Asbestos Material Not To Be Removed		Indicate Unit of Measurement Below
1. Regulated ACM to be removed 2. Category I ACM Not Removed 3. Category II ACM Not Removed		Cat I	Cat II	UNIT
Pipes				LnFt: Lm m:
Surface Area				SqFt: Sq m:
Vol RACM Off Facility Component				CuFt: Cu m:
VIII. SCHEDULED DATES ASBESTOS REMOVAL (MM/DD/YY) Start:				Complete:
IX. SCHEDULED DATES DEMO/RENOVATION (MM/DD/YY) Start:				Complete:

Continued on page two

Figure 1.

Form ASB1-5/13/91

Spokane County Air Pollution Control Authority
 NOTIFICATION OF DEMOLITION AND RENOVATION (continued)

X. DESCRIPTION OF PLANNED DEMOLITION OF RENOVATION WORK, AND METHOD(S) TO BE USED:			
XI. DESCRIPTION OF WORK PRACTICES AND ENGINEERING CONTROLS TO BE USED TO PREVENT EMISSIONS OF ASBESTOS AT THE DEMOLITION AND RENOVATION SITE:			
XII. WASTE TRANSPORTER #1			
Name:			
Address:			
City:	State:	Zip:	
Contact Person:		Telephone:	
WASTE TRANSPORTER #2			
Name:			
Address:			
City:	State:	Zip:	
Contact Person:		Telephone:	
XIII. WASTE DISPOSAL SITE			
Name:			
Address:			
City:	State:	Zip:	
Telephone:			
XIV. IF DEMOLITION ORDERED BY A GOVERNMENT AGENCY, PLEASE IDENTIFY THE AGENCY BELOW:			
Name:		Titles:	
Authority:			
Date of Order (MM/DD/YY):		Date Ordered to Begin (MM/DD/YY):	
XV. FOR EMERGENCY RENOVATIONS			
Date and Hour of Emergency (MM/DD/YY):			
Description of the Sudden, Unexpected Event:			
Explanation of how the event caused unsafe conditions or would cause equipment damage or an unreasonable financial burden:			
XVI. DESCRIPTION OF PROCEDURES TO BE FOLLOWED IN THE EVENT THAT UNEXPECTED ASBESTOS IS FOUND OR PREVIOUSLY NONFRIABLE ASBESTOS MATERIAL BECOMES CRUMBLD, PULVERIZED, OR REDUCED TO POWDER.			
XVII. I CERTIFY THAT ALL WORKERS ARE QUALIFIED ASBESTOS WORKERS, CERTIFIED AS REQUIRED BY THE WASHINGTON STATE DEPARTMENT OF LABOR AND INDUSTRIES. EVIDENCE OF THE REQUIRED CERTIFICATION WILL BE AVAILALE FOR INSPECTION DURING NORMAL BUSINESS HOURS.			
_____ (Signature of Owner/Operator)			_____ (Date)
XVIII. I CERTIFY THAT THE ABOVE INFORMATION IS CORRECT.			
_____ (Signature of Owner/Operator)			_____ (Date)

Figure 1. (continued)

Asbestos Waste Shipment Record

G E N E R A T O R	1. Work site name and mailing address	Owner's name	Owner's telephone no.	
	2. Operator's name and address		Operator's telephone no.	
	3. Waste disposal site (WDS) name, mailing address, and physical site location.		WDS telephone no.	
	4. Name, and address of responsible agency			
	5. Description of materials	6. Containers No. Type	7. Total quantity m3 (yd3)	
	8. Special handling instructions and additional information			
	9. OPERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and government regulations.			
	Printed/typed name & title		Signature	Month Day Year
	T R A N S P O R T E R	10. Transporter 1 (Acknowledgment of receipt of materials)		
Printed/typed name & title		Signature		
Address and telephone no.		Month Day Year		
11. Transporter 2 (Acknowledgment of receipt of materials)				
Printed/typed name & title		Signature	Month Day Year	
Address and telephone no.				
D I S P O S A L	12. Discrepancy indication space			
	13. Waste disposal site owner or operator: Certification of receipt of asbestos materials covered by this manifest except as noted in item 12.			
	Printed/typed name & title		Signature	Month Day Year

Figure 2.

Form WSR-5\13\91

Reviser's note: The typographical errors in the above material occurred in the copy filed by the Spokane County Air Pollution Control Authority and appear in the Register pursuant to the requirements of RCW 34.08.040.

Reviser's note: The brackets and enclosed material in the text of the above section occurred in the copy filed by the Spokane County Air Pollution Control Authority and appear in the Register pursuant to the requirements of RCW 34.08.040.

WSR 91-21-048
EMERGENCY RULES
DEPARTMENT OF WILDLIFE
 [Order 513—Filed October 14, 1991, 3:50 p.m.]

Date of Adoption: October 14, 1991.

Purpose: To impose restrictions on Department of Wildlife lands due to increased fire danger.

Statutory Authority for Adoption: RCW 77.12.210.

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

Reasons for this Finding: Extreme dry conditions currently exist constituting a high potential for wildlife on Department of Wildlife owned and managed lands. The hunting of wild animals and birds and fishing for gamefish under existing regulations potentially increases the risk of accidental wildlife on such lands. The restrictions placed on the use of any burning materials on department lands is necessary to protect such lands and other private and public lands and property from wildfire.

Effective Date of Rule: Immediately.

October 14, 1991
 Curt Smitch
 Director

NEW SECTION

WAC 232-24-300 Effective Monday, October 14, 1991 through Thursday, October 31, 1991, it shall be unlawful for any person, on Department of Wildlife owned and managed lands, to (1) ignite and/or throw away any lighted cigarettes, matches, fireworks, charcoal, or other lighted material, and (2) to light any type of outdoor fire except is established campsites.

WSR 91-21-049
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 91-113—Filed October 14, 1991, 4:52 p.m.]

Date of Adoption: October 14, 1991.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-36-02300I.

Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: Harvestable numbers of coho and chinook salmon are available in Grays Harbor.

Effective Date of Rule: Immediately.

October 14, 1991
 Judith Merchant
 Deputy
 for Joseph R. Blum
 Director

NEW SECTION

WAC 220-36-02300J GRAYS HARBOR SALMON — FALL FISHERY. Notwithstanding the provisions of WAC 220-36-023, it is unlawful to fish for salmon in Grays Harbor for commercial purposes or to possess salmon taken from those waters for commercial purposes, except that:

FISHING PERIOD

(1) Gill net gear may be used to fish for salmon in:

(a) SMCRA 2C from 6:00 AM October 14 to 6:00 PM October 18, 1991;

(b) SMCRA 2A and 2D from 6:00 PM October 14 to 6:00 PM October 18, 1991;

(c) SMCRA 2B from 6:00 PM October 14 to 6:00 AM October 15, 1991;

6:00 PM October 15 to 6:00 AM October 16, 1991; and

6:00 PM October 16 to 6:00 AM October 17, 1991.

GEAR

(2) Gill net gear shall be used as provided in WAC 220-36-015.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-36-02300I GRAYS HARBOR SALMON—FALL FISHERY. (91-111)

WSR 91-21-050
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
 [Filed October 15, 1991, 10:28 a.m.]

Original Notice.

Title of Rule: WAC 388-82-115 Categorically needy medical assistance eligibility.

Purpose: To incorporate changes of Omnibus Budget Reconciliation Act.

Statutory Authority for Adoption: RCW 74.08.090.

Statute Being Implemented: RCW 74.08.090.

Summary: Any person receiving supplemental security income/state supplement payment (SSI/SSP) and Title II disabled widows benefits (DWB) and meets certain other criteria remains eligible for Medicaid when they lose SSI/SSP eligibility due to receiving DWB, or receiving an increase in DWB.

Reasons Supporting Proposal: To incorporate a change in federal law changing an eligibility group.

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

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

Rule is necessary because of federal law, Omnibus Budget Reconciliation Act of 1990.

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Existing Rules: See above.

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

Hearing Location: OB-2 Auditorium, 12th and Franklin, Olympia, Washington, on November 26, 1991, at 10:00 a.m.

Submit Written Comments to: Troyce Warner, Chief, Office of Issuances, Department of Social and Health Services, Mailstop 5805, Olympia, Washington 98504, by November 26, 1991.

Date of Intended Adoption: December 10, 1991.

October 15, 1991

Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 2945, filed 3/1/90, effective 4/1/90)

WAC 388-82-115 CATEGORICALLY NEEDY MEDICAL ASSISTANCE ELIGIBILITY. The department shall classify as eligible for categorically needy medical assistance:

- (1) A client who:
 - (a) In August 1972, received:
 - (i) Old age assistance (OAA);
 - (ii) Aid to blind (AB);
 - (iii) Aid to families with dependent children (AFDC); or
 - (iv) Aid to the permanently and totally disabled (APTD); and
 - (b) Received retirement, survivors, and disability insurance (RSDI) benefits; and
 - (c) Is ineligible for OAA, AB, AFDC, or APTD solely because of the twenty percent increase in Social Security benefits under P.L. 92-336.
- (2) A client who:
 - (a) Was entitled to RSDI benefits in August 1972; and
 - (b) Is ineligible for AFDC, family independence program (FIP), or supplemental security income (SSI) solely because of the twenty percent increase in Social Security benefits under P.L. 92-336.
- (3) A family unit which becomes ineligible for AFDC before April 1, 1990, solely because of increased hours or increased income from employment shall remain categorically eligible for medical assistance (MA) for four calendar months beginning with the month of ineligibility provided:
 - (a) The family received AFDC in at least three of the six months immediately preceding the month of ineligibility; and
 - (b) A member of such family continues to be employed ~~((and~~
 - ~~((c) The department shall consider earned income tax credits (EITC) as income for purposes of this subsection)).~~
- (4) A current recipient of Title II, Social Security Administration (SSA) benefits who:
 - (a) Was a concurrent recipient of Title II and SSI benefits;

(b) Is ineligible for SSI benefits and/or state supplementary payments (SSP); and

(c) Would be eligible for SSI benefits if the following are deducted from the current Title II benefit amount:

(i) All Title II cost-of-living benefit increases under P.L. 94-566, Section 503 received by the recipient since termination from SSI/SSP; and

(ii) All Title II cost-of-living benefit increases received during the time period in (c)(i) of this subsection by the recipient's spouse and/or other financially responsible family member living in the same household.

(5) A recipient of SSI, after January 1, 1981, who continues to be eligible for medical assistance (MA) under P.L. 96-265 and 99-643.

(6) A pregnant woman, with no other eligible children, who is ineligible for AFDC cash assistance solely because she has not reached the sixth month of pregnancy.

(7) A client who is denied AFDC or FIP cash payments solely because of a departmental recovery of an overpayment.

(8) A child under seven years of age, who is born after September 30, 1983, and who meets the income and resource requirements of AFDC or FIP financial assistance.

(9) A family unit shall remain categorically eligible for medical assistance for nine calendar months beginning with the month of ineligibility for AFDC, when terminated before April 1, 1990, from AFDC financial assistance solely because of:

(a) The loss of the thirty dollars plus one-third exemption; or

(b) The thirty-dollar income exemption.

(10) A child, born to a woman eligible for and receiving medical assistance on the date of the child's birth, from the date of birth for a period of one year ~~((if~~

~~((a))) when the child remains a member of the mother's household((; and~~

~~((b) The mother remains eligible for medical assistance)).~~

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

(a) Received AFDC or FIP financial assistance in at least three of the six months immediately preceding the month of ineligibility; and

(b) Became ineligible for AFDC or FIP on or after August 16, 1984.

(12) A pregnant woman who does not meet the deprivation requirements of AFDC or FIP financial assistance if:

(a) She would meet the AFDC or FIP financial assistance income requirements if the number in the household is increased by one before being compared to the payment standard; and

(b) She meets the AFDC or FIP financial assistance resource requirements.

(13) An alien denied AFDC, FIP, or SSI cash assistance solely because of deeming of income of the alien's sponsors.

(14) A current disabled client receiving widow's or widower's benefits under section 202 (e) or (f) of the Social Security Act if the disabled client:

(a) Was entitled to a monthly insurance benefit for December 1983 under Title II of the Social Security Act ~~((for December 1983));~~

(b) Was entitled to and received a widow's or widower's benefit for January 1984 based on a disability under section 202 (e) or (f) of the Social Security Act ~~((for January 1984));~~

(c) Became ineligible for SSI/SSP in the first month in which the increase provided under section 134 of P.L. 98-21 was paid to the client;

(d) Has been continuously entitled to a widow's or widower's benefit under section 202 (e) or (f) of the act;

(e) Would be eligible for SSI/SSP benefits if the amount of that increase, and any subsequent cost-of-living increases provided under section 215(i) of the act, were disregarded;

(f) Is fifty through fifty-nine years of age; and

(g) Filed an application for Medicaid coverage before July 1, 1988.

(15) Effective ~~((July 1, 1988, a disabled or blind client))~~ January 1, 1991, any person receiving Title II ((disabled)) widow/widower benefits ~~((DWB))~~ under section 202 (e) or (f) of the SSA, if the ~~((client))~~ person:

(a) ~~((Is sixty through sixty-four years of age;~~

~~((b)))~~ Is not eligible for the hospital insurance benefits under Medicare ~~((Part A of Title XVIII))~~ ~~((benefits));~~

~~((c))~~ (b) Received SSI/SSP (~~(before sixty years of age)~~) payments in the month before receiving such Title II benefits;

~~((d))~~ (c) Became ineligible for SSI/SSP due to receipt of or increase in ~~((DWB))~~ such Title II benefits; and

~~((e))~~ (d) Would be eligible for SSI/SSP if the amount of ~~((the DWB))~~ such Title II benefits or increase in such Title II benefits under section 202 (e) or (f) of the SSA, and any subsequent cost-of-living increases provided under section 215(i) of the act were disregarded.

(16) A family unit suspended from FIP financial assistance because of increased earned income. This period of eligibility shall not exceed twelve months as determined by WAC 388-77-737.

(17) A family unit which becomes ineligible for FIP before April 1, 1990, solely because of increased hours of employment shall remain categorically eligible for medical assistance for four calendar months beginning with the month of ineligibility provided:

(a) The family unit received FIP in at least three of the six months immediately preceding the month of ineligibility;

(b) A member of such family continues to be employed.

(18) A disabled or blind client receiving Title II disabled adult childhood (DAC) benefits under section 202(d) of the SSA if the client:

(a) Has attained eighteen years of age;

(b) Lost SSI/SSP on or after July 1, 1988, due to receipt of or increase in DAC benefits; and

(c) Would be eligible for SSI/SSP if the amount of the DAC benefits or increase under section 202(d) of the SSA and any subsequent cost-of-living increases provided under section 215(i) of the SSA act were disregarded.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

WSR 91-21-051
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 3266—Filed October 15, 1991, 10:30 a.m., effective October 16, 1991, 12:01 a.m.]

Date of Adoption: October 15, 1991.

Purpose: To incorporate changes of the Omnibus Budget Reconciliation Act.

Citation of Existing Rules Affected by this Order: Amending WAC 388-82-115 Categorically needy medical assistance eligibility.

Statutory Authority for Adoption: RCW 74.08.090.

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

Reasons for this Finding: To incorporate a change in federal law changing an eligibility group.

Effective Date of Rule: October 16, 1991, 12:01 a.m.

October 15, 1991
Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 2945, filed 3/1/90, effective 4/1/90)

WAC 388-82-115 CATEGORICALLY NEEDY MEDICAL ASSISTANCE ELIGIBILITY. The department shall classify as eligible for categorically needy medical assistance:

(1) A client who:

(a) In August 1972, received:

(i) Old age assistance (OAA);

(ii) Aid to blind (AB);

(iii) Aid to families with dependent children (AFDC);

or

(iv) Aid to the permanently and totally disabled (APTD); and

(b) Received retirement, survivors, and disability insurance (RSDI) benefits; and

(c) Is ineligible for OAA, AB, AFDC, or APTD solely because of the twenty percent increase in Social Security benefits under P.L. 92-336.

(2) A client who:

(a) Was entitled to RSDI benefits in August 1972; and

(b) Is ineligible for AFDC, family independence program (FIP), or supplemental security income (SSI) solely because of the twenty percent increase in Social Security benefits under P.L. 92-336.

(3) A family unit which becomes ineligible for AFDC before April 1, 1990, solely because of increased hours or increased income from employment shall remain categorically eligible for medical assistance (MA) for four calendar months beginning with the month of ineligibility provided:

(a) The family received AFDC in at least three of the six months immediately preceding the month of ineligibility; and

(b) A member of such family continues to be employed (~~and~~

~~(c) The department shall consider earned income tax credits (EITC) as income for purposes of this subsection).~~

(4) A current recipient of Title II, Social Security Administration (SSA) benefits who:

(a) Was a concurrent recipient of Title II and SSI benefits;

(b) Is ineligible for SSI benefits and/or state supplementary payments (SSP); and

(c) Would be eligible for SSI benefits if the following are deducted from the current Title II benefit amount:

(i) All Title II cost-of-living benefit increases under P.L. 94-566, Section 503 received by the recipient since termination from SSI/SSP; and

(ii) All Title II cost-of-living benefit increases received during the time period in (c)(i) of this subsection by the recipient's spouse and/or other financially responsible family member living in the same household.

(5) A recipient of SSI, after January 1, 1981, who continues to be eligible for medical assistance (MA) under P.L. 96-265 and 99-643.

(6) A pregnant woman, with no other eligible children, who is ineligible for AFDC cash assistance solely

because she has not reached the sixth month of pregnancy.

(7) A client who is denied AFDC or FIP cash payments solely because of a departmental recovery of an overpayment.

(8) A child under seven years of age, who is born after September 30, 1983, and who meets the income and resource requirements of AFDC or FIP financial assistance.

(9) A family unit shall remain categorically eligible for medical assistance for nine calendar months beginning with the month of ineligibility for AFDC, when terminated before April 1, 1990, from AFDC financial assistance solely because of:

(a) The loss of the thirty dollars plus one-third exemption; or

(b) The thirty-dollar income exemption.

(10) A child, born to a woman eligible for and receiving medical assistance on the date of the child's birth, from the date of birth for a period of one year ((if:

(a)) when the child remains a member of the mother's household(~~;~~ and

(b) ~~The mother remains eligible for medical assistance~~)).

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

(a) Received AFDC or FIP financial assistance in at least three of the six months immediately preceding the month of ineligibility; and

(b) Became ineligible for AFDC or FIP on or after August 16, 1984.

(12) A pregnant woman who does not meet the deprivation requirements of AFDC or FIP financial assistance if:

(a) She would meet the AFDC or FIP financial assistance income requirements if the number in the household is increased by one before being compared to the payment standard; and

(b) She meets the AFDC or FIP financial assistance resource requirements.

(13) An alien denied AFDC, FIP, or SSI cash assistance solely because of deeming of income of the alien's sponsors.

(14) A current disabled client receiving widow's or widower's benefits under section 202 (e) or (f) of the Social Security Act if the disabled client:

(a) Was entitled to a monthly insurance benefit for December 1983 under Title II of the Social Security Act (~~(for December 1983)~~);

(b) Was entitled to and received a widow's or widower's benefit for January 1984 based on a disability under section 202 (e) or (f) of the Social Security Act (~~(for January 1984)~~);

(c) Became ineligible for SSI/SSP in the first month in which the increase provided under section 134 of P.L. 98-21 was paid to the client;

(d) Has been continuously entitled to a widow's or widower's benefit under section 202 (e) or (f) of the act;

(e) Would be eligible for SSI/SSP benefits if the amount of that increase, and any subsequent cost-of-living increases provided under section 215(i) of the act, were disregarded;

(f) Is fifty through fifty-nine years of age; and

(g) Filed an application for Medicaid coverage before July 1, 1988.

(15) Effective ~~((July 1, 1988, a disabled or blind client))~~ January 1, 1991, any person receiving Title II ((disabled)) widow/widower benefits ((DWB)) under section 202 (e) or (f) of the SSA, if the ~~((client))~~ person:

(a) ~~((Is sixty through sixty-four years of age;~~

~~(b)) Is not eligible for the hospital insurance benefits under Medicare ((Part A of Title XVIII((benefits)));~~

~~((c)) (b) Received SSI/SSP ((before sixty years of age)) payments in the month before receiving such Title II benefits;~~

~~((d)) (c) Became ineligible for SSI/SSP due to receipt of or increase in ((DWB)) such Title II benefits; and~~

~~((e)) (d) Would be eligible for SSI/SSP if the amount of ((the DWB)) such Title II benefits or increase in such Title II benefits under section 202 (e) or (f) of the SSA, and any subsequent cost-of-living increases provided under section 215(i) of the act were disregarded.~~

(16) A family unit suspended from FIP financial assistance because of increased earned income. This period of eligibility shall not exceed twelve months as determined by WAC 388-77-737.

(17) A family unit which becomes ineligible for FIP before April 1, 1990, solely because of increased hours of employment shall remain categorically eligible for medical assistance for four calendar months beginning with the month of ineligibility provided:

(a) The family unit received FIP in at least three of the six months immediately preceding the month of ineligibility;

(b) A member of such family continues to be employed.

(18) A disabled or blind client receiving Title II disabled adult childhood (DAC) benefits under section 202(d) of the SSA if the client:

(a) Has attained eighteen years of age;

(b) Lost SSI/SSP on or after July 1, 1988, due to receipt of or increase in DAC benefits; and

(c) Would be eligible for SSI/SSP if the amount of the DAC benefits or increase under section 202(d) of the SSA and any subsequent cost-of-living increases provided under section 215(i) of the SSA act were disregarded.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

WSR 91-21-052
NOTICE OF PUBLIC MEETINGS
HARDWOODS COMMISSION
 [Memorandum—October 9, 1991]

There will be a meeting of the Washington State Hardwoods Commission on October 30, 1991, at 10 a.m. until completed at the BAC Building, 919 Lakeridge Way, Olympia, WA.

WSR 91-21-053
PERMANENT RULES
GAMBLING COMMISSION
 [Order 228—Filed October 15, 1991, 11:20 a.m.]

Date of Adoption: October 11, 1991.

Purpose: To implement rules consistent with the recent legislative change to RCW 9.46.0331; and to implement rules used during test programs on permanent basis.

Citation of Existing Rules Affected by this Order: Amending WAC 230-02-110, 230-04-320, 230-08-017, 230-08-080, 230-12-300, 230-20-102, 230-20-246, 230-30-070, 230-30-102, 230-30-103, and 230-40-125.

Statutory Authority for Adoption: Chapter 9.46 RCW.

Pursuant to notice filed as WSR 91-17-048 on August 20, 1991.

Changes Other than Editing from Proposed to Adopted Version: Minor housekeeping changes.

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

October 14, 1991
 Sharon M. Tolton
 Rules Coordinator

NEW SECTION

WAC 230-02-512 COMMERCIAL AMUSEMENT GAME OPERATOR DEFINED. A commercial amusement game operator is any person or organization, other than a charitable or nonprofit organization, that receives revenue from the operation, rental, or lease, or otherwise shares in the proceeds of approved amusement games.

NEW SECTION

WAC 230-04-135 COMMERCIAL AMUSEMENT GAMES—LICENSE REQUIRED. (1) Prior to operating, renting, leasing, or otherwise sharing in the proceeds of amusement games at any location, commercial amusement game operators shall first obtain a license from the commission.

(a) Class A commercial amusement game licensees may operate amusement games at a single permanent location or allow a class B and above licensee to operate amusement games at their business premises.

(b) Class B and above commercial amusement game licensees may locate and operate amusement game at any location authorized by WAC 230-04-138 or rent,

lease, or sell amusement devices or amusement game equipment on a time basis to any licensed amusement game operator.

(2) In addition to the requirements for certification as set out in WAC 230-04-020 and all other sections of this title, applicants must provide the following additional information for each operating locations:

(a) All locations:

(i) A list of all locations and time and dates at which the activity will be operated;

(ii) When operated at a location not owned, rented, or leased by the applicant, written permission from the person, organization, county, city or town, or an authorized agent thereof, to locate and operate amusement games at that location;

(iii) A personal information form for all "adult supervisors," as required by WAC 230-20-680(2); and

(iv) A copy of any rental/lease agreement which allows operation of commercial amusement games at any location not owned or otherwise controlled by a licensee. The document must disclose full details of the rental/lease agreement, including any revenue sharing provisions, all costs to be shared, and any restrictions regarding the number of amusement games to be operated.

(v) Copies of any contract related to rental, lease, or purchase agreement of amusement game equipment.

(b) Permanent locations. In addition to the information required by subsection (2)(a) above, all applicants requesting to operate amusement games at locations authorized by WAC 230-04-138 (1)(f), (g), (h), (i), or (j) must provide details necessary to determine qualification of the location for operation of the activity and include the following minimum details:

(i) Amusement parks, as authorized by WAC 230-04-138 (1)(f): The number of mechanical or aquatic rides, theatrical productions, motion pictures, and slide show presentations available for the public;

(ii) Regional shopping center, as authorized by WAC 230-04-138 (1)(g): The size of the shopping center, in gross square feet not including parking areas.

(iii) Taverns and restaurant with cocktail lounges, as authorized by WAC 230-04-138 (1)(h): Washington State Liquor Control Board license number and expiration date, and a statement of whether minors are prohibited from all portions of the premises;

(iv) Movie theaters, bowling alleys, miniature golf course facilities, skating facilities, and amusement centers, as authorized by WAC 230-04-138 (1)(i): A complete description of the business activities conducted; and if an amusement center, the number of amusement devices and income derived from such devices and all other business activities conducted by the licensee during the last 12 months; and

(v) Family entertainment restaurants, as authorized by WAC 230-04-138 (1)(j): The number of amusement devices, theatrical productions, mechanical rides, motion pictures, and slide show presentation available for customers on a daily basis; and the amount of gross income generated from the entire business and that portion of gross income generated from food service for on-premises consumption.

(c) Limited duration locations. In addition to the information required by subsection (2)(a) above, all applicants requesting to operate commercial amusement games must receive written permission from the sponsor of any activity authorized by WAC 230-04-138 subsection (1)(a), (d), or (e) and submit an itinerary that includes planned operating dates for all locations at which the applicant plans operations during the year. This itinerary must be updated any time the dates of operation change.

NEW SECTION

WAC 230-20-700 COIN ACTIVATED AMUSEMENT GAMES—STANDARDS. All coin activated amusement games must have nonresetable coin-in meters, the removal or disconnection of which stops the play of the machine. The meter must be certified as accurate to within plus or minus 1 coin in 1,000 plays.

AMENDATORY SECTION (Amending Order 161, filed 9/15/86, effective 1/1/87)

WAC 230-02-110 GROSS GAMBLING RECEIPTS DEFINED. "Gross gambling receipts" means the monetary value that would be due to any operator of a gambling activity for any chance taken, for any table fees for card playing, ~~((or))~~ other fees for participation, or rent and lease fees for amusement games received by commercial amusement game operations, as evidenced by required records. The value shall be stated in U.S. currency, before any deductions for prizes or any other expenses. In the absence of records, gross gambling receipts shall be the maximum that would be due to an operator from that particular activity if operated at maximum capacity.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 140, filed 6/15/84)

WAC 230-04-320 CHANGE OF LOCATION. No change of location of licensed premises shall be made without the written consent of the commission. The fee for such change will be as required by WAC 230-04-201: PROVIDED, That persons operating amusement games under a ~~((special))~~ commercial amusement game license issued pursuant to WAC ((230-04-190(2))) 230-04-135 (2)(c) shall pay no fee for adding to or deleting from the list of locations for which that license was issued.

AMENDATORY SECTION (Amending Order 201, filed 11/27/89, effective 12/28/89)

WAC 230-08-017 CONTROL AND USE OF IDENTIFICATION AND INSPECTION SERVICES STAMPS. No punchboard, series of pull tabs, mechanical or electronic device for dispensing pull tabs ~~((or electronic crane game))~~ shall be sold or purchased for use within this state until an identification and inspection services stamp obtained from the commission has

been permanently and conspicuously affixed thereto. Once attached, such stamp shall not be removed, disfigured, or otherwise tampered with by any person. These stamps shall be attached and controlled in the following manner:

(1) Identification and inspection services stamps shall be sold only to licensed manufacturers. The fee charged for each stamp shall be twenty-five cents. After September 1, 1988, all punchboards and pull tabs series manufactured, if for sale in Washington state must have identification and inspection stamps plus records entry labels attached. Manufacturers who have identification and inspection services stamps on hand after September 1, 1988, which do not have records entry labels attached, will be afforded the opportunity to exchange these stamps, one for one and without cost by submitting them to the commission's Olympia headquarters office prior to October 1, 1988. After October 1, 1988, any stamps returned will be exchanged only after payment of a ten cent service charge, for each stamp as set out in WAC 230-30-018;

(2) Identification stamps shall only be affixed to punchboards, pull tab series flares~~((;))~~ and mechanical or electronic devices for dispensing pull tabs ~~((and electronic crane games))~~ in such a manner as to assure reasonable inspection without obstruction. If punchboards or pull tabs series flares are packaged with protective materials, after stamps are affixed, then the stamps shall be readily visible for inspection without removal of any portion of the protective packaging: Provided that when more than one device is packed in a shipping carton, this requirement shall not apply if the identification and service stamp numbers of all devices contained in the carton are printed or otherwise noted on the outside of the carton. Stamps and records entry labels shall be affixed only by licensed manufacturers in the following manner:

(a) On the reverse side of all punchboards in an area that will not obstruct removal of punches: Provided, that if sufficient space is not available on the reverse side, the records entry labels may be wrapped around and/or partially attached to the edge of a punchboard in a manner that will not obstruct display of prizes available or other information required by rules of the commission;

(b) On the face or reverse side of the flare for all pull tab series. If placed on the face, then they must be in an area that will not obstruct prizes available or any other information required by rules of the commission; and

(c) On the outside of the main body of pull tab dispensing devices, in an area that is not normally removed and replaced, and in a manner that will not obstruct the view of the pull tabs available for play. The records entry labels shall not be affixed to dispensing devices and may be discarded.

~~((d) On electronic crane games inside the prize area of the device in a location as approved by the commission staff:))~~

(3) Identification and inspection services stamps shall not be attached to punchboards, pull tab series flares~~((;))~~ or pull tab dispensing devices~~((; or electronic crane~~

games)) that do not comply with rules of the commission. Stamps shall not be affixed to any device prior to approval of the device by the commission.

AMENDATORY SECTION (Amending Order 157, filed 4/11/86)

WAC 230-08-080 DAILY RECORDS—BINGO. In addition to any other requirement set forth in these rules, licensees for the operation of bingo shall be required to prepare a detailed record covering each bingo session as defined in WAC 230-20-170: PROVIDED, That operators of bingo games conducted at qualified agricultural fairs and other special locations shall be exempt from this rule, but will be required to keep all operator records by location in order to properly report all information as required by WAC 230-08-250. This detailed daily record (~~((shall be recorded in a standard format prescribed by the commission;))~~) shall disclose the following information for each session (~~and be retained for a period of not less than three years~~):

(1) The gross gambling receipts collected for each separate type of sale, of any kind, for bingo games including, but not limited to, regular games, early bird games, blackout games, special games, or pick up games. These gross gambling receipts are to be supported by proper receipting records as required by WAC (~~(230-20-100)~~) 230-20-101.

~~((2) The amount paid out on each separate bingo game supported by the licensee's copy of the prize receipts issued as required by WAC 230-20-100. Where a prize is awarded other than cash, such as merchandise or a trip, the amount for such prize shall be its actual cost to the licensee. Each prize awarded other than cash shall be fully described in these records. PROVIDED, That a licensee may accrue special game prizes without issuing a prize receipt prior to awarding the actual prize if the following conditions are met:~~

~~(a) Prize receipts will be issued only when the prize is actually awarded;~~

~~(b) Full details of accrued prizes outstanding at the end of each calendar quarter, will be furnished on the licensee's activity report;~~

~~(c) Once an election is made to accrue prizes for a particular game, all increases to that prize must be accrued;~~

~~(d) Prizes must be accrued after the completion of each session in which they are increased;~~

~~(e) A reconciliation of the prize fund shall be made on each "Daily summary - Cash control" record;~~

~~(f) The amount of prize accrued shall be deposited in the gambling receipts account per WAC 230-12-020 (1)(a) and (d);~~

~~(g) The balance of the gambling receipts banking account shall not be reduced at any time below the amount of prizes accrued and currently being offered. PROVIDED, That accrued prizes may be transferred to a special bank account, for this purpose, if the balance is maintained at a level equal to or greater than the amount of prizes accrued and currently being offered; and~~

~~(h) In the event management elects to discontinue games for which prizes have been accrued, the operator~~

~~shall amend all activity reports and tax returns previously submitted to reflect the actual prizes awarded;))~~

(2) The amount paid out or accrued for prizes awarded for each bingo game. Each session record shall contain the following minimum information regarding prizes awarded:

(a) The game number;

(b) The dollar amount or the actual cost of each prize;

(c) A complete description of all non-cash prizes;

(d) The consecutive number of the prize receipt issued for each prize;

(e) The duplicate copy of the prize receipt issued for all prizes awarded during the session;

(f) The check number of all checks used to pay winners of bingo games: PROVIDED, That if the payment must be made by check under the guidelines of WAC 230-20-102 (1)(c), the duplicate copy must be maintained as a part of the session records; and

(g) Full details of prizes accrued.

(3) A statement of the daily net gambling receipts from the licensed activity accruing to the organization, supported by a validated copy of the bank deposit receipt.

(4) The cash on hand at the commencement and the conclusion of each session, along with a reconciliation of cash to the daily net gambling receipts for each session. Steps taken to reconcile ((Θ)) overages and/or shortages that ((exceeding)) exceed \$10.00 ((are to be explained)) for any session must be documented.

(5) An attendance record indicating the number of people participating and the time the attendance count was made. ~~((Items 1 through 5 shall be recorded during the course of each session and this record shall be signed immediately following its completion by the person or persons preparing the daily record and by the bingo manager responsible for the session;))~~

(6) All bingo numbers or symbols selected and called during each game that offers a prize that exceeds \$200. The numbers or symbols shall be recorded in the sequence selected. A computer generated "Call sheet" may be used in lieu of a manual record if a print-out of results is made: PROVIDED, That the director may approve use of a video recording of the game in lieu of maintaining a "call sheet" if:

(a) Each session is recorded on a separate tape and tapes are labeled to allow identity of a specific session;

(b) The quality of the recording allows an observer to note all details of numbers or symbols selected;

(c) The recording includes the audio portion of the game generated by the caller;

(d) The video recorder has a tape position indicator function and the approximate tape position is recorded for each game for which a prize of greater than \$200 is awarded;

(e) The time and date of the game are an integral part of the recording and displayed in conjunction with the events being recorded;

(f) The number of the game is recorded at the start of each game; and

(g) Tapes are maintained for at least six months.

(7) The winning card or face number(s) for each individual prize awarded that exceeds \$200: PROVIDED,

That if the game is played using disposable cards, the winning card or sheet of cards may be retained in lieu of the card numbers.

(8) A copy of the schedule of the games to be played and prizes available for the session; PROVIDED, That if the record is annotated with the effective dates of each game schedule, it may be maintained separately and updated only when a change occurs. Any changes to the advertised and printed game and prize schedule, that occur during a session, must be noted in the session records and verified by the signature of the bingo manager supervising the session and another bingo worker on duty during the session.

(9) All session records must be reviewed for accuracy and signed immediately following completion by the bingo manager responsible for supervising the session.

(10) All records required by this section shall be:

(a) Recorded in a standard format prescribed by the commission;

(b) Recorded during the course of each session; and

(c) Retained for a period of not less than three years.

AMENDATORY SECTION (Amending Order 60, filed 9/10/76)

WAC 230-12-300 RESIDENT AGENT TO BE APPOINTED BY FOREIGN MANUFACTURERS, ((AND)) DISTRIBUTORS, AND COMMERCIAL AMUSEMENT GAME OPERATORS. ((Each manufacturer and each distributor selling or distributing punchboards, pull tabs, or pull tab dispensing devices in this state, or for use within this state, that is not a Washington resident or Washington corporation shall designate a natural person who is a resident and living in the state of Washington and who is eighteen years of age or older as a resident agent for the purpose of receipt and acceptance of service of process and other communications on behalf of the manufacturer or distributor.))

(1) All manufacturers, distributors or class B or above commercial amusement game operators engaged in the following activities within this state, or for use in this state, that do not own or otherwise maintain a business office or licensed premises within this state shall appoint a resident agent for the purpose of receipt and acceptance of service of process and other communications on their behalf from the commission:

(a) Manufacturing, selling or distributing gambling supplies or equipment; and

(b) Renting or leasing of commercial amusement games and equipment.

(2) The resident agent shall be a natural person who is a resident and living in the state of Washington and who is eighteen years of age or older.

(3) The name and business address where service of process and delivery of mail can be made, and home address of such designated resident agent shall be filed with the commission and with any other state agency required by law.

AMENDATORY SECTION (Amending Order 218, filed 11/26/90, effective 12/27/90)

WAC 230-20-102 BINGO PRIZES—RECORD OF WINNERS. All payments of prizes for bingo games shall be accounted for ((by use of a written receipt;)) and documented in a manner that affords independent verification of the amount paid and the fact of distribution to winners. PROVIDED, That Class A and B bingo licensees, organizations conducting bingo under the provisions of RCW 9.46.0321, and bingo activities conducted at a qualified agricultural fair are exempt from all portions of this rule if the requirements of WAC 230-08-015 are followed. Payment of all prizes shall be documented using the following procedures:

((1) Each winner shall be required to provide proof that they have purchased the winning bingo card. The licensee shall review the prize winner's income receipt and determine that the player has properly purchased all cards played during the games, including the winning card;

(2) Each prize winner shall be positively identified. The licensee shall require such proof of identification as is necessary to establish the prize winner's identity prior to paying any prize. The winner is responsible for furnishing proof to the licensee that all information required by this rule is true and accurate. Prizes may be withheld until the winner has provided adequate identification:

(3) Receipts used to record prizes awarded at bingo games shall be printed by a commercial printer and meet the following standards:

(a) Receipts must be manufactured of two-part, self-duplicating paper that provides for an original and a duplicate copy;

(b) Receipts shall be imprinted with the name of the licensee and a consecutive ascending number that does not repeat in at least 100,000 occurrences. PROVIDED, That Class E and smaller licensees may utilize receipts that are not imprinted with the licensee's name and which the consecutive number does not repeat in at least 1,000 occurrences;

(c) Each receipt shall provide space for the licensee to record the following information:

(i) The date;

(ii) The game number;

(iii) The true name and address of the winner of the prize;

(iv) A description of the prize won and the licensee's cost of such prize; and

(v) The initials of the bingo worker verifying the winning card.))

(1) A prize receipt shall be completed for each prize awarded at bingo games. The following minimum information shall be recorded for each prize awarded:

(a) The date;

(b) The game number;

(c) The complete name and address of the winner: PROVIDED, That an address is not required if the following control procedures are followed:

(i) Prizes greater than \$300 are paid by check or a combination of cash or check;

(ii) Checks must be drawn on the licensee's gambling bank account;

(iii) Checks will be made payable only to the winner: PROVIDED, That checks for prizes won by players under age 18 may be made payable to the guardian or immediate family member accompanying the player;

(iv) The game number and prize receipt number shall be notated on the check;

(v) Checks used must be of a type that provides a duplicate copy. The copies become a part of the daily bingo records and must be maintained as such;

(vi) All original checks must be returned by the bank to the licensee. Original checks shall be available for inspection upon demand by the commission; and

(vii) Checks drawn on the licensee's gambling account shall not be cashed or otherwise redeemed by the licensee or on the licensee's premises;

(d) The dollar amount of the prize or the licensee's cost of noncash prizes;

(e) A full description of all noncash prizes;

(f) The check number, if any portion of the prize is paid by check; and

(g) The initials of the bingo worker making the payout and the cashier making the payment.

(2) Prize receipts shall be printed by a commercial printer and meet the following standards:

(a) Manufactured of two-part, self-duplicating paper that provides for an original and a duplicate copy;

(b) Imprinted with the name of the licensee and a consecutive ascending number that does not repeat in at least 100,000 occurrences: PROVIDED, That Class E and smaller licensees may utilize receipts that are not imprinted with the licensee's name and which the consecutive number does not repeat in at least 1,000 occurrences; and

(c) Provide space for the licensee to record the information required by subsection (1) above.

~~((4))~~ (3) Prize receipts shall be consecutively issued in an ascending order. Prize receipts bearing a number below the highest number issued during a session shall be voided and retained with the daily records.

~~((5))~~ (4) The original of each prize receipt shall be given to the winner and a duplicate copy shall be retained by the licensee as a part of its records for a period of not less than three years.

~~((6))~~ (5) All prize receipts purchased or otherwise obtained must be accounted for by the licensee. Prize receipts purchased or otherwise obtained by the licensee ~~((after June 30, 1991))~~ shall be documented on a vendor's invoice. This invoice, or a photo-copy thereof, shall be maintained on the premises and available for inspection by commission staff. The following information shall be documented on the purchase invoice:

(a) Name of the vendor;

(b) Name of the purchasing organization;

(c) Date of purchase;

(d) Number of receipts purchased; and

(e) The beginning and ending receipt number.

(6) Increases to the prize pool for progressive prize type games may be accrued and treated as prizes awarded during the current session if the following conditions are met:

(a) Prize receipts will be issued only when the prize is actually awarded;

(b) Full details of accrued prizes outstanding at the end of each calendar quarter, will be furnished on the licensee's activity report;

(c) Once an election is made to accrue prizes for a particular game, all increases to that prize must be accrued;

(d) Prizes must be accrued after the completion of each session in which they are increased;

(e) A reconciliation of the prize fund shall be made on each "Daily summary - Cash control" record;

(f) The amount of prize accrued shall be deposited in the gambling receipts account per WAC 230-12-020;

(g) The balance of the gambling receipts banking account shall not be reduced at any time below the amount of prizes accrued and currently being offered: PROVIDED, That accrued prizes may be transferred to a special bank account, for this purpose, if the balance is maintained at a level equal to or greater than the amount of prizes accrued and currently being offered; and

(h) In the event management elects to discontinue games for which prizes have been accrued, the operator shall amend all activity reports and tax returns previously submitted to reflect the actual prizes awarded.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 218, filed 11/26/90, effective 12/27/90)

WAC 230-20-246 MANNER OF CONDUCTING BINGO. The conducting of a bingo game shall include, but is not limited to, the following rules:

(1) All sales of bingo cards shall take place upon the premises during or immediately preceding the session for which the card is being sold;

(2) Bingo cards shall normally be sold and paid for prior to the start of a specified game or specified number of games. Cards may be sold after the start of a game, or number of games, if the late sale does not allow any player an advantage over any other player;

(3) No operator shall reserve, or allow to be reserved, any bingo card for use by players except braille cards or other cards for use by legally blind or disabled players;

(4) Legally blind players may use their personal braille cards when a licensee does not provide such cards. The licensee shall have the right to inspect, and to reject, any personal braille card. A legally blind or disabled person may use a braille card or reserved hard card in place of a purchased throwaway;

(5) If a licensee has duplicate cards in play, he shall conspicuously post that fact or notify all players;

(6) No two or more sets of disposable cards can be used at the same time if they have identical series numbers;

(7) All cards sold to participate for a specific prize or set of prizes shall be sold for the same price and be distinct and readily distinguished from all other cards in play: PROVIDED, That similar cards used to participate for the same prize or set of prizes may be sold at a

discount which is based solely on volume if each separate discount price is recorded using a separate sales identification code and records provide for an audit trail;

(8) Immediately following the drawing of each ball in a bingo game, the caller shall display the symbol and/or number on the ball to the participants;

(9) The symbol and/or number on the ball shall be called out prior to the drawing of any other ball;

(10) After the symbol and/or number is called, the corresponding symbol and/or number on the licensee's flashboard, if any, shall be lit for participant viewing;

(11) A game ends when a specific pattern has been achieved by a player or a specific number of symbols and/or numbers has been called. Each game shall be played using a separate selection process: PROVIDED, That the same or a continuing selection process may be used to play the following games:

(a) Interim or "on-the-way" games; and

(b) Games for which cards are sold for different prices and players win a different prize depending on the price they pay to play.

(12) No bingo game shall be conducted to include a prize determined other than by the matching of symbols and/or numbers on a bingo card with symbols and/or numbers called by the licensee, in competition among all players in a bingo game. ~~((Provided))~~ PROVIDED, ~~((t))~~ That the following activities are considered bingo games when conducted during a bingo occasion and prizes are determined through equal competition among all players paying to participate in that session:

(a) Drawing. Each licensee shall be allowed to award prizes during each bingo session that is determined by a drawing if:

(i) Tickets or other facsimiles used to enter such drawings shall only be awarded to players purchasing cards to play in bingo games;

(ii) A record shall be completed setting out the criterion for granting tickets, the number of tickets awarded during each session, the winning ticket, and all details required by WAC 230-08-080 and ~~((230-20-100))~~ 230-20-102. Such record shall be maintained as a part of the daily bingo records;

(iii) Prizes awarded for drawings are limited to maximum of ~~((500))~~ \$1,000 during any calendar month;

(iv) All prizes awarded are considered bingo game prizes for purposes of prize payout and net income regulation;

(b) Creativity and originality contests (competition to determine the best costume, flower arrangement, cake decorating, ugliest tie, or other activities requiring skill or original thought). A bingo licensee may conduct contests in which players may demonstrate their creativity and originality skills on up to four occasions annually. The following rules must be observed in conducting these contests:

(i) The total value of prizes shall not exceed \$500 during any occasion;

(ii) Only players who have paid to participate in bingo games during the current session may participate in the contest;

(iii) A record shall be completed for each contest setting out the criterion for selecting the winners, the number of participants in the contest, and all details required by WAC 230-08-080 and ~~((230-20-100))~~ 230-20-102. Such records shall be maintained as a part of the daily bingo records;

(iv) All prizes awarded are considered bingo game prizes for purposes of prize payout and net income regulation;

(13) The amount of a prize or prizes available for each bingo game shall be established and disclosed to bingo players prior to their purchase of a chance to participate in a bingo game. The amount of a prize may also be determined during the game, using standard bingo equipment and cards if:

(a) A minimum prize is established and disclosed;

(b) All rules of the game are explained in detail to the players; and

(c) All requirements of WAC 230-20-010 are met before cards are purchased.

The director may grant approval of the use of other schemes to determine the dollar amount of a bingo prize after cards are purchased if such schemes:

(i) Contain control factors necessary for commission audit;

(ii) ~~((a))~~ Are determined to be primarily of an entertainment nature;

(iii) ~~((d))~~ Do not grant an unfair competitive advantage to any licensee; and

(iv) ~~((d))~~ Do not act to defraud the public.

(14) Immediately upon a bingo player declaring a winning combination of letters and numbers, the winning card shall be verified by a game employee and at least one neutral player;

(15) Upon a bingo player declaring a winning bingo, the next ball out of the machine shall be removed from the machine prior to shutting the machine off and shall be the next ball to be called in the event the declared winning bingo is not valid;

(16) After a winning bingo is validated, the prize shall be awarded ~~((m))~~ using the following ~~((manner))~~ procedures:

(a) Each winner shall be required to provide proof that they have purchased the winning bingo card. The licensee shall review the prize winner's income receipt and determine that the player has properly purchased all cards played during the games, including the winning card;

(b) Each prize winner shall be positively identified. The licensee shall require such proof of identification as is necessary to establish the prize winner's identity prior to paying any prize. The winner is responsible for furnishing proof to the licensee that all information required by this rule is true and accurate. Prizes may be withheld until the winner has provided adequate identification;

~~((a))~~ (c) The prize shall be awarded and a ~~((A))~~ record ~~((of the prize awarded shall be))~~ made by completing a prize receipt as required by WAC 230-08-080 and 230-20-102. A complete address and tax payer identification number should be recorded for each prize valued at \$1,200 or more; ~~((The winner's identity shall~~

be verified and the proper name recorded upon the receipt. Provided, that from October 1, 1989~~(([,]))~~, until December 31, 1991~~(([,]))~~, the commission shall conduct a test of an alternative method of maintaining a record of bingo game winners for not more than 100 licensees, all of which receive written permission from the director. During this test~~(([,]))~~, all winners of cash prizes, greater than two hundred dollars~~(([,]))~~, shall be made by payment of a check. The check shall act as a record of the prize awarded. Participants in the test shall use the following control procedures:

(i) Checks must be drawn on the licensee's gambling bank account;

(ii) Checks used must be of a type that provides a duplicate copy. The copies become a part of the daily bingo records and must be maintained as such;

(iii) All original checks must be returned by the bank to the licensee. Original checks shall be available for inspection upon demand by the commission;

(iv) Checks will be made payable only to the winner;

(v) The winning card number, the game number and, if the licensee conducts more than one session a day, the session shall be notated on the check. Provided, that these items may be omitted from the check if a prize record, as prescribed in subsection (viii) below is completed;

(vi) Checks drawn on the licensee's gambling account shall not be cashed or otherwise redeemed by the licensee or concession on the premise;

(vii) Prize winners of two hundred dollars or less may be paid in cash. Provided, that prizes greater than \$200 may be paid by combination of a check and cash of \$200 or less. If the payment is split, the licensee must prepare a prize record and document all details of the payment, including the check number;

(viii) A prize record will be completed for all prizes paid by cash. The prize record shall be a two-part receipt made of self duplicating paper that provides an original and a duplicate copy. The original shall be given to the customer and the duplicate copy maintained as a part of the daily bingo records. The licensee will record the following on the prize record: The winner's name; the game number; the date; the session, if more than one session is conducted in a day; the number of the winning card; the amount won for each specific game; and the check number, if the prize was paid by a combination of cash and check. This record shall be initialled by the bingo worker who verifies the winning card and the cashier making the payment;

(ix) A call sheet shall be maintained documenting all numbers called during a game and the sequence they are called. Provided, that a video recording of the game may be used in lieu of maintaining a call sheet and documenting the winning card number required by subsections (v) and (viii) above if: Each session is recorded on a separate tape or the breaks between sessions are identified by a count function that allows location of a specific session without viewing the entire tape; the quality of the recording must allow for an observer to note all

details of numbers selected, winning card numbers, and the numbers marked by a player; the time and date of the game are an integral part of the recording and displayed in conjunction with the events being recorded; the number of the game is recorded at the start of each game; and tapes are maintained for at least six months;

(x) When disposable cards (throwaways) are used to conduct games, all winning cards or sheets of cards for prizes of over \$100 must be retained as a part of the daily bingo records. Provided, that this requirement applies only to final prizes and does not apply to interim or "on the way" games. The bingo worker who verifies the winning combination and the cashier who makes payment of the prize shall initial the card;

(xi) When merchandise prizes valued less than \$1,200.00 are awarded, a description of the prize together with the name of the winner will be included with the bingo daily record; and

(xii) A copy of the game and prizes available schedule shall be included as a part of the bingo daily record;))

((b) All prizes shall be awarded by the end of the related session:

(c) All merchandise offered as prizes to bingo players shall have been paid in full, without lien or interest of others, prior to the merchandise being offered as a prize. Provided, that the licensee may enter into a contract to immediately purchase the merchandise when it is awarded as a prize, with the contract revocable if prize winners are allowed to exercise an option to receive a cash prize or the prize is no longer offered;))

(d) All prizes for a particular game must be available prior to starting the game and shall be awarded by the end of the related session;

(e) All merchandise offered as prizes to bingo players shall have been paid in full, without lien or interest of others, prior to the merchandise being offered as a prize: PROVIDED, That the licensee may enter into a contract to immediately purchase the merchandise when it is awarded as a prize, with the contract revocable if prize winners are allowed to exercise an option to receive a cash prize or the prize is no longer offered.

(17) Licensees may award promotional gifts to bingo players on up to six occasions annually if:

(a) Only merchandise with a cost to the licensee of no more than two dollars per gift, are awarded;

(b) A record shall be completed for each session setting out the criterion for selecting the recipients, the number of gifts and total cost of the gifts. Such records shall be maintained as a part of the daily bingo records; and

(c) All gifts purchased are considered bingo game prizes for purposes of prize payout and net income regulation;

(18) No operator shall engage in any act, practice~~(([,]))~~, or course of operation as would operate as a fraud to affect the outcome of any bingo game.

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

AMENDATORY SECTION (Amending Order 218, filed 11/26/90, effective 12/27/90)

WAC 230-30-070 CONTROL OF PRIZES. All prizes from the operation of punchboards and pull tabs shall be awarded in cash or in merchandise.

(1) Prizes shall be cash or merchandise only. Prizes may not involve the opportunity of taking an additional chance or chances on another punchboard or of obtaining another pull tab or pull tabs. Where the prize involves the opportunity to punch again on the same punchboard, a prize must be awarded for each such punch which is not less than the highest amount of money, or worth not less than the most valuable merchandise prize, which might otherwise have been won by the punch for which the opportunity to take the second punch was awarded. Each such board must clearly indicate on its face the terms and conditions under which the opportunity to obtain the second, or step-up punch, may be obtained and the prizes which may be won by the step-up punch.

(2) Display of prizes:

(a) All prizes shall be displayed in the immediate vicinity of the punchboard or pull tab device and such prizes shall be in full view of any person prior to that person purchasing the opportunity to play.

(b) When the prize is cash it shall be displayed as follows:

(i) If the punchboard or pull tab series contains the opportunity to win both cash and merchandise prizes, the money itself shall not be displayed, but a coupon designating the cash available to be won shall be substituted; and

(ii) If the only prizes which may be won are cash prizes, they shall be clearly and fully described or represented by a coupon displayed upon the prize flare attached to the face or displayed in the immediate vicinity of the pull tab dispensing device.

(c) The licensee shall display prizes so arranged that a customer can easily determine which prizes are available from any particular punchboard or pull tab series or device operated or located upon the premises.

(d) Upon determination of a winner of a merchandise prize, the licensee shall immediately remove that prize from any display and present it to the winner.

(e) Upon determination of a winner of any cash prize of five dollars or more, or of any merchandise prize with a retail value of five dollars or more, but prior to award of the prize, the licensee shall conspicuously delete all references to that prize being available to players from any flare, punchboard or pull tab dispensing device upon which such reference may appear, and from any other list, sign, or notice which may be posted, in such a manner that all future customers will know the prize is no longer available. The prize shall then be paid or delivered to the winner forthwith.

(3) Payment of prizes. The licensee must pay or award to the customer or player playing the punchboard or pull tab series all such prizes that have not been deleted from the flare of the punchboard or pull tab series when the punchboard or pull tab series is completely played out.

(4) Cash in lieu of merchandise prizes. No licensee shall offer to pay cash in lieu of merchandise prizes which may be won.

(5) Record of winners:

(a) When any person wins a cash prize of over twenty dollars or wins a merchandise prize with a retail value of more than twenty dollars from the play of any punchboard or pull tab series, the licensee or licensee's representative shall make a record of the win. ~~((The record of the win shall be made in a standard format prescribed by the commission and shall disclose at minimum the following information:))~~ The record of the win shall be made in the following manner:

~~((i) The Washington state identification stamp number of the punchboard or pull tab series from which the prize was won;~~

~~((ii) The series number of the pull tab series or punchboard from which the prize was won;~~

~~((iii) The name of the punchboard or pull tab series;~~

~~((iv) The date the pull tab series or punchboard was placed out for play;~~

~~((v) The date the pull tab series or punchboard was removed from play;~~

~~((vi) The month, day and year of the win;~~

~~((vii) If the prize is cash, the amount of the prize won;~~

~~((viii) If the prize is merchandise, a description of the prize won and its retail value;~~

~~((ix) The printed full name of the winner;~~

~~((x) The current address of the winner which will include the street address, the city and the state.~~

~~((xi) It shall be the responsibility of the licensee to determine the identity of the winner and the licensee shall require such proof of identification as is necessary to properly establish the winner's identity. The licensee shall require the winner to sign his name in ink on the winning pull tab being presented for payment. The licensee shall not pay out any prize unless and until the winner has fully and accurately furnished to the licensee all information required by this rule to be maintained in the licensee record of the win.~~

~~((b) From October 1, 1989, until December 31, 1991, the commission shall conduct a test of an alternative method of maintaining a record of winners. This test shall not include more than 100 licensees, all of which receive written permission from the director. Charitable or nonprofit licensees participating in this test shall be prohibited from intermingling of funds allowed by WAC 230-08-010(6) and must deposit funds separately and intact as set out in WAC 230-12-020. All participants shall adhere to alternative requirements for retention of winning tabs or punches required by subsection (6) of this rule and WAC 230-30-072. In addition, effective October 1, 1990, all participants shall use only pull tabs that utilize a secondary verification code to prohibit counterfeiting on tabs that award prizes greater than \$20.00. Such codes shall be approved by the director prior to use within this state. Punchboards are exempt from the secondary verification code requirements. During the period of the test when a person wins a cash prize of over twenty dollars or a merchandise prize with a retail value of more than twenty dollars, the following alternative winners record procedures shall apply:))~~

(i) The winners shall be required to print their name and date of birth, in ink, upon the side of the winning punch or tab opposite the winning symbol(s);

(ii) The licensee or their representative shall then verify the winner's identity and record the date and initial the winning punch or tab.

(iii) If the pull tab or punch is constructed or printed in such a manner as to preclude recording the information required in (i) and (ii) above in a legible manner, the licensee may record the required information on a sheet of paper not less than three inches by five inches and staple the winning tab or punch thereto.

(6) Retention of records. Every licensee shall keep the record of all prizes awarded in excess of twenty dollars, containing all of the information required in subsection (5) above, and all winning pull tabs or punchboard punches for a period of at least four months following the last day of the month in which it was removed from play and shall display the same to any representative of the commission or law enforcement officials upon demand.

(7) Defacing winning punches or tabs. The licensee shall, within twenty-four hours after a winning pull tab or punch of five dollars or more has been presented for payment, mark or perforate the winning symbols in such a manner that the pull tab or punch cannot be presented again for payment.

(8) Value of merchandise prizes. For purposes of this rule, the retail value of a merchandise prize shall be the amount actually paid therefor by the licensed operator plus 50 percent of that actual cost.

(9) Spindle, banded, or "jar" type pull tabs played in a manner which awards merchandise prizes only. Pull tab series which award only merchandise prizes valued at no more than five dollars, are hereby permitted to employ schemes whereby certain predesignated pull tabs are free or the player is otherwise reimbursed the actual cost of said pull tabs. Flares for spindle-type pull tabs operated in this manner shall designate the total number of pull tabs in the series and the total number of pull tabs designated as free or reimbursable. Free or reimbursable pull tabs in these types of pull tab series shall not constitute a prize or prizes nor shall monies collected and later reimbursed constitute revenue for the purposes of determining gross receipts.

AMENDATORY SECTION (Amending WSR 90-21-053, filed 10/15/90, effective 11/15/90)

WAC 230-30-102 PULL TAB SERIES ASSEMBLY AND PACKAGING. (1) Manufacturers of pull tabs shall manufacture, assemble, and package each pull tab series in one container and in such a manner that none of the winning pull tabs, nor the location or approximate location of any of the winning pull tabs can be determined, in advance of opening the pull tabs in any manner or by any device, including but not limited to any pattern in manufacture, assembly, packaging, markings, or by the use of a light.

(2) ~~((Effective April 1, 1991, w))~~ Winning pull tabs shall be distributed and mixed among all other pull tabs

in a series so as to eliminate any pattern as between series, or portions of series, from which the location or approximate location of any of the winning tabs may be determined. The pull tab series must be assembled so that no placement of winners or losers exist that allows the possibility of prize manipulation or "pick out." ~~((Effective April 1, 1991, m))~~ Manufacturers shall not manufacture or offer for sale in Washington any pull tab series in which the winning pull tabs are not distributed and mixed among all other pull tabs in that series. ((The director may authorize manufacturers up to sixty additional days to sell existing inventory when justified. Manufacturers shall assemble pull tabs series so that general locations, such as the ends of rows, center of rows or complete rows are NOT void of winning pull tabs. For the purpose of this rule, it shall be prima facie evidence that a pattern exists between series or portions of series as to the winning pull tabs if tests of ten or more pull tabs series by this agency reveal any of the following:

~~(a) One high tier winner located in the same general location in at least seventy percent of the series examined;~~

~~(b) Two high tier winners located in the same general location in at least fifty percent of the series examined;~~

~~(c) Three or more high tier winners located in the same general location in at least thirty percent of the series examined; or equal numbers of high tier winners in each row of a series in at least thirty percent of the series examined;~~

~~(d) No winning pull tab in a specific row in at least seventy percent of the series examined;~~

~~(e) No winning pull tab in a general location at the end of each row in at least seventy percent of the series examined;~~

~~(f) No winning pull tab in a section of a row containing 150 pull tabs in one hundred percent of the series examined;~~

~~High tier winning pull tabs shall be \$25.00 or more and general location shall mean a range of 50 pull tabs or less.~~

~~If there are not winning pull tabs of \$25.00 or higher in the series, then the two highest tier winning pull tabs in that series must comply with paragraphs (a) through (f).~~

~~(3) Pull tabs packaged in bags rather than boxes shall be subject to the above requirements. In order to test for compliance bagged pull tabs will be divided into horizontal or vertical rows and then measured against the above criteria:))~~

(3) Manufacturers will mix pull tabs prior to placing them in their final packing container. The mix shall insure that pull tabs are separated from the original collated row position and dispersed amongst all rows in the final packing container.

(4) Each series of pull tabs shall contain a packing slip placed inside the package containing the name of manufacturer, series number, date the series was packaged, and the name or identification of the person who packaged the series: PROVIDED, That this information may be printed on the back of the flare or the outside of

the package, box or container in which the pull tabs are packed.

~~((5))~~ ~~(Effective October 1, 1990, m)~~ Manufacturers of pull tabs shall print on the outside of the die cut box, package or other container of pull tabs the following message "Washington State law requires that pull tabs NOT sold through a mechanical pull tab dispensing device must be removed from the packaging container and mixed before selling to the public. Failure to remove and mix pull tabs from a packaging container may result in a minimum five day suspension of a license for each series not mixed." PROVIDED, That the above information may be printed on a crack and peel sticker and placed on the outside of the die cut box, package or other container of pull tabs. The above information may be printed on a colored packing slip and placed inside the package of pull tabs.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 169, filed 7/14/87)

WAC 230-30-103 STANDARDS FOR CONSTRUCTION OF PULL TABS. (1) All pull tabs manufactured for use in the state of Washington after January 1, 1992 shall utilize a secondary verification code to prohibit counterfeiting on tabs that award prizes greater than \$20.00. Such codes shall be approved by the director prior to use within the state. Punchboards are exempt from the secondary verification code requirements.

(2) Pull tabs shall be constructed so that it is impossible to determine the covered or concealed number, symbol, set of symbols, or game protection on the pull tab until it has been dispensed to and opened by the player, by any method or device, including but not limited to, the use of a marking, variance in size, variance in paper fiber, or light.

~~((2))~~ (3) All pull tabs, except banded and latex covered pull tabs, will be constructed using a two or three ply paper stock construction.

~~((3))~~ (4) The manufacturer shall conspicuously print on the face or cover sheet the series number and the name of the manufacturer or label or trademark identifying the manufacturer. On banded pull tabs, the series number and the name of the manufacturer or label or trademark identifying the manufacturer shall be printed so both are readily visible prior to opening the pull tab.

~~((4))~~ (5) The cover sheet shall be color coded when individual series numbers are repeated and may show the consumer how to open the pull tab to determine the symbols or numbers. The cover sheet will contain perforated and/or clean-cut openings centered over the symbols or numbers on the back of the face sheet in such a manner as to allow easy opening by the consumer after purchase of the pull tabs, while at the same time, not permitting pull tabs to be opened prematurely in normal handling. Perforation should exist on both horizontal lines of the opening with either perforated or clean-cut on the vertical or elliptical line where the tab must be

grasped for opening after bending the edge of ticket down. On latex covered pull tabs, either the face or back of the pull tab shall be color coded when individual series numbers are repeated and may show the consumer how to remove the latex to determine the symbols or numbers. On banded pull tabs, the paper stock shall be color coded when individual series numbers are repeated.

~~((5))~~ (6) Pull tabs will be glued or sealed so that it is impossible to determine the covered or concealed numbers, symbol or set of symbols on the pull tab until it has been dispensed to and opened by the player.

~~((6))~~ (7) Thickness.

(a) Vendable pull tabs. Defined as pull tabs that are sold out of mechanical pull tab dispensing devices approved for such use in this state by the Washington state gambling commission.

(i) Single opening and double sided tabs. The overall bulk thickness of the pull tab shall be .045 inches plus or minus .003 inches.

(ii) Multiple opening tabs. The overall bulk thickness of the pull tab shall be .026 inches plus or minus .002 inches.

(b) Nonvendable pull tabs. Defined as pull tabs that cannot be sold out of mechanical pull tab dispensing devices approved for use in this state by the Washington state gambling commission. Nonvendable pull tabs may be dispensed from fishbowls, receptacles, packing boxes or spindles. Manufacturers may use any thickness, provided they comply with all other rules of the commission.

(c) All pull tabs within a single pull tab series shall be of the same thickness.

~~((7))~~ (8) Length and width.

(a) Vendable pull tabs.

(i) Single opening and double sided tabs shall be 1 7/8 inches x 1 inch plus or minus 1/8 inch.

(ii) Multiple opening tabs shall be 3 1/2 inches by 1 7/8 inches plus or minus 1 inch.

(b) Nonvendable pull tabs - manufacturers may construct nonvendable pull tabs in any size provided the pull tab complies with all other rules of the commission.

(c) All pull tabs within a single pull tab series shall be uniform in length or width and not vary by more than 3/64 inch, provided that in no case shall winning pull tabs be identifiable by visible variation in dimension.

~~((8))~~ (9) All pull tabs will be constructed to insure that, when offered for sale to the public, the pull tab is virtually opaque and free of security defects wherein winning pull tabs cannot be determined prior to being opened through the use of high intensity lights or any other method.

~~((9))~~ (10) Each manufacturer shall establish his own game protection for each pull tab game or series of games. The game protection shall be a method of identifying winning pull tabs, after they have been purchased and opened, from nonwinning, altered or forged pull tabs. The manufacturer may use special numbers, colors, designs, ink or any combination to establish the game protection. Manufacturers will submit to the gambling commission a letter explaining the game protection and will keep the commission informed on any changes. Spindle-type pull tab series when played in the manner

set out in WAC 230-30-070(8) are exempt from this requirement.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 220, filed 2/14/91, effective 3/17/91)

WAC 230-40-125 WASHINGTON BLACKJACK—RULES OF PLAY—WAGERING LIMITS. Washington blackjack is a nonhouse banking, card game and shall be permitted in Class A and E card rooms only and shall be played only in the following manner:

(1) One or two standard fifty-two-card decks shall be used with suits disregarded and each card valued numerically only: Ace, 1 or 11; face cards (K, Q, J), 10 each; others according to their spots, 10 to 2. One or two decks may be used when there are six or less players. Two decks shall be used when there are seven or more players. The cards shall be dealt from a shoe at all times. The game is played with a dealer/banker and only a player may be a dealer/banker.

(2) When starting a new table the cards are cut to determine who the first dealer/banker will be. The dealer shall announce the amount of money that he or she will put into the bank. A minimum bank may be established as per individual house rule.

(3) Once the bank has been established, the player to the immediate left of the dealer places his/her wager on the bet line and the dealer covers that wager by matching it with a like amount of chips. Each player makes their wager in turn and each wager is immediately matched by the dealer. The maximum wager shall not be more than ten dollars and the minimum wager may be set by house rule. If the bank runs out of money (tapped out) prior to the commencement of the deal, then only those players with a wager covered will be dealt a hand. No player may be dealt more than one hand.

(4) The play begins with the dealer dealing one card face up to each covered player including himself/herself, one more card face up to each covered player, and then one down card to himself/herself. If a player holds an ace and a face card or a ten, it is a "natural" 21 and the player collects twice the amount of their bet from the dealer, unless the dealer also has a natural which results in a tie (push). All ties result in the players and the dealer recovering their wagers.

(5) If the dealer has a "natural," he/she collects the wagers from players who do not have a "natural." If the dealer does not have a "natural," he/she pays off any player with a "natural" starting with the one closest to their left. Should the dealer not have enough money in the bank to make up the two for one payoff due on a "natural," then those hands and wagers will be frozen in place until the additional wagers are made up or the hand is over. If after the hand is over, a dealer cannot cover the two for one, the player shall get the amount of wager that was covered by the dealer.

(6) If the dealer does not have a "natural," play continues with the player on the dealer's immediate left.

The dealer deals cards face up, one by one, as that player calls for them. The player's aim is to total 21 or as close to 21 without going over. When a player is satisfied with their total, they shall declare "stand." If more cards are wanted, the player declares "hit." If a player goes over a 21 point count, the hand is a "bust" and they must turn the hand down, while the dealer collects the bet.

(7) The dealer does the same with each remaining player. Any player who stands must wait while the dealer draws his or her cards. If the dealer goes bust, each standing player is paid the amount of their wager. If the dealer "stands," the down card is turned up and players whose totals are higher than the dealer's are paid. The dealer collects from any player whose total is less. Action is always to the left of the dealer. Any frozen wagers needing to be "made up" will be done in order, to the left of the dealer from losing wagers the dealer collects. Should the dealer not be able to cover all frozen wagers then those frozen wagers are released to the winning players and the deal passes immediately to the left at which time the new dealer shall announce their bank and shuffle the cards. The same shall apply if the dealer has no money in the bank. The dealer may, if allowed by house rule, add to their bank in between hands.

(8) Upon completion of the shuffle, the player to the right of the dealer shall cut the cards. After the cards have been placed into the shoe the dealer shall insert a blank card approximately three quarters of the way through the deck(s). A dealer may deal from the shoe until he/she reaches the blank card. After the blank card appears, the dealer may continue dealing that hand, but will not start a new hand. The deal must then pass to the player on the dealer's immediate left. The discards may only be reshuffled to complete the last hand.

(9) Once wagers are placed and covered on the bet line, no player, including the dealer, may touch those wagers until the winner has been determined. Any player touching the wagers may be ruled to have fouled and their wager forfeited.

(10) Any player who lifts their cards up from the table or slides their cards out of their own playing area shall be ruled to have fouled and their wager may be forfeited.

(11) No player may "buy" the bank. The deal must pass around the table to the left and no player can authorize another player to deal for him or her. A new player entering the game may not participate as the dealer/banker until at least two other players have dealt. If a player does not wish to deal and passes the deal, that player may not play in the first two hands conducted by the next dealer. A dealer may after completing one full hand, pass the deal and be able to participate in the next hand.

(12) The dealer must stand on 17 or above and must take hits on 16 or below. If a dealer has an ace, it shall be counted as 11 (eleven) if it brings his or her total to 17 or more (but not over 21).

(13) If a player's first two cards total exactly 9, 10 or 11, they may double their wager and receive one more card. The player must then stand on those three cards. If the dealer's bank is insufficient to cover a double down

wager, the player may wager an amount equal to the dealer's remaining bank. The dealer must then cover that wager. If the dealer has no bank then a player may not double down.

(14) If the dealer's face-up card is a ten, face card or ace, he/she may look at their face-down card to see if they have a natural; if his/her face-up card is anything else, they may not look at their face-down card until their turn comes to draw. Should the dealer violate this rule their hand may be ruled to have been fouled, which shall result in forfeiture of all remaining dealer wagers.

(15) If a player's first two cards are a pair, then that player may split the pair into two separate hands. The amount of the player's original bet then goes on one of the cards, and they must place an equal amount as a bet on the other card. When this player's turn to draw comes, they receive an up-card for each hand and then play each hand in order. If the dealer does not have enough in their bank to cover the doubled bet, the dealer must cover an amount equal to the value of their remaining bank. The player then has the option to divide the wagers in any manner between the two hands, not to exceed the allowable limit per hand. If the dealer has no bank then the player may divide their wager in any manner between the two hands. If a player's original bet was a minimum allowed in that game then they may not split their pair. A player may only split a pair once.

(16) The dealer will pay only on the value of the cards held by the player and shall not pay on the number of cards received or the card sequence.

(17) There shall be no credit or I.O.U. issued by any player or management.

~~((18) Washington blackjack shall be authorized for a test beginning April 1, 1990, and concluding December 31, 1991. Of the five tables authorized under RCW 9.46.0281(1) the card room licensee may utilize no more than two tables for Washington blackjack, and must notify the director ten days prior to initiating play.~~

~~(19) The director may limit the number of participants in the test when in his judgement the number of participants exceed the ability of the staff to adequately monitor the test:))~~

WSR 91-21-054

WITHDRAWAL OF PROPOSED RULES GAMBLING COMMISSION

[Filed October 15, 1991, 11:23 a.m.]

The Washington State Gambling Commission wishes to withdraw new section WAC 230-04-999 Punchboard and pull tab license test, filed by WSR 91-20-011 on September 20, 1991.

Sharon M. Tolton
Special Assistant
to the Director
Rules Coordinator

WSR 91-21-055

WITHDRAWAL OF PROPOSED RULES POLLUTION LIABILITY INSURANCE AGENCY

(By the Code Reviser's Office)

[Filed October 15, 1991, 11:25 a.m.]

WAC 374-50-010, 374-50-020, 374-50-030, 374-50-040, 374-50-050, 374-50-060, 374-50-070, 374-50-080, and 374-50-090 proposed by the Pollution Liability Insurance Agency in WSR 91-08-033, appearing in issue 91-08 of the State Register, which was distributed on April 17, 1991, is withdrawn by the code reviser's office under RCW 34.05.335(3), since the proposal was not adopted within the one hundred eighty day period allowed by the statute.

Kerry S. Radcliff, Editor
Washington State Register

WSR 91-21-056

EMERGENCY RULES DEPARTMENT OF NATURAL RESOURCES

[Order 585—Filed October 15, 1991, 2:50 p.m.]

Date of Adoption: October 15, 1991.

Purpose: Extending the ending date of closed season.

Statutory Authority for Adoption: RCW 76.04.005(2).

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

Reasons for this Finding: Current and predicted weather conditions require the extension of the closed season, as defined in RCW 76.04.005(2), until midnight Thursday, October 31, 1991.

Effective Date of Rule: Immediately.

October 15, 1991

Brian J. Boyle
Commissioner of Public Lands

NEW SECTION

WAC 332-26-085 *CLOSED SEASON EXTENSION. The Closed Season, as defined in RCW 76.04.004(2) is hereby extended, effective midnight Tuesday, October 15, 1991 through midnight Thursday, October 31, 1991.*

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

WSR 91-21-057
EMERGENCY RULES
DEPARTMENT OF FISHERIES

[Order 91-115—Filed October 15, 1991, 4:53 p.m., effective October 16, 1991, 5:00 a.m.]

Date of Adoption: October 15, 1991.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:

Repealing WAC 220-47-715.

Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: The openings in Areas 6D, 7B, 8D, 9A, and 12A provide opportunity to harvest the nontreaty share of Strait of Juan de Fuca, Nooksack-Samish, Stillaguamish-Snohomish and Hood Canal-hatchery origin coho salmon. The minor fishery opening in Areas 7 and 7A is consistent with the Pacific salmon treaty chum annex and recognizes the limited fleet size and immobile nature of reef net gear. All other Puget Sound areas are closed to prevent overharvest of local salmon stocks.

Effective Date of Rule: 5:00 a.m., October 16, 1991.

October 15, 1991

Judith Merchant

Deputy

for Joseph R. Blum

Director

NEW SECTION

WAC 220-47-716 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY. *Notwithstanding the provisions of Chapter 220-47 WAC, effective 5:00 AM Wednesday October 16th, 1991, until further notice, it is unlawful to take, fish for, or possess salmon or Atlantic salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following open periods and mesh and area restrictions:*

**Area 6D – Gillnets using 5-inch minimum mesh and fishing with no more than 900 feet of net, and purse seines using the 5-inch strip, may fish continuously until 4:00 PM Friday October 25. The exclusion zone described in WAC 220-47-307 is in effect for this fishery.*

**Areas 7 and 7A – Reef nets may fish from 5:00 AM to 9:00 PM daily, Wednesday through Friday, October 16, 17 and 18. All coho are required to be released unharmed.*

**Area 7B – Gillnets using 5-inch minimum mesh, and purse seines, may fish continuously until 4:00 PM Friday October 25. The exclusion zones described in WAC 220-47-307 are in effect for this fishery.*

**Area 8D – Purse seines using the 5-inch strip may fish from 9:00 AM to 5:00 PM Wednesday October 16.*

Gillnets using 5-inch minimum mesh may fish from 9:00 AM to 5:00 PM Thursday October 17.

**Area 9A – Gillnets using 5-inch minimum mesh and purse seines using the 5-inch strip may fish continuously until 4:00 PM Friday October 18.*

**Area 12A – Gillnets using 5-inch minimum mesh and purse seines using the 5-inch strip may fish from 5:00 AM Wednesday October 16 to 4:00 PM Friday October 18.*

**Areas 4B, 5, 6, 6A, 6B, 6C, 7C, 7D, 7E, 8, 8A, 9, 10, 10A, 10C, 10D, 10E, 10F, 10G, 11, 11A, 12, 12B, 12C, 12D, 13, 13A, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, and 13K, all freshwater areas, and exclusion zones provided for in WAC 220-47-307 except as modified herein – Closed.*

REPEALER

The following section of the Washington Administrative Code is repealed effective 5:00 AM Wednesday October 16th, 1991:

WAC 220-47-715 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY (91-112)

WSR 91-21-058

ATTORNEY GENERAL OPINION

Cite as: AGO 1991 No. 30

[October 11, 1991]

IRRIGATION—DISTRICTS—PROPERTY—TAXATION—SERVICE OF PROCESS—ATTORNEYS—COSTS—SERVICE REQUIRED FOR FORECLOSURE OF IRRIGATION DISTRICT TAX LIEN, SALES PRICE AND REDEMPTION RIGHTS

1. Service must provide notice reasonably calculated to inform interested parties of proceedings which may directly and adversely affect their legally protected interests. Notice by publication and posting is adequate where the name and address of the owner are not known or cannot be discovered by a governmental entity with a minimal effort. Whether any particular service is adequate is a factual question that cannot be resolved in an Attorney General's Opinion.

2. An irrigation district cannot include reasonable attorney fees or statutory attorney fees in a certificate of delinquency or as part of the amount that must be paid to redeem the property.

3. RCW 87.06.100(1) provides that an entity buying property at a foreclosure sale must pay the full amount of all property taxes and certain other taxes before receiving a deed from the irrigation district. RCW 87.06.070 provides that the court shall specify the minimum sales price below which the property shall not be sold. While there is no statutory requirement that the minimum sales price set by the court include the full amount of all property taxes and other taxes, the effect of these two statutes is that the district cannot provide a deed unless the taxes specified in the statute are paid.

4. RCW 87.06.050 provides that any party in interest of property for which a certificate of delinquency has been prepared may redeem the property as provided by the statutes. RCW 87.06.010(4) defines party in interest as an occupant of the property, the owner of record, and any other person having a financial interest of record in the property.

Requested by:

Honorable Margaret Rayburn
State Representative, District 15
1610 South Euclid
Grandview, Washington 98930

WSR 91-21-059
EMERGENCY RULES
DEPARTMENT OF REVENUE
[Filed October 16, 1991, 2:24 p.m.]

Date of Adoption: October 16, 1991.

Purpose: To comply with newly enacted amendatory legislation.

Citation of Existing Rules Affected by this Order: Amending WAC 458-16-013 and 458-16-020.

Statutory Authority for Adoption: RCW 84.36.389 and 84.36.865.

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

Reasons for this Finding: Taxing officials must act on taxpayer applications immediately for taxes to be collected in 1992. Conditions have changed since the initial filing of these rules in that Initiative 559 has been placed on the ballot. This initiative may have some affect upon the permanent adoption of these rules.

Effective Date of Rule: Immediately.

October 16, 1991
William N. Rice
Assistant Director

AMENDATORY SECTION (Amending Order PT 83-5, filed 9/14/83)

WAC 458-16-013 SENIOR CITIZENS AND DISABLED PERSONS EXEMPTION—DISPOSABLE INCOME. "Disposable income" means the adjusted gross income as defined in WAC 458-16-012 and in the Federal Internal Revenue Code as amended prior to January 1, ((+1980)) 1989, less certain income and expenses as defined below and plus other items to the extent they are not included in or have been deducted from adjusted gross income. (RCW 84.36.383)

(1) Disposable income is adjusted gross income plus the following to the extent they were deducted or not included in adjusted gross income:

(a) Capital gains, except gain from the sale of a principal residence to the extent such gain is reinvested in a

different principal residence, including reinvestment in a life estate or lease for life in a retirement residence.

(b) Amounts deducted for loss,

(c) Amounts deducted for depreciation;

(d) Pension and annuity receipts;

(e) Military pay and benefits other than attendant-care and medical-aid payments;

(f) Veterans benefits other than attendant-care and medical-aid payments;

(g) Federal ((S)) social ((S)) security ((A)) act and ((R)) railroad ((R)) retirement((s-B)) benefits;

(h) Dividend receipts;

(i) Interest received on state and municipal bonds.

(2) Capital gains is the difference between the cost of real ((the)) property plus the cost of improvements, and the selling price of the property less any sales expense. If payment of the capital gain to the seller is over a period of time, the amount to be added to disposable income will be calculated over the same period.

(3) The exclusions contained in ((of)) subsections (1)(e) and (f) of this section for attendant-care and medical-aid payments and the amounts received as payment for the care of dependent children must be verified by the applicable branch of the military service or the veterans administration before the deduction is allowed. If the amount for the military and veterans attendant care and medical-aid payments in subsection (1)(e) and (f) of this section cannot be determined by the applicable branch of the military service or the veterans administration, then the actual amount expended by the military person or veteran for such care and aid, may be deducted from the amount received.

(4) The nonreimbursed amounts paid during the ((previous)) preceding calendar year for the care and treatment of either spouse, or cotenant, in a nursing home shall not be included in disposable income.

(5) The nonreimbursed amounts paid during the preceding calendar year for the treatment or care of either spouse, or cotenant, received in the home shall not be included in disposable income. Amounts paid for in-home treatment or care will be excluded if such treatment or care is the same as or similar to that which would be excluded if provided in the normal course of treatment or care in a nursing home.

(a) The payments must meet at least one of the following criteria:

(i) The payments were for medical treatment or care, or physical therapy received in the home; or

(ii) The payments were made for any of the following materials: food, oxygen or other lawful substances taken internally or applied externally, brought in to the home as part of a necessary or appropriate in-home service which is being rendered (such as a meals on wheels type program), necessary medical supplies, special needs furniture or equipment (such as wheel chairs, hospital beds, or therapy equipment); or

(iii) The payments were made for attendant care and/or to assist the claimant, or the claimant's spouse or cotenant, with household tasks, and such personal care tasks as meal preparation, eating, dressing, personal hygiene, specialized body care, transfer, positioning, ambulation, bathing, toileting, self-medication a person

provides for himself or herself, or such other tasks as may be necessary to maintain a person in his or her own home, but shall not include amounts expended for improvements or repair of the home itself.

(b) Payments made for services received in the home must be in a reasonable amount and be paid at a rate comparable to the rate of pay normally paid in the local area for similar services.

(c) The person to whom the payments are made for services rendered need not be specially licensed to provide the services.

(6) Subsection (5) and the amendment to subsection (1)(a) of this section shall be effective for taxes payable in 1992, pursuant to the amendment to RCW 84.36.383 as amended in Chapter 213, Laws 1991.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order PT 83-5, filed 9/14/83)

WAC 458-16-020 SENIOR CITIZEN AND DISABLED PERSONS EXEMPTION—QUALIFICATIONS FOR EXEMPTION. A person shall be exempt from any legal obligation to pay all or a portion of the real property taxes due and payable in the years following the year in which a claim is filed if the following qualifications are met:

(1) The property taxes must have been imposed upon a residence which was occupied by the person claiming the exemption as a principal place of residence as of January 1 of the year in which the claim is filed.

(2) The person claiming the exemption must have owned as defined in WAC 458-16-010, at the time of filing, the residence on which the property taxes have been imposed.

(3) The person claiming the exemption must (~~have been~~) be at the time of filing:

(a) ~~Sixty-one~~ years of age or older on (~~January 1~~) December 31 of the year in which the exemption claim is filed; or must have been

(b) Retired from regular gainful employment by reason of physical disability; or

(c) A surviving spouse of a person who was receiving the exemption at the time of (~~their~~) the person's death, if the surviving spouse was fifty-seven years old, or attains the age of fifty-seven in the year of the claimant's death, and otherwise meets the requirements contained in this section.

(4) The amount that the person shall be exempt from an obligation to pay shall be calculated on the basis of combined disposable income, as defined in RCW 84.36.383 and WAC 458-16-010 through 458-16-013. If the person claiming the exemption was retired for two months or more of the preceding year, the combined disposable income of such person including his or her spouse and any cotenant shall be calculated by multiplying the average monthly combined disposable income of such person during the months such person was retired by twelve.

(5) Confinement of the person to a hospital or nursing home will not jeopardize the exemption if the residence is temporarily unoccupied or if the residence is occupied by a spouse and/or person financially dependent on the claimant for support, or by a person residing there for caretaker or security reasons only and the claimant is not receiving monetary consideration for this occupancy.

WSR 91-21-060
EMERGENCY RULES
DEPARTMENT OF REVENUE
[Filed October 16, 1991, 2:26 p.m.]

Date of Adoption: October 16, 1991.

Purpose: To comply with newly enacted amendatory legislation.

Citation of Existing Rules Affected by this Order: Amending WAC 458-18-010 and 458-18-020.

Statutory Authority for Adoption: RCW 84.38.180.

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

Reasons for this Finding: Taxing officials must act on taxpayer applications immediately for taxes to be collected in 1992. Conditions have changed since the initial filing of these rules in that Initiative 559 has been placed on the ballot. This initiative may have some affect upon the permanent adoption of these rules.

Effective Date of Rule: Immediately.

October 16, 1991
William N. Rice
Assistant Director

AMENDATORY SECTION (Amending Order PT 88-9, filed 6/9/88)

WAC 458-18-010 DEFERRAL OF SPECIAL ASSESSMENTS AND/OR PROPERTY TAXES—DEFINITIONS. (1) "Claimant" means a person who (~~is receiving a property tax exemption under RCW 84-36.381 through 84.36.389 and who~~) either elects or is required under RCW 84.64.030 or 84.64.050 to defer payment of the special assessments and/or real property taxes on his or her residence. If two individuals of a household seek to defer, they must determine between them as to who the claimant shall be.

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

(3) "Equity value" means the amount by which the true and fair value of a residence as shown on the county property tax rolls for the year the deferral is to be made exceeds the total amount of all liens, obligations and encumbrances against the property excluding the deferral liens.

(4) "Special assessment" means the charge or obligation imposed by a city, town, county or other municipal

corporation upon property specially benefited by a local improvement as provided in chapters:

(a) 35.44 RCW—Local improvements—Assessments and reassessments (cities and towns)

(b) 36.88 RCW—County road improvement districts (counties)

(c) 36.94 RCW—Sewer, water and drainage systems (counties)

(d) 53.08 RCW—Powers (port districts)

(e) 54.16 RCW—Powers (public utility districts)

(f) 56.20 RCW—Utility local improvement districts (sewer districts)

(g) 57.16 RCW—Comprehensive plan—Local improvement districts (water districts)

(h) 86.09 RCW—Flood control districts—1937 Act (flood control)

(i) 87.03 RCW—Irrigation districts generally (irrigation)

along with any others that may be relevant.

The term does not include the charge or obligation for services specially benefiting property not involving the construction of permanent improvements to real property, e.g., mosquito control, weed control, etc.

(5) "Real property taxes" means ad valorem property taxes levied on a residence in this state. It includes foreclosure costs, interest and penalties accrued to the date the declaration for deferral is filed.

(6) "Fire and casualty insurance" means a policy with an insurer that is authorized to insure property in this state by the state insurance commission.

(7) "Lien" means any interest in property given to secure payment of a debt or performance of an obligation, and shall include a deed of trust. It shall include the total amount of assessments and/or property taxes deferred and the interest thereon.

AMENDATORY SECTION (Amending Order PT 88-9, filed 6/9/88)

WAC 458-18-020 DEFERRAL OF SPECIAL ASSESSMENTS AND/OR PROPERTY TAXES—QUALIFICATIONS FOR DEFERRAL. A person may defer payment of special assessments and/or real property taxes on (~~his property that is receiving an exemption under RCW 84.36.381 through 84.36.389 on~~) up to eighty percent of the amount of his equity value in said property if the following conditions are met:

(1) The claimant must have owned, at the time of filing, the residence on which the special assessment and/or real property taxes have been imposed. For purposes of this subsection a residence owned by a marital community or owned by cotenants shall be deemed to be owned by each spouse and cotenant. A claimant who has only a share ownership in cooperative housing, a life estate, a lease for life or a revocable trust does not satisfy the ownership requirement.

(2) If the amount deferred is to exceed one hundred percent of the claimant's equity value in the land or lot only, the claimant must have and keep in force fire and casualty insurance in sufficient amount to protect the interest of the state of Washington and shall designate the state as a loss payee upon said policy. In no case shall

the deferred amount exceed the amount of the insured value of the improvement plus the land value.

(3) In the case of special assessment deferral, the claimant must have opted for payment of such special assessments on the installment method if such method was available.

(4) The claimant must meet all requirements for an exemption for the residence under RCW 84.36.381, other than the income requirements, and to the extent eligible, must have first applied for the exemptions under RCW 84.36.381 through 84.36.389 prior to filing a declaration to defer.

(5) The claimant must have a combined disposable income, as defined in RCW 84.36.383 and WAC 458-16-010 and 458-16-013, of thirty thousand dollars or less.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

WSR 91-21-061

EMERGENCY RULES

DEPARTMENT OF WILDLIFE

[Order 514—Filed October 16, 1991, 2:30 p.m.]

Date of Adoption: October 16, 1991.

Purpose: To provide a sanctuary around the Skykomish rearing pond to protect hatchery summer-run broodstock.

Statutory Authority for Adoption: RCW 77.12.040.

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

Reasons for this Finding: The majority of region four's hatchery summer-run steelhead broodstock is collected at the Skykomish rearing pond. Six hundred adults are required to maintain a normal program. To date, only 270 fish have been collected. An immediate closure is needed to maximize the return to the rearing pond and maintain a stable hatchery summer steelhead program.

Effective Date of Rule: Immediately.

October 16, 1991

Curt Smitch

Director

for Dean A. Lydig

Chair, Wildlife Commission

NEW SECTION

WAC 232-28-61822 1990-92 WASHINGTON GAME FISH SEASONS AND CATCH LIMITS—SKYKOMISH RIVER. Notwithstanding the provisions of WAC 232-28-618, the following regulations apply to the game fish seasons for the Skykomish River:

SKYKOMISH RIVER, from its mouth to mouth of Sultan River: June 1-last day of Feb. season. TROUT - catch limit - 2, min. lgth. 12". Fishing from any floating device prohibited Nov. 1-last day of Feb. from the boat ramp below Lewis Street Bridge at Monroe downstream 2500'. Additional Mar. 1-Apr. 30 season; TROUT - Catch-and-Release Only, Selective Fishery Regulations, see page 6. Fishing from any floating device prohibited from the boat ramp below Lewis Street Bridge at Monroe downstream 2500'.

From the mouth of the Sultan River to the forks: June 1-Mar. 31 season. TROUT - catch limit - 2, min. lgth. 12". WILD STEELHEAD RELEASE Mar. 1-Mar. 31, see page 6. Fishing from any floating device prohibited in an area 1500' upstream to 1000' downstream of the outlet at Skykomish rearing ponds and the same area is closed to fishing October 16, 1991 through 8:00 a.m., Saturday, November 16, 1991.

WSR 91-21-062

PERMANENT RULES

DEPARTMENT OF HEALTH

[Order 205—Filed October 16, 1991, 2:43 p.m., effective October 16, 1991]

Date of Adoption: October 8, 1991.

Purpose: Amending chapter 246-338 WAC, Medical test site rules, to include revisions of test categories, fees, approval of accreditation bodies, procedure for adding tests to the waiver list and other housekeeping changes.

Citation of Existing Rules Affected by this Order: WAC 246-338-010, 246-338-020, 246-338-030, 246-338-040, 246-338-050, 246-338-060, 246-338-070, 246-338-080, 246-338-090, 246-338-110, and 246-338-990.

Statutory Authority for Adoption: Chapter 70.42 RCW.

Pursuant to notice filed as WSR 91-17-083 on August 21, 1991.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: An immediate effective date, pursuant to RCW 34.05.380 (3)(c), is necessary as rules will allow continued regulation of medical test sites.

Effective Date of Rule: Immediately.

October 8, 1991
Kristine M. Gebbie
Secretary

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

WAC 246-338-010 DEFINITIONS. For the purpose of chapter 70.42 RCW and this chapter, the following words and phrases have these meanings unless the context clearly indicates otherwise.

(1) "Accreditation body" means a public or private organization or agency which accredits, certifies, or licenses medical test sites, by establishing and monitoring standards judged by the department to be consistent with federal law and regulation, and this chapter.

(2) "Authorized person" means any individual allowed by Washington state law or rule to order tests or receive test results.

(3) "Case" means any slide or group of slides, from one patient specimen source, submitted to a medical test site, at one time, for the purpose of cytological or histological examination.

(4) ("~~Category I~~" means a medical test site performing one or more of the following tests, in addition to any or all tests listed under WAC 248-38-030(10), but none of the tests described under subsection (5) of this section for Category H:

(a) Culture for colony counts for urinary tract infections, not including identification and susceptibility testing;

(b) Blood glucose using reagent strip by instrumentation;

(c) Manual or instrumentation hematology or coagulation;

(d) Chemistry tests, limited to glucose, blood urea nitrogen, creatinine, uric acid, sodium, potassium;

(e) Throat culture screen for beta-hemolytic streptococcus using differentiation discs;

(f) Cholesterol screening, limited to qualitative and semi-quantitative determinations;

(g) Direct streptococcal antigen test.

(5) "Category H" means a medical test site performing any test, other than or in addition to any or all of the tests listed under subsection (4) of this section for Category I and under WAC 248-38-030(10).

(6) "Certificate of waiver" means a medical test site performing one or more of the tests listed under WAC ((248-38-030(10)), but none of the tests described under subsections (4) and (5) of this section for Category I or Category H) 246-338-030(10), and no other tests.

((7)) (5) "Days" means calendar days.

((8)) (6) "Department" means the department of health.

((9)) (7) "Designated specialty test site supervisor" means an available individual, designated in writing by the owner of the medical test site, meeting the qualifications and performing the duties of a designated test site supervisor, as described in this chapter for an assigned specialty or subspecialty.

((10)) (8) "Designated test site supervisor" means the available individual responsible for the technical functions of the medical test site and meeting the department qualifications under this chapter.

((11)) (9) "Disciplinary action" means license or certificate of waiver denial, suspension, condition, revocation, civil fine, or any combination of the preceding actions, taken by the department against a medical test site.

((12)) (10) "Facility" means one or more locations where tests are performed, within one campus or complex, under one owner.

((13)) (11) "Federal law and regulation" means Public Law 100-578, Clinical Laboratory Improvement Amendments of 1988, Public Health Service Act, and regulations implementing the federal amendments.

~~((14))~~ (12) "Forensic" means investigative testing in which the results are never used for health care or treatment, or referral to health care or treatment, of the individual.

~~((15))~~ (13) "May" means permissive or discretionary on the part of the department.

~~((16))~~ (14) "Medical test site" or "test site" means any facility or site, public or private, which analyzes materials derived from the human body for the purposes of health care, treatment, or screening. A medical test site does not mean:

(a) A facility or site, including a residence, where a test approved for home use by the Federal Food and Drug Administration is used by an individual to test himself or herself without direct supervision or guidance by another and where this test is not part of a commercial transaction; or

(b) A facility or site performing tests solely for forensic purposes.

~~((17))~~ (15) "Owner" means the person, corporation, or entity legally responsible for the business requiring licensure or a certificate of waiver as a medical test site under chapter 70.42 RCW.

~~((18))~~ (16) "Person" means any individual, public organization, private organization, agent, agency, corporation, firm, association, partnership, or business.

~~((19))~~ (17) "Principle health care provider" means the attending physician or other health care provider recognized as primarily responsible for diagnosis and treatment of a patient or, in the absence of such, the health care provider initiating diagnosis, testing or therapy for a patient.

~~((20))~~ (18) "Provisional license" or "provisional certificate of waiver" means an interim approval issued by the department to the owner of a medical test site.

~~((21))~~ (19) "Recordkeeping" means books, files, or records necessary to show compliance with the quality control and quality assurance requirements under this chapter.

~~((22))~~ (20) "Shall" means compliance is mandatory.

~~((23))~~ (21) "Site" or "mobile site" means one or more locations where tests are performed, under one owner, changing or extending location to perform tests on a regular or intermittent basis.

~~((24))~~ (22) "Specialty" means a group of similar subspecialties or tests. The specialties for a medical test site are as follows:

- (a) Chemistry;
- (b) Cytogenetics;
- (c) Diagnostic immunology;
- (d) Immunohematology;
- (e) Hematology;
- (f) Histocompatibility;
- (g) Microbiology;
- (h) Pathology; and
- (i) Radiobioassay.

~~((25))~~ (23) "Subspecialty" means a group of similar tests. The subspecialties of a specialty for a medical test site are as follows, for:

(a) Chemistry, the subspecialties are routine chemistry, endocrinology, toxicology, ~~((urinalysis;))~~ and other chemistry;

(b) Diagnostic immunology, the subspecialties are syphilis serology, general immunology, HIV, and alpha fetoprotein;

(c) Immunohematology, the subspecialties are blood group and Rh typing, antibody identification, crossmatching, transfusion services and blood banking, and other immunohematology;

(d) Hematology, the subspecialties are routine hematology, coagulation, and other hematology;

(e) Microbiology, the subspecialties are bacteriology, mycology, parasitology, virology, and mycobacteriology; and

(f) Pathology, the subspecialties are histopathology, diagnostic cytology, and oral pathology.

~~((26))~~ (24) "Supervision" means authoritative procedural guidance by a qualified individual, assuming the responsibility for the accomplishment of a function or activity by technical personnel.

~~((27))~~ (25) "Technical personnel" means individuals employed to perform any test or part of a test.

~~((28))~~ (26) "Test" means any examination or procedure conducted on a sample taken from the human body, including screening.

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

WAC 246-338-020 LICENSURE OF THE MEDICAL TEST SITES. (1) After July 1, 1990, no person shall advertise, operate, manage, own, conduct, open, or maintain a medical test site without first obtaining from the department, a license or a certificate of waiver as described under chapter 70.42 RCW and this chapter.

(2) Applicants requesting a medical test site license or renewal shall:

(a) Submit a completed application and fee to the department on forms furnished by the department, including signature of the owner; and

(b) Furnish full and complete information to the department in writing, as required for proper administration of rules implementing chapter 70.42 RCW including:

(i) Name, address, and phone number of the medical test site;

(ii) Name, address, and phone number of the owner of the medical test site;

(iii) Number and types of tests performed, planned, or projected;

(iv) Names and qualifications including educational background, training, and experience of the designated test site supervisor, and any designated specialty test site supervisor;

(v) Names and qualifications including educational background, training, and experience of technical personnel, if requested by the department, in order to determine consistency with federal law and regulation;

(vi) Name and type of proficiency testing program or programs used by the medical test site;

(vii) Other information as required to implement chapter 70.42 RCW; and

(viii) Methodologies for tests performed, when the department determines the information is necessary, consistent with federal law and regulation.

(3) The department shall also issue a license for a medical test site if the medical test site:

(a) Is accredited, certified, or licensed by an accreditation body under WAC ~~((248-38-040))~~ 246-338-040; and

(b) Submits the following to the department for department approval:

(i) Information defined under subsection (2)(a) and (b) of this section; and

~~(ii) ((Copies of the most recent graded proficiency testing results; and~~

~~(iii)))~~ Proof of accreditation, certification, or licensure by an accreditation body including a copy of the most recent:

(A) On-site inspection results;

(B) Statement of deficiencies;

(C) Plan of correction for the deficiencies cited; and

(D) Any disciplinary action and results of any disciplinary action taken by the accreditation body against the medical test site; or

~~((iv)))~~ ~~(iii)~~ Authorization for an accreditation body to submit to the department such records or other information about the medical test site required for the department to determine whether or not standards are consistent with chapter 70.42 RCW and this chapter.

(4) The owner or applicant shall submit an application and fee to the department thirty days prior to the expiration date of the current license.

(5) The department shall:

(a) Issue or renew a license for the medical test site, valid for two years, when the applicant or owner meets the requirements of chapter 70.42 RCW and this chapter, subject to subsection (6) of this section;

(b) Terminate a provisional license, at the time a two-year license for the medical test site is issued;

(c) Establish fees to be paid under WAC ~~((248-38-120))~~ 246-338-990;

(d) Prohibit transfer or reassignment of a license without thirty days prior written notice to the department and the department's approval;

(e) Examine records of the medical test site, if the department believes a person is conducting tests without an appropriate license;

(f) Give written notice of any violations to the medical test site, including a statement of deficiencies observed and requirements to:

(i) Present a written plan of correction to the department within fourteen days following the date of post-mark; and

(ii) Comply within a specified time, not to exceed sixty days, after department approval of a written plan of correction;

(g) Allow the owner a reasonable period of time, not to exceed sixty days, to correct a deficiency unless the deficiency is an immediate threat to life, health, or safety.

(6) The department may:

(a) Issue, to a medical test site applying for licensure for the first time a provisional license(;) valid for a period of time not to exceed two years from date of issue(; ~~to a medical test site applying for licensure for the first time);~~

(b) Conduct on-site review of a medical test site at any time to determine compliance with chapter 70.42 RCW and this chapter; and

(c) Initiate disciplinary action, as described under chapter 70.42 RCW and this chapter, if the owner or applicant fails to comply with chapter 70.42 RCW and this chapter, consistent with chapter 34.05 RCW, Administrative Procedure Act.

(7) The owner shall notify the department, in writing, at least thirty days prior to the date of a proposed change of ownership and provide the following information:

(a) Full name, address, and location of the current owner and prospective new owner, if known;

(b) Name and address of the medical test site and the new name of the medical test site, if known;

(c) Changes in technical personnel and supervisors, if known; and

(d) The date of the proposed change of ownership.

(8) The prospective new owner shall submit the information required under subsection (2)(a) and (b) of this section, at least thirty days prior to the change of ownership.

(9) The owner shall inform the department, in writing, of:

(a) The date of opening or closing the medical test site; and

(b) Any change in the information related to license application, excluding tests which would not affect category change, within thirty days after the change, unless specifically stated otherwise under chapter 70.42 RCW or this chapter.

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

WAC 246-338-030 WAIVER FROM LICENSURE OF MEDICAL TEST SITES. (1) The department shall grant a certificate of waiver to a medical test site performing only the tests listed under this section.

(2) Applicants requesting a certificate of waiver or renewal shall:

(a) Submit a completed application and fee for initial certificate of waiver or renewal to the department on forms furnished by the department, including signature of the owner; and

(b) Furnish full and complete information to the department in writing, as required for proper administration of rules to implement chapter 70.42 RCW including:

(i) Name, address, and phone number of the medical test site;

(ii) Name, address, and phone number of the owner of the medical test site;

(iii) Number and types of tests performed, planned or projected;

(iv) Names and qualifications including educational background, training and experience of the designated test site supervisor;

(v) Names and qualifications including educational background, training, and experience of technical personnel, if requested by the department, in order to determine consistency with federal law and regulation;

(vi) Other information as required to implement chapter 70.42 RCW; and

(vii) Methodologies for tests performed, when the department determines the information is necessary consistent with federal law and regulation.

(3) The owner or applicant shall submit an application and fee to the department thirty days prior to the expiration date of the current certificate of waiver.

(4) The department shall:

(a) Grant a certificate of waiver or renewal of a certificate of waiver for the medical test site valid for two years when the applicant or owner meets the requirements of chapter 70.42 RCW and this chapter, subject to subsection (5) of this section;

(b) Terminate a provisional certificate of waiver at the time a two-year certificate of waiver for the medical test site is issued;

(c) Establish fees to be paid under WAC (~~(248-48-120)~~) 246-338-990; and

(d) Prohibit transfer or reassignment of a certificate of waiver without thirty days prior written notice to the department and the department's approval.

(5) If the department has reason to believe a waived site is conducting tests requiring a license, the department shall:

(a) Conduct on-site reviews of the medical test site;

(b) Examine records of the medical test site;

(c) Give written notice of any violations to the medical test site, including a statement of deficiencies observed and requirements to:

(i) Present a written plan of correction to the department within fourteen days following the date of post-mark; and

(ii) Comply within a specified time not to exceed sixty days after department approval of a written plan of correction;

(d) Allow the owner a reasonable period of time, not to exceed sixty days, to correct a deficiency unless the deficiency is an immediate threat to life, health, or safety.

(6) The department may:

(a) Grant a provisional certificate of waiver to a medical test site, applying for a certificate of waiver for the first time, valid for a period of time not to exceed two years from date of issue;

(b) Conduct on-site review of a medical test site at any time to determine compliance with chapter 70.42 RCW and this chapter; and

(c) Initiate disciplinary action, as described under chapter 70.42 RCW and this chapter, if the owner or applicant fails to comply with chapter 70.42 RCW and this chapter, consistent with chapter 34.05 RCW, Administrative Procedure Act.

(7) The owner shall notify the department, in writing, at least thirty days prior to the date of a proposed change of ownership and provide the following information:

(a) Full name, address, and location of the current owner and prospective new owner, if known;

(b) Name and address of the medical test site and the new name of the medical test site, if known;

(c) Changes in technical personnel and supervisors, if known; and

(d) The date of the proposed change of ownership.

(8) The prospective new owner shall submit the information required under subsection (2)(a) and (b) of this section, at least thirty days prior to the change of ownership.

(9) The owner shall inform the department, in writing of:

(a) The date of opening or closing the medical test site; and

(b) Any change in the information related to certificate of waiver application, excluding tests which would not effect category change or licensure, within thirty days after the change, unless specifically stated otherwise under chapter 70.42 RCW and this chapter.

(10) The department shall grant a certificate of waiver if the medical test site performs only the tests listed in this section and no other tests unless specifically disallowed or allowed under federal law and regulation:

(a) Microscopic examination:

(i) For pinworms by adhesive method;

(ii) Of urine sediment;

(iii) Of wet mounts;

(iv) Of potassium hydroxide (KOH) preparations;

(v) For fern tests;

(vi) Of gram stains, limited to discharges and exudates;

(vii) Of nasal smears by Hansel or Wright-Giemsa stain;

(b) Any microscopic examination by an individual meeting the qualifications of a designated test site supervisor, only when the same individual diagnoses and treats his or her own patients;

(c) Examination of urine by reagent strip or tablet methods;

(d) Urine specific gravity;

(e) Examination of whole blood (~~(by visual reading of reagent strip or tablet methods)~~), limited to whole blood glucose, by visual reading of reagent strip, tablet method or using instrumentation approved for home use by the Federal Food and Drug Administration;

(f) (~~Examination of whole blood, limited to blood glucose, using instrumentation approved for home use by the Federal Food and Drug Administration and performed in the patient's residence~~) Group A strep screen by direct antigen test;

(g) Qualitative serum and urine pregnancy test kits, excluding instrumentation methods;

(h) Micro hematocrit, spun hematocrit;

(i) Erythrocyte sedimentation rate;

(j) Qualitative examination of stool specimens for occult blood;

(k) Primary inoculation of bacteriological or mycological media for visual reading of a color reaction only for presence or absence of growth, not including identification and susceptibility testing;

(l) Semen analysis;

(m) Screening tests for Sick cell, other than electrophoresis methods;

(n) Ovulation test using visual color test for human luteinizing hormone;

- (o) Whole blood clotting time;
- (p) Antistreptolysin O (ASO) screen by slide agglutination test or equivalent;
- (q) C reactive protein (CRP) screen by slide agglutination test or equivalent;
- (r) Rheumatoid factor screen by slide agglutination test or equivalent; ~~((and))~~
- (s) Infectious mononucleosis screen by slide agglutination test or equivalent; and
- (t) Culture for colony counts for urinary tract infections, not including identification and susceptibility testing.

~~(11) The department ((shall use the following criteria when determining additional waived tests not listed under subsection (10) of this section, which are determined to have insignificant risk of an erroneous result, including those which)) may make additions or deletions to the list of waived tests under subsection (10) of this section, by rule, when requests are received:~~

~~(a) ((Are approved by the Federal Food and Drug Administration for home use;~~

~~(b)) In compliance with the department's established protocol, available upon request from the department; and~~

~~(b) On or before each May 31.~~

(12) Requests for additions or deletions to the list of waived tests shall include:

(a) Evidence that the test meets the criteria in subsection (13) (a), (b), or (c) of this section; and

(b) A written agreement to pay the department a fee based on the cost of direct staff time, as defined in WAC 246-338-990 (1)(h)(iii).

(13) The department shall use the following criteria when determining additional waived tests not listed under subsection (10) of this section, which are determined to have insignificant risk of an erroneous result, including those which:

(a) Pose no reasonable risk of harm to the patient if performed incorrectly;

(b) Are approved by the Federal Food and Drug Administration for home use; or

(c) Are so simple and accurate as to render the likelihood of erroneous result negligible, and judged by the department to require three or less of the following functions:

(i) Calculation;

(ii) Specimen or reagent preparation;

(iii) Six or more steps in the test procedure;

(iv) Calibrated or volumetric measurement;

(v) Independent judgment other than a single observation and recording of results;

(vi) External calibration;

(vii) External quality control; and

(viii) Equipment maintenance(;

~~(c) Pose no reasonable risk of harm to the patient if performed incorrectly).~~

~~((+2)) (14) If the medical test site performs tests not included under subsection (10) of this section, the owner shall apply for licensure as defined under chapter 70.42 RCW and this chapter.~~

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

WAC 246-338-040 APPROVAL OF ACCREDITATION BODIES. (1) The department recognizes the following accreditation bodies under RCW 70.42.040:

(a) United States Department of Health and Human Services, Health Care Financing Administration (HCFA);

(b) National Institute on Drug Abuse (NIDA);

(c) United States Food and Drug Administration (FDA), limited to the manufacture of blood and blood products;

(d) College of American Pathologists (CAP);

(e) Joint Commission on Accreditation of Healthcare Organizations (JCAHO); and

(f) Commission on Office Laboratory Accreditation (COLA).

(2) If the owner or applicant of a medical test site requests the department to consider accreditation bodies not currently approved by the department under this section, the owner or applicant shall:

(a) Apply for acceptance of a specified accreditation body for a medical test site with the department;

(b) Require the accreditation body to submit to the department a copy of the rules, regulations, and standards used by the accreditation body;

(c) Agree to and request on-site inspections of the medical test site by the accrediting body, at a frequency similar to department inspections of medical test sites; and

(d) Agree to submit to the department within thirty days of application for licensure or renewal of licensure, information required under WAC ((248-38-020)) 246-338-020 (3)(b)(i) through ((iv)) (iii).

(3) The department shall:

(a) Require the accreditation body to demonstrate to the department the use of accreditation, certification, or licensure standards consistent with federal law and regulations, and this chapter;

(b) Require department-approved accreditation bodies to submit changes in standards to the department at least thirty days before changes are effective;

(c) Review accreditation standards of bodies approved under subsection (1) of this section when changes are made in standards;

(d) Require the accreditation body to demonstrate to the department the use of on-site inspectors with qualifications meeting or exceeding the requirements as follows:

(i) Qualifies as a designated test site supervisor or specialty test site supervisor as defined under chapter 70.42 RCW and this chapter; or

(ii) Qualifies with any of the requirements in 42 CFR ((405.1313)) 493.1427;

(e) Require the accreditation bodies to agree in writing to allow the department to have jurisdiction to investigate complaints, do random on-site inspections and take disciplinary action against a medical test site if indicated.

(4) The department may deny or terminate the license for a medical test site, if the owner or applicant fails to

authorize the accreditation body to notify the department of the test site's compliance with the standards of the accreditation body.

(5) The department shall notify the medical test site if an accreditation body loses department acceptance of approval as an accreditation body for the medical test site.

(6) The owner or applicant of a medical test site shall reapply for licensure within thirty days, if the acceptance of approval of the accreditation body for the medical test site is denied or terminated.

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

WAC 246-338-050 PROFICIENCY TESTING.

(1) Except where there is no available proficiency test, each licensed medical test site shall demonstrate satisfactory participation in a department-approved proficiency testing program appropriate for the test or tests performed on-site, excluding waived tests as listed under WAC ~~((248-38-030))~~ 246-338-030(10).

(2) The department, upon request, shall furnish a list of the approved proficiency testing programs under RCW 70.42.050.

(3) The department may approve the owner or applicant's use of a specific proficiency testing program when the program:

- (a) Assures the quality of test samples;
- (b) Appropriately evaluates the testing results;
- (c) Identifies performance problems in a timely manner;
- (d) Has the technical ability required to prepare and distribute samples;
- (e) Uses methods assuring samples mimic actual patient specimens when possible and where applicable;
- (f) Uses homogenous samples if applicable;
- (g) Maintains stability of samples within the time frame specified in written instructions for analysis by proficiency testing participants;
- (h) Provides necessary documentation to establish requirements under this section;
- (i) Uses an appropriate process for determining the correct answer for each sample; and
- (j) Uses at least two samples per test each quarter if applicable.

(4) The medical test site shall:

- (a) Assure testing of proficiency testing samples in a similar manner as patient specimens are tested, unless otherwise specifically requested by the proficiency testing program;
- (b) Assure testing of proficiency testing samples on-site by the technical personnel performing examinations on patient specimens;
- (c) Maintain documentation of the:
 - (i) Test methodology;
 - (ii) Identification of technical personnel performing the tests; and
 - (iii) Reporting of results of the proficiency testing samples; and
- (d) Request that the proficiency testing program provide a copy of the graded proficiency testing results to the department.

(5) The department shall evaluate proficiency testing results by using the following grading criteria:

(a) An evaluation of scores for the last four shipments of proficiency testing samples including:

- (i) Tests;
- (ii) Subspecialties; and
- (iii) Specialties;

(b) Maintenance of a minimum acceptable score for satisfactory participation as follows:

(i) Seventy-five percent for all tests, subspecialties, and specialties except for human immunodeficiency virus/acquired immunodeficiency syndrome (HIV/AIDS) and immunohematology; and

(ii) One hundred percent for all tests, subspecialties, and specialties for HIV/AIDS and immunohematology;

(c) A grade of marginal performance occurs when:

(i) An unsatisfactory score is obtained on any single test in a shipment for immunohematology or HIV/AIDS; or

(ii) For all other tests, subspecialties, or specialties if:

(A) Unsatisfactory scores are obtained in any specialty or subspecialty on two of any three successive shipments; or

(B) An unsatisfactory score is obtained on a single test on two of any three successive shipments; ~~((or~~

~~((C) An unsatisfactory score is obtained in two or more specialties or subspecialties in a single shipment;))~~

(d) A grade of unsatisfactory performance occurs when~~((:~~

~~((i))~~ unsatisfactory shipment scores are obtained on a single test or in a specialty or subspecialty on three of any four successive shipments~~((; or~~

~~((ii) A medical test site takes unacceptable action to correct marginal performance)).~~

(6) For marginal performance on proficiency testing samples the following department and medical test site actions shall occur:

(a) The department shall mail a cautionary letter ~~((and a statement of deficiencies to the owner and))~~ to the designated test site supervisor; and

(b) The medical test site shall ~~((respond by submitting a plan of correction within fifteen days from receipt of notice, to the department; and~~

~~((c) Following department evaluation of the plan of correction, the department shall mail written notice to the medical test site of acceptance or nonacceptance));~~

(i) Determine the cause of the marginal proficiency testing performance; and

(ii) Keep records at the medical test site showing what action was taken to correct the problem.

(7) In addition the department may require the owner of the medical test site demonstrating marginal performance in any identified test, subspecialty or specialty, to ~~((provide or ensure));~~

(a) Submit a plan of correction to the department within fifteen days from receipt of notice; and

(b) Provide or ensure:

(i) Additional training of personnel;

~~((b))~~ (ii) Necessary technical assistance to meet the requirements of the proficiency testing program and the department;

~~((c))~~ (iii) Participation in a program of additional proficiency testing, if available; or

~~((d))~~ (iv) Any combination of training, technical assistance, or testing described under ~~((a))~~ (b)(i), ~~((and c))~~ (ii), and (iii) of this subsection.

(8) For unsatisfactory performance on proficiency testing samples the department shall send to the owner and designated test site supervisor by certified mail:

(a) A letter identifying the particular problem;

(b) ~~(A statement of deficiencies;~~

~~(c))~~ Acknowledgement of previous contacts; and

~~((d))~~ (c) A notice to the medical test site to cease performing the identified test, subspecialty, or specialty.

(9) The owner shall notify the department within fifteen days of the receipt of the notice of the decision to voluntarily stop performing tests on patient specimens for the identified test, subspecialty, or specialty.

(10) The owner may petition the department for reinstatement of approval to perform tests on patient specimens after demonstrating satisfactory performance on two successive shipments of proficiency testing samples for the identified test, subspecialty, or specialty.

(11) The department shall notify the owner in writing, within fifteen days of receipt of petition, of the decision related to the request for reinstatement.

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

WAC 246-338-060 PERSONNEL. (1) Owners shall ensure medical test sites have:

(a) A designated test site supervisor responsible for:

(i) The overall technical supervision and management of the test site personnel; and

(ii) Performing and reporting of testing procedures;

(b) Technical personnel, competent to perform tests and report test results.

(2) Owners of medical test sites shall:

(a) Verify or arrange for appropriate education and training of personnel on the prevention, transmission, and treatment of human immunodeficiency virus (HIV) and acquired immunodeficiency syndrome (AIDS) consistent with RCW 70.24.310; and

(b) Use infection control standards and educational material consistent with the approved curriculum manual "Know - HIV/AIDS prevention education for health care facility employees," ~~((May 31, 1989))~~ January 1991, published by the department office on HIV/AIDS.

(3) Designated test site supervisors shall:

(a) Establish and approve policies for:

(i) Performing, recording, and reporting of tests;

(ii) Maintaining an ongoing quality assurance program;

(iii) Supervision of testing; and

(iv) Compliance with chapter 70.42 RCW and this chapter;

(b) Evaluate, verify, and document the following related to technical personnel:

(i) Education, experience, and training in test performance and reporting tests results;

(ii) Sufficient numbers to cover the scope and complexity of the services provided;

(iii) Access to training appropriate for the type and complexity of the test site services offered; and

(iv) Maintenance of competency to perform test procedures and report test results;

(c) Be present, on call, or delegate the duties of the designated test site supervisor to a designated specialty test site supervisor or an on-site technical person during testing.

(4) The designated test site supervisor shall meet one or more of the following qualifications:

(a) A licensed professional under chapter 18.71 RCW Physicians; chapter 18.57 RCW, Osteopathy—Osteopathic medicine and surgery;

(b) A licensed professional under chapter 18.32 RCW, Dentistry; chapter 18.22 RCW, Podiatry; chapter 18.36A RCW, Naturopathy; chapter 18.50 RCW, Midwifery; and advanced registered nurse practitioner, recognized under chapter 18.88 RCW, Registered Nurses, when they are functioning as the principle health care provider, limited to the tests performed on patients within the legal scope of their practice; or

(c) Individuals meeting the requirements consistent with 42 CFR ~~((405.1312))~~ 493.1415 (b)(1-5).

(5) The designated test site supervisor or designated specialty test site supervisor shall meet the appropriate requirements under 42 CFR ~~((405.1314(b)))~~ 493.1421 if the medical test site performs tests in any of the following specialties or subspecialties:

(a) Cytology;

(b) Histopathology, excluding dermatopathology;

(c) Oral pathology;

(d) Histocompatibility;

(e) Cytogenetics; or

(f) Transfusion services and blood banking.

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

WAC 246-338-070 RECORDKEEPING. The medical test site shall:

(1) Unless specified otherwise in subsection (2)(a), (b), and (c) of this section, maintain documentation for two years of:

(a) Test requisitions or equivalent;

(b) Test reports;

(c) Quality control; and

(d) Quality assurance.

(2) Maintain documentation of:

(a) The items listed in subsection (1)(a), (b), (c), and (d) of this section for transfusion services and blood banking for five years;

(b) Abnormal cytology and all histology reports for ten years; and

(c) Normal cytology reports for three years.

(3) Request the following written information to accompany a test requisition:

(a) Patient's name or other method of specimen identification;

(b) Name or other suitable identifier of the authorized person ordering the test;

(c) Date of specimen collection, and time if appropriate;

(d) Source of specimen, if appropriate;

- (e) Type of test ordered;
- (f) Sex and age of the patient, if appropriate; and
- (g) For cytology and histology specimens:
 - (i) Pertinent clinical information; and
 - (ii) For pap smears:
 - (A) The last menstrual period; and
 - (B) Indication whether the patient has history of cervical cancer or its precursors.
- (4) Assure specimen records include:
 - (a) A medical test site identification;
 - (b) The patient's name or other method of specimen identification;
 - (c) The date the specimen was received at the medical test site, and time if appropriate; and
 - (d) The reason for specimen rejection or limitation.
- (5) Assure that test reports:
 - (a) Are maintained in a manner permitting identification and reasonable accessibility;
 - (b) Are released only to authorized persons or designees;
 - (c) Include the name of the medical test site, or where applicable, the name and address of each medical test site performing each test;
 - (d) Include the date reported; and
 - (e) Include the time reported, if appropriate.
- (6) Assure cytology reports:
 - (a) Distinguish between unsatisfactory specimen and negative results; and
 - (b) Contain narrative descriptions for any abnormal results, such as the Bethesda system of terminology as published in the Journal of the American Medical Association, 1989, Volume 262, pages 931-934, for any abnormal results.
- (7) Establish and make available reference ranges for use by authorized persons ordering or utilizing the test results.
- (8) Issue corrected reports when indicated.
- (9) Maintain appropriate documentation of:
 - (a) Temperature-controlled spaces and equipment;
 - (b) Preventive maintenance activities;
 - (c) Equipment function checks;
 - (d) Procedure calibrations;
 - (e) Validation, precision, and accuracy checks;
 - (f) Expiration date, lot numbers, and other pertinent information for:
 - (i) Reagents;
 - (ii) Solutions;
 - (iii) Culture media;
 - (iv) Controls, as defined in WAC ((~~248-38-090~~) 246-338-090);
 - (v) Calibrators, as defined in WAC ((~~248-38-090~~) 246-338-090);
 - (vi) Standards, as defined in WAC ((~~248-38-090~~) 246-338-090);
 - (vii) Reference materials, as defined in WAC ((~~248-38-090~~) 246-338-090); and
 - (viii) Other testing materials;
 - (g) Testing of quality control samples; and
 - (h) Any remedial action taken in response to quality control, quality assurance, personnel, and proficiency testing.

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

WAC 246-338-080 QUALITY ASSURANCE.

(1) The medical test site shall establish and implement a written quality assurance plan, including policies and procedures, designed to:

(a) Monitor, evaluate, and review quality control, proficiency testing data, and test results;

(b) Identify and correct problems;

(c) Establish and maintain accurate, reliable, and prompt reporting of test results;

(d) Verify all tests performed and reported by the medical test site conform to specified performance criteria in quality control under WAC ((~~248-38-090~~) 246-338-090); and

(e) Establish and maintain the adequacy and competence of the technical personnel.

(2) The quality assurance plan shall include mechanisms or systems to:

(a) Establish and apply criteria for specimen acceptance and rejection;

(b) Notify the appropriate individuals as soon as possible when test results indicate potential life-threatening conditions;

(c) Assess problems identified during quality assurance reviews and discuss them with the appropriate staff;

(d) Evaluate all test reporting systems to verify accurate and reliable reporting, transmittal, storage, and retrieval of data;

(e) Document all corrective actions taken to:

(i) Identify problems or potential problems; and

(ii) Implement corrective actions; and

(f) Make available appropriate instructions for specimen collection, handling, preservation, and transportation.

(3) The owner shall maintain adequate space, facilities, and essential utilities for the performance and reporting of tests.

(4) The medical test site shall establish policies and procedures for infectious and hazardous medical wastes consistent with local, state, and federal authorities.

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

WAC 246-338-090 QUALITY CONTROL. (1) For the purpose of this section, the following words and phrases have the following meanings, unless the context clearly indicates another meaning:

(a) "ABO, A, A₁, B, O, anti-A, anti-B, anti-D, anti Rh₀, Rh₀(D), HLA, HLA-A, B, and DR" means taxonomy classifications for blood groups, types, cells, sera, or antisera;

(b) "Calibrator" means a material, solution, or lyophilized preparation designed to be used in calibration. The values or concentrations of the analytes of interest in the calibration material are known within limits ascertained during its preparation or before use;

(c) "Control" means a material, solution, lyophilized preparation, or pool of collected serum designed to be used in the process of quality control. The concentrations of the analytes of interest in the control material are

known within limits ascertained during its preparation or before routine use;

(d) "Control slide" means a preparation fixed on a glass slide used in the process of quality control;

(e) "Reference material" means a material or substance, calibrator, control or standard where one or more properties are sufficiently well established for use in calibrating a process or for use in quality control;

(f) "Standard" means a reference material of fixed and known chemical composition capable of being prepared in essentially pure form, or any certified reference material generally accepted or officially recognized as the unique standard for the assay regardless of level or purity of the analyte content.

(2) The medical test site shall use quality control procedures providing and assuring accurate and reliable test results and reports, meeting the requirements of this chapter.

(3) The medical test site shall have written procedures and policies available in the work area including:

(a) Analytical methods used by the technical personnel;

(b) Specimen processing procedures;

(c) Preparation of solutions, reagents, and stains;

(d) Calibration procedures;

(e) Proper maintenance of equipment;

(f) Quality assurance policies;

(g) Quality control procedures;

(h) Corrective actions when quality control results deviate from expected values or patterns;

(i) Procedures for reporting test results;

(j) Limitations of methodologies; and

(k) Alternative or backup methods for performing tests including the use of a reference facility if applicable.

(4) The medical test site shall perform quality control complying with the requirements of this section for each specialty and subspecialty as follows:

(a) At least as frequently as specified in this section;

(b) More frequently if recommended by the manufacturer of the instrument or test procedure;

(c) More frequently if specified by the medical test site; or

(d) Less frequently only when the medical test site documents satisfactory performance and receives prior approval from the department.

(5) The medical test site shall:

(a) Perform procedural calibration or recalibration, if applicable, to instrument or method used, when:

(i) A new lot number of reagents for a procedure is introduced;

(ii) There is major preventive maintenance or replacement of critical parts of equipment or instrumentation;

(iii) Controls begin to reflect an unusual trend or are outside acceptable range limits;

(iv) Recommended by the manufacturer; or

(v) Specified by the medical test site's established schedule(-);

(b) If patient values are above the maximum or below the minimum calibration point or the linear range:

(i) Report the patient results as greater than the upper limit or less than the lower limit or an equivalent designation; or

(ii) Use an appropriate procedure to rerun the sample allowing results to fall within the established linear range;

(c) For quantitative tests:

(i) Include two reference materials of different concentrations each day of testing unknown samples, if these reference materials are available; or

(ii) Have an equivalent mechanism to assure the quality, accuracy, and precision of the test, if reference materials are not available;

(d) For qualitative tests, include positive and negative reference material each day of testing unknown samples;

(e) Determine the statistical limits for each lot number of unassayed reference materials through repeated testing;

(f) Use the manufacturer's reference material limits for assayed material, provided they are:

(i) Verified by the medical test site; and

(ii) Appropriate for the methods and instrument used by the medical test site;

(g) Report patient results only when reference materials are within acceptable limits;

(h) Establish and make readily available reference material limits;

(i) Use materials within their documented expiration date, unless the test site provides evidence the materials are stable and reliable beyond the expiration date;

(j) For microbiology:

(i) Check each batch or shipment of reagents, discs, stains, antisera, and identification system for reactivity with positive and negative reference organisms including:

(A) Each time of use for fluorescent stains and Deoxyribonucleic Acid (DNA) probes based on radioisotope methods;

(B) Each week of use for reagents and stains;

(C) Each month of use for antisera; and

(D) Each week of use for direct antigen detection systems, using positive and negative controls that evaluate both the extraction and reaction phase;

(ii) Check each new batch of media and each new lot of antimicrobial discs or other testing systems, before initial use and each week of testing using approved reference organisms, when testing antimicrobial susceptibility;

(iii) Document zone sizes or minimum inhibitory concentration for reference organisms are within established limits;

(iv) Have available and use appropriate stock organisms for quality control purposes;

(v) Have available a collection of slides, photographs, gross specimens, or text books for reference sources to aid in identification of microorganisms;

(vi) Document appropriate steps in the identification of microorganisms on patient specimens;

(vii) Check each batch or shipment of noncommercial media for sterility, ability to support growth, and if appropriate, selectivity, inhibition, or biochemical response;

(viii) If commercially manufactured media quality control results are used:

(A) Keep records of the manufacturer's quality control results;

(B) Document visual inspection of the media before use; and

(C) Follow the manufacturer's specifications for using the media;

(ix) When performing parasitology:

(A) Use a calibrated ocular micrometer for determining the size of ova and parasites, if size is a critical parameter; and

(B) Check permanent stains using reference materials, each month of use;

(k) For syphilis serology:

(i) Use equipment, glassware, reagents, reference materials, and techniques conforming to manufacturers' specifications;

(ii) Perform serologic tests on unknown specimens concurrently with a positive serum reference material with known titer or graded reactivity and a negative reference material; and

(iii) Employ reference materials for all test components to ensure reactivity;

(l) For general immunology:

(i) Perform serologic tests on unknown specimens with a positive and a negative reference material;

(ii) Employ reference materials for all test components to ensure reactivity; and

(iii) Report test results only when the predetermined reactivity pattern of the reference material is observed;

(m) For chemistry, when performing blood gas analysis, include:

(i) A two-point calibration and a reference material each eight hours of testing; and

(ii) A one-point calibration or reference material each time patient samples are tested; or

(iii) Another calibration and reference material schedule, approved by the department as equivalent to this subsection;

(n) For hematology and coagulation:

(i) Use one level of reference material each day of testing patient samples for manual blood counts; and

(ii) Use two levels of reference materials each day of testing for:

(A) Instrumentation methods; and

(B) Manual tilt tube method for coagulation.

(o) For immunohematology, for the services offered:

(i) Perform ABO grouping by testing unknown red cells with Federal Food and Drug Administration approved anti-A and anti-B grouping sera;

(ii) Confirm ABO grouping of unknown serum with known A₁ and B red cells;

(iii) Determine the Rh₀(D) group by testing unknown red cells with anti-D (anti Rh₀) blood grouping serum;

(iv) Employ a control system capable of detecting false positive Rh test results, when required by the manufacturer; and

(v) Perform quality control checks of cells and antisera each day of use;

(p) For transfusion services:

(i) Perform ABO grouping, Rh₀(D) typing, antibody detection, and identification and compatibility testing as described by the Food and Drug Administration under

21 CFR Part 606, with the exception of 21 CFR Part 606.20a, Personnel, and 21 CFR Part 640; and

(ii) Collect, store, process, distribute and date blood and blood products as described by the Food and Drug Administration under 21 CFR Parts 606, 610.53 and 640;

(q) For histopathology:

(i) Use positive control slides for each special stain to check for intended level of reactivity;

(ii) Retain stained slides at least ten years and specimen blocks at least two years from the date of examination; and

(iii) Retain remnants of tissue specimens in an appropriate preserved state until the portions submitted for microscopic examination have been examined and diagnosed;

(r) For cytology:

(i) Develop criteria for submission of material and the assessment of the adequacy of the sample submitted, including notifying the physician;

(ii) Retain all negative slides for three years from the date of examination of the slide;

(iii) Retain all abnormal slides for ten years from the date of examination;

(iv) Include in quality control the rescreening and documentation of benign gynecological slides as follows:

(A) One hundred percent of slides from patient with a known history of cervical cancer or its precursors;

(B) Selection of benign slides for a total rescreening of a minimum of ten percent of all benign slides including patients identified in (r)(iv)(A) of this subsection; or

(C) Another method demonstrating equivalent effectiveness in discovering errors;

(v) Review prior cytologic specimens or records of previous reviews, if available, for each abnormal cytology result;

(vi) Correlate abnormal cytology reports with prior cytology reports and with histopathology reports, if available, and determine the cause of any discrepancies;

(vii) Document reviews of negative slides from cases known to have a history of abnormal slides;

(viii) Evaluate and document technical personnel slide examination performance; and

(ix) Evaluate and document significant discrepancies in examination of cytology slides;

(s) For histocompatibility:

(i) Use applicable quality control standards for immunohematology, transfusion services, and diagnostic immunology as described in this chapter;

(ii) For renal allotransplantation:

(A) Have available and follow criteria for:

(I) Selecting appropriate patient serum samples for crossmatching;

(II) The technique used in crossmatching;

(III) Preparation of donor lymphocytes for crossmatching;

(IV) Reporting crossmatch results;

(V) The preparation of lymphocytes for Human Leukocyte Antigen HLA-A, B and DR typing;

(VI) Selecting typing reagents; and

(VII) The assignment of HLA antigens;

(B) Have available serum specimens for all potential transplant recipients at initial typing, for periodic screening, for pretransplantation crossmatch, and following sensitizing events;

(C) Have appropriate storage and maintenance of both recipient sera and reagents;

(D) Indicate, when applicable:

(I) Source;

(II) Bleeding date;

(III) Identification number; and

(IV) Volume remaining for reagent typing sera inventory;

(E) Properly label and store:

(I) Cells;

(II) Complement;

(III) Buffers;

(IV) Dyes; and

(V) Reagents;

(F) Type all potential transplant recipient cells and cells from organ donors referred to the medical test site;

(G) Have adequate reagent trays for typing recipient and donor cells to define all HLA-A, B, and DR specificities as required to determine splits and cross-reactivity;

(H) Have a written policy establishing when antigen redefinition and retyping are required;

(I) Screen recipient sera for preformed antibodies with a suitable lymphocyte panel;

(J) Use a suitable cell panel for screening patient sera containing all the major HLA specificities and common splits;

(K) Use the mixed lymphocyte culture, or equivalent, to determine cellularly defined antigens;

(L) Include positive and negative reference materials on each tray; and

(M) Participate in at least one national or regional cell exchange program, if available, or develop an exchange system with another medical test site;

(iii) When performing only transfusions, other nonrenal transplantation, excluding bone marrow transplants, or disease-associated studies, meet all the requirements specified in this section except for the requirements for the performance of mixed lymphocyte cultures; and

(iv) Test donor for HIV reactivity;

(t) For cytogenetics:

(i) Document the number of:

(A) Metaphase chromosome spreads and cells counted and karyotyped; and

(B) Chromosomes counted for each metaphase spread;

(ii) Assure an adequate number of karyotypes are prepared for each patient, according to the indication given for performing cytogenetics study;

(iii) Use an adequate patient identification system for:

(A) Patient specimens;

(B) Photographs, photographic negatives, or computer stored images of metaphase spreads and karyotypes;

(C) Slides; and

(D) Records;

(iv) Include in the final report:

(A) The number of cells counted and karyotyped; and

(B) An interpretation of the karyotypes findings;

(v) Use appropriate nomenclature on final reports;

(u) For radiobioassay and radioimmunoassay:

(i) Check the counting equipment for stability each day of use with radioactive standards or reference sources; and

(ii) Meet Washington state radiation standards described under chapter 70.98 RCW, and chapter 402-10 through 402-24, 402-32 through 402-34, 402-62, and 402-70 WAC.

(6) If a medical test site performs cytology examinations, the designated test site supervisor or designated specialty test site supervisor shall:

(a) Confirm all gynecological smears interpreted to be outside normal limits;

(b) Review all nongynecological cytological preparations; and

(c) Sign or initial all reports from (a) or (b) of this subsection.

(7) Technical personnel shall examine, unless federal law and regulation specify otherwise, no more than one hundred and twenty cytological slides in a twenty-four hour period and in no less than a six hour period, consisting of:

(a) No more than eighty unevaluated cytological slides per day; and

(b) No more than forty slides for quality control purposes.

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

WAC 246-338-110 ADJUDICATIVE PROCEEDINGS. (1) A license owner or applicant contesting a disciplinary action shall, within twenty-eight days of receipt of the department's decision, file a written application for an adjudicative proceeding with the Legal Support Section, P.O. Box 2245, Olympia, WA 98507-2245. The application shall include or have attached:

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

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

(c) A copy of the contested department decision.

(2) The adjudicative proceeding is governed by chapter 34.05 RCW, the Administrative Procedure Act, this chapter, and chapter ((248-08)) 246-08 WAC.

If a provision of this chapter conflicts with chapter ((248-08)) 246-08 WAC, the provision in this chapter governs.

(3) Any test site in receipt of a denial, condition, suspension, or revocation of its license, or a civil monetary penalty upheld after administrative review may, within sixty days of the administrative determination, petition the superior court for review of the decision.

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

WAC 246-338-990 FEES. (1) For the purpose of this section, the following words and phrases have the following meanings:

(a) "Accredited by organization" means a testing site is accredited, certified, or licensed by an organization

meeting the requirements of WAC (~~248-38-040~~) 246-338-040, Approval of accreditation bodies;

(b) "Category ((~~I-(A)~~) A" means a medical test site ((~~in Category I~~) performing less than ((~~five~~) ten thousand ((~~total~~) licensed tests per year ((~~or three~~) and two or less specialties;

(c) "Category ((~~I-(B)~~) B" means a medical test site ((~~in Category I~~) performing ((~~five thousand to thirty thousand total~~) less than ten thousand licensed tests per year ((~~or four to five~~) and three specialties;

(d) "Category ((~~I-(C)~~) C" means a medical test site ((~~in Category I~~) performing ((~~greater than thirty thousand total~~) ten thousand to twenty-five thousand licensed tests per year ((~~or six or more~~) and three or less specialties;

(e) "Category ((~~H-(A)~~) D" means a medical test site ((~~in Category H~~) performing less than ((~~ten thousand total~~) twenty-five thousand licensed tests per year ((~~or three or less~~) and four or more specialties;

(f) "Category ((~~H-(B)~~) E" means a medical test site ((~~in Category H~~) performing ((~~ten thousand to fifty thousand total~~) greater than twenty-five thousand licensed tests per year ((~~or four to five~~) and three or less specialties;

(g) "Category ((~~H-(C)~~) F" means a medical test site ((~~in Category H~~) performing greater than ((~~fifty thousand total~~) twenty-five thousand licensed tests per year ((~~or six~~) and four or more specialties;

(h) ((~~"Temporary" means a Category I or H medical test site performing testing at locations separate from the medical test sites permanent location with a frequency of five times a year or less~~;

(~~it~~) "Direct staff time" means all state employees' work time, including travel time and expenses(;) involved in ((~~the following~~);

(~~i~~) Functions associated with medical test site licensure or complaint investigation including:

((~~it~~)) (A) On-site follow up visit; and
 ((~~it~~)) (B) Telephone contacts and staff or management conferences in response to a deficiency statement or complaint; ((~~and~~))

((~~it~~)) (ii) Preparation and participation in a continuing education or training event for a medical test site; and

(iii) Evaluation of evidence submitted under WAC 246-338-030(12), with a request for addition or deletion to the tests listed under WAC 246-338-030(10), including actual costs for supplies, printings and mailings;

(i) "Licensed test" means all tests not specifically listed as waived under WAC 246-338-030(10), or defined as forensic under WAC 246-338-010(12);

(j) "Temporary" means a medical test site performing licensed tests at locations separate from the medical test site's permanent location with a frequency of five times a year or less.

(2) The department shall assess and collect biennial fees for medical test sites as follows:

(a) Charge fees, based on the requirements authorized under RCW 70.42.090 and this section;

(b) Prorate fees for the remainder of the biennial period, when the owner or applicant applies for a license or certificate of waiver during a biennium;

(c) Adjust fees when a medical test site increases or decreases the complexity or volume of testing;

(d) Determine fees according to criteria below:

((it) Certificate of waiver	..... \$100 per year or \$200 per biennium;
((ii) Category I (A)	..... 400 per year or 800 per biennium;
((iii) Category I (B)	..... 500 per year or 1000 per biennium;
((iv) Category I (C)	..... 600 per year or 1200 per biennium;
((v) Category II (A)	..... 500 per year or 1000 per biennium;
((vi) Category II (B)	..... 700 per year or 1400 per biennium;
((vii) Category II (C)	..... 850 per year or 1700 per biennium;
((viii) Site:	
(A) One instrument	..... 200 per year or 400 per biennium;
(B) Each additional instrument	..... 100 per year or 200 per biennium;
((ix) Temporary	..... 50 per year or 100 per biennium;
((x) Cytology only	..... 450 per year or 900 per biennium;
((xi) Cytology in a Category H medical test site	..... 250 per year or 500 per biennium;
((xii) Accredited by Organization:	
(A) Category I	..... 400 per year or 800 per biennium;
(B) Category H	..... 500 per year or 1000 per biennium;
(C) HCFA	..... 50 per year or 100 per biennium;
((xiii) Follow up survey for deficiencies	..... direct staff time;
((xiv) Complaint investigation	..... direct staff time;
((xv) Continuing education	..... direct staff time.))
(i) Certificate of waiver	..... \$50 per year or \$100 per biennium;
((ii) Category A	..... 400 per year or 800 per biennium;
((iii) Category B	..... 450 per year or 900 per biennium;
((iv) Category C	..... 500 per year or 1000 per biennium;
((v) Category D	..... 600 per year or 1200 per biennium;
((vi) Category E	..... 700 per year or 1400 per biennium;
((vii) Category F	..... 850 per year or 1700 per biennium;
((viii) Mobile site	..... 200 per year or 400 per biennium;
((ix) Temporary	..... 50 per year or 100 per biennium;
((x) Accredited by:	
(A) Organization other than HCFA	125 per year or 250 per biennium;
(B) HCFA	..... 50 per year or 100 per biennium;
((xi) Follow up survey for deficiencies	..... direct staff time;
((xii) Complaint investigation	..... direct staff time;
((xiii) Continuing education	..... direct staff time;
((xiv) Evaluation of requests for additions or deletions to the list of waived tests	..... direct staff time.

(3) The department shall exclude from fee charges the women, infant, and children (WIC) programs performing hematocrit testing only for food distribution purposes and the Washington state migrant council performing hematocrit testing only for nutritional evaluation.

WSR 91-21-063

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 91-114—Filed October 16, 1991, 4:40 p.m.]

Date of Adoption: October 16, 1991.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order: Amending WAC 220-57-137, 220-57-335, and 220-57-510.

Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: Unusual low water conditions necessitate recreational fishery restrictions to ensure orderly fisheries and address hatchery escapement needs.

Effective Date of Rule: Immediately.

October 16, 1991
 Sally J. Hicks
 for Joseph R. Blum
 Director

NEW SECTION

WAC 220-57-13700A CARBON RIVER. Notwithstanding the provisions of WAC 220-57-137, effective immediately until further notice it is unlawful to fish for or possess salmon taken for personal use from those waters of the Carbon River upstream from the old bridge abutments near the east end of Bridge Street in Orting.

NEW SECTION

WAC 220-57-33500D NASELLE RIVER. Notwithstanding the provisions of WAC 220-57-335, effective immediately until further notice it is unlawful to fish for or possess salmon taken for personal use from those waters of the Naselle River downstream from the Big Hill Bridge to the Highway 4 Bridge.

NEW SECTION

WAC 220-57-51000F WILLAPA RIVER. Notwithstanding the provisions of WAC 220-57-510, effective immediately until further notice it is unlawful to fish for or possess salmon taken for personal use from those waters of the Willapa River downstream from the mouth of Fork Creek to the Highway 6 Bridge approximately 2 miles below the mouth of Trap Creek.

**WSR 91-21-064
 PROPOSED RULES
 BOARD OF REGISTRATION
 FOR PROFESSIONAL ENGINEERS
 AND LAND SURVEYORS
 [Filed October 16, 1991, 4:44 p.m.]**

Original Notice.

Title of Rule: WAC 196-24-097 Seal/stamp usage, this is a new section that states when a seal/stamp shall be used.

Purpose: To clearly describe when a seal/stamp must be used in engineering and surveying documents.

Statutory Authority for Adoption: RCW 18.43.035.

Statute Being Implemented: Chapter 18.43 RCW.

Summary: This new section will codify an existing board policy.

Reasons Supporting Proposal: To define how and when the seal/stamp shall be used in the regulation of engineering and land surveying professions.

Name of Agency Personnel Responsible for Drafting: George A. Twiss, 2424 Bristol Court, Olympia, 753-

3634; Implementation and Enforcement: Alan E. Rathbun, 2424 Bristol Court, Olympia, 753-3634.

Name of Proponent: Board of Registration for Professional Engineers and Land Surveyors, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: This is a new rule on seal/stamp usage. Its purpose is to clearly define how and when the seal/stamp shall be used to engineering and surveying documents. The effect will be increased awareness of when the seal/stamp must be used as well as compliance to insure that the registrant responsible for the work signs and seals the final document.

Proposal does not change existing rules.

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

Hearing Location: Seattle Marriott - Sea-Tac, City Suite Area, 3201 South 176th Street, Seattle, WA, on December 6, 1991, at 10:00 a.m.

Submit Written Comments to: Alan E. Rathbun, PE, P.O. Box 9649, Olympia, WA 98507-8001, by December 4, 1991.

Date of Intended Adoption: December 6, 1991.

October 16, 1991
 Alan E. Rathbun, PE
 Executive Director

NEW SECTION

WAC 196-24-097 SEAL/STAMP USAGE. All individuals registered in accordance with chapter 18.43 RCW shall obtain a seal/stamp of the design as authorized by the board. The use of said seal/stamp shall be in accordance with RCW 18.43.070, WAC 196-24-095, 196-27-020 (1)(b) and (2)(c) and shall further adhere to the following:

(1) Plan set stamping: Every page of a plan set must contain the seal/stamp of the registrant who directly supervised, or was in responsible charge of the work.

(a) All revisions to plans must be clearly identified and dated on the page said revision is illustrated.

(b) Plans containing work under the direct supervision of more than one registrant must be sealed/stamped by each registrant and the document must be clearly noted to the extent of each registrant's responsibility.

(2) Document stamping: Any final document of a technical nature must contain the seal/stamp of the registrant who directly supervised, or was in responsible charge of their work.

(a) Preliminary documents released from the registrant's control may or may not be stamped and signed but must have the registrant identified on it's face.

(b) Preliminary documents released from the registrant's control must be clearly identified as "PRELIMINARY" or other such wording so it may be differentiated from a final document.

**WSR 91-21-065
 PROPOSED RULES
 BOARD OF REGISTRATION
 FOR PROFESSIONAL ENGINEERS
 AND LAND SURVEYORS
 [Filed October 16, 1991, 4:46 p.m.]**

Original Notice.

Title of Rule: Amending WAC 196-12-020 Experience records; 196-12-050 Evaluation of candidates for

engineering licenses; and 196-24-050 Examinations. The three WACs apply to regulation of engineers.

Purpose: To clarify language and bring into conformance with changes in board policy and with amended statute, chapter 19, Laws of 1991.

Statutory Authority for Adoption: RCW 18.43.035.

Statute Being Implemented: Chapter 18.43 RCW.

Summary: These amendments reflect changes in engineering branches available and the board's position on approved engineering curriculums and waiving the EIT examination.

Reasons Supporting Proposal: A national exam has been discontinued and the board proposes to discontinue two little used local exams. The board now accepts engineering degrees from certain other countries and they propose to reduce the experience time to waive the EIT exam.

Name of Agency Personnel Responsible for Drafting and Implementation: W. Rick Notestine, 2424 Bristol Court S.W., Olympia, 753-3634; and Enforcement: Alan E. Rathbun, 2424 Bristol Court S.W., Olympia, 753-3634.

Name of Proponent: Board of Registration for Professional Engineers and Land Surveyors, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 196-12-020 defines experience records applicable for becoming a licensed engineer. Certain college education will count for experience. The anticipated effect will be to make it easier for applicants educated in some other countries to qualify for the registration; WAC 196-12-050 provides the criteria to waive the engineering fundamentals exam. The effect will be that many more engineers may qualify to waive the exam; and WAC 196-24-050 lists the branches of engineering available in Washington and gives the conditions for becoming licensed in those branches. The effect will be elimination of three little used examinations for licensure, but changing to comity will provide better understanding of the rule and improve comity licensure with other states.

Proposal Changes the Following Existing Rules: WAC 196-12-020 language added to state that a list of approved engineering programs are kept at the board's office and that someone not graduating from an approved program may need to have their transcript evaluated; WAC 196-12-050 reduces the experience time required to waive the EIT exam from 21 years to 12 years; and WAC 196-24-050 deletes the ceramic, logging and sanitary branches of engineering, clarifies the experience requirement for structural, and brings the language for comity into conformance with chapter 19, Laws of 1991.

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

Hearing Location: Seattle Marriott - Sea-Tac, City Suite Area, 3201 South 176th Street, Seattle, WA, on December 6, 1991, at 10:00 a.m.

Submit Written Comments to: Alan E. Rathbun, PE, P.O. Box 9649, Olympia, WA 98507-8001, by December 4, 1991.

Date of Intended Adoption: December 6, 1991.

October 16, 1991

Alan E. Rathbun

Executive Director

AMENDATORY SECTION (Amending Order PM 606, filed 6/4/87)

WAC 196-12-020 EXPERIENCE RECORDS. (1) Evaluation of records: The basic requirement for registration as a professional engineer is a specific record of eight years or more of approved experience in engineering work of a professional grade. The provisions of the law are that any experience by college study, as defined below, must be substantiated by an official transcript, the supplying of which is the responsibility of the applicant.

(a) Graduation in an approved engineering college curriculum of four years is equivalent to four years of the required experience.

(b) Satisfactory completion of each year of such an approved engineering curriculum is equivalent to one year of experience.

(c) Graduation in a program in engineering technology approved by the accreditation board for engineering and technology (ABET) is equivalent to three years of required experience. Satisfactory completion of each year of such an approved program is equivalent to three-fourths of one year of experience.

(d) Graduation in a program in engineering technology from a non-ABET approved curricula, however approved by the board, is equivalent to two years of required experience. Satisfactory completion of each year of such a program is equivalent to one-half of one year of experience.

(e) Satisfactory completion of each year of a nonapproved curriculum in engineering may be granted up to a maximum of one-half of one year of experience. Coursework in such a program must be equivalent to that of an approved curriculum to grant maximum experience credit.

(f) Graduation in a curriculum other than engineering will be evaluated by the board.

(g) Postgraduate study in engineering may be given credit up to one year. A postgraduate degree must be obtained to be granted maximum experience credit.

(h) Applicants having engineering degrees from ((outside) countries other than the United States or Canada ((state)) may be required to have their transcripts evaluated by a transcript evaluation service approved by the board. This evaluation will be performed at the applicant's expense, and the applicant will be responsible for submitting all the necessary information to the evaluation service. The board shall not take any action on an application until the report from the evaluation service and all other documents are received.

(i) The board may approve engineering degree programs from countries other than the United States and Canada. A listing of said approved programs will be maintained in the board office. Graduation from such an approved program will exempt the applicant from utilizing the transcript evaluation service.

(2) Colleges recognized by the board: All student's credits from curricula approved by the accreditation board for engineering and technology are accepted. In the state of Washington student's credits from other curricula than those approved by the accreditation board for engineering and technology may be accepted at the discretion of the board.

(3) In evaluating the work experience required to qualify for registration, the following criteria will be used:

(a) In the normal educational sequence, experience gained between semesters or quarters will not be considered as professional experience.

(b) In situations where the experience/educational track is intermixed with a degree attained late in the sequence, educational achievement will not be counted in addition to work experience in determining total experience. However, professional work experience will not necessarily be considered as starting subsequent to graduation but will be evaluated in total with consideration given to progression in level of technical complexity and responsibility.

(c) Where a degree is not attained, but at least three years of education in an approved curriculum has been completed prior to a work experience track, the education will be considered in conjunction with the work experience in determining the total years of experience.

(d) Engineering teaching of a character satisfactory to the board may be recognized as professional level experience up to a maximum of two years.

(e) Any work experience gained in a situation which violates the provisions of chapter 18.43 RCW or Title 196 WAC will not be credited towards the statutory experience requirement.

(f) The statutory experience requirement to qualify for examination must be completed sixty days prior to the date of examination. Furthermore, the applicant is to provide the necessary verification of said experience up to the sixty-day limit.

(4) An applicant must have passed the first stage of the examination and be enrolled as an E.I.T. in accordance with WAC 196-12-050 before applying for the second stage or branch examination.

AMENDATORY SECTION (Amending Order PL 454, filed 1/25/84)

WAC 196-12-050 EVALUATION OF CANDIDATES FOR ENGINEERING LICENSES. (1) A candidate who is enrolled as an E.I.T. is required to write only the examination in the branch approved by the board.

(2) Candidates (~~holding a baccalaureate degree in an accredited engineering curriculum~~) who have had at least (~~seventeen additional~~) ~~twelve~~ years of experience satisfactory to the board (~~after the statutory eight years of experience~~) and hold a baccalaureate degree in an approved engineering curriculum may request that the fundamental examination be waived and (~~may~~) that they be permitted to write the branch examination only.

(3) A professional land surveyor seeking registration as a professional engineer should refer to WAC 196-12-020.

AMENDATORY SECTION (Amending Order PM 606, filed 6/4/87)

WAC 196-24-050 EXAMINATIONS. (1) The regular branches of engineering in which certificates of registration are presently issued are: Aeronautical, agricultural, (~~ceramic~~), chemical, civil, electrical, fire protection, industrial, (~~logging~~), mechanical, metallurgical, mining, naval architecture and marine engineering, and nuclear. The (~~branches of sanitary and~~) branch of structural engineering (~~are considered to be~~) is a specialized (~~branches~~) branch. An applicant for (~~any specialized branch~~) structural engineer is required to hold a current registration in the state of Washington, in one of the regular branches. Applicants shall have (~~not less than two~~) a minimum of ten years of professional engineering experience (~~in the additional branch in which the applicant seeks registration, over and above the requirements for professional registration (statutory eight years))~~) at least two years of which must be structural engineering.

The examination in structural engineering shall be (~~of two days duration. Examination in sanitary engineering shall be of one day duration~~) sixteen hours long.

Certificates of registration (~~with~~) shall also be issued in land surveying.

All examinations are given at times and places as (~~will be~~) designated by the board. The schedule of future examinations may be obtained from the board office.

(2) Applicants for registration by (~~reciprocity from states, territories, districts, or countries~~) comity who have been issued certificates of registration without examination (~~or in instances where such governmental body does not grant certificates of registration to regularly qualified registrants of the state of Washington with~~) or by examination not equivalent to exams given in Washington, or do not have a certificate of registration shall be required to sit for an examination (~~to test the skill, knowledge, and other professional attributes of the applicant~~).

(a) The examination will be (~~given~~) in (~~the~~) a branch (~~chosen by the applicant~~) of engineering selected from the list of regular branches given (~~by this board~~) in subsection (1) of this section.

The board must approve of the branch selected before an exam can be administered.

(b) Such examinations are given after the board has approved the applicant's request for licensure.

(c) In cases where an applicant is issued a certificate of registration by his or her governmental body in a branch not included in the list of regular branches (subsection (1) of this section) the board (~~with~~) may examine such an applicant in a regular branch of his or her choice, (~~presumably~~) the one closest to his or her specialty.

(3) One designation as professional engineer and/or land surveyor will be issued by (~~reciprocity~~) comity. Each added designation requires a new application. Any additional branch designations will be authorized after the applicant has passed (~~a regular~~) an examination

in the branch, except that applicants may be granted registration in the additional branch without further examination provided they have successfully passed an examination equivalent to that given in the state of Washington (~~in a state, territory, possession, district, or country, which grants like reciprocity to the state of Washington registrants~~).

(4) All examinations will be (~~given with~~) open book unless otherwise specified by the board.

WSR 91-21-066
EMERGENCY RULES
DEPARTMENT OF
NATURAL RESOURCES

[Order 586—Filed October 16, 1991, 5:30 p.m.]

Date of Adoption: October 16, 1991.

Purpose: Emergency closure of forest land in eastern Washington.

Statutory Authority for Adoption: RCW 76.04.015 and 76.04.325(2).

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

Reasons for this Finding: Extreme fire conditions and fire occurrence in eastern Washington exists whereby lives, property, and natural resources are at risk. The closure of forest lands in eastern Washington to access and all activities is necessary to prevent additional fires from starting.

Effective Date of Rule: Immediately.

October 16, 1991

Brian J. Boyle

Commissioner of Public Lands

NEW SECTION

WAC 332-26-030 FOREST CLOSURE. *Effective midnight, Wednesday, October 16, 1991 through midnight, Tuesday, October 22, 1991 all lands protected by the Department of Natural Resources in eastern Washington are closed to access by the public and all activities on such lands are prohibited. During the time of this closure all persons are excluded from said lands except those persons present in the interest of fire protection.*

WSR 91-21-067
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Filed October 17, 1991, 10:24 a.m.]

Original Notice.

Title of Rule: WAC 388-28-535 Net cash income—Determination—Deductions from income—Income of child.

Purpose: Change the way the department applies earned income disregards for children to bring state regulations into compliance with federal regulations, per recent federal clarification.

Statutory Authority for Adoption: RCW 74.04.050.

Statute Being Implemented: RCW 74.04.050.

Summary: Bring state regulations into compliance with federal regulations.

Reasons Supporting Proposal: Changes the way the department applies earned income disregards for children based on a federal clarification which states that a child's earned income is not disregarded for applicants when determining whether total family income exceeds one-hundred percent of the need standard, unless the child's earned income is also disregarded for the 185 percent level test.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Sandy James, Income Assistance, 753-3177.

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

Rule is necessary because of federal law, 45 CFR 233.20.

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Existing Rules: See above.

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

Hearing Location: OB-2 Auditorium, 12th and Franklin, Olympia, Washington, on November 26, 1991, at 10:00 a.m.

Submit Written Comments to: Troyce Warner, Chief, Office of Issuances, Department of Social and Health Services, Mailstop 5805, Olympia, Washington 98504, by November 26, 1991.

Date of Intended Adoption: December 10, 1991.

October 17, 1991

Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 2442, filed 11/10/86)

WAC 388-28-535 NET CASH INCOME—DETERMINATION—DEDUCTIONS FROM GROSS INCOME—INCOME OF CHILD. (1) In determining the amount of a child's earned income available to meet the current need of the assistance unit of which ((the or she)) the child is a member, the following rules apply:

(a) ~~The department shall disregard all of the child's monthly earned income ((of a child in an assistance unit shall be disregarded in determining eligibility for six months when he or she is a full-time student and disregarded in determining payment amount when he or she)) when the following circumstances apply:~~

(i) When determining whether total family income exceeds one hundred and eighty-five percent of the need standard for an applicant or recipient child who is a full-time student, limited to six months per calendar year;

(ii) When determining whether total family income exceeds one hundred percent of the need standard for:

(A) An applicant child, who is a full-time student, provided that such income is also disregarded under subsection (1)(a)(i) of this section; or

(B) A recipient child, who is a full-time student or a part-time student who is not a full-time employee.

(iii) When determining the payment amount for an applicant or recipient child who is a full-time student or a part-time student who is not a full time employee.

(b) A student is ~~((one))~~ defined as a person attending a school, college or university, or a course of vocational or technical training designed to fit him or her for gainful employment. A full-time student must have a school schedule equal to a full-time curriculum. A part-time student must have a school schedule equal to at least one-half of a full-time curriculum. A student enrolled during the school term just completed and planning to return to school when school reopens shall retain his or her status as a student during the summer vacation.

(c) A child earning income by working in a sheltered workshop or other training facility for handicapped children shall be considered, for purposes of income exemption, as being at least a part-time student working less than full time.

(d) To be employed full time, a child must be working thirty-five hours a week or the number of hours considered full time by the industry for which he or she works, whichever is less.

(e) Summer employment of students shall not be considered as full-time employment due to the temporary nature of such employment, even though the hours worked may exceed thirty-five hours a week.

(f) In determining the amount of a nonstudent child's earned income available to meet the current needs of the assistance unit, net income shall be computed according to WAC 388-28-570.

(2) A child may receive income paid in his or her behalf to the parent or parents or other needy caretaker relative. Such income includes earned income, allotments, retirement, survivors and disability insurance, veterans' benefits, court-ordered support payments, trust fund payments, or other income legally designated for the benefit of an individual child. Such income of a child ineligible to be included as a member of the assistance unit shall be considered as follows:

(a) If the child is ineligible due to noncooperation with the Washington state employment opportunities programs, or with child support enforcement if the child is a minor parent, such child's income shall be considered available to meet the need of the assistance unit;

(b) If the child is ineligible due to any other factor of eligibility, none of the child's income shall be considered available to meet the need of the assistance unit.

(3) A stepchild may receive income as specified in subsection (2) of this section. According to WAC 388-24-050(3), when the assistance unit does not include a stepchild's sibling or half-sibling, the family shall have the option to:

(a) Include the stepchild as a member of the assistance unit with all of the stepchild's income considered as available to the assistance unit; or

(b) Exclude the stepchild from the assistance unit, with none of the stepchild's income considered as available to the assistance unit.

(4) If the income of an ineligible child or stepchild, including a stepchild excluded from the assistance unit as specified in subsection (3) of this section, contains a portion for such child's caretaker relative, that portion shall be considered as available to the assistance unit.

WSR 91-21-068

PROPOSED RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Public Assistance)

[Filed October 17, 1991, 10:25 a.m.]

Original Notice.

Title of Rule: WAC 388-33-460 Payment to vendor of goods and services.

Purpose: The purpose of this amendment is to enable CSO field staff to meet bonafide emergent needs through the vendor payment process only for utility shut-off or impending eviction.

Statutory Authority for Adoption: RCW 74.08.090.

Statute Being Implemented: RCW 74.08.090.

Summary: Will allow CSO field staff to issue payments directly to vendors to avoid an eviction or a utility shut-off. Deletes reference to authorizing transportation assistance that was previously eliminated.

Reasons Supporting Proposal: Clearly state under which circumstances CSO files staff can issue payments directly to vendors. Also deletes an obsolete reference to transportation assistance.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Rose Mary Micheli, Income Assistance, 586-3913.

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

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

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Existing Rules: See above.

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

Hearing Location: OB-2 Auditorium, 12th and Franklin, Olympia, Washington, on November 26, 1991, at 10:00 a.m.

Submit Written Comments to: Troyce Warner, Chief, Office of Issuances, Department of Social and Health Services, Mailstop 5805, Olympia, Washington 98504, by November 26, 1991.

Date of Intended Adoption: December 10, 1991.

October 17, 1991

Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 1637, filed 4/15/81)

WAC 388-33-460 PAYMENT TO VENDOR OF GOODS AND SERVICES. (1) A vendor payment may be used ~~((in place of a one-time payment))~~ to provide assistance for ~~((an individual))~~ a person who is in emergent need only if:

(a) The ~~((individual))~~ person has been served a ~~((sheriff's))~~ written notice of eviction, and it is verified that the landlord:

(i) ~~((It is verified that the landlord))~~ Will not forestall eviction ~~((until a one-time))~~ unless a vendor payment is received, and

(ii) ~~((It is verified that the landlord))~~ Will not evict the ~~((individual))~~ person after receiving the vendor payment; or

(b) The ~~((individual))~~ person has been served a utility shut-off notice, and it is verified that the vendor:

(i) ~~((It is verified that the vendor))~~ Will not forestall shut-off ~~((until a one-time grant))~~ unless a vendor payment is received, and

(ii) ~~((It is verified that the vendor))~~ Will not shut off the utility after the vendor payment is received; or

(c) ~~((The individual is requesting transportation to his/her state of residence and the means of transportation is provided by a vendor who will accept vendor payment:))~~

~~((d))~~ The ~~((individual))~~ person requests in writing that a vendor payment be made.

(2) Vendor payments listed in item (1) of this section shall:

(a) Be deducted from the initial and/or regular grant, unless they are issued in place of one-time grant as specified in WAC 388-33-595 ~~((2)(c))~~.

(b) Not be authorized to the extent that the ~~((individual))~~ person can meet the emergent need from his/her cash savings.

(3) A vendor payment may be used to provide assistance when a recipient dies before receiving or endorsing a warrant due him and owes for personal and household service, housekeeping service, or board and room. The amount authorized for vendor payment shall equal the portion of the cancelled warrant actually owed to the vendor.

(4) A vendor payment may be used for an AFDC recipient when:

(a) The local office determines that protective payments are necessary due to mismanagement of the grant by the relative payee - see WAC 388-33-440.

(b) A person certified to the ~~((WIN))~~ JOBS program is determined by the ~~((state employment service))~~ JOBS program staff to have refused ~~((employment))~~ or failed to participate in the ~~((WIN))~~ JOBS

program without good cause, and vendor payments are the necessary form of payment - see WAC ~~((388-33-450))~~ 388-47-210.

(c) A parent or other caretaker relative refuses to assign support rights, to cooperate in identifying and locating absent parents, establishing paternity or obtaining support payments.

(5) A vendor payment may be used to provide assistance for a recipient in a licensed and classified nursing home - see WAC 388-34-035 through 388-34-055, or for a recipient in an intermediate care facility - see WAC 388-34-370 through 388-34-384.

WSR 91-21-069
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Filed October 17, 1991, 10:28 a.m.]

Original Notice.

Title of Rule: Chapter 388-73 WAC, Child care agencies—Adult family homes minimum licensing/certification requirements.

Purpose: Incorporate recommendations of DSHS provider/DCFS work group which reviewed residential and placement agency requirements. Deletes requirements related to child day care centers and day care homes, which are now in separate WAC chapters.

Statutory Authority for Adoption: RCW 74.15.030.

Statute Being Implemented: RCW 74.15.030.

Summary: The more significant changes would amend child placing agency requirement to clarify that additional requirements must be met to provide adoption services; adoptive parents are to be given birth parents health history and statement of fees, and specifies type of financial assistance which agencies may give birth parents. Requires preservice training for foster parents. Alter crisis residential center requirements to be consistent with contracts with crisis residential centers (CRCs). The language of the chapter is also changed to make it more readable and clarify who the actor is in each section and subsection.

Reasons Supporting Proposal: Comply with chapter 74.15 RCW which requires periodic review of the child care agency licensing requirements and to update them consistent with current practice.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Barry Fibel, Children and Family Services, 753-0204.

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

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

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Existing Rules: See above.

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

Hearing Location: OB-2 Auditorium, 12th and Franklin, Olympia, Washington, on December 27, 1991, at 10:00 a.m.

Submit Written Comments to: Troyce Warner, Chief, Office of Issuances, Department of Social and Health

Services, Mailstop 5805, Olympia, Washington 98504, by December 27, 1991.

Date of Intended Adoption: January 14, 1992.

October 17, 1991

Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-012 DEFINITIONS. (1) ~~((Those))~~ Terms defined ~~((in))~~ under chapter 74.15 RCW shall have the same meanings when used in this chapter except as otherwise provided herein.

(2) ~~((A))~~ Capacity means the maximum number of persons under care at a given moment in time.

(3) Child, "youth," and "juvenile" means any individual under the chronological age of eighteen years of age.

(4) Developmentally disabled person ~~((is))~~ means an individual suffering from a mental and/or physical deficiency rendering ~~((him or her))~~ the individual incapable of assuming ~~((those))~~ responsibilities expected of the socially adequate person, ~~((such as))~~ including self-direction, self-support, and social participation.

~~((3))~~ Premises means the buildings wherein the facility is located and the adjoining grounds over which the operator of the facility has direct control.

~~((4))~~ (5) Full-time care provider or "full-time care facility" means a foster family home for children or expectant mothers, group care facility, maternity home, crisis residential center, and juvenile detention facility.

~~((5))~~ School-age child means a child six years of age or older or otherwise eligible for admission to the first grade of a public school.)

(6) ~~((A))~~ Capacity means the maximum number of persons under care at a given moment in time) Home of community concern means a family home whose culture is sufficiently diverse from the standards of the community at large so that a mishap or scrutiny of the license might raise concerns about the appropriateness of licensing and placement of children, and might subject the department to notoriety.

(7) Infant means a child under one year of age.

(8) ~~((Drop in care~~ means unscheduled day care on a one-time only or irregular basis.

(9) Child, "youth," and "juvenile" means any individual under the chronological age of eighteen years.)

(10) Premises means the buildings wherein the facility is located and the adjoining grounds over which the operator of the facility has direct control.

(9) School-age child means a child five years of age through twelve years of age enrolled in a kindergarten or elementary school.

(10) Secure detention facility and juvenile detention facility means a facility, primarily for the care of juvenile offenders, operated so as to ensure all entrances and exits from the facility are locked, barred, or otherwise controlled so as to prevent escapes.

(11) Semisecure facility means any facility, including but not limited to crisis residential centers or specialized foster homes, operated in a manner to reasonably assure youth placed there will not run away: PROVIDED, That such facility shall not be a secure institution or facility as defined by the federal Juvenile Justice and Prevention Act of 1974 and regulations and clarifying instructions promulgated thereunder. A child shall not be locked in the facility ~~((nor))~~ or any part thereof, nor be otherwise controlled by the use of physical restraints except as provided in WAC 388-73-048.

~~((11))~~ Secure detention facility and juvenile detention facility means a facility, primarily for the care of juvenile offenders, operated so as to ensure all entrances and exits from the facility are locked, barred, or otherwise controlled so as to prevent escapes.)

(12) ~~((A))~~ Severely and multiply-handicapped child is a child diagnosed as primarily dependent for most ~~((bodily and social functions))~~ activities of daily living, except for ~~((cardiorespiratory functions))~~. These children shall not include children requiring skilled nursing care as described in WAC 388-88-081) persons requiring the services of skilled health care providers.

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

AMENDATORY SECTION (Amending Order 2796, filed 5/4/89)

WAC 388-73-014 PERSONS AND ORGANIZATIONS SUBJECT TO LICENSING. Persons and organizations operating the following types of facilities are subject to licensing under chapter 74.15 RCW and RCW 74.08.044:

(1) "Group care facility" means an agency maintained and operated for the care of a group of children on a twenty-four-hour basis(:);

(2) "Child-placing agency" means an agency placing children for temporary care, continued care, or for adoption(:);

(3) "Maternity service" means an agency providing or arranging for care or services to expectant mothers regardless of age, before or during confinement, or providing care as needed to mothers and their infants after confinement. See WAC 388-73-702(:);

(4) "Day care facility" means an agency regularly providing care for ~~((a group of))~~ children for periods of less than twenty-four hours. Separate requirements are adopted for the following subcategories of day care facilities:

(a) A ~~((day care center provides for the care of thirteen or more children. No such center shall be located in a private family residence unless the portion of the residence where the children have access is used exclusively for the children during the hours the center is in operation or is separate from the usual living quarters of the family.~~

~~((b))~~ "mini-day care program" means(:

~~((i))~~ a day care facility for the care of twelve or fewer children in a facility other than the family abode of the person or persons under whose direct care and supervision the children are placed; or

~~((ii))~~ A day care facility for the care of from seven through twelve children in the family abode of the person or persons under whose care and supervision the children are placed.

~~((c))~~ A family day care home means a day care facility for the care of ten or fewer children in the family abode of the person or persons under whose direct care and supervision the children are placed.

~~((d))~~ (b) A "day treatment program" means an agency providing care, supervision, and appropriate therapeutic and educational services during part of the twenty-four-hour day for a group of persons under ~~((the age of))~~ eighteen years of age and the persons are unable to adjust to full-time regular or special school programs or full-time family living because of:

(i) Disruptive behavior(:);

(ii) Family stress(:);

(iii) Learning disabilities(:); or

(iv) Other serious emotional or social handicaps.

(5) "Foster family home" means a person or persons regularly providing care on a twenty-four-hour basis to one or more, but not more than four, children, expectant mothers, or developmentally disabled persons in the family abode of the person or persons under whose direct care and supervision the child, expectant mother, or developmentally disabled person is placed(:);

(6) "Large foster family home" means a foster family home with at least two adult~~((s))~~ residents in the home providing care on a twenty-four-hour basis to five ~~((to))~~ or six children(:) or developmentally disabled persons;

(7) "Crisis residential center" means an agency operating under contract with the department to provide temporary, protective care to children in a semisecure residential facility in the performance of duties specified and in the manner provided in RCW 13.32A.010 through 13.32A.200 and 74.13.032 through 74.13.036. Separate requirements are adopted for the following subcategories of crisis residential centers:

(a) A regional crisis residential center is a structured group care facility whose primary and exclusive functions are those of a crisis residential center(:);

(b) A group care facility~~((, a portion of which functions))~~ functioning partially or exclusively as a crisis residential center(:);

(c) A foster family home functioning either partially or exclusively as a crisis residential center and has been designated as a crisis residential center by the department.

(8) A "facility for severely and multiply-handicapped children" means a group care facility providing residential care to a group of nonambulatory children whose severe, disabling, multiple physical, and/or mental handicaps will require intensive personal care, and may require ~~((nursing))~~ skilled health care, physical therapy, or other forms of therapy.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 2796, filed 5/4/89)

WAC 388-73-016 EXCEPTIONS TO RULES. (1) In individual cases the department, at its discretion for ~~((reasonable))~~ good cause, may waive specific requirements and may approve alternative methods of achieving the intent of specific requirements.

(2) The waiver and approval under subsection (1) of this section may not jeopardize the safety or welfare of the persons in care.

(3) The department may approve a waiver request only for a specific purpose or child and for a specific period of time not exceeding the expiration date of the license.

(4) The department may limit or restrict a license(s) issued ~~((under the provisions of this section))~~ to a licensee or applicant in conjunction with a waiver.

~~((4))~~ (5) Waivers shall be in writing and a copy of the waiver maintained by the licensee.

(6) The department's denial of a licensee's or applicant's waiver request shall not be subject to appeal under chapter 34.05 RCW.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-018 PERSONS AND ORGANIZATIONS NOT SUBJECT TO LICENSING. In addition to those persons and organizations which are exempt from the requirements of this chapter as provided in chapter 74.15 RCW, ~~((the following persons and organizations are not required to be licensed:~~

~~((1))~~ persons caring for a child in the child's own home whether related to the child or not are exempt.

~~((2))~~ Persons who have a child in their home for purposes of adoption, provided such child was placed in such home by a licensed child-placing agency or authorized public agency, or a preplacement report is on file and has been approved by the court.

~~((3))~~ An agency operated by any unit of local, state or federal government or by a tribal council operating an agency on a federally recognized Indian reservation.

~~((4))~~ An agency located on a federal military reservation, except upon the invitation of the military authorities.

AMENDATORY SECTION (Amending Order 1933, filed 1/5/83)

WAC 388-73-024 LICENSES FOR HOMES SUPERVISED BY LICENSED AGENCY. (1) Foster family homes certified by a licensed child-placing agency as meeting licensing requirements for foster family homes shall accept children only from the:

(a) Certifying child-placing agency; or ~~((from the))~~

(b) Department when the child is in the legal custody and/or supervision of the department and each placement by the department is approved in writing by the child-placing agency responsible for supervision of the home.

(2) Licenses issued under this section are valid only as long as the homes remain under the supervision of the certifying licensed agency and operate in accordance with licensing requirements. ~~((This section does not apply to agencies which are certified (rather than licensed) in accordance with WAC 388-73-020.))~~

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-026 LICENSING OF EMPLOYEES. ~~((The following persons are prohibited from obtaining a license under this chapter:))~~

(1) Staff of the department or a member of ~~((his or her))~~ that person's household, and staff of a child-placing agency or a member of ~~((his or her))~~ that household, are prohibited from obtaining a license or adoptive services under this chapter from their agency if such staff are involved directly or in an administrative or supervisory capacity in:

(a) The licensing or certification process ~~((or in))~~;

(b) The placement of persons in a licensed or certified facility; or ~~((in))~~

(c) Authorizing payment for such persons.

(2) These ~~((restrictions do not preclude the employment and licensing of a person whose exclusive duties for the employer are those of a foster parent))~~ individuals may apply to another agency to provide foster or adoptive care.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-028 LIMITATIONS ON LICENSES AND DUAL LICENSURE. ~~((Licenses))~~ The department shall not ~~((be issued))~~ issue a license to an applicant for both day care and for full-

time care nor for both children and adults in the same facility, except that expectant mothers and their children may receive care in the same facility.

(1) The department may authorize an exception~~((s may be made))~~ only if it is clearly evident that care of one category of client does not interfere with the safety and quality of care ~~((to be))~~ provided to the other categories of clients.

(2) In such circumstances, the total number of clients in all categories shall not exceed the number permitted by the most stringent capacity limitation of the categories concerned.

(3) The licensee or applicant shall request an additional exception if the licensee wishes to exceed the more stringent capacity limitations.

AMENDATORY SECTION (Amending Order 3069, filed 9/28/90, effective 10/29/90)

WAC 388-73-030 GENERAL QUALIFICATIONS OF LICENSEE, ADOPTIVE APPLICANT, AND PERSONS ON THE PREMISES. (1) The adoptive applicant, licensee, staff, and other person on the premises shall be a person of good character.

(2) The licensee or adoptive applicant shall demonstrate that the licensee or adoptive applicant, child care staff, volunteer, and other person having access to a person under care have the understanding, ability, physical health, emotional stability, and personality suited to meet the physical, mental, emotional, and social needs of the person under care.

(3) The licensee, adoptive applicant, staff, and other person on the premises shall not have been:

(a) ~~((Have been))~~ Convicted of ~~((or))~~, found to be a perpetrator of, or have a charge pending of child abuse and/or any crime involving physical harm to another person; nor

(b) ~~((Have been))~~ Found to:

(i) Be a perpetrator of substantiated or founded child abuse; nor

(ii) Have been an alleged perpetrator of an incident of child abuse where the department found the evidence supports the allegation.

(4) The department may, at any time, require the licensee or person on the premises to provide additional information so the department can determine whether the licensee, adoptive applicant, child care staff, volunteer, and other person having access to children in care meet the qualifications in subsections (1), (2), and (3) of this section. This information may include, but is not limited to:

(a) Sexual deviancy evaluations;

(b) Substance and alcohol abuse evaluations;

(c) Psychiatric evaluations;

(d) Psychological evaluations; and

(e) Medical evaluations.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-034 POSTING OF LICENSE. All licensees, except for foster family homes for children, expectant mothers, and developmentally disabled adults ~~((and adults in need of protection,))~~ shall post the original license issued under this chapter in a ~~((conspicuous))~~ place conspicuous to the public.

AMENDATORY SECTION (Amending Order 3069, filed 9/28/90, effective 10/29/90)

WAC 388-73-036 LICENSURE—DENIAL, SUSPENSION, OR REVOCATION. (1) Before granting a license and as a condition for continuance of a license, the department shall consider the ability of each applicant, licensee, and chief executive officer, if any, to operate the agency under the law and this chapter. Such persons shall be considered separately and jointly as applicants or licensees and if any one be deemed disqualified by the department in accordance with chapter 74.15 RCW or this chapter, the department may deny, suspend, revoke, or not renew the license~~((:))~~;

(a) The department shall disqualify any individual engaging in illegal use of drugs or excessive use of alcohol~~((:))~~;

(b) The department shall disqualify any individual who has been convicted of an offense listed in chapter 388-330 WAC;

(c) The department shall disqualify any individual convicted of a felony or released from a prison within seven years of the date of application for the license because of the conviction, if:

(i) The conviction is reasonably related to the competency of the person to exercise responsibilities for ownership, operation, or administration of an agency; and

(ii) The department determines, after investigation, the person has not been sufficiently rehabilitated to warrant public trust.

~~((c))~~ (d) The department shall not grant a license to an applicant who, in this state or elsewhere:

(i) Has been denied a license to operate an agency for the care of children, expectant mothers, or developmentally disabled adults; or

(ii) Had a license to operate such an agency suspended or revoked.

~~((d))~~ (c) An applicant may establish by clear, cogent, and convincing evidence the ability to operate an agency under this chapter. The department may waive the provision in ~~((subsection (1)(c)))~~ sub-division (1)(d) of this section and license the applicant.

(2) The department may deny, suspend, revoke, or not renew a license for failure to comply with the provisions of chapter 74.15 RCW, and rules contained in this chapter. The department shall deny, suspend, revoke, or not renew for any of the following reasons:

(a) Obtaining or attempting to obtain a license by fraudulent means or misrepresentation including:

(i) Making materially false statements on the application; or

(ii) Material omissions which would influence appraisal of the applicant's suitability.

(b) Permitting, aiding, or abetting the commission of any illegal act on the premises;

(c) Permitting, aiding, or abetting the abuse, neglect, exploitation, or cruel or indifferent care to a person under care;

(d) Repeatedly:

(i) Providing insufficient personnel relative to the number and types of persons under care; or

(ii) Allowing a person unqualified by training, experience, or temperament to care for or be in contact with the person under care.

(e) Misappropriation of the property of a person under care;

(f) Failure or inability to exercise fiscal responsibility and accountability in respect to operation of the agency;

(g) Failure to provide adequate supervision to a person under care;

(h) Refusal to admit authorized representatives of the department or state fire marshal to inspect the premises;

(i) Refusal to permit authorized representatives of the department to have access to the records necessary for the operation of the agency or to permit the department representatives to interview agency staff and clients;

(j) Knowingly having an employee or volunteer on the premises who has made misrepresentation or significant omissions on the application for employment or volunteer service; and

(k) Refusal or failure to supply necessary additional department-required information.

(3) ~~((A-license))~~ The department may ((be denied)) deny, ((suspend)) suspend, ((revoke)) revoke, or not ((renew)) renew or modify a license for violation of any condition or limitation upon licensure including, but not limited to, providing care for:

(a) More children than the number for which the agency is licensed;

(b) Children of ages different from the ages for which the agency is licensed.

(4) The department's notice of a denial, revocation, suspension, or modification of a license is governed by RCW 43.20A.205. The provider's right to an adjudicative proceeding is in the same law.

(a) A provider contesting a department licensing decision shall within twenty-eight days of receipt of the decision:

(i) File a written application for an adjudicative proceeding by a method showing proof of receipt with the office of appeals; and

(ii) Include in or with the application:

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

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

(C) A copy of the department decision being contested.

(b) The proceeding shall be governed by the Administrative Procedure Act (chapter 34.05 RCW), RCW 43.20A.205, this chapter, and chapter 388-08 WAC. If any provision of this chapter conflicts with chapter 388-08 WAC, the provision in this chapter governs.

(4) The department may deny, suspend, revoke, or not renew a license when the agency fails to comply with the federal Indian Child Welfare Act, P.L. 95-608, chapters 13.04 and 13.34 RCW, WAC 388-73-044, Special Requirements Regarding American Indians, or WAC 388-70-600 through 388-70-640, relating to local Indian child welfare advisory committees.

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

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-038 LICENSED CAPACITY. (1) The number of persons for whom ((a facility will be licensed)) the department will license an agency is dependent upon the evaluation of:

(a) The physical accommodations of the ((facility)) agency;

(b) The numbers and skills of the licensee, staff, family members and volunteers(;;); and

(c) The ages and characteristics of the persons to be served. ((No facility))

(2) An agency shall not be licensed for the care of more persons than permitted by the rules regarding the category of care for which the license is sought.

(3) The department may license an agency for the care of fewer persons than normally permitted by the rules based on the evaluation of items listed in section (1) above.

AMENDATORY SECTION (Amending Order 1933, filed 1/5/83)

WAC 388-73-042 RELIGIOUS ACTIVITIES. The licensee shall:

(1) Respect the rights of persons in care to observe the tenets of the person's faith ((shall be respected)) and ((facilitated)) shall facilitate those rights consistent with state and federal ((law. Persons shall)) laws;

(2) Not ((be punished)) punish persons in care for exercising these rights(;;);

(3) Submit a written description of any religious policies and practices ((will be submitted)) to the department and ((shall be provided)) provide a copy to the child and, if possible, to the family upon admission.

AMENDATORY SECTION (Amending Order 1431, filed 9/10/79)

WAC 388-73-052 INTERSTATE PLACEMENT OF CHILDREN. ((All)) (1) An agency making interstate placement of ((child-)) a child shall ((be)) do so in accordance with chapters 26.34 RCW((,-except that)) and 388-71 WAC.

(2) For ((children)) a child who ((are)) is in the care of a crisis residential center and who ((have)) has legal residence outside the state of Washington and who refuses to return home, provisions of chapter 13.24 RCW (interstate compact on juveniles) shall apply.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-054 CLIENT RECORDS AND INFORMATION—ALL AGENCIES. (1) Agencies shall maintain records and information concerning persons in care ((shall be maintained)) in such a manner as to preserve their confidentiality. For American Indian children, see WAC 388-73-044. Records giving the following information on each person under care shall be maintained at the licensed facility. The agency's records shall contain, at a minimum, the following information:

(a) Identifying information, including:

(i) Name(;;);

(ii) Birthdate(;;);

(iii) For full-time care providers, dates of admission, absences, and discharge; and

(iv) For day care providers, daily attendance.

(b) Identifies information for parents or other persons to be contacted in case of emergency:

(i) Names(;;);

(ii) Addresses(;;); and

(iii) Telephone numbers, if any (home and business)((,-of parents and or other persons to be contacted in case of emergency)).

(c)(i) Dates and kinds of illnesses and accidents(;;);

(ii) Medication and treatments prescribed((,-and));

(iii) Time given and by whom((,-and));

(iv) Except for crisis residential centers and certified juvenile detention facilities, dates and type of immunization(;;); and

(v) Other pertinent information relating to the person's health.

(d) Written parental consent (or court order) for providing medical care and emergency surgery, except as such care is otherwise authorized by law(;;);

(e) Names, addresses, and telephone numbers of persons authorized to take the person under care out of the facility((-));

(f) Authorization for acceptance of the person under care. Juvenile detention facilities and crisis residential centers shall record the time and date a placement is made, the names of the person and organization making the placement, and the reasons for the placement((-));

(g) In addition, for day care facilities a completed application signed by the parent, guardian, or responsible relative((-));

(h) For day care facilities, a written consent signed by the parent or parents for all transportation provided by the caregiver, trips, and swimming if the child will be participating in these activities((-));

(i) A copy of the report sent to the department licenser of all accidents, injuries, and illnesses requiring inpatient hospitalization occurring to the child while ~~((he or she))~~ the child is present at the facility((-); and

(j) Immunization records as per WAC 388-73-140 (4) and (5).

(2) The agency's records of ((children)) severely and multiply handicapped children shall also contain:

(a) Information obtained upon admission including identifying and social data, an inventory of personal belongings, medical history, and a report of a physical examination and diagnosis by a physician((-);

(b) Information about the child's daily care including all plans, treatments, medications, observations, teaching, examinations, physicians' orders, allergic responses, consent authorizations, releases, diagnostic reports, and revisions of assessments((-);

(c) A summary upon discharge including diagnoses, treatments, and prognosis by the person responsible for the total plan of care((-); instructions given to the person providing continuing care, and a record of any referrals directed toward continuity of care((-); and

(d) Appropriate information if the child has died including the time and date of death, apparent cause of death, appropriate notification of the physician and relevant others (including the coroner if necessary), and the disposition of the body and personal effects.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 2796, filed 5/4/89)

WAC 388-73-056 REPORTING OF ILLNESS, DEATH, INJURY, EPIDEMIC, CHILD ABUSE, OR UNAUTHORIZED ABSENCE—ALL FACILITIES. The licensee shall report to the persons indicated the following events as soon as practical after occurrence:

(1) To the ~~((licensor))~~ agency licensing the home, responsible relative, and child's placement worker (if any), death, ~~((or))~~ serious injuries which include, but are not limited to:

(a) ~~((An injury requiring stitches;~~

~~((b))~~ Casting((-or(-));

(b) Hospitalization of a child in care; or

(c) Life-threatening illness.

(2) To the department of social and health services' child protective services or law enforcement any instance where there is reasonable cause to believe that child abuse, neglect, or exploitation may have occurred. See chapter 26.44 RCW and WAC 388-73-044 and 388-73-050((-);

(3) To the local public health department any occurrence of food poisoning or communicable disease as required by the state board of health((-); and

(4) To the placement agency (if any) or responsible relative the unauthorized absence of a child.

AMENDATORY SECTION (Amending Order 2244, filed 6/18/85)

WAC 388-73-057 REPORTING OF CIRCUMSTANTIAL CHANGES. ~~((Agencies))~~ An agency shall report to the department changes in circumstances which might constitute grounds for reclassification of agency as to category of license or continued eligibility for license and major changes in staff or program, including the following:

(1) Changes in agency's address ~~((or))~~, location, designated space, and phone number (license is valid only for address indicated on the license)((-);

(2) Changes in the maximum number, age ranges, and sex of persons licensee wishes to serve as compared to specifications in the license((-);

(3) ~~((Changes in number and qualifications of agency's staffing pattern;))~~ Change of agency's chief executive, and the death, retirement,

or incapacity of a licensee. (A license is valid only for the person or organization named on the license.)

(4) Except for offices at child-placing agencies and maternity services, the licensee shall report the occurrence of a fire on licensed premises, major structural changes, or damage to premises from any causes and plans for major remodeling of facility((-);

(5) Change in name of a licensed corporation, or name by which a facility is commonly known, and changes in agency's articles of incorporation and bylaws((-);

(6) Marriage or divorce of a foster parent or other change in household composition affecting eligibility for license or number of persons that may be served((-); and

(7) The hiring of any new staff person who might have contact with the children in care or the addition of any new volunteer who might have contact with the children in care.

AMENDATORY SECTION (Amending Order 1933, filed 1/5/83)

WAC 388-73-060 WORK ASSIGNMENTS. Agencies shall not use persons under care ((shall not be used)) to carry the responsibility for basic maintenance of the facility and equipment. ~~((However,))~~

(1) Persons under call may perform household tasks ((may be performed)) insofar as appropriate to the program and as part of a planned learning experience.

(2) For a person under care, work assignments shall be appropriate to the age and physical condition of the person under care.

(3) For persons under care, work assignments other than household tasks which are part of the treatment plan may be performed insofar as appropriate to the age and physical condition of the person under care and adequate monetary compensation shall be provided.

AMENDATORY SECTION (Amending Order, 2445, filed 12/2/86)

WAC 388-73-062 TRANSPORTATION. When a licensee provides transportation for persons under care:

(1) The vehicle shall be in a safe operating condition. The driver shall have a current driver's license((-);

(2) There shall be at least one adult supervisor other than the driver in a vehicle when:

(a) There are more than ((six)) seven preschool-aged children in the vehicle; or

(b) Staff-to-child ratio guidelines require a second staff person.

(3) Licensee or driver shall carry liability and medical insurance((-);

(4) The licensee's vehicles shall provide seat belts or other appropriate safety devices ((shall be provided)) for all passengers. The number of passengers shall not exceed the vehicle's seating capacity. Buses approved by the state patrol shall not be required to be equipped with seat belts(-);

(5) Day care facilities transporting children shall have written parental permission.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-064 CLOTHING. Full-time care providers are responsible to provide or arrange for appropriate clothing for the persons under care. ~~((Clothing shall be neat, seasonable and of such quality and design as to foster self-respect;))~~

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-070 TRAINING. ~~((Staff shall be made aware of the licensee's policies and procedures and the rules contained in this chapter;))~~ (1) All agencies ~~((employing five or more persons))~~ with employees shall have an in-service training program for developing and upgrading staff skills.

(2) For agencies employing five or more persons, the training plan shall be in writing.

(3) Staff shall be made aware of the licensee's policies and procedures and the rules contained in this chapter.

(4) The agency shall provide or arrange for training in practice skills for its staff responsible for delivering the specific services it offers.

(5) Agency's employee training shall include nonphysical, age-appropriate methods of controlling behavior.

(6) Facilities required to provide staff training shall record the delivery and the nature of the training either in each employee's file or in a separate training file.

AMENDATORY SECTION (Amending Order 2081, filed 2/29/84)

WAC 388-73-077 MULTIDISCIPLINARY CARE PLAN FOR SEVERELY AND MULTIPLY-HANDICAPPED CHILDREN. ~~((For each))~~ (1) An agency licensed for the care of severely and multiply-handicapped ~~((child, there))~~ children shall ~~((be))~~ maintain a multidisciplinary plan of care ~~((addressing))~~ for each child in care:

(a) The agency's care plan shall address the social service, medical, nutritional, rehabilitative, and educational needs of each child(-);

(b) The agency's care plan shall indicate care to be given and goals to be accomplished and which professional service is responsible for each element of care(-);

(c) The agency's care plan shall be reviewed, evaluated, and updated as necessary by all professional personnel involved in the care of the child.

(2) Professional personnel shall meet at least annually to re-evaluate each child's current condition, progress, prognosis, and need for ongoing care and additional services.

(3) Agency staff shall record quarterly progress reports ~~((shall be recorded))~~ in the child's record.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-078 CLERICAL, ACCOUNTING AND ADMINISTRATIVE SERVICES. Except for foster family homes for children or expectant mothers, ~~((family homes for adults and family day care homes,))~~ each agency shall provide or arrange for sufficient clerical, accounting and administrative staff or services as are required to maintain proper records and carry out the agency's program.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-080 SUPPORT AND MAINTENANCE STAFF. Except for foster family homes for children or expectant mothers, ~~((family homes for adults and family day care homes,))~~ each licensee shall provide or arrange for sufficient support and maintenance staff or services as are required for the maintenance and repair of the facility and preparation and serving of meals.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-100 SITE AND TELEPHONE. ~~((The))~~ A facility operated by licensed agencies shall be located on a well-drained site free from hazardous conditions and accessible to other facilities necessary to carry out its program. There shall be at least one telephone, functional for incoming and outgoing calls, on the premises which shall be accessible for emergency use at all times.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-102 EQUIPMENT, SAFETY, AND MAINTENANCE. (1) In facilities operated by licensed agencies:

(a) The physical plant, premises, and equipment shall be maintained in a clean and sanitary condition, free of hazards, and in good repair(-);

(b) Steps shall be provided with handrails as determined necessary by the department. Emergency lighting devices, such as flashlights, in operational condition shall be available(-); and

(c) All flaking or deteriorating lead-based paint on exterior and interior surfaces and equipment and toys accessible to preschool-age children shall be refinished with lead-free paint or other nontoxic material.

(2) Except in ~~((family day care and))~~ foster family homes, the facility's toilet rooms, kitchens, and other rooms subject to moisture shall have washable, moisture impervious floors; except that in the facility's kitchens, washable short-pile carpeting that is kept clean and sanitary may be approved by the department.

(3) Except in ~~((family day care and))~~ foster family homes, facilities caring for preschool children shall have electrical outlets of a safety type, covered with blank plates, or otherwise made inaccessible to such children.

(4) There shall be provision for staff members to gain rapid access to any bedroom, toilet room, shower room, bathroom, or other room occupied by children should an emergency need arise.

AMENDATORY SECTION (Amending Order 1933, filed 1/5/83)

WAC 388-73-103 WATER SAFETY. (1) Except for foster family homes, when a child uses a swimming pool ~~((is used))~~ at a child care agency, the swimming pool shall meet the requirements of chapter 248-98 WAC as applicable to public and semipublic pools.

(2) The licensee shall place a fence having a locked gate around the pool~~((s))~~ and the pool shall be ~~((fenced with a locked gate to make the pool))~~ inaccessible to children when not in use.

(3) Except for foster family homes, a certified lifeguard shall be in attendance at all times when children are using a swimming pool or swimming area.

(4) The licensee shall permit a child's use of a portable wading pool~~((s shall be permitted))~~ if the portable wading pool~~((s are))~~ is emptied and cleaned daily. Children shall be supervised at all times when wading.

(5) Licensees shall assure that hot tubs, spas, etc., shall be inaccessible to children when not in use and shall not be used by children without appropriate adult supervision.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-104 FIREARMS. (1) Except for foster family homes, the licensee shall not permit firearms on the premises of child care agencies.

(2) In foster family homes, firearms shall be kept in locked storage when not in use, accessible only to authorized persons.

(3) The licensee shall only allow firearm~~((s, if any, shall be used only))~~ use under competent adult supervision ~~((and when not in use shall be kept in locked storage accessible only to authorized persons))~~.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-106 STORAGE. (1) The licensee shall provide and use suitable space ~~((shall be provided and used))~~ for the storage of clothing and personal possessions of person in care, play and teaching equipment and supplies, records and files, cots, mats and bedding.

(2) The licensee shall store cleaning supplies, toxic substances, poisons, aerosols, and items bearing warning labels ~~((shall be stored))~~ so as to be inaccessible to preschool children and other persons with limited mental capacity. All containers filled from a stock supply shall bear a label correctly identifying the contents.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-108 BEDROOMS. In full-time care facilities operated by licensed agencies:

(1)(a) Hallways, kitchens, living rooms, dining rooms, and unfinished basements shall not be used as bedrooms(-);

(b) Every bedroom shall be an outside room permitting entrance of natural light(-);

(c) Separate sleeping quarters shall be furnished for each sex for children over six years of age(-);

(d) Multiple occupancy bedrooms shall provide not less than fifty square feet per occupant of floor area exclusive of closets(-);

(e) There shall be not less than thirty inches laterally between beds(-);

(f) In group-care facilities and maternity homes, single occupancy bedrooms shall provide at least eighty square feet of floor space(-);

(g) Each person in care shall have a bed of his or her own(-);

(h) There shall be no more than four persons to a bedroom except in facilities licensed for more prior to the adoption of these rules(-);

(i) For facilities licensed after December 31, 1986, sleeping rooms shall have a minimum ceiling height of 7.5 feet and shall have a window area, permitting the direct entrance of natural light, of not less than one-tenth of the required floor space.

(2) For each person in care, there shall be a bed at least thirty inches wide with a clean, firm mattress, pillow, sheets, blankets, and pillowcases. Each person's pillow~~((s))~~ shall be covered with waterproof material or be of a washable type. The agency shall provide waterproof mattress covers ~~((shall be provided))~~ for incontinent persons.

(3) The agency shall not permit the upper bunk of double-deck beds ~~((are prohibited))~~ for use by ~~((preschool-age children, expectant mothers, and handicapped))~~ persons who may be endangered by the use of an upper bunk. When mother and infant sleep in the same room, the room shall contain at least eighty square feet of usable floor space. The agency shall provide an infant a crib or bassinet with a clean, firm mattress covered with a waterproof material ~~((shall be provided for the infant))~~. ~~((No more than))~~ The agency shall allow only

one mother and her newborn infant or infants ~~((may))~~ to occupy a bedroom.

(4) Bedding shall be clean; sheets and pillowcases shall be laundered weekly.

(5) ~~((No))~~ The agency shall not allow a child over ~~((the age of))~~ one year of age shall share a bedroom with foster parents or agency staff. An adult ~~((must))~~ shall be on the same floor or within easy hearing distance and accessibility to where children under six years of age are sleeping.

(6) See WAC 388-73-146(7) for requirements for cribs ~~((for))~~ used by infants in care.

(7) The agency shall allow only rooms having unrestricted direct access to hallways, corridors, living rooms, day rooms, or such common use area ~~((shall be used))~~ for use as bedrooms for persons in care.

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

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-110 SPECIAL CARE ROOM. Except for child-placing agencies~~((:))~~ and foster family homes for children~~((:))~~ or expectant mothers, ~~((or adults and family day care homes;))~~ each agency shall provide a separate room or segregated area which is designated for the care of a person under care who needs to be separated from the group due to injury, illness or the need for additional rest.

(1) The agency shall locate this separate room or area ~~((must be located))~~ so that the child can be supervised.

(2) The agency shall provide a person under care readily accessible toilet and lavatory facilities ~~((shall be readily accessible)).~~

(3) If the person under care is suspected of having a communicable disease, ~~((att))~~ the area and equipment used by the child ~~((must))~~ shall be easily and adequately sanitized ~~((after use)).~~

(4) The agency may use this special care room or area ~~((may be used))~~ for other purposes when not needed for the separation and care of a person in care.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-112 KITCHEN FACILITIES. (1) The licensee shall provide facilities for ~~((the))~~ proper storage, preparation, and service of food ~~((shall be provided))~~ to meet the needs of the program.

(2) All food service facilities and practices in mini-day care centers, day treatment programs, group care facilities, and maternity homes shall be in compliance with chapter ~~((248-84))~~ 246-215 WAC, rules and regulations of the state board of health governing food service sanitation, except home canned high-acid foods with a pH of less than 4.6 (such as canned fruits, jams, jellies, and pickles) may be used. Kitchen equipment and food preparation procedures shall be approved by the department of health.

(3) Children may participate in food preparation provided it is part of an agency's supervised program. Preschool-age children shall be supervised when in the kitchen.

(4) In ~~((day care centers and))~~ mini-day care centers ~~((not in the provider's abode)),~~ the kitchen shall be inaccessible to children except for planned and supervised activities.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-116 LAUNDRY. (1) A licensee shall provide adequate facilities ~~((shall be provided))~~ for separate storage of soiled linen and clean linen.

(2) A licensee shall provide adequate laundry and drying equipment ~~((shall be provided))~~ unless other ~~((suitable))~~ acceptable arrangements are made.

~~((2))~~ (3)(a) Except in ~~((family day care and))~~ foster homes, the licensee shall locate laundry equipment ~~((shall be located))~~ in an area separate from the kitchen and child care areas~~((Water temperature for laundry shall be maintained at a minimum of 140°F for))~~;

(b) The licensee shall use an effective method through temperature or chemical measures for adequately sanitizing laundry contaminated with urine, feces, ~~((infectious material;))~~ lice, ~~((or))~~ scabies, or other potentially infectious materials. ~~((A lower wash temperature may be used for other laundry;))~~

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-118 TOILETS, HANDWASHING SINKS, AND BATHING FACILITIES. Licensees shall provide sanitary facilities and equipment according to the following configuration:

(1) There shall be at least one indoor flush-type toilet and one nearby handwashing sink with hot and cold or tempered running water. The following ratios of persons normally on the premises to facilities shall apply:

	Toilets	Handwashing Sinks	Bathing Facilities
((Day Care Centers)) Day Treatment Programs	*2 minimum and 1:15 or major fraction	2 minimum and 1:15 or major fraction	None Required
Mini-Day Care Programs	1 minimum	1 minimum	None Required
Group Care Facilities Maternity Homes	2 minimum and 1:8 or major fraction	2 minimum and 1:8 or major fraction	1 minimum and 1:8 or major fraction
((Family Home for Adults)) Foster Family Home ((Family Day Care Home))	1 minimum	1 minimum	1 minimum

*A minimum of one is acceptable provided no more than fifteen persons capable of using a flush-type toilet are on the premises.

(2) The licensee shall assure that toilet facilities comply with the following standards:

(a) Toilet and bathing facilities shall provide for privacy for persons of the opposite sex six years of age or older~~((-3))~~;

(b) Toilet, urinals, and handwashing sinks shall be of appropriate height for the children served or be provided with a safe and easily cleanable platform impervious to moisture~~((-4))~~;

(c) Except in ~~((family day care and))~~ foster family homes, handwashing and bathing facilities shall be provided with hot and cold or tempered running water not exceeding one hundred ~~((ten))~~ twenty degrees Fahrenheit for preschool or developmentally disabled children and one hundred twenty degrees Fahrenheit for all others~~((-5))~~ or warm running water in the range of eight-five to one hundred twenty degrees Fahrenheit maximum;

(d) All bathing facilities shall have a conveniently located grab bar unless other safety measures, such as nonskid pads, are approved by the department ~~((see subsection (8)))~~ as described under subdivision (2)(g) of this ~~((section))~~ subsection. Preschool children and severely and multiply-handicapped children shall not be left unattended in a bathtub~~((-6))~~ or shower;

(e) Equipment for toileting and toilet training of toddlers shall be provided ~~((and)),~~ maintained in a sanitary condition and located on a moisture impervious surface at all times. Children less than eighteen months of age and/or using toilet training equipment need not be included when determining the number of flush-type toilets required~~((-7))~~;

(f) Whenever urinals are provided, the number of urinals shall not replace more than one-third of the total required toilets~~((-8))~~;

(g) In maternity homes, bathing facilities shall have adequate grab bars in convenient places. All sleeping areas shall have at least one toilet and handwashing sink on the same floor~~((-9))~~;

(h) Soap and individual towels or disposable towels or other approved ~~((other))~~ hand drying devices shall be provided.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-120 LIGHTING. The licensee shall locate light fixtures ~~((shall be selected and located to))~~ and provide ~~((for the))~~ lighting intensities promoting good visibility and comfort ~~((and safety of))~~ for the ~~((persons under))~~ child in care. ~~((Lighting intensities shall be at least fifteen foot-candles for all rooms and areas used for care, except for classrooms, study areas, and food service areas, which shall be thirty foot-candles;))~~ Except for foster family homes, ~~((foster and day care;))~~ light bulbs and tubes shall be adequately shielded from breakage in areas used by children.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-126 WATER SUPPLY. Licensed facilities shall provide:

- (1) A public water supply or a private water supply ((must be)) approved by the local health authority or department((-); and
- (2) Disposable paper cups, individual drinking cups or glasses, or ((inclined)) angled jet type drinking fountains shall be provided. Bubble-type fountains and common drinking cups are prohibited.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-128 TEMPERATURE. The licensee shall maintain the temperature within the facility ((shall be maintained)) at not less than 68°F during waking hours, and at not less than 60°F during sleeping hours.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-130 VENTILATION. The licensee shall assure that the physical facility shall be ventilated to assure health and comfort of the persons under care. Toilets, bathrooms and areas which contain housekeeping sinks which do not have windows opening to out of doors shall be vented by mechanical exhaust to the out of doors.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-132 HEALTH CARE PLAN. (1) All ((facilities)) agencies providing direct care shall maintain current written medical policies and procedures including:

- (a) Handwashing (i.e., for staff and children)((:));
 - (b) Communicable disease reporting and management((-););
 - (c) Medication management((-););
 - (d) First aid((-););
 - (e) Care of minor illnesses((-););
 - (f) Action to be taken in event of medical emergencies((-););
 - (g) Infant care procedures when infants are under care((-);); and
 - (h) General health practices.
- (2) The licensee shall write policies and procedures ((shall be written)) for staff orientation and shall make the policies and procedures readily available for implementation. For day care facilities, parents or guardians shall be informed of said policy.

((2)) (3) Agencies licensed for the care of thirteen or more persons and all group homes shall arrange for the services of an advisory physician, physician's assistant, or registered nurse to assist in the development and periodic review of the agency's health policies, procedures, and practices. The agency shall post emergency phone numbers ((shall be posted)) next to the phone.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-134 FIRST AID. The licensee shall assure that:

- (1) A person having completed a basic Red Cross first-aid course or a first-aid course approved by the department and training in age appropriate cardiopulmonary resuscitation (CPR) shall be present at all times persons are under care; except, for foster family homes, the "at all times" provision is not applicable. All said training shall be current. The requirement for CPR training may be waived for persons when such training is contraindicated for medical reasons. The CPR course shall include administration for the age group in care((-););

(2) For foster family care, the primary caregiver shall ((meet these requirements, except when a child for whom it is medically indicated is in care, a person meeting these requirements shall be present at all times:)) have current first aid and CPR training as noted under WAC 388-73-134(1);

(3) Documentation of persons having completed the training shall be maintained in the facility((-););

(4) First-aid supplies as needed to conform with first-aid policies and procedures shall be readily available. First-aid supplies shall include unexpired syrup of ipecac to be administered only on the advice of a physician or poison control center.

AMENDATORY SECTION (Amending Order 2778, filed 3/22/89)

WAC 388-73-136 MEDICATIONS CONTROLLED BY LICENSEE. The licensee or responsible designee:

(1) Shall ((disburse)) give or have access to medications except for self-administered medications as provided under WAC 388-73-138;

(2) Shall ((disburse)) give medications, prescription and nonprescription, only on the written approval of a parent, person, or agency having authority by court order to approve medical care;

(3) Shall ((disburse)) give prescription medications:

- (a) Only as specified on the prescription label; or
- (b) As otherwise authorized by a physician or other person legally authorized to prescribe medication.

(4) May ((disburse)) give the following classifications of nonprescription medications, with parent authorization, only at the dose, duration, and method of administration, specified on the manufacturer's label for the age and/or weight of the child needing the medication:

- (a) Antihistamines;
- (b) Nonaspirin antipyretics/analgesics, fever reducers/pain relievers;
- (c) Nonnarcotic cough suppressants;
- (d) Decongestants;
- (e) Anti-itching ointments or lotions, intended specifically to relieve itching;
- (f) Diaper ointments and powders, intended specifically for use in the diaper area of children; and
- (g) Sun screen.

(5) Shall ((disburse)) give other nonprescription medications not included in the categories listed in subsection (4) of this section or that are to be taken differently than indicated on the manufacturer's label or for which the label does not provide instruction, only as authorized in writing by a physician or as based on established medical policy approved, in writing, by a physician or other person legally authorized to prescribe medication. Such medication can be given per instruction and per a physician's standing order;

(6) Shall accept from the child's parent, guardian, or responsible relative only medicine in the original container, labeled with:

- (a) The child's first and last names;
- (b) The date the prescription was filled; or
- (c) The medication's expiration date; and
- (d) With legible instructions for administration, i.e., manufacturer's instructions or prescription label((-)).

(7) Shall keep all medications, refrigerated or nonrefrigerated, in an orderly fashion, inaccessible to children;

(8) Shall store external medications separately, in separate compartments, from internal medications;

(9) Except for foster family homes, shall keep a record of all medications disbursed; and

(10) Shall return to the parent or other responsible party medications no longer being taken.

Reviser's note: The spelling error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-138 SELF-ADMINISTRATION OF MEDICATIONS. The licensee may permit self-administration of medications by a person in care ((shall be)) in accordance with the following:

(1) The person shall be physically and mentally capable of properly taking his or her own medication. The licensee shall make a written statement of the person's capacities and include such statement in the person's file((-);

(2) Medications and other medical supplies shall be kept so they are not available to unauthorized persons.

AMENDATORY SECTION (Amending Order 2277, filed 9/4/85)

WAC 388-73-140 HEALTH HISTORY, PHYSICAL EXAMINATIONS, IMMUNIZATIONS. This section is not applicable to crisis residential centers and juvenile detention facilities.

(1) The licensee shall obtain a health history for each person under care ((shall be obtained)) when the person is accepted for care, if possible. The health history shall include:

- (a) The date of the person's last physical examination((-););
- (b) Allergies((-););
- (c) Any special health problems((-);); and
- (d) For children, an immunization history.

(2) If a child has not been under regular medical supervision or has not had a physical examination by a physician, physician's assistant, or certified registered nurse (nurse practitioner) within one year prior to admission, ((arrangements shall be made)) the agency shall arrange for an examination to be made within thirty days. Each severely and

multiply-handicapped child shall be under regular medical supervision of a physician. Each child shall be seen by a physician regularly, according to the physician's plan of care as required in WAC 388-73-077.

(3) Yearly physical examinations are required for each child not under regular medical supervision.

(4) Except for foster family care, licensees shall require that before or on the child's first day of attendance or first day in residence, each child shall present proof of full immunization for diphtheria, tetanus, pertussis (whooping cough), poliomyelitis, measles (rubeola), rubella (German measles), and mumps as set forth ((m)) under WAC ((248-100-164(2))) 248-100-166. For foster family care, a child shall have proof of full immunization no later than thirty days after placement in care. (Note: Appropriate forms and information may be obtained at the local health department. For the requirements applying to day care centers, see WAC 248-100-164.)

(5) ((Children)) A licensee may accept a child not having received all immunizations as set forth in WAC ((248-100-164(2)) may be accepted) 248-100-166 on a conditional basis if immunizations are initiated before or on admission and are completed as rapidly as is medically indicated.

(6) Providers, whose minor children are present on the agency premises, shall present, for each child, proof of full immunization under WAC 248-100-166 for:

- (a) Diphtheria;
- (b) Tetanus;
- (c) Pertussis, whooping cough;
- (d) Poliomyelitis;
- (e) Measles, Rubeola;
- (f) Rubella, German measles; and
- (g) Mumps.

Parents and providers may obtain appropriate forms and information ((may be obtained)) at the local health department. If a provider's child has not received all immunizations, the department may give conditional approval if immunizations have been initiated and are completed as rapidly as medically indicated.

(7) Exceptions to the immunization requirement shall be made in the case of a parent or guardian expressing religious, philosophical, or personal objections by signing a statement to this effect; or there is a physician's statement that a valid medical reason exists to contraindicate immunization.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 2796, filed 5/4/89)

WAC 388-73-142 INFECTION CONTROL, COMMUNICABLE DISEASE. (1) Each licensee, employee, adult volunteer, and other adult persons having regular contact with persons in care shall have a tuberculin skin test, by the Mantoux method, upon employment or licensing unless medically contraindicated((-));

(a) Persons whose TB skin test is positive (ten millimeters or more induration) shall have a chest x-ray within ninety days following the skin test((-);

(b) The department shall not require the person have routine periodic retesting or x-ray ((biennial or otherwise)) after the entry testing ((is not required:)) unless the person is identified as a contact to an infectious case or develops symptoms of tuberculosis;

(c) An entry test shall not be required of persons whose TB skin test has been documented as negative ((f)), or less than ten millimeters of induration((b)), within the ((last two years nor shall routine periodic retesting or x-ray (biennial or otherwise) be required of such persons)) past six months.

(2) The licensee shall keep a record of skin test results, x-rays, or exemptions to ((such will be kept)) this requirement in the facility.

(3) Persons with a communicable disease in an infectious stage shall not be on duty.

(4) ((Providers whose minor children will be on the premises of the agency shall present, for each child, proof of full immunization under WAC 248-100-166 for:

- (a) Diphtheria;
- (b) Tetanus;
- (c) Pertussis, whooping cough;
- (d) Poliomyelitis;
- (e) Measles, Rubeola;

~~(f) Rubella, German measles, and~~

~~(g) Mumps.~~

~~Appropriate forms and information may be obtained at the local health department. If a provider's child has not received all immunizations, the department may give conditional approval if immunizations have been initiated and are completed as rapidly as medically indicated:~~

~~(5)) Except for foster family homes, each facility caring for severely and multiply-handicapped children shall have an infection control program supervised by a registered nurse.~~

~~((6) Except for foster family homes,)) (5) Each facility shall have written policies and procedures regarding the control of infections in the facility. This shall include, but is not limited to, the following areas: Isolation, aseptic procedures, reporting of communicable diseases, handwashing and hygiene, toileting and diapering, and laundering.~~

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

AMENDATORY SECTION (Amending Order 2897, filed 11/1/89, effective 12/2/89)

WAC 388-73-143 HIV/AIDS EDUCATION AND TRAINING. Licensed child care agencies shall:

(1) Provide or arrange for appropriate education and training of employees on the prevention, transmission, and treatment of HIV and AIDS as prescribed by the department of social and health services. Such education and training shall consider infection control standards and materials available from appropriate professional associations and professional prepared publications. For foster family homes(~~(-family day care homes,)) and mini-day care centers, the primary caregiver shall complete this education and training; and~~

(2) Use infection control standards and educational material consistent with the approved curriculum manual KNOW - HIV/AIDS PREVENTION EDUCATION FOR HEALTH CARE FACILITY EMPLOYEES, May 31, 1989 and January, 1991, published by the department of health, office on HIV/AIDS.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-144 NUTRITION. The licensee shall provide food, according to the following requirements, to children in care:

(1) Food served shall be planned to meet the needs of the persons under care, taking into consideration the persons' ages, developmental levels, individual metabolic differences, cultural backgrounds, any handicapping conditions, and hours of care in the facility. To promote an educational and socializing environment during mealtimes, ~~((when ever possible)) staff shall sit with the persons and eat the same foods((-);~~

(2) The ((use of)) licensee shall not serve or provide raw milk ((is prohibited) to children in care. Skim milk and reconstituted nonfat dry milk and one and two percent butterfat milks shall not be used for drinking purposes by any child less than eighteen months of age, except with the written permission of a physician; except further, that for mini-day care centers, such reduced fat milk may be given to the child twenty-three months of age or younger with written permission of the child's parent. Dry milk and milk products may be reconstituted in the facility for drinking purposes for children over eighteen months of age, provided the preparation, service, and storage of said milk is in accordance with the requirements of chapter 248-84 WAC relating to potentially hazardous foods((-);

(3) Except for ~~((family day care and)) foster homes and child placing agencies, ((facilities)) the licensee shall record all food served.~~

(a) The licensee shall prepare daily menus, including all snacks required to be served, ((shall be prepared)) at least one week in advance and dated. A schedule of mealtimes shall be established and posted.

(b) A menu shall specify a variety of foods to enable a person to consume adequate nutrients. Cycle menus, including snacks, shall provide at least two weeks of variety before repeating. Any substitutions shall be of comparable nutrient value and recorded.

(c) The licensee shall keep the menus ((shall be kept)) on file for a minimum of six months for review by the department.

(d) For facilities caring for severely and multiply-handicapped children, the licensee shall post a general meal pattern including types of food and kinds of meal service ((shall be posted)). A system for recording food and fluid intake of each child shall be approved by a

physician and a dietitian (see subsection (8) of this section). The licensee shall keep records of food and fluid intake of each child (~~(shall be kept)~~) in the child's file for at least one month and in the facility for at least six months.

(4) ~~The licensee shall not serve nutrient concentrates, supplements, and modified diets (therapeutic and allergy diets) (~~(shall not be served)~~) except with the written instructions of a physician.~~

(a) The licensee shall obtain from the parent, responsible guardian, responsible relative, or physician a written diet listing foods the person cannot have. The licensee shall post dietary restrictions with persons' names (~~(must be posted)~~) for staff to follow.

(b) For facilities caring for severely and multiply-handicapped children, all modified diets shall be planned, reviewed, and approved by a dietitian (see subsection (8) of this section).

(5) ~~Mini-day care and day treatment ((=)). The licensee shall serve food to children in care for five to ten hours (~~(shall be served food)~~) providing at least one-third of the ((+1980)) 1989 recommended dietary allowances set by the national research council. Children in care for more than ten hours, except children in evening care, shall be offered an additional snack. Children bringing sack meals from home shall be provided additional foods to meet the requirements. Licensees shall consult with parents as to what additional foods should be provided. Menus shall be posted where parents can view them.~~

(a) ~~The licensee shall offer all children arriving before 7:00 a.m. not having received breakfast (~~(shall be offered)~~) a breakfast providing at least one-fourth of the recommended dietary allowances.~~

(b) ~~The licensee shall offer all children present (~~(shall be offered)~~) midmorning and midafternoon snacks. If breakfast was served to all children, then a midmorning snack is not required. Children arriving after school shall be offered a snack.~~

(c) ~~The licensee shall provide all children between-meal snacks (~~(shall be provided)~~) contributing toward the daily food needs. Snacks shall consist of two or more of the following items, served in age-appropriate serving sizes:~~

- (i) Milk or milk products;
- (ii) Fruit and/or vegetables;
- (iii) Fruit and/or vegetable juices that are at least fifty percent real juice;

- (iv) Whole grain or enriched breads and/or cereal products;
- (v) Protein foods (animal or vegetable).

(d) ~~The ((occasional)) department shall not prohibit the licensee from occasionally serving ((of)) party foods not meeting the requirements ((is not prohibited)).~~

(6) ~~Full-time care providers ((=)). The agency shall serve all children food (~~(shall be served)~~) in accordance with the ((+1980)) 1989 recommended dietary allowances of the food and nutrition board, national research council, adjusted for age, sex, physical abilities, and activity of each person.~~

The licensee shall provide all children a minimum of three meals in each twenty-four-hour period (~~(shall be provided)~~). Deviation may be made from this minimum when a written request has been made to and approved in writing by the department. The time interval between the evening meal and breakfast shall be not more than fourteen hours. For facilities caring for severely multiply-handicapped children, if a child is incapable of consuming foods in the amounts and variety required to meet the recommended dietary allowances, nutritional supplements ordered by a physician must be provided to meet the ((+1980)) 1989 recommended dietary allowances adjusted for age, weight, and height unless medically contraindicated.

(7) The licensee shall provide all children a minimum of one serving of vitamin C fruit, vegetable, or juice daily, and servings of food high in vitamin A three or more times per week.

(8) ~~In facilities caring for severely and multiply-handicapped children, each child shall be weighed at least monthly and measured in length at least quarterly. Records of these measurements shall be maintained in the child's record.~~

~~((#)) (9) Facilities caring for severely and multiply-handicapped children shall use the services of a dietitian meeting the 1980 registration requirements of the American dietetic association to comply with WAC 388-73-077, 388-73-144 (3) and (4), and 388-73-146(6).~~

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 2796, filed 5/4/89)

WAC 388-73-146 CARE OF YOUNGER OR SEVERELY AND MULTIPLY-HANDICAPPED CHILDREN. This section is applicable only to ~~((day care centers;))~~ mini-day care programs, ~~((family day care homes;))~~ group care facilities, and facilities for severely and multiply-handicapped children.

(1) ~~A licensee shall not accept a child under one month of age (~~(shall not be accepted)~~) for day care.~~

(2) Facilities licensed to care for thirteen or more children shall provide separate, safe play areas for children under one year of age or children not walking (~~(are required for facilities licensed to care for thirteen or more children)~~). Children under one year of age shall be cared for in rooms or areas separate from older children, as approved by the department with not more than eight such children to a room or area and with handwashing facilities in each such room or area or convenient thereto.

(3) Diaper changing. The provider shall ~~((assure))~~ ensure:

(a) Diaper-changing ~~((places))~~ areas shall be sanitized between use for different children or protected by a moisture impervious (or not absorbent) disposable covering discarded after each use;

(b) Disposable towels or clean reusable towels having been laundered between children shall be used for cleaning children;

(c) Personnel shall wash hands before and after diapering each child;

(d) Diaper-changing areas shall be separate from food preparation areas and shall be adjacent to a handwashing sink; and

(e) The designated changing area shall be impervious to moisture and washable.

(4) ~~Except for foster family homes (~~(and family day care homes)~~), the provider shall use disposable diapers, a commercial diaper service, or reusable diapers supplied by the child's family. Soiled diapers shall be placed without rinsing into separate, cleanable, covered containers provided with waterproof liners prior to transport to laundry, parent, or acceptable disposal. Soiled diapers shall be removed from the facility at least daily. Diaper-changing procedures shall be posted at the changing areas.~~

(5) ~~The agency shall initiate the child's toilet training (~~(shall be initiated)~~) when readiness is indicated by the child and in consultation with the child's parents or placement agency. Potty chairs, when in use, shall be located on washable, impervious surfaces.~~

(6) When the agency formula (~~(feeding of))~~ feeds infants ((t)) under one year of age((t)), the infants shall be on a formula feeding schedule agreed upon by the child's parent or parents, guardian, the placement agency, and the licensee. When the agency formula (~~(feeding of))~~ feeds severely and multiply-handicapped children, the children shall be on a schedule agreed upon by the ((child's)) children's physician and the facility's dietitian (see WAC 388-73-144(8)).

(a) Feedings prepared on the premises of the facility.

(i) Any child's formula provided by the parent or parents, guardian, placement agency, or licensee shall be in a ready-to-feed strength or require no preparation other than dilution with water at the day care facility.

(ii) If the container in which the feeding was purchased does not include a sanitized bottle and nipple, ~~((then))~~ the agency shall transfer ~~((of))~~ ready-to-feed formula from the bulk container to the bottle and nipple feeding unit ~~((must be done))~~ in a sanitary manner in an area separate from diapering areas.

(iii) ~~The agency shall refrigerate filled bottles (~~(shall be refrigerated)~~) if bottles are not used immediately and the contents shall be discarded if bottles are not used within twelve hours.~~

(iv) If bottles and nipples are ~~((to be))~~ reused by the facility, the agency shall sanitize the bottles and nipples ~~((must be sanitized))~~.

(v) When more than one bottle-fed child is in care, the agency shall label the bottles (~~(shall be labeled)~~) with the child's name and date prepared. The agency shall pour milk for children requiring bottles but no longer on formula (~~(shall be poured)~~) from the original container into sanitized, labeled bottles. The agency shall use sanitized nipples only (~~(shall be used)~~) on the bottles.

(b) Feedings brought to the child care facility.

(i) When the parent brings bottles (~~(brought)~~) into the facility, the bottles shall have a label showing the child's name.

(ii) The agency shall refrigerate bottles (~~(shall be refrigerated)~~) immediately upon their arrival at the facility and the agency shall discard the bottle contents (~~(discarded)~~) if not used within twelve hours.

(c) Bottles shall not be propped. The agency shall provide semisolid foods (~~(shall be provided)~~) for infants at between four and five months of age, upon consultation with the parent or placement agency, and/or

with a physician when indicated. Infants too young or unable to sit in high chairs shall be held by the care giver in a semisitting position for all feedings unless medically contraindicated. Infants six months of age or over showing a preference for holding their own bottles may do so provided an adult remains in the room and within observation range. The agency shall take bottles ~~((shall be taken))~~ from the child when ~~((he or she))~~ the child finishes feeding or when the bottle is empty. See also WAC 388-73-144.

(7) Cribs.

(a)(i) Providers shall furnish single level infant cribs made of wood, metal, or approved plastic with secure latching devices. Such infant cribs shall also have no more than two and three-eighths inches space between vertical slats when used for infants under six months of age.

(ii) For infants, providers may use cribs not meeting the spacing requirement provided crib bumpers or other effective methods are used to prevent the infant's body from slipping between the slats.

(b) Infants' crib mattresses shall be:

(i) Snug fitting to prevent the infant or severely and multiply-handicapped child being caught between the mattress and crib side rails; and

(ii) Waterproof and easily sanitized.

(8) Children's activities.

(a) The facility shall provide infants and severely and multiply-handicapped children opportunities for:

(i) Exercise;

(ii) Large and small muscle development;

(iii) Crawling and exploring;

(iv) Sensory stimulation;

(v) Social interaction; and

(vi) Development of communication and self-help skills.

(b) The facility shall provide safe and suitable toys and equipment for the care of infants and severely and multiply-handicapped children.

(9) Nursing consultation.

(a) Except for facilities caring for severely and multiply-handicapped children requiring a registered nurse on staff or under contract, ~~((day care))~~ facilities licensed for the care of ~~((five))~~ four or more infants shall arrange for regular consultation to include at least one monthly on-site visit by a registered nurse trained or experienced in the care of young children.

(b) In collaboration with the agency's administrative staff, the nurse shall advise the agency on the:

(i) Operation of the infant care program; and

(ii) Implementation of the child health program.

(c) ~~((★))~~ The agency's written agreement with the registered nurse shall be available in the facility.

(d) The agency shall document the nurse's on-site visits ~~((shall be documented))~~.

(e) The nurse's name and telephone number shall be posted or otherwise available in the agency.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-202 REQUIRED PERSONNEL. (1) A director shall be employed who is ~~((at least))~~ twenty-one years of age or older and who is a mature person especially equipped by training, experience, and personal qualities to ensure an effective program, staff development, and efficient administration. That person ~~((must))~~ shall possess an understanding of the program ~~((to be))~~ administered and have demonstrated such leadership and supervisory ability as will ensure harmonious relationships and effective performance of agency personnel.

(2) ~~((Specialists in mental health, education, religion, and law shall also be available as needed for work with agency staff, children, and parents.))~~ Specialists used by the agency shall meet the full requirements of professional competence in their respective fields and shall be provided as needed to work with agency staff and children and their families.

(3) There shall be ~~((on staff a casework supervisor who has))~~ in-person case consultation and supervision by a person with a master's degree from a recognized school of social work or equivalent academic training. Such person shall have experience and demonstrated skills in each service area where supervision is provided and ability to teach and transmit knowledge which will ensure staff development and efficient administration of the casework program. See also WAC 388-73-074.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-208 MEDICAL CARE. It shall be the responsibility of the child-placing agency to provide:

(1) Adoptive parents with the birth parents' mental and physical health history, as complete as possible;

(2) To foster and adoptive parents a written health history as complete as possible for each child ~~((upon))~~ prior to placement. This history shall include an immunization history, allergies, previous illnesses, and conditions of the child which may adversely affect ~~((his or her))~~ the child's health. For adoptive children, it shall also include a developmental and psychological history. ~~((Adoptive parents shall also receive all available medical information on the birth parents of their adopted child.))~~ The child-placing agency ~~((has responsibility to))~~ shall arrange for the child's medical examinations, immunizations, and health care as required by WAC 388-73-140.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-210 FOSTER CARE LICENSEES. (1) As a minimum, child-placing agencies shall utilize application and home study forms and procedures prescribed or approved by the department. See also WAC 388-73-024 and 388-73-302.

(2) A child-placing agency requesting licensure of a home, which may be of community concern, shall first submit the application, home study, and other documents to the department for review and approval.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-212 FOSTER CARE PLACEMENTS. (1) The agency shall, in planning for children, give due consideration to:

(a) A child's basic right to his or her own home and family;

(b) The importance of skillful professional service to parents to help them meet the child's needs in his or her own home whenever possible;

(c) The child's individual needs, ~~((his or her))~~ ethnic background, religious background, ~~((his or her))~~ family situation, and the wishes and participation of ~~((his or her))~~ the child's parent; and

(d) The ~~((recruitment and))~~ selection of a foster home that will provide for maximum development of the child's capacities and meet the child's individual needs. ~~((Placements which involve the likelihood of community concern shall first be submitted to the department for review and written approval.))~~ See WAC 388-73-044 for recruitment involving placement of American Indian children. The agency shall notify the DCFS licensor before placement of a child into a home which may be of community concern.

(2) The agency shall use a written ~~((social))~~ intake study ~~((of))~~ for each child and expectant mother as the basis for acceptance for foster care and related services.

(3) Every acceptance for care by an agency shall be based on well-planned, individual preparation of the child and ~~((his or her))~~ the child's family and the expectant mother other than in emergent situations.

(4) Except in an emergency, a child shall be placed in foster care only with the written consent of ~~((his or her))~~ the child's parents or under order of a court of competent jurisdiction. Such consent or order shall include authorization for medical care or emergency surgery.

(5) All foster homes and group care facilities used by child-placing agencies shall be licensed prior to placing any children therein.

(6) An agency will give sufficient information about the child (especially behavioral and emotional problems) and ~~((his or her))~~ the child's family ~~((will be given))~~ to foster parents to enable them to make an informed decision regarding whether or not to accept a child in their home. The agency shall inform the foster parents ~~((must be informed))~~ that this information is confidential and may not be shared. The agency shall document the provision of this information ~~((is to be documented))~~ in the child's file at the time of placement.

(7) The frequency of the caseworker's contacts with ~~((an expectant mother or))~~ a foster child ~~((and his or her))~~, the foster child's foster family, or with an expectant mother shall be determined by a casework plan reflecting their needs. ~~((Each active foster home shall be visited not less than once every ninety days)), but shall not be less frequent than one in-home visit every ninety days. Each foster child and one or both foster parents shall be seen at each visit.~~

(8) The ~~((preparation))~~ the agency in preparing a child for discharge from placement shall follow the same basic steps as preparation for placement, but a child shall be released only to parents, adoptive parents, guardians or other persons or agencies holding legal custody, or to a court of competent jurisdiction.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

NEW SECTION

WAC 388-73-213 **CERTIFICATION TO PROVIDE ADOPTION SERVICES.** A child-placing agency providing adoption services shall meet additional requirements. Demonstrated ability to comply with WAC 388-73-214 and 388-73-216 are prerequisites for certification to provide adoption services.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-214 **ADOPTION PROCEDURES.** (1) ~~((All agencies))~~ An agency providing adoption services shall have supervisory staff having experience and demonstrated skills in adoption services and ~~((an))~~ a written in-service training ~~((program))~~ plan to train service staff in adoption services.

(2) ~~((All agencies))~~ An agency providing adoption services shall, as a minimum, provide to adoptive applicants the following services:

(a) Information about the adoption process, agency policy and practices, legal procedures, types of children available, implications for parenting different types of children, ~~((fees,))~~ and the availability of subsidy~~((:));~~

(b) Accompanying the application and prior to signing a contract for services, the child-placing agency shall provide the applicants with a written statement explaining fixed fees, fixed charges, and an estimate of additional itemized expenses of any kind to be paid by the applicants. The statement shall set forth the specific services to be performed by the agency related to the child placement or adoption for which the fees are assessed;

(c) An adoptive home study in which agency staff and applicant or applicants collaboratively assess the applicant or applicants appropriateness to be an adoptive parent, and the type of child or children for which the applicant or applicants are best suited~~((-e));~~

(d) Acceptance or denial of the application with an explanation, when the application is denied, of the reason for denial~~((-d));~~

(e) Preparation for placement of a specific child, with preparation including review and interpretation of all available social, medical, and psychological records of the child and birth family, and a discussion of the likely implications of the child's background for ~~((his or her))~~ the child's adjustment in the adoptive family~~((-e));~~ and

(f) Re-evaluation of the applicant or applicants appropriateness for adoption upon each request for an additional adoptive placement.

(g) The agency shall document the provision of these services in the adoptive home's file.

(3) ~~((All agencies))~~ An agency providing specialized adoption services, such as intercountry adoption, interstate adoption, and special needs adoptions, shall have ~~((supervisor))~~ supervisory staff having specialized training in the particular area and ~~((an))~~ a written in-service training program to train service staff in these specialized adoption ~~((for special needs children))~~ services.

(4) ~~((All agencies))~~ An agency accepting for adoptive placement children having a special need (racial minority, developmental disability, emotional disability, etc.) shall:

(a) Have a plan for active recruitment of families of the same race or ethnic category as the children~~((:));~~ or

(b) Be able to meet the ~~((child's))~~ children's other special needs.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-216 **ADOPTIVE PLACEMENTS.** (1)(a) The agency shall protect the child from unnecessary separation from ~~((his or her natural))~~ the child's birth parents when the ~~((natural))~~ birth parents are capable of and willing to successfully ~~((fulfilling))~~ fulfill their parental role or can be helped to do so.

(b) The agency's adoptive placement of a child shall be made only when the child is freed for adoption by action of a court of competent jurisdiction giving the agency authority to place such child for adoption and to consent to ~~((his or her))~~ the child's adoption as provided by chapter 26.33 RCW.

(2)(a) The agency shall evaluate potential adoptive parents for a child in relation to ~~((their))~~ the adoptive parents':

(i) Capacity and readiness for parenthood~~((-their));~~

(ii) Emotional and physical health; and

(iii) Ability to meet the physical, social, emotional, educational, and cultural needs of the child.

(b) An agency placing a child for whom it feels that continued contact with the child's birth family is in the child's best interest shall evaluate the adoptive family's willingness to have the child maintain contact with members of ~~((his or her))~~ the child's birth family~~((:));~~

(c) The agency shall file preplacement reports ~~((shall be filed))~~ with the court as required by RCW 26.33.180 through 26.33.230.

(3) ~~((Except for inter-country adoptions, the agency shall place all minority race children whose case plan is adoption into families of the same racial background as the child. PROVIDED, That if both the agency's own recruitment effort and registration with the Washington adoption resource exchange fail to identify a suitable family within ninety days, placement with a family of a different racial background may be considered. AND PROVIDED FURTHER, That if a child was placed into a foster family of a different racial background before adoption was considered for the child, and if a strong attachment has developed between the foster parents and the child, and if the family can describe specific actions it will take to ensure the child's racial identification is maintained and enhanced, then adoption by the foster family may be considered. AND PROVIDED FURTHER, That if the child's birth parent or parents make a specific written request the child be placed in a family of a racial background different from that of the child, this request may be considered))~~ Child-placing agencies shall consider the racial, ethnic, and cultural heritage needs of the child being placed. At the same time, the agency shall prevent discrimination on the basis of race, color, or national origin against any of its clients.

(4) Agencies shall ensure that the child's best interest are met by requiring that a number of factors are taken into consideration when making adoptive placement decisions:

(a) When making a child adoptive placement decision, the agency shall emphasize the best interests of the child, taking into account the particular child, parents and circumstances. The agency shall take into consideration the following factors:

(i) Relationship of family to child;

(ii) Sibling placement status;

(iii) Physical and emotional needs of child;

(iv) Age;

(v) Sex;

(vi) Racial;

(vii) Ethnic and cultural identity;

(viii) Placement background;

(ix) Availability of placement resources for timely placement; and

(x) Continuity and stability of the child's foster care placement and child's psychological attachment to foster family.

(b) The agency shall make all child adoptive placement decisions on a case-by-case basis to take into account the particular child, adoptive parents, and circumstances.

(c) Although a child's racial, ethnic, and cultural identity should be considered when making an adoptive placement decision, the agency may not make the decision based upon such factors unless it is in the best interest of the child to be placed, taking into account the particular child, parents, and circumstances. See WAC 388-73-044 for placement involving an American Indian child.

~~((4))~~ (5) The agency shall transmit to the adoptive parent or parents at time of the child's placement a report containing all ~~((reasonably known))~~ available medical, social, and psychological information about the child and ~~((his or her))~~ the child's birth parents. The agency's report shall not contain ~~((no))~~ information which might identify the birth parents. The adoptive parent or parents shall sign one copy of the report, signifying receipt of the information. The agency shall retain this signed copy ~~((shall be retained))~~ in the child's permanent record.

~~((5))~~ (6) The agency shall ~~((provide supervision))~~ visit the adoptive home of all adoptive placements at least once ~~((per month))~~ in the first thirty days and an additional face-to-face visit each sixty days thereafter until the adoption is finalized. Upon filing of the petition for adoption, the agency shall make recommendation to the court on the advisability of finalizing the adoption.

~~((6))~~ (7) The agency shall be available for consultation ~~((and support of))~~ with the adoptive family after finalization of the adoption.

~~((7))~~ (8) The agency shall maintain a permanent sealed record of each person for whom it has accepted permanent custody. This record shall contain all available identifying legal, medical, and social information. Access to the identifying information shall not be given without a court order if the person has been adopted. In the event the agency closes, the agency shall make arrangements for the permanent

retention of these records and will inform the division of children and family services adoption program manager.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-302 **ORIENTATION AND TRAINING.** Applicants ~~((and))~~ for a foster family home ~~((licensees other than those certified for licensing by a licensed child placing agency))~~ license shall attend orientation and pre-service training programs ~~((provided, arranged or approved))~~ as required by the department or licensed child-placing agency.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-304 **CAPACITY.** (1) ~~((No))~~ A family home for developmentally disabled persons shall not be licensed for more than four persons.

(2) ~~((No))~~ A foster family home for children shall not be licensed for more than four foster children, nor more than a total of six children to include the foster parents' own or adopted minor children residing in the home; except that "a large foster home" where there are at least two adults providing care may be licensed for five or six foster children, such number to be reduced by the number of the foster parents' own or adopted children residing in the home~~((:))~~;

(a) No home designated by the department as a "receiving home" shall be licensed for more than six foster children~~((:))~~. Such number ~~((to))~~ shall be reduced by the number of the foster parents' own or adopted minor children residing in the home;

(b) ~~((No))~~ A home otherwise meeting the standards ~~((shall))~~ may be ~~((denied a license))~~ licensed for the care of at least one child or single family of children.

(3) ~~((No))~~ A foster family home for expectant mothers ~~((with))~~ shall not be licensed for more than three expectant mothers.

(4) ~~((No))~~ A foster family home for children shall not be licensed for more than two children under two years of age, such number to be reduced by the number of licensee's own children of such age.

(5) ~~((No))~~ A family home shall not be licensed for the care of more than ~~((two))~~ three persons suffering mental or physical handicaps of such severity as to require nursing care, and then licensed only if the:

(a) Licensee is qualified by training and/or experience to provide proper care; and ~~((the))~~

(b) Person's treatment is under the supervision of a physician.

(6) ~~((No))~~ A foster family shall not be licensed for the care of more than two nonambulatory persons whether that condition is due to age or physical or mental impairment.

(7) ~~((No))~~ A foster family home functioning as a crisis residential center or specialized receiving home shall not be licensed for the care of more than four children in placement. There shall not be more than six children residing on the premises, including the foster parents' own minor children ~~((residing on the premises))~~. ~~((No))~~ There shall not be more than two children requiring crisis residential care ~~((may be))~~ in foster family care at the same time. All such homes shall be two-foster-parent homes and one ~~((or the other))~~ of the foster parents shall not be employed outside the home.

(8) A foster family home may, for purposes of respite care, exceed the foster family home licensed capacity by receiving additional foster children ~~((from another licensed foster home))~~.

(a) This section does not authorize care in excess of subsection (4) or (6) of this section relating to the care of infants or nonambulatory children.

(b) Exceeding capacity under authority of this section will only be possible so long as the requirements of WAC 388-73-310 (Fire safety), 388-73-108 (Bedrooms), and 388-73-054 (Client records and information—All agencies) are complied with for the larger number of children in care.

(c) Such an excess in child care shall be permitted not more than three times in any calendar year and for not more than ~~((seventy-two hours))~~ two weeks at a time.

(d) ~~((No))~~ A foster home providing such care pursuant to this subsection shall not exceed its licensing capacity by more than twice the number of persons for which the foster family has been licensed.

(e) Prior approval shall be obtained from the placing agency, if any, and if not, the person's or persons' parents or guardian or responsible relative.

AMENDATORY SECTION (Amending Order 1421 [1431], filed 9/10/79)

WAC 388-73-306 **FOSTER PARENTS~~((/SPONSORS))~~—EMPLOYMENT.** If both foster parents~~((/sponsors))~~ in a two-parent home, or the single foster parent~~((/sponsor))~~ in a one-parent home, are or is employed outside the home, the parents must give the placing agency or department ((must give)) a written ((approval)) outline of the plan for supervision of the child or children in care when the foster parents or single foster parent are not in the home. Such agency approval ~~((will))~~ shall be based on the needs of the persons under care. The foster family~~((/sponsors))~~ shall have sufficient regular income to maintain their own family without the board payments made for the persons in care.

This section is not applicable to foster family homes licensed as crisis residential centers.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-308 **ABSENCE FROM HOME.** (1) Foster parents~~((/sponsors))~~ shall not place a person in another home temporarily or otherwise without the consent of the:

(a) Placing agency, if any~~((:));~~ or ~~((of his/her))~~

(b) Person's parents or guardian or responsible relative.

(2) If it is necessary for the foster parents~~((/sponsors))~~ to be absent overnight, the placing agency, if any, if not, the person(s) parents or guardian or responsible relative shall be notified and suitable arrangements made for care. Permission for persons under care to travel on extended trips with foster parents~~((/sponsors))~~ shall be obtained from:

(a) The placing agency, if any~~((:));~~ or ~~((from))~~

(b) Parents or guardians or responsible relative.

AMENDATORY SECTION (Amending Order 2796, filed 5/4/89)

WAC 388-73-310 **FIRE SAFETY.** A licensed foster family home and a group home shall comply with the following fire safety requirements:

(1) Every room used by persons under care shall have:

(a) Two separate doors; or

(b) One door leading directly to the outside; or

(c) A window of sufficient size and free of obstructions to be readily available for emergency escape or rescue.

(2) Every occupied area shall have access to at least one exit not passing through rooms or spaces subject to being locked or blocked from the opposite side~~((:));~~

(3) No space shall be used for residential purposes accessible only by ladder, folding stairs, or a trap door~~((:));~~

(4) Every bathroom door lock shall be designed to permit the opening of the locked door from the outside in an emergency~~((:));~~

(5) Every closet door latch shall be such that the door can be opened from the inside~~((:));~~

(6) No stove or heater shall be so located as to block escape in case of malfunctioning and ensuing fire~~((:));~~

(7) Flammable, combustible, or poisonous material shall be stored away from exits and in areas not accessible to persons under care~~((:));~~

(8) Open-flame devices, heating and cooking appliances, and other similar products capable of igniting clothing shall not be left unattended or used in such a manner which could result in accidental ignition of clothing~~((:));~~

(9) Caregivers shall instruct all persons under care in emergency evacuation procedures and conduct drills at regular intervals to test and practice the procedure~~((:));~~

(10) There shall be readily available an approved 2A-rated fire extinguisher. Except for facilities licensed prior to June 3, 1983, an approved five pound or larger all purpose (A.B.C.) fire extinguisher will be acceptable. (Where local fire authorities require installation of a different type or size of fire extinguisher, the requirement of the local authority shall apply~~((:));~~)

(11) A smoke detector in working condition shall be located in proximity to the area or areas where persons under care sleep~~((:));~~ and

(12) If question arises concerning fire danger, the local fire protection authority shall be consulted.

~~((13) In family day care facilities licensed for the care of eight or more children, spaces above the second floor shall not be occupied by children in care. An exception is the use of toilet facilities while under the supervision of a caregiver.))~~

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-312 FAMILY FOSTER HOMES—SERVICES TO PERSON UNDER CARE. (1) Foster parents ~~((/sponsors))~~ shall provide or arrange for such care and supervision as age and condition of the persons under care require.

(2) Foster parents shall provide opportunities for play and recreation ~~((shall be provided))~~ within the family group ~~((and))~~. Foster parents shall encourage persons in care ~~((shall be encouraged))~~ to participate in community and culturally relevant activities in accord with the person's capacity for such experience.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-409 OFF-GROUNDS TRIPS. Except in the event of a medical emergency, no child shall be removed from the premises of a ~~((day care center or))~~ mini-day care center by either the licensee or an employee or volunteer of the agency without the express written consent of the child's parent or custodian.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-414 ATTENDANCE—~~((DAY CARE CENTERS AND))~~ MINI-DAY CARE CENTERS. The parent, or other person authorized by the parent to take the child to or from the facility, shall sign the child in on arrival at the mini-center and out when leaving. When children leave the facility to attend school as authorized by the parents, a staff person shall sign ~~((them))~~ the children out when they leave and in when they return.

AMENDATORY SECTION (Amending Order 1933, filed 1/5/83)

WAC 388-73-504 PERSONNEL. A day treatment program shall have the following staff:

(1) A director responsible for the overall management of the agency's facilities and operation, and a program supervisor responsible for the implementation and supervision of the agency's child care and treatment program. The director and the program supervisor may be one and the same person if ~~((he or she is))~~ qualified for both positions. One or the other shall normally be on the premises while the children are in care and another competent person left in charge during the director's and/or program supervisor's temporary absence.

(a) The director shall:

- (i) Be at least twenty-one years of age ~~((and shall)); and~~
- (ii) Have the management and supervisory skills necessary for the proper administration of the agency, including the:
 - (A) Maintenance of necessary records ~~((, the));~~
 - (B) Management of the agency's finances; and ~~((the))~~
 - (C) Maintenance of positive relationship with staff, parents, and the community as evidenced by appropriate references and on-the-job performance.

(b) The program supervisor shall:

- (i) Be at least twenty-years of age ~~((and shall));~~
- (ii) Have a knowledge of child growth and development, the origin and treatment of deviant behavior, techniques of guiding children's behavior ~~((and));~~
- (iii) Have the ability, in conjunction with the director, board, and other staff, to implement programs to meet the needs of the children served ~~((, He or she shall have)); and~~
- (iv) Have at least a masters degree in social work, clinical psychology or closely related field.

(2) Psychiatrist ~~((=));~~ The agency shall receive regular consultation from a child psychiatrist ~~((:));~~

(3) Psychologist ~~((=));~~ The agency shall provide or arrange for the services of a psychologist for the administration of psychological testing and related services if these services are not provided by the accredited school where the child is regularly enrolled ~~((:));~~

(4) Teaching staff ~~((=));~~ The agency shall provide or arrange for teaching by certified teachers qualified by training or experience in remedial education ~~((:));~~

(5) Group counselors ~~((=));~~ Group counselors shall be persons qualified by training or by experience in the care of disturbed children.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

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

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-506 RATIO OF COUNSELOR AND TEACHING STAFF TO CHILDREN. ~~((There))~~ The agency shall ~~((be))~~ employ sufficient group counselors and teachers that the children are normally in groups of no more than six under the supervision of one or the other of such staff.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-512 PLAY AREAS. The requirements for play areas specified for mini-day care programs ~~((and day care centers in))~~ under WAC 388-73-440 also apply to day treatment programs.

AMENDATORY SECTION (Amending Order 2081, filed 2/29/84)

WAC 388-73-602 FUNCTION OF GROUP CARE FACILITY. A group care facility normally serves children six years of age and older who:

- (1) Need foster care but cannot ordinarily adjust to the close, personal relationships normally required by a foster family home;
- (2) Need emergency placement pending more permanent planning or during temporary disruption of a current placement; or
- (3) Are emotionally disturbed or physically or mentally handicapped, or whose behavior is ~~((unacceptable to most))~~ inappropriate for foster family ~~((home parents. PROVIDED, That))~~ care. The agency, through its own program or by the marshalling of appropriate community resources, ~~((can))~~ must be able to provide the necessary specialized services required by the group which the facility serves ~~((except)).~~

(4) Children cared for in facilities for severely and multiply-handicapped children will most frequently be younger than six years of age ~~((?)).~~

AMENDATORY SECTION (Amending Order 1933, filed 1/5/83)

WAC 388-73-604 DAILY ACTIVITY PROGRAM. Except for juvenile detention facilities, the agency shall submit a ~~((detailed));~~

(1) Written program description for departmental approval outlining the recreational and ~~((therapeutic))~~ other support services to be provided to the ~~((child))~~ residents and ~~((his or her family.))~~ their families; and ~~((a))~~

(2) Schedule of typical daily activities for persons in care.

AMENDATORY SECTION (Amending Order 2081, filed 2/29/84)

WAC 388-73-606 REQUIRED POSITIONS. An agency shall provide staff in accordance with the following requirements:

(1) A director responsible for the general management and administration of the agency's program. This person shall:

- (a) Be ~~((at least))~~ twenty-one years of age ~~((and))~~ or older;
- (b) Possess ability to understand the role of the agency in meeting the needs of children ~~((and to));~~
- (c) Work with representatives of appropriate agencies ~~((, This person shall));~~
- (d) Have ~~((had))~~ a bachelor's degree in a social science or closely allied field ~~((shall));~~ or
- (e) Have had a minimum of two years' experience;
 - (i) Working in a group care facility; or
 - (ii) As a foster parent with a letter of recommendation from the licensing agency and/or supervising agency.

(2) Child care staff whose primary duties are the care, supervision, and guidance of children. Such staff shall be at least eighteen years of age. Staff under twenty-one years of age shall be under the immediate supervision of staff at least twenty-one years of age.

In addition, in crisis residential centers, no less than fifty percent of the child care staff shall have completed at least two years of college and one year of working with children in a group setting. Experience may be substituted for education on a year-for-year basis. A bachelor of arts degree in behavioral or social science may be substituted for

experience. The remaining child care staff shall have at least a high school diploma (or equivalent) and one year of successful experience as a foster family parent for three or more children or working with children in a group setting. Two years of college may be substituted for the required experience.

(a) Except for crisis residential centers, facilities for severely and multiply-handicapped children, and juvenile detention facilities, during the waking hours of the children there shall be at least one child care staff member on duty for every eight children or major fraction (five or more) of such number of children on the premises.

~~((For facilities serving severely and multiply-handicapped children, there shall be a minimum of one child care staff for every four and one-half children determined on a twenty-four hour basis.))~~

For juvenile detention facilities, there shall be a minimum of one child care staff on duty for every ten children in care during the waking hours of the children.

~~((For regional crisis residential centers, there shall be a minimum of one child care staff on duty for every two children in care during the waking hours of the children, and a minimum of three such staff for every eight children during the sleeping hours.~~

For other group crisis residential centers, during the waking hours, there shall be a minimum of one child care staff for every three children in temporary protective care without duties related to the children in full-time care. During the sleeping hours, there shall be one such staff member for every five such children. If the two classes of children are combined into one group, the staff ratio applicable to the children in temporary care shall prevail.

For both types of crisis residential centers, on-duty staff does not include staff sleeping on the premises.))

The director and support and maintenance staff may temporarily serve as child care staff when not involved in other duties if appropriately trained and involved in ongoing training, provided the required number of child care staff is maintained.

(b) Except for crisis residential centers, whenever more than eight children are on the premises at least two adults (including at least one child care staff) shall be on duty. During nighttime hours, "on duty" staff may include staff sleeping in the group care facility and available to the children. During sleeping hours, there shall be at least one adult in proximity to the children.

(c) ~~((Agencies caring for very young children or for children presenting emotional disturbance, physical handicaps, or mental retardation shall provide such additional child care staff and professional services for the children as the department requires.~~

~~((d) Whenever))~~ When only one child care staff is on duty, there shall be a second person on call.

~~((e) Facilities caring for severely and multiply-handicapped children shall have a registered nurse in employment or under contract in charge of nursing care. Sufficient licensed nursing staff shall be provided to meet the nursing care needs of the children.))~~

(3) The agency shall have relief staff to enable all staff to have the equivalent of two days off a week.

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

AMENDATORY SECTION (Amending Order 2081, filed 2/29/84)

WAC 388-73-610 REQUIRED ROOMS, AREAS, AND EQUIPMENT—GROUP CARE FACILITIES. ~~((There))~~ The facility shall ((be)) provide rooms and areas of sufficient size and properly equipped to accommodate the number of children served. The facility shall provide the following rooms or areas ((shall be provided)):

(1) Living room. There shall be at least one comfortably furnished living room~~((:));~~ except, this subsection is not applicable to juvenile detention facilities~~((:));~~

(2) Dining area. ~~((An attractive))~~ A dining area shall be provided of sufficient capacity to accommodate the group comfortably. (This subsection is not applicable to juvenile detention facilities~~((:));~~

(3) Staff quarters. Rooms for staff on night supervision shall be separate from but in proximity to the sleeping rooms of the children. (This subsection is not applicable to juvenile detention facilities~~((:));~~)

(4) Recreation area. When there are more than twelve occupants, the agency shall provide at least one separate indoor area ((shall be provided)), sufficient in size and location, for recreational and informal education activities~~((:));~~

(5) Offices. ~~((There))~~ The agency shall ((be)) provide a room or area that can be used as an administrative office. Suitable offices shall

be provided for social service staff. In facilities caring for fewer than thirteen children, such offices may be combined with the administrative office~~((:));~~

(6) Visiting area. ~~((There))~~ The agency shall ((be)) provide space ((provided)) where privacy can be achieved for the use of visitors.

AMENDATORY SECTION (Amending Order 2445, filed 12/2/86)

WAC 388-73-702 TYPES OF MATERNITY SERVICES. (1) Day programs for mothers. A day program provides pregnant or delivered young women training in child care, help with adjustment problems, counseling and social planning, infant care as needed, and academic or vocational training as appropriate during part of the twenty-four-hour day in a facility suitable for such purposes.

(2) Child-placing agencies. The placement of ~~((pregnant children and adults))~~ expectant mothers and mothers with infants in properly licensed foster family homes.

(3) Residential care for expectant mothers (maternity home). A maternity home serves as a group living facility to provide residential care and treatment on a twenty-four-hour basis to expectant unmarried mothers during the period of their pregnancy and the immediate postpartum period.

(4) Residential care for mothers and infants. Residential care for a group of mothers and their infants provides a group living facility on a twenty-four-hour basis, guidance, family life education, and child care for residents needing it, and academic and/or vocational training when appropriate. The care provided infants in the absence of their mother shall meet the applicable standards of chapter 388-73 WAC unless the care is exempt by virtue of RCW 74.15.020 (4)(a) through (k).

(5) Pregnancy counseling services. A nonresidential program which provides counseling, information, and referral is required to be licensed when that program also places or assists in the placement of mothers or children.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-704 DAILY ACTIVITIES PROGRAM. ~~((The agency))~~ Except for foster family homes, agencies providing residential maternity care shall submit a detailed written program description for departmental approval outlining the educational, recreational, and therapeutic services to be provided to persons in care, a schedule of typical daily activities for persons in care, and a statement of religious practices, if any.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-706 ELIGIBILITY FOR SERVICE—REQUIRED SERVICES. (1) Eligibility for service shall not be contingent upon a parent's decision to keep or relinquish her child, with the exception of medical payments.

(2) Services required herein need not necessarily be provided directly by the licensee in each instance. However, if not provided directly, it is the responsibility of the licensee to arrange for such services through formal agreements with other community resources or to otherwise assist ~~((mothers))~~ clients in the program to obtain appropriate and needed services.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 1933, filed 1/5/83)

WAC 388-73-708 REQUIRED PERSONNEL. (1) An agency providing maternity services shall employ the following staff:

(a) A director~~((:))~~ who shall be:

(i) At least twenty-one years of age; and

(ii) A mature person especially equipped by training, experience, and personal qualities to ~~((insure))~~ ensure an effective program, staff development, and efficient administration ~~((shall be employed))~~. The director must possess an understanding of the program to be administered and have demonstrated such leadership and supervisory ability as will ~~((insure))~~ ensure harmonious relationships and effective performance of agency personnel.

~~((2) Consultants. Consultants in mental health, education, religion, and law shall also be available as needed for work with agency staff, as well as with the parent. Consultants used by the agency shall~~

meet the full requirements of professional competence in the consultants' respective fields:

~~(37)~~ (b) Residential staff. Residential programs providing twenty-four-hour care to expectant mothers or to mothers and their infants shall employ residential staff in sufficient numbers to ~~((insure))~~ ensure the physical and emotional needs of the residents are met. Residential staff are staff in charge of supervision of the day-to-day living situation. Such staff may carry out maintenance tasks not detracting from the staff's primary function.

~~((27))~~ (i) Residential staff shall be on duty in a ratio of one such staff to every eight mothers or major fraction thereof.

(A) When more than eight mothers are on the premises, at least two adults ~~((6))~~, including at least one residential care staff ~~((7))~~, shall be on duty.

(B) Additional staff may be required under certain circumstances, as required by the department.

~~((17))~~ (ii) On-duty staff may include persons sleeping on the premises but are available to the residents as needed during the nighttime hours. In homes caring for fewer than ten persons, at least one staff shall be physically present with an additional person available "on call" at all times.

~~((14))~~ (iii) Relief staff. The agency shall make available sufficient relief staff ~~((shall be available))~~ to allow all staff the equivalent of two days off a week.

(2) Consultants. Consultants in mental health, education, religion, and law shall also be available as needed for work with agency staff, as well as with the parent. Consultants used by the agency staff, shall meet the full requirements of professional competence in the consultants' respective fields.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

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

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-710 ~~((GUIDANCE AND COUNSELING))~~ SERVICES PROVIDED. (1) ~~((A))~~ A maternity service program ~~((s))~~ shall provide information and, where necessary and appropriate, referral service ~~((and guidance and counseling))~~ to every person who applies for care.

(2) Licensed pregnancy counseling agencies providing services:

(a) Shall offer or provide, either directly or through referral, the following:

(i) Counseling for birth parents and if requested by birth parents, extended families which includes presentation of pregnancy-related options or alternatives;

(ii) After-care counseling, upon request;

(iii) Pregnancy-related medical services;

(iv) Adoption-related legal services; and

(v) Assistance planning the child's future.

(b) May provide financial and/or in-kind assistance, including assistance with:

(i) Living arrangement expenses. Payment for the expectant mother's necessary living arrangement expenses shall be permitted to the extent of food, lodging, and utility (including heat, hot water, gas and electricity) expenses as provided herein. The agency's payment of the expectant mother's monthly expenses shall not exceed the Washington State Department of Social and Health Services' need standards for households with an obligation to pay shelter costs for one person in the household, as may be amended from time to time. See WAC 388-29-100 (1)(a). The agency shall not make payment for the expectant mother's living arrangement expenses for more than a total of three months.

(ii) Transportation. Payment for the expectant mother's necessary transportation to obtain medical, legal, counseling, and other adoption-related services shall be permitted.

(iii) Maternity Clothing. The agency may make payment for the expectant mother's maternity clothing in an amount not to exceed two hundred fifty dollars.

(iv) Other basic needs. Other basic needs shall include only those services necessary to preserve, protect, or restore the physical health of the expectant mother or the unborn child.

The agency's payment for the foregoing services or goods shall be made directly to the provider of such services, except that any payment may be made to the expectant mother.

(3) Guidance and counseling provided by the agency to persons in residential care may take the form of individual or group counseling sessions. Areas to be included are:

(a) Living arrangements((:));

(b) Medical care planning((:));

(c) Legal services((:));

(d) Vocational or educational guidance((:));

(e) Plans for the child((:));

(f) Financial, emotional or psychological problems((:));

(g) Relations with parents and ~~((unwed))~~ birth father; and

(h) Follow-up for those leaving the program.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-712 HEALTH EDUCATION. All maternity service programs shall ~~((make provisions for skilled))~~ offer or arrange for the expectant mothers instruction in the nature and need for:

(1) Hygiene of pregnancy;

(2) Suitable preparation for childbirth;

(3) The physiological changes which occur;

(4) Events and procedures used in examination, and childbirth;

(5) Postnatal and pediatrics care((:));

(6) Contraception((:));

(7) Nutritional requirements for mother and child((:)); and

(8) Child health and development((, and, for expectant mothers, the hygienic of pregnancy, suitable preparation for childbirth, the physiological changes which occur, the events and procedures used in examination, and childbirth)).

AMENDATORY SECTION (Amending Order 1933, filed 1/5/83)

WAC 388-73-714 FAMILY LIFE EDUCATION. All maternity service programs shall ~~((provide))~~ offer or arrange for the expectant mother's classes in family life. Examples of such services are:

(1) Home management and consumer education((:));

(2) Child-rearing techniques((:)); and

(3) Family planning.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-720 MEDICAL SERVICE. (1) In residential programs, each expectant mother and mother and infant shall be under the medical supervision of a physician. In a nonresidential maternity program, each expectant mother shall be advised and assisted in obtaining medical supervision from a physician.

(2) Consultation by specialists shall be provided or arranged when requested by the physician.

(3) For expectant mothers:

(a) The agency shall arrange deliveries ~~((shall be))~~ in a licensed hospital or ~~((approved))~~ licensed birthing facility ~~((The length of hospitalization shall depend upon the mother's physician and the facilities and nursing care available in the maternity home.)); and~~

(b) The agency shall ensure that postpartum medical examinations ~~((shall be))~~ are provided ~~((at the end of six weeks and earlier, if indicated. An entry shall be made in mother's record to indicate the date of the postpartum examination and name of the examining physician. If a postpartum examination is not provided, the record should indicate the reasons:~~

(c) No expectant mother who has a known or suspected infectious disease shall be admitted or retained in group care)) as offered or prescribed by a licensed physician.

AMENDATORY SECTION (Amending Order 1336, filed 9/8/78)

WAC 388-73-722 REQUIRED ROOMS, AREAS, EQUIPMENT. (1) Excluding foster family homes, in residential programs the required rooms, areas, and equipment specified for group care facilities in WAC 388-73-610 shall apply to maternity homes and also residential care for mothers and infants.

(2) The required rooms, areas, and equipment specified for group care facilities in WAC 388-73-610 shall apply to day programs for mothers, except for living rooms, dining areas, staff quarters, and recreational areas ~~((, also apply to day programs for mothers)).~~

(3) Facilities for medical and nursing care. In agencies in which medical clinics are held, there shall be a separate, adequately equipped

examination room. The agency shall provide adequate nursing equipment ((shall be provided)) as necessary.

AMENDATORY SECTION (Amending Order 1431, filed 9/10/79)

WAC 388-73-804 HOURS OF OPERATION. In crisis residential centers, the agency shall have intake ((shall be)) open twenty-four hours a day, seven days a week.

NEW SECTION

WAC 388-73-815 GROUP CRISIS RESIDENTIAL CENTERS—STAFFING. (1) For regional crisis residential centers, ((there)) the agency shall ((be)) have a minimum of:

(a) One child care staff on duty for every two children in care during the waking hours of the children; and

(b) Three such staff for every eight children during the sleeping hours.

(2) For other group crisis residential centers((-):

(a) During the waking hours, ((there)) the facility shall ((be)) provide a minimum of one child care staff for every six children in temporary protective care without duties related to the children in full-time care((-);

(b) During the sleeping hours, ((there)) the facility shall ((be)) provide one such staff member for every eight such children((-);

(c) In group crisis residential centers caring for both children in long-term care and children in temporary care, if the two classes of children are combined into one group, the staff ratio applicable to the children in temporary care shall prevail.

(3) For both types of crisis residential centers, ((there)) the facility shall ((be)) provide at least one awake staff and a second available on the premises.

(4) For crisis residential centers, WAC 388-73-606 shall apply. In addition((-):

(a) No less than fifty percent of the facility's child care staff shall have completed at least two years of college and one year of working with children in a group setting. A child care staff person's child care experience may be substituted for education on a year-for-year basis. A bachelor of arts degree in behavioral or social science may be substituted for experience((-); and

(b) The remaining child care staff shall have at least a high school diploma or equivalent and one year of successful experience as a foster family parent for three or more children or when working with children in a group setting. Two years of college may be substituted for the required experience.

Reviser's note: The unnecessary underscoring and deletion marks in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

AMENDATORY SECTION (Amending Order 1431, filed 9/10/79)

WAC 388-73-820 FAMILY CRISIS RESIDENTIAL CENTERS. All requirements applicable to foster family homes, unless otherwise indicated in the text, are also applicable to crisis residential centers operated in a foster family residence.

NEW SECTION

WAC 388-73-901 MULTIDISCIPLINARY CARE PLAN FOR SEVERELY AND MULTIPLY-HANDICAPPED CHILDREN. (1) For each severely and multiply-handicapped child, ((there)) the licensee shall ((be)) have a multidisciplinary plan of care addressing the social service, medical, nutritional, rehabilitative, and educational needs of each child.

(2) The licensee's care plan shall indicate:

(a) Care to be given and goals to be accomplished; and

(b) Which professional service is responsible for each element of care.

to be accomplished and which professional service is responsible for each element of care.

(3) The licensee's care plan shall be reviewed, evaluated, and updated as necessary by all professional personnel involved in the care of the child.

(4) Professional personnel shall meet at least annually to re-evaluate each child's current condition, progress, prognosis, and need for ongoing care and additional services.

(5) The licensee or staff shall record quarterly progress reports ((shall be recorded)) in the child's record.

Reviser's note: The unnecessary underscoring and deletion marks in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

AMENDATORY SECTION (Amending Order 2081, filed 2/29/84)

WAC 388-73-902 SERVICES PROVIDED. ((In addition to educational services provided pursuant to WAC 388-73-072 and nursing services provided pursuant to WAC 388-73-606 (2)(c), the facility shall also provide or arrange for additional services, as required by the individual needs of the children in care. The services to be available include:))

(1) The services provided by facilities for severely and multiply handicapped children shall include:

(a) Each group care facility serving severely and multiply handicapped children shall provide or arrange for the provision of an individualized education plan suited to the unique needs of each child in care;

(b) Facilities other than foster family homes caring for severely and multiply handicapped children shall have a registered nurse in employment or under contract in charge of nursing care. The agency shall provide sufficient licensed nursing staff to meet the nursing care needs of the children;

(c) Group care facilities having as their major purpose the care of severely handicapped children shall make arrangements for regular nursing consultation, including at least one weekly on-site visit, by a registered nurse currently licensed by the state of Washington.

(i) The registered nurse's name, address, and telephone number shall be readily available.

(ii) The nurse shall assist the agency in implementing a program providing for periodic health supervision of all children and for follow-up care of special health needs as identified by the child's physician or noted by agency personnel.

(iii) The nurse shall advise and assist nonmedical personnel in maintaining medical records, meeting daily health needs, and caring for children with minor illnesses and injuries.

(2) In addition, as required by the individual needs of children in care, the facility shall provide or arrange for the availability of the following services:

(a) Physicians, including surgeons, general and family practitioners, and specialists in the child's particular diagnosis on either a referral, consultative, or ongoing treatment basis;

((2)) (b) Dental care of both routine and emergent nature;

((3)) (c) Communication disorder therapy;

((4)) (d) Physical and occupational habilitation and rehabilitation therapy and devices;

((5)) (e) Recreation therapy;

((6)) (f) Psychological testing; and

((7)) (g) Transportation.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 388-73-608 NURSING SERVICE.

WAC 388-73-716 LEISURE TIME ACTIVITIES.

**WSR 91-21-070
PERMANENT RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)**

[Order 3205A—Filed October 17, 1991, 10:32 a.m.]

Date of Adoption: October 17, 1991.

Purpose: To correct WSR 91-15-084 filed on July 23, 1991. WAC 388-150-020 had two subsection (5). The second (5) is being changed to subsection (6).

Citation of Existing Rules Affected by this Order: Amending WAC 388-150-020.

Statutory Authority for Adoption: RCW 74.15.030.

Pursuant to notice filed as WSR 91-12-024 on May 31, 1991.

Changes Other than Editing from Proposed to Adopted Version: The revision would specify that the center be "certified" rather than "licensed" by the Department of Defense (which does not actually "license" centers on military reservations). The phrase "and operated on the premises over which the entity operating the center has jurisdiction" is added to both sections. These additions are made to prevent misunderstanding regarding the limits to the licensing exemptions for which the referenced agencies qualify and those situations which the department will exempt from its certification process. The sections were formatted somewhat differently to make them more readable.

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

October 17, 1991

Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 3205, filed 7/23/91, effective 8/23/91)

WAC 388-150-020 SCOPE OF LICENSING. (1) The person or organization operating a child day care center shall be subject to licensing by authority under chapter 74.15 RCW, unless specifically exempted by RCW 74.15.020(4).

(2) The person or organization operating a child day care center and qualifying for exemption from requirements of this chapter under RCW 74.15.020(4) shall not be subject to licensure. The person or organization claiming an exemption shall provide the department proof of entitlement to the exemption on the department's request.

(3) The department shall not license the center legally exempt from licensing. However, at the applicant's request, the department shall investigate and may certify the center as meeting licensing and other pertinent requirements. In such cases, the department's requirements and procedures for licensure shall apply equally to certification.

(4) The department may certify a day care center for payment without further investigation if the center is:

- (a) Licensed by an Indian tribe;
- (b) Certified by the Federal Department of Defense;

or

(c) Approved by the superintendent of public instruction's office. The center must be licensed, certified, or approved in accordance with national or state standards or standards approved by the department and be operated on the premises over which the entity operating the center has jurisdiction.

(5) The department shall not license the department employee or the member of the department employee's household when such person is involved directly, or in an administrative or supervisory capacity, in the:

- (a) Licensing or certification process;

(b) Placement of a child in a licensed or certified center; or

(c) Authorization of payment for the child in care.

~~((5))~~ (6) The department may license the center located in a private family residence when the portion of the residence accessible to the child is:

(a) Used exclusively for the child during the center's operating hours or while the child is in care; or

(b) Separate from the family living quarters.

WSR 91-21-071

EMERGENCY RULES

DEPARTMENT OF WILDLIFE

[Filed October 17, 1991, 11:30 a.m.]

Date of Adoption: October 17, 1991.

Purpose: To impose closures on Department of Wildlife lands due to increased fire danger.

Statutory Authority for Adoption: RCW 77.12.210.

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

Reasons for this Finding: Extreme dry conditions currently exist constituting a high potential for wildfire on Department of Wildlife owned and managed lands. The hunting of wild animals and birds and fishing for gamefish under existing regulations potentially increases the risk of accidental wildfire on such lands. The closures placed on department lands is necessary to protect such lands and other private and public lands and property from wildfire.

Effective Date of Rule: Immediately.

October 17, 1991

Curt Smitch

Director

NEW SECTION

WAC 232-24-301 CLOSURE OF DEPARTMENT OWNED AND MANAGED LANDS Effective immediately, and until further notice, the following Department Wildlife Areas and their satellite units, located in eastern Washington, are closed to access by the public, and all activities on such lands are prohibited:

Region One - Chief Joseph, Little Pend Oreille, Sherman Creek and W. T. Wooten Wildlife Areas;

Region Two - Sinlahekin and Methow and;

Region Three - Colockum, L. T. Murray, Mt. Vale Ranch, Oak Creek, and Quilomene Wildlife Areas.

WSR 91-21-072
PROPOSED RULES
POLLUTION LIABILITY
INSURANCE AGENCY

[Order 91-09—Filed October 18, 1991, 8:25 a.m.]

Original Notice.

Title of Rule: Chapter 374-60 WAC, Underground storage tank community assistance program.

Purpose: Provide grants to owners or operators of petroleum underground storage tanks in rural and remote communities in Washington state.

Statutory Authority for Adoption: Chapter 70.148 RCW.

Statute Being Implemented: Chapter 70.148 RCW.

Summary: Provides grants to qualifying owners or operators of petroleum underground storage tanks located in rural and remote communities in cases where serious financial hardship exists.

Reasons Supporting Proposal: Recognizes the hardship posed by loss of local sources of petroleum in rural and remote communities in Washington state.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: James M. Sims, 1015 10th Avenue S.E., Olympia, 586-5997.

Name of Proponent: Pollution Liability Insurance Agency, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The UST community assistance program provides grants to qualifying owned and operated sources of petroleum products, local government entities, and rural hospitals that meet vital government, public health, education or safety needs. The grants are provided for the replacement or upgrading of petroleum underground storage tanks and, if required, the cleanup of existing petroleum contamination. The result will be to ensure that rural and remote communities located in Washington state continue to have access to petroleum products.

Proposal does not change existing rules.

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

Hearing Location: Pollution Liability Insurance Agency, 1015 10th Avenue S.E., Mailstop EN-12, Olympia, WA 98504, on November 26, 1991, at 2:00 p.m.

Submit Written Comments to: James M. Sims, Director, Pollution Liability Insurance Agency, by November 25, 1991.

Date of Intended Adoption: November 27, 1991.

October 18, 1991

James M. Sims

Director

UNDERGROUND STORAGE TANK COMMUNITY
 ASSISTANCE PROGRAM
 Proposed Chapter 374-60 WAC

NEW SECTION

WAC 374-60-010 AUTHORITY AND PURPOSE. The purpose of this chapter is to clarify eligibility criteria and requirements for the

conduct of the Underground Storage Tank Community Assistance Program as set forth in RCW 70.148.

This chapter recognizes the hardship posed by loss of local sources of petroleum products faced by rural and remote communities, local governments and rural hospitals due to an inability to meet U.S. Environmental Protection Agency and Department of Ecology regulations and requirements for petroleum underground storage tanks. The Underground Storage Tank Community Assistance Program will award grants to qualifying privately owned and operated sources of petroleum products, local government entities, and rural hospitals meeting vital government, public health, education or safety needs for replacement or upgrading and, if required, clean up of underground petroleum storage tank sites.

NEW SECTION

WAC 374-60-020 DEFINITIONS. (1) "Agency" means the Washington State Pollution Liability Insurance Agency.

(2) "Charity care" means necessary hospital health care rendered to indigent persons, to the extent that the persons are unable to pay for the care or to pay deductibles or co-insurance amounts required by a third party payor, as determined by the Washington State Hospital Commission. (Defined in RCW 70.39.020).

(3) "Cleanup action" means any remedial action, except interim actions, taken at a site to eliminate, render less toxic, stabilize, contain, immobilize, isolate, treat, destroy, or remove a hazardous substance that complies with WAC 173-340-360. (Defined in WAC 173-340-360).

(4) "Community Assistance Program" means the program established by the Washington State Legislature under the provision of RCW 70.148 to provide financial assistance grants to:

(a) Private owners and operators of underground petroleum storage tanks;

(b) local governmental entities, and;

(c) rural hospitals.

(5) "Director" means the director of the Washington State Pollution Liability Insurance Agency.

(6) "Local government entity" means a unit of local government, either general purpose or special purpose, and includes but is not limited to, counties, cities, towns, school districts and other governmental and political subdivisions. The local government unit must perform a public purpose and either:

(a) Receive an annual appropriation;

(b) have taxing power, or;

(c) derive authority from state or local government law enforcement power.

(7) "Operator" means any person in control of, or having responsibility for, the daily operation of a petroleum underground storage tank system. (Defined in RCW 70.148.010.)

(8) "Owner" means any person who owns a petroleum underground storage tank. (Defined in RCW 70.148.010.)

(9) "Petroleum" means crude oil or any fraction of crude oil that is liquid at standard conditions or temperature and pressure (sixty degrees Fahrenheit and 14.7 pounds per square inch absolute) and includes gasoline, kerosene, heating oils and diesel fuels. (Defined in RCW 70.148.010.)

(10) "Private owner or operator" means any person, corporation, partnership or business that owns or operates one or more regulated petroleum underground storage tanks maintained for the purpose of providing petroleum products for retail sale to the public.

(11) "Release" means the emission, discharge, disposal, dispersal, seepage, or escape of petroleum from an underground storage tank into or upon land, groundwater, surface water, subsurface soils, or the atmosphere. (Defined in RCW 70.148.010.)

(12) "Remote rural community" means a geographic area outside the boundaries of an urban area of 10,000 or more of population, and which is either (1) in an incorporated city or town located at a distance from an incorporated city or town or urban area of 10,000 or more of population or, (2) in an area outside of an incorporated city or town and at a distance from an incorporated city or town or urban area of 10,000 or more of population.

(13) "Rural hospital" means a hospital located anywhere in the state except the following areas:

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

(b) Areas within a twenty-five mile radius of an urban area with a population exceeding thirty thousand persons, and;

(c) 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. (Defined in RCW 18.89.020.)

(14) "Serious financial hardship" means:

(a) For a private sector applicant, that the applicant can provide conclusive evidence that the business and/or business operator(s), business owner(s) having a 20% or greater interest in the business or other persons with a beneficial interest in the business' profits do not have the cash, cash equivalents or borrowing capacity to bring a petroleum underground storage tank system into compliance with all federal and state underground storage tank regulations and requirements scheduled to be in effect on December 22, 1998.

(b) For a public sector applicant, that the applicant can provide conclusive evidence that the unit of government does not have adequate fund balances, debt capacity or other local revenue generating options to bring a petroleum underground storage tank system into compliance with all federal and state underground storage tank regulations and requirements scheduled to be in effect on December 22, 1998.

(c) For a rural hospital, that the applicant can provide conclusive evidence that the rural hospital does not have the cash, cash equivalents or borrowing capacity to bring a petroleum underground storage tank system into compliance with all federal and state underground storage tank regulations and requirements scheduled to be in effect on December 22, 1998.

(15) "Underground storage tank (UST)" means any one or combination of tanks, including underground pipes connected to the tank, that is used to contain an accumulation of petroleum and the volume of which (including the volume of underground pipes connected to the tank) is ten percent or more beneath the surface of the ground. (Defined in RCW 70.148.010.)

(16) "UST site" means the location at which underground storage tanks are in place or will be placed. A UST site encompasses all of the property with a contiguous ownership that is associated with the use of the tanks. (Defined in WAC 173-360-120.)

(17) "Vital local government, public health, education or safety need" means an essential or indispensable service provided by government for citizens.

NEW SECTION

WAC 374-60-030 APPEALS. An applicant may appeal a decision made under the UST Community Assistance Program to the director. The director shall conduct an adjudicative hearing proceeding under Chapter 34.05 RCW. [1990 c 383, 9; c 383, 9.]

Reviser's note: The brackets and enclosed material in the text of the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 374-60-040 COMMUNICATIONS. All communications with the Pollution Liability Insurance Agency shall be addressed to:

Director
Pollution Liability Insurance Agency
1015 10th Avenue SE
PO BOX 40930
Olympia WA 98504-0930

NEW SECTION

WAC 374-60-050 DOCUMENTS - WHEN FILED. No applications for assistance, pleadings, or other documents submitted under the Underground Storage Tank Community Assistance Program shall be considered filed with, or served on, the Pollution Liability Insurance Agency until it is received at the offices of said agency at 1015 10th Avenue SE, PO BOX 40930, Olympia WA 98504-0930.

NEW SECTION

WAC 374-60-060 APPLICATIONS. (1) Applications for assistance under the Underground Storage Tank Community Assistance Program shall be made on forms furnished by the agency in accordance with their instructions. All applications shall be legible, contain

all the information required and shall be accompanied by all required documents and exhibits.

(a) Applications which are illegible, incomplete, or which fail to include all necessary information, documents or exhibits, or which are otherwise not in compliance with these rules, may be rejected by the agency.

(b) The agency may ignore defects in applications which are immaterial or insubstantial.

(2) Separate and different applications will be prepared for:

- (a) Private owners and operators;
- (b) Local government entities; and
- (c) Rural hospitals.

(3) Applications will be prepared in two parts:

(a) Part I of the application is designed to determine if the applicant meets certain eligibility criteria established for the program.

(b) Part II of the application is designed to determine if the applicant meets the financial eligibility criteria established for a grant, and requires detailed financial information, submission of a construction proposal, and certification by a local government entity of the vital local government, public health, education or safety need met by the continued operation of the UST(s).

(4) The director shall provide forms to local government entities for certification that the private owners and operators meet vital local government, public health, education or safety needs. Such certification shall consist of a local government resolution certifying:

- (a) That other petroleum providers are remote from the community;
- (b) That the applicant is capable of faithfully fulfilling the agreement required for financial assistance;

(c) The specific vital need or needs the owner or operator meets, and;

(d) Designating the local official who will be responsible for negotiating the contract for provision of cost-plus petroleum products to the local governmental entity.

(5) The director shall provide forms to local government entities for certification that maintaining continued operation of the petroleum UST(s) meets a vital local public health, education or safety need. Such certification shall consist of a local government resolution certifying:

(a) That continued operation of the UST(s) meets a vital local government, public health, education or safety need, and;

(b) That a practical and viable funding alternative for the replacement, upgrade or consolidation of the UST(s) does not exist.

(6) The director shall provide forms to local government entities for certification that rural hospitals operating UST(s) meet vital public health, and safety needs. Such certification shall consist of a local government resolution certifying that the continued operation of the UST(s) by the rural hospital is necessary.

NEW SECTION

WAC 374-60-070 ELIGIBILITY - PRIVATE OWNERS AND OPERATORS. Private owners and operators, or a combination thereof, of a UST site may be eligible for a Underground Storage Tank Community Assistance Program grant if they meet the following requirements:

(a) Be the owner or operator of a UST(s) located in the state of Washington which is regulated by the U.S. Environmental Protection Agency and the Department of Ecology and for which proof of financial responsibility is currently or will be required;

(b) Own or operate a business selling petroleum products to the public in a remote rural area;

(c) Demonstrate that the UST(s) is registered with the Department of Ecology;

(d) Demonstrate that the replacement or upgrading of the UST(s) and cleanup of the site would, without financial assistance, create serious financial hardship;

(e) Demonstrate that continued operation of the UST(s) meets a vital local government, public health or safety need, as evidenced by a local government entity's certification; and

(f) Provide proof that the UST(s) is insured against pollution liability or that application for pollution liability insurance has been made. Applicants must apply for insurance with one of the two insurers reinsured by the agency.

Reviser's note: The spelling error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 374-60-080 ELIGIBILITY - LOCAL GOVERNMENT ENTITIES. A local government may be eligible for an Underground Storage Tank Community Assistance Program grant if it meets the following requirements:

(a) Be the owner or operator of a UST(s) located in the state of Washington which is regulated by the U.S. Environmental Protection Agency and the Department of Ecology and for which proof of financial responsibility is currently or will be required;

(b) Demonstrate that the UST(s) is registered with the Department of Ecology;

(c) Demonstrate that the replacement or upgrading of the UST(s) and cleanup of the site would, without financial assistance, create serious financial hardship;

(d) Demonstrate that continued operation of the UST(s) meets a vital local government, public health, education or safety need, and;

(e) Provide proof that the UST(s) is insured against pollution liability or that application for pollution liability insurance has been made. Applicants must apply for insurance with one of the two insurers reinsured by the agency.

NEW SECTION

WAC 374-60-090 ELIGIBILITY - RURAL HOSPITALS. A rural hospital may be eligible for an Underground Storage Tank Community Assistance Program grant if it meets the following requirements:

(a) Be the owner or operator of a UST(s) located in the state of Washington which is regulated by the U.S. Environmental Protection Agency and the Department of Ecology and for which proof of financial responsibility is currently or will be required;

(b) Demonstrate that the UST(s) is registered with the Department of Ecology;

(c) Demonstrate that the replacement or upgrading of the UST(s) and cleanup of the site would, without financial assistance, create serious financial hardship;

(d) Demonstrate that continued operation of the UST(s) meets a vital local government, public health or safety need as evidenced by a local governmental entity's certification, and;

(e) Provide proof that the UST(s) is insured against pollution liability or that application for pollution liability insurance has been made. Applicants must apply for insurance with one of the two insurers reinsured by the agency.

Reviser's note: The spelling error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 374-60-100 EVALUATION. (1) Evaluation of applications for the UST Community Assistance Program will be based on an assessment of eligibility, based on the requirements included in RCW 70.148.

(2) Applications of private owners and operators will be judged on three criteria. Evaluations will be based on:

(a) The financial condition of both the business and its owner(s) and operator(s) to determine if serious financial hardship exists;

(b) The vital local government or public health or safety need(s) provided by the business;

(c) Location and type of business.

(3) Applications of local government entities will be judged on three criteria. Evaluations will be based on:

(a) The financial condition of the local government entity to determine if a serious financial hardship exists;

(b) The vital local public health, education, or safety need(s) met by the continued operation of the UST(s);

(c) Priority shall be given to local government entities to consolidate multiple operational UST(s) into as few sites as possible.

(4) Applications of rural hospitals will be judged on two criteria. Evaluations will be based on:

(a) The financial condition of the hospital to determine if a serious financial hardship exists;

(b) The vital local public health or safety need(s) met by the continued operation of the UST(s).

(5) Evaluation of applications will be conducted by screening teams that will assess and score Part I of the application, and by screening

teams that will assess and score Part II of the application. The assessments of the screening teams will be compiled and presented with a recommendation to the agency director. The director shall review applications with the Pollution Liability Insurance Agency Technical Advisory Committee and consult with the Technical Advisory Committee prior to the announcement of the awarding of grants.

NEW SECTION

WAC 374-60-110 FUNDING. (1) Funds for the UST Community Assistance Program shall be made available from the Pollution Liability Insurance Program Trust Account in accordance with the provision of RCW 70.148.

(2) The director may expend no more than fifteen million dollars (\$15,000,000.00) for the UST Community Assistance Program.

(3) Grants shall be limited to no more than one hundred fifty thousand dollars (\$150,000.00) in value for any one UST site of which amount no more than seventy-five thousand dollars (\$75,000.00) in value may be provided for cleanup of existing contamination caused by petroleum from the tank(s).

(4) Grants shall be limited to only that amount necessary to supplement the applicant's financial resources.

(5) No grant may be used for any purpose other than for replacement or upgrading of UST(s), or for cleanup of existing contamination caused by petroleum from the tank(s). The director may, however, provide financial assistance for the establishment of a new local government UST site if it is the result of consolidation of multiple operational UST sites into as few sites as possible. In such case, the grant shall be only for the amount of construction of the new UST site. The removal of the old UST(s) and any cleanup associated with the removal shall be the responsibility of the local government.

NEW SECTION

WAC 374-60-120 GRANT MANAGEMENT. (1) Successful applicants will be notified by letter of the award of a grant. Entitlement to a grant is finalized only after a contract has been finalized between the agency and the grant recipient, and a contract has been finalized between the agency, grant recipient and the contractor performing the replacement or upgrading of the UST(s).

(a) Contracts may be entered only after all program eligibility requirements have been met, funds are available and the application and evaluation process has been completed to the satisfaction of the agency.

(b) Each contract becomes effective only with the signing of both required contracts. The day of the signing establishes the beginning date of the project. No costs incurred prior to that date are eligible for payment under the grant unless specific provision is made in the grant contract for such costs.

(2) The contract between the agency and a private owner and/or operator shall contain:

(a) An agreement assuring the state of Washington that the business, including the UST site, will be maintained for the retail sale of petroleum products to the public for at least fifteen (15) years after the grant is awarded;

(b) An agreement to sell petroleum products to local governmental entities on a cost-plus basis;

(c) An agreement to comply with all technical and financial responsibility regulations of the U.S. Environmental Protection Agency and the Department of Ecology;

(d) An agreement awarding the state of Washington a real property lien ensuring repayment of grant funds should any of the above conditions be violated. Such lien is to be binding on all heirs, successors or assignees of the grantee.

(e) An agreement that should the grantee or any successor fail to adhere to all the terms of the contract through willful act, the amount of the grant shall immediately become due and payable to the state of Washington.

(3) The contract between the agency and a local government shall contain an agreement to comply with all technical and financial responsibility regulations of the U.S. Environmental Protection Agency and the Department of Ecology.

(4) The contract between the agency and a rural hospital shall contain:

(a) An agreement to comply with all technical and financial responsibility regulations of the U.S. Environmental Protection Agency and the Department of Ecology;

(b) An agreement to provide charity care in a dollar amount equivalent to the financial assistance provided under the Underground Storage Tank Community Assistance Program. The period of time for the charity care to be accomplished will be established by the agency in consultation with the Department of Health, but will not exceed fifteen (15) years.

(5) Contracts between the agency, grantees and contractors shall contain terms covering payments, conditions of work and contaminated soil and water remediation procedures.

(6) If the grantee elects pollution liability insurance as the method for meeting financial responsibility, the insurance policy must name the Pollution Liability Insurance Agency as a "Loss Payee." If another method of demonstrating financial responsibility is selected, there must exist a provision for the agency to place an appropriate encumbrance on that document.

(7) Annually, the local government entity that certified the vital local government, public health, education or safety need of the UST(s) must report, on a form provided by the agency, the status of contracts and services.

(8) Quarterly, a private owner or operator that receives a grant must submit a report, on a form provided by the agency, of petroleum business volume and what local government contracts are currently in effect.

(9) Annually, a rural hospital that has received a grant will report to the agency the amount of charity care provided and the dollar value of that care.

(10) At the conclusion of the fifteen (15) year agreement, the agency will sign a release of any claim on the real property named in the original contract between the grantee and the agency. The responsibility for removing the lien will rest with the current property owner of record.

(11) At least annually, a representative of the agency will visit the UST site of each grantee to verify adherence to contractual obligations.

WSR 91-21-073

**WITHDRAWAL OF PROPOSED RULES
EDMONDS COMMUNITY COLLEGE**

[Filed October 18, 1991, 11:03 a.m.]

Please withdraw CR-102 WSR 91-12-016 filed May 31, 1991. Since a number of additional changes have been suggested to the traffic rules since this proposed rule making was originally sent in, we will submit a new CR-102 with proposed amendments to chapter 132Y-100 WAC.

Barbara Patterson

WSR 91-21-074

**EMERGENCY RULES
DEPARTMENT OF WILDLIFE**

[Filed October 18, 1991, 11:14 a.m.]

Date of Adoption: October 18, 1991.

Purpose: To impose closures on Department of Wildlife lands due to increased fire danger.

Statutory Authority for Adoption: RCW 77.12.210.

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

to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Extreme dry conditions currently exist constituting a high potential for wildfire on Department of Wildlife owned and managed lands. The hunting of wild animals and birds and fishing for gamefish under existing regulations potentially increases the risk of accidental wildfire on such lands. The closures placed on department lands is necessary to protect such lands and other private and public lands and property from wildfire.

Effective Date of Rule: Immediately.

October 18, 1991

Curt Smitch

Director

NEW SECTION

WAC 232-24-302 CLOSURE OF KLICKITAT WILDLIFE AREA Effective immediately, and until further notice, the following Department Wildlife Area and its satellite units, located in eastern Washington, is closed to access by the public, and all activities on such lands are prohibited:

Region Five - Klickitat Wildlife Area

WSR 91-21-075

PERMANENT RULES

DEPARTMENT OF HEALTH

[Order 204—Filed October 18, 1991, 1:22 p.m.]

Date of Adoption: October 16, 1991.

Purpose: The purpose of chapter 246-380 WAC is to establish fees for health and sanitation surveys in state institutions. The proposal revision increases the fees to make the program self-supporting.

Citation of Existing Rules Affected by this Order: Amending WAC 246-380-990.

Statutory Authority for Adoption: RCW 43.20B.020.

Pursuant to notice filed as WSR 91-15-082A on July 23, 1991.

Changes Other than Editing from Proposed to Adopted Version: Provisions for determining survey costs for the living quarters of a new state institution was added. Existing facilities will use the average population count for the past twelve months but no provisions for a new facility was included in the original proposal.

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

October 16, 1991

Kristine M. Gebbie

Secretary

NEW SECTION

WAC 246-380-001 PURPOSE. The purpose of this chapter is to specify the fees required to conduct the health and sanitation inspections in state institutions as mandated in RCW 43.70.130(8).

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

Annual Fee
Per Facility

~~WAC 246-380-990 ((HEALTH AND SANITATION SURVEY FEE FOR COMMUNITY COLLEGES, FERRIES, AND OTHER STATE OF WASHINGTON INSTITUTIONS AND FACILITIES)) FEES. ((Starting July 1, 1987,)) An annual health and sanitation survey fee for community colleges, ferries, and other state of Washington institutions and facilities shall be assessed as follows:~~

Annual Fee
Per Facility

(1) Food service.

(a) As defined in WAC \$ ~~((200))~~
~~((284-84-002(11)))~~ 355
246-215-009(12) food service establishments or concessions in community colleges, ferries, or any other state of Washington facility preparing potentially hazardous foods. This shall include dockside food establishments directly providing food for the Washington state ferry system.

(b) Food service establishments or concessions that do not prepare potentially hazardous foods. \$ ~~((100))~~
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(c) The health and sanitation survey fee referenced in subsection (a) and (b) of this section may be waived provided there is an agreement between the department of ~~((social and))~~ health ~~((services))~~ and the local jurisdictional health agency for the local health agency to conduct the food service establishments surveys.

(2) State institutions or facilities.

(a) Institutions or facilities operating a food service: The annual fee shall be ~~((three))~~ five dollars and fifty cents times the ~~((rated capacity))~~ population count plus ~~((two))~~ three hundred fifty-five dollars. ~~((Rated bed capacity))~~ The population count shall mean the ((recommended maximum number of beds in an institution or facility)) average daily population for the past twelve months (January through December).

- (b) Institutions or facilities that do not operate a food service: The annual fee shall be ~~((three))~~ five dollars and fifty cents times the ~~((rated bed capacity))~~ population count.
- (c) The population count for a new institution shall mean the average projected daily population for the first twelve months of operation.

WSR 91-21-076
PROPOSED RULES
DEPARTMENT OF REVENUE
[Filed October 18, 1991, 1:25 p.m.]

Original Notice.

Title of Rule: Amending WAC 458-40-540 Property tax, forest land—Forest land values—1992.

Purpose: To establish the forest land values for each grade of bare forest land on the basis of its use only for growing and harvesting timber.

Statutory Authority for Adoption: RCW 84.33.120.

Statute Being Implemented: RCW 84.33.120.

Summary: The statute, RCW 84.33.120, sets out the procedure for determining the per acre value of forest land annually.

Reasons Supporting Proposal: RCW 84.33.120 directs the Department of Revenue, prior to January 1 of each year, to determine forest land values and to certify such values to the county assessors.

Name of Agency Personnel Responsible for Drafting: Bill Derkland, 6004 Capitol Boulevard, Tumwater, (206) 753-1359; Implementation and Enforcement: John B. Conklin, 6004 Capitol Boulevard, Tumwater, (206) 753-2871.

Name of Proponent: Department of Revenue, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: This rule establishes the value of forest land for property tax purposes on the basis of its use only for growing and harvesting timber. It gives consideration to land quality (land quality grades 1 through 8 and operability classes 1 through 4 for land qualities 1 through 7) and provides county assessors with a uniform valuation system throughout the state.

Proposal Changes the Following Existing Rules: Changes in values only. Values included are for the 1992 assessment year.

Small Business Economic Impact Statement: The Department of Revenue has reviewed administrative provisions contained in WAC 458-40-540 in order to determine the economic impact on small businesses. The new provisions incorporated in this rule do not change the

timing or frequency of tax payments; require new forms; or alter long standing and generally accepted record-keeping requirements. This rule will have no economic impact on industry. The economic impact of actual tax liability is beyond the scope of the small business economic impact statement and is therefore not addressed.

Hearing Location: Property-Forest Tax Conference Room, 6004 Capitol Way Building, Tumwater, WA 98501, on November 26, 1991, at 9:00 a.m.

Submit Written Comments to: John B. Conklin, Department of Revenue, Forest Tax Division, P.O. Box 47457, Mailstop AX-02, Olympia, WA 98504-7472, by November 26, 1991.

Date of Intended Adoption: November 26, 1991.

October 18, 1991
John B. Conklin
Assistant Director
Forest Tax

AMENDATORY SECTION (Amending WSR 90-24-012, filed 11/27/90, effective 12/28/90)

WAC 458-40-540 PROPERTY TAX, FOREST LAND—FOREST LAND VALUES—((+99+)) 1992. The true and fair values, per acre, for each grade of forest land for the ((+99+)) 1992 assessment year are determined to be as follows:

((+99+)) 1992
WASHINGTON FOREST LAND VALUES

LAND GRADE	OPERABILITY CLASS	VALUE PER ACRE
1	1	\$((+43)) 157
	2	((+38)) 152
	3	((+32)) 145
	4	((96)) 105
2	1	((+20)) 132
	2	((+15)) 126
	3	((+11)) 122
	4	((80)) 88
3	1	((94)) 103
	2	((91)) 100
	3	((89)) 98
	4	((68)) 75
4	1	((71)) 78
	2	((69)) 76
	3	((68)) 75
	4	((53)) 58

((+99+)) 1992
WASHINGTON FOREST LAND VALUES

LAND GRADE	OPERABILITY CLASS	VALUE PER ACRE
5	1	((52)) 57
	2	((48)) 53
	3	((47)) 52
	4	((31)) 34
6	1	((26)) 29
	2	((25)) 27
	3	((25)) 27
	4	((23)) 25
7	1	((13)) 14
	2	((13)) 14
	3	((12)) 13
	4	((12)) 13
8		1

WSR 91-21-077
PROPOSED RULES
PERSONNEL BOARD

[Filed October 18, 1991, 2:24 p.m.]

Continuance of WSR 91-20-022 and 91-16-042.

Title of Rule: WAC 356-18-116 Leave due to unforeseen child care requirements.

Purpose: This rule establishes a policy for authorization of leave for child care needs.

Statutory Authority for Adoption: RCW 41.06.040.

Statute Being Implemented: RCW 41.06.150.

Hearing Location: Department of Personnel, 521 Capitol Way South, Olympia, WA 98507, on November 14, 1991, at 10:00 a.m.

Submit Written Comments to: Sharon Whitehead, Department of Personnel, P.O. Box 1789, Mailstop FE-11, Olympia, WA 98507, by November 12, 1991.

Date of Intended Adoption: November 14, 1991.

October 16, 1991
Dee W. Henderson
Secretary

WSR 91-21-078
PROPOSED RULES
PERSONNEL BOARD

[Filed October 18, 1991, 2:25 p.m.]

Continuance of WSR 91-18-083.

Title of Rule: WAC 356-30-120 Part-time employment—Rights acquired.

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

Statutory Authority for Adoption: RCW 41.06.040.

Statute Being Implemented: RCW 41.06.150.

Hearing Location: Department of Personnel, 521 Capitol Way South, Olympia, WA, on November 14, 1991, at 10:00 a.m.

Submit Written Comments to: Sharon Whitehead, Department of Personnel, P.O. Box 1789, Mailstop FE-11, Olympia, WA 98507, by November 12, 1991.

Date of Intended Adoption: November 14, 1991.

October 16, 1991
Dee W. Henderson
Secretary

WSR 91-21-079

PROPOSED RULES

PERSONNEL BOARD

[Filed October 18, 1991, 2:26 p.m.]

Continuance of WSR 91-20-021 and 91-16-046.

Title of Rule: WAC 356-05-260 Persons of disability.

Purpose: This is the new persons of disability specified by the Americans With Disabilities Act.

Statutory Authority for Adoption: RCW 41.06.040.

Statute Being Implemented: RCW 41.06.150.

Hearing Location: Department of Personnel, 521 Capitol Way South, Olympia, WA 98507, on November 14, 1991, at 10:00 a.m.

Submit Written Comments to: Sharon Whitehead, Department of Personnel, P.O. Box 1789, Mailstop FE-11, Olympia, WA 98507, by November 12, 1991.

Date of Intended Adoption: November 14, 1991.

October 16, 1991
Dee W. Henderson
Secretary

WSR 91-21-080

PERMANENT RULES

PERSONNEL BOARD

[Order 376A—Filed October 18, 1991, 2:28 p.m.]

Date of Adoption: June 13, 1991.

Purpose: This rule describes the status of employees who fail to perform satisfactorily and who are reverted voluntarily or involuntarily during their trial service period.

Citation of Existing Rules Affected by this Order: Amending WAC 356-30-320 Trial service—Reversion—Status.

Statutory Authority for Adoption: RCW 41.06.040 and 41.06.150.

Pursuant to notice filed as WSR 91-10-065 on April 30, 1991.

Changes Other than Editing from Proposed to Adopted Version: On June 14, 1991, a rule-making order was filed, Administrative Order 376. This order will cancel and supersede the previous order, due to the language

which was adopted by the State Personnel Board on June 14, 1991.

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

October 16, 1991
Dee W. Henderson
Secretary

AMENDATORY SECTION (Amending Order 339, filed 2/13/90, effective 4/1/90)

WAC 356-30-320 TRIAL SERVICE—REVERSION—STATUS. (1) Employees who were appointed from a voluntary demotion register to a class not previously held or from a promotional register within the same agency and fail to satisfactorily complete the trial service period shall automatically revert to a position in the former classification.

(2) Employees who were appointed from a voluntary demotion register to a class not previously held or from a promotional register into another agency and who fail to satisfactorily complete the trial service period shall be given fifteen calendar days' written notice and placed on the dual-agency reversion register and the service-wide reversion register for their former class. If an employee ((elects not to accept the first offer of employment)) waives consideration three times for a position in the class for which the register was established, the employee's name ((is)) will be removed from the reversion register. The employee may then request his/her name be placed on the reemployment register.

~~((3))~~ (3) Employees who are reverted do not have the right of appeal.

(4) Former permanent employees who have promoted, demoted, or transferred to a position under the jurisdiction of the higher education personnel board in accordance with provisions of their rules and fail to complete their trial service period may request their names be placed on the dual-agency reversion register and service-wide reversion register for their former class.

(5) Employees who are reemployed from the service-wide reversion registers shall enter a trial service period. Employees reverted during this period may request their names be placed on the register from which they came.

(6) Employees who voluntarily revert to their former class may request the director of personnel to reactivate their promotional score for the class from which reverted. Employees involuntarily reverted to a former class shall have all examination grades nullified for the class from which they are reverted.

WSR 91-21-081

PERMANENT RULES

PERSONNEL BOARD

[Order 392—Filed October 18, 1991, 2:29 p.m., effective December 1, 1991]

Date of Adoption: October 10, 1991.

Purpose: This rule determines the rights of exempt employees.

Citation of Existing Rules Affected by this Order: Amending WAC 356-06-055.

Statutory Authority for Adoption: RCW 41.06.040 and 41.06.150.

Pursuant to notice filed as WSR 91-20-023 on September 23, 1991.

Effective Date of Rule: December 1, 1991.

October 16, 1991
Dee W. Henderson
Secretary

AMENDATORY SECTION (Amending Order 353, filed 5/30/90, effective 6/30/90)

WAC 356-06-055 EXEMPT—CLASSIFIED SERVICE—MOVEMENT BETWEEN. (1) Any classified employee having civil service status in a classified position who accepts an appointment in an exempt position shall have the right to return to the highest class of position in which the employee previously held permanent status, or to a position of similar nature and salary, provided the employee was not terminated from an exempt position for gross misconduct or malfeasance. Such employee must apply to return to classified service within 30 calendar days of:

(i) Termination of employment in such exempt position, or

(ii) Termination of employment in any other exempt position in which the employee subsequently served provided there was no break in his/her service with the state of more than 30 calendar days.

(2) When a classified employee holds a position in the classified service which is exempted, the following provisions shall apply at the time of the exemption:

(a) If the employee is appointed to the exempted position or to another exempt position, the employee shall have the right to return to the classified service as specified in subsection (1) of this section.

(b) If the employee is not appointed to the exempted position or to another exempt position but has previously held permanent status in another classified position, the employee shall have the right to return to the highest class of position previously held, or to a position of similar nature and salary.

(3) Employees exercising return rights within the time specified, as provided in subsection (1) of this section, shall return:

(a) At the time of separation or application, whichever is later.

(b) To a salary not less than the salary they left, adjusted according to salary changes made in the interim.

(c) With the same status they last held at the time they left the classified service.

(d) With their seniority credited with the full time of their absence from the classified service and with no break in service.

(4) Present or past employees of the exempt service who have not previously left the classified service specifically to take an exempt position shall not be entitled to move back into the classified service under the provisions of this section or WAC 356-30-330.

(5) Employees may replace incumbents currently in the positions to which they are returning. Seniority shall

not be a factor in initially determining the position chosen for the returning employee. However, ((F)) the replaced incumbents are entitled to the rights and options of the reduction in force procedures of their agency.

Employees in the classified service whose positions have been exempted from the civil service law in accordance with RCW 41.06.070 (24), (25), or (28) and have not previously held other classified positions may return to the classified service in any vacant positions in their respective departments provided the employees:

(a) Meet the minimum qualifications;

(b) Have greater seniority than other employees who would be offered the vacancy(ies) as a reduction in force option or certifications from the reduction in force register.

**WSR 91-21-082
EMERGENCY RULES
PERSONNEL BOARD**

[Order 393—Filed October 18, 1991, 2:30 p.m., effective December 1, 1991]

Date of Adoption: October 10, 1991.

Purpose: This rule describes the reasons and rights regarding reduction in force.

Citation of Existing Rules Affected by this Order: Amending WAC 356-30-330.

Statutory Authority for Adoption: RCW 41.06.040 and 41.06.150.

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

Reasons for this Finding: The State Personnel Board adopted this rule to be consistent in determining rights of employees and to be consistent with effective dates on the reduction in force rules recently amended.

Effective Date of Rule: December 1, 1991.

October 16, 1991
Dee W. Henderson
Secretary

AMENDATORY SECTION (Amending Order 308, filed 9/7/88, effective 11/1/88)

WAC 356-30-330 REDUCTION IN FORCE—REASONS, REGULATIONS—PROCEDURE. ((+)) *The reasons for reduction in force actions and the minimum period of notice are:)*

((+)) (1) Employees may be separated in accordance with the statutes and the agencies' approved reduction in force procedures after at least fifteen calendar days' notice in writing, without prejudice, because of lack of funds or curtailment of work, or good faith reorganization for efficiency purposes, ineligibility to continue in a position which has been reallocated, or when there are fewer positions than there are employees entitled to such

positions either by statute or within other provisions of merit system rules.

~~((b))~~ (2) When employees have statutory and merit system rule rights to return to the classified service ~~((and))~~, such employees first shall be returned to the classification selected. If such return causes the total number of employees to exceed~~((s))~~ the number of positions to be filled in the classification, those employees in excess ~~((with))~~ shall have the reduction in force rights prescribed in this section.

~~((2))~~ (3) The agencies shall develop a reduction in force procedure that is consistent with the following:

(a) For purposes of reduction in force (WAC 356-30-330), seniority shall be determined by the definition in WAC 356-05-390. Ties in seniority will be broken by first measuring the employees' last continuous time within their current classification; if the tie still exists, by measuring the employees' last continuous time in their current agency; and if the tie still exists, by lot.

(b) Clearly defined layoff units, either geographically or by administrative units or both, so as to limit the disruption of an agency's total operation; but not to unduly restrict the options available to employees with greater seniority. The definition of layoff units may be a series of progressively larger units within an agency when a valid option in lieu of separation cannot be offered to respective employees within a lesser-sized unit. Employment projects, established under the provisions of WAC 356-30-145, Project employment, are distinct layoff units, separate and exclusive of any other defined layoff unit or employment project. Seasonal career layoff units, established under the provisions of WAC 356-30-130, Seasonal career employment, are distinct layoff units, separate and exclusive of any other defined layoff unit.

(c) Options in lieu of separation by reduction in force shall be offered by an agency only when such options are in accordance with the agency's reduction in force procedure which has been approved by the director of personnel.

(d) Agency reduction in force procedures shall specify the rights and obligations for employees to accept or reject options offered in lieu of separation due to reduction in force.

(e) "Bumping" by employees with greater seniority will be limited to:

- (i) The same layoff unit; and
- (ii) Classification in which the "bumping" employee previously held permanent status; and
- (iii) Position at the current salary range of the employee doing the bumping, or lower; and
- (iv) Employee with the least seniority within the same category of full-time or part-time employment; and
- (v) Competition at one progressively lower classification at a time.

(f) An employee may not exercise a bumping option in lieu of separation due to a reduction in force if there is within the agency a vacant position which satisfies all of the criteria set forth below.

The position is one which:

- (i) The agency intends to fill;
- (ii) Is in the current classification of the employee being offered the option, or in a classification within which

the employee being offered the option previously held permanent status;

(iii) Is at a salary range no lower than the range that would have otherwise been a bumping option;

(iv) Is located within a reasonable commuting distance of the employee's permanent work location; and

(v) Is on the same or similar workshift as the one which the employee currently holds.

(g) When an employee has previously held permanent status in more than one classification at the same salary range and is eligible to bump, then the employee shall be offered the option to bump into the position occupied by the employee with the least seniority.

(h) The right to actually "bump" shall be exercised only after the employee to be "bumped" has received at least fifteen calendar days' notice of the scheduled action.

(i) Options of full-time positions will be offered first to full-time employees before part-time positions are offered. For the purpose of these offers, employees who previously accepted part-time positions due to a reduction in force action or to lessen the impact of a reduction in force shall be considered full-time employees.

(j) Seniority for part-time employees will be computed on a basic payroll hour basis within the same provision and restrictions of the general definition of seniority. When part-time employees become full-time employees, their payroll hours will be integrated on a comparable time basis as full-time employees.

(k) Permanent employees who have been scheduled for reduction in force shall have the right to take a transfer or a voluntary demotion to a vacancy that is to be filled in their own layoff unit for which they qualify, as determined by the director of personnel. This right is to be exercised according to the seniority of those desiring the same vacancy.

(l) Options of other than permanent positions as named in (m) of this subsection are to be made if no permanent position to be filled is available within a reasonable commuting distance.

(m) The reduction in force procedure shall contain the statement that, "No permanent employee shall be separated from state service through reduction in force without being offered within fifteen calendar days prior to what would be the permanent employee's effective separation those positions at the same or lesser salary range within the layoff unit for which he/she qualifies, currently being held by emergency, temporary, probationary, or intermittent employees."

(n) The salary of an employee who has accepted a lower position will be reduced to the top of the range of the lower class unless the previous salary is within the range of the new class, in which case it will remain unchanged.

~~((3))~~ (4) The agency shall submit the procedure to the director of personnel for approval.

~~((4))~~ (5) Vacancies will not be filled either by local list procedures or on a temporary, intermittent, or seasonal basis without contacting the department of personnel in an effort to fill the positions by qualified employees who have been or are scheduled for separation due to reduction in force.

~~((5))~~ (6) When a majority of the positions in a lay-off unit other than in project employment is to be eliminated because of a lack of funds and/or work, permanent employees in such positions shall be offered, according to their seniority, those positions in classes in which they have held permanent status which are currently being held by emergency, temporary, or probationary employees, provided they have not rejected offers of vacant positions made by certifications from the registers. Such options shall be offered in accordance with the following requirements:

(a) Positions in the employee's own agency and within a reasonable commuting distance shall be offered first; second, in the classified service within a reasonable commuting distance; third, anywhere within the employee's own agency; and fourth, throughout the classified service.

(b) A permanent employee's right to fill a position may be exercised only within fifteen calendar days prior to the effective date of separation.

(c) Offers will be made in accordance with a procedure established by the director of personnel.

~~((6))~~ (7) In order to exercise an option to a position which may require selective criteria, the following applies. The option may be exercised only by an employee who possesses the required specialized qualifications when:

(a) The criteria were approved when the position was established, reallocated or last filled; or

(b) The specialized qualifications were previously required for a classification that was later merged with other classifications that did not require them; or

(c) When, at a subsequent time, it was determined that the position requires the performance of specialized duties that would warrant future selective certification.

(d) In the case of (c) of this subsection, the selective criteria shall not be applied for the purposes of determining reduction in force options until six months after the notification of the new duties has been made to the department of personnel.

(e) In the case of (a), (b) and (c) of this subsection, the director of personnel or designee must have determined that the specialized qualifications are still essential for the successful job performance and the qualifications could not be learned within a reasonable length of time.

~~((7))~~ (8) Options to positions which are covered by WAC 356-26-140 may be exercised only by employees who, at the time they are notified they are scheduled for reduction in force:

(a) Are exempt from a background inquiry by WAC 356-26-140(4); or

(b) Authorize a background inquiry as provided for in WAC 356-26-140 and are cleared for the option as a result of the inquiry.

**WSR 91-21-083
PERMANENT RULES
DEPARTMENT OF
RETIREMENT SYSTEMS**

[Filed October 18, 1991, 4:08 p.m., effective December 31, 1991]

Date of Adoption: October 18, 1991.

Purpose: To implement RCW 41.40.120(7) which governs exception from PERS membership for students or spouses of students who are attending institutions of higher education and working in PERS eligible position.

Statutory Authority for Adoption: RCW 41.50.050.

Pursuant to notice filed as WSR 91-18-069 on September 3, 1991.

Effective Date of Rule: December 31, 1991.

October 18, 1991
George Northcroft
Director

NEW SECTION

WAC 415-108-520 MEMBERSHIP EXCEPTIONS—STUDENT AND SPOUSE OF STUDENT.

(1) A person employed by a Washington state institution of higher education or community college (employer), who is employed at such institution or college primarily for the purpose of furthering her/his education or the education of the person's spouse, is excepted from membership in PERS when:

(a) The person is a full-time student or the spouse of a full-time student; and

(b) The person is employed at the same institution where she/he is a full-time student or where the person's spouse is a full-time student; and

(c) The person determines her/his employment is primarily an incident to and in furtherance of her/his education or training, or the education or training of the person's spouse.

(2) For purposes of this section, RCW 41.40.120(7) shall be administered as follows:

(a) When a person begins employment in a PERS eligible position, a determination shall be made by the person as to whether the provisions of this section apply. If this section applies to the person, she/he shall determine her/his membership status as either being excepted from membership in PERS, or being a member of PERS, based upon whether employment at the institution of higher education or community college is primarily as an incident to and in furtherance of her/his education or training, or the education or training of the person's spouse. The person shall notify the employer in writing of her/his determination of membership status no later than two months after commencing employment in a PERS eligible position. Based upon the provisions herein and the written notification of status, the person shall either be excepted from membership in PERS or become a member of PERS. In the event that no written notification of status is provided to the employer, based upon the provisions of this section, the employer shall make the presumption:

(i) that the person shall remain a member of PERS where the person is employed in a PERS eligible position

and is a member of PERS at the time the person, or his or her spouse, becomes a full-time student;

(ii) that the person shall be excepted from PERS membership where the person or the person's spouse is a full-time student at the time of becoming employed in a PERS eligible position.

(b) A person employed in a PERS eligible position at the time of becoming a full-time student or becoming the spouse of a full-time student, shall remain a member of PERS; except, at the time of becoming a full-time student or becoming the spouse of a full-time student, the person may elect to waive her/his membership in PERS, based upon the provisions of this section excepting membership. The person must provide written notification of the waiver to the employer. If the person elects to waive membership in PERS, she/he cannot later elect membership in PERS unless there is a change of status of the person or of the person's spouse, as set forth below, and the employer has received written notification from the person of the change of status.

(c) A person who is a full-time student or who is the spouse of a full-time student at the time of becoming employed in a PERS eligible position, shall not be eligible for membership in PERS; except, at the time of becoming employed in a PERS eligible position, the person may elect to become a member of PERS, based upon the person's determination that the provisions of this section excepting membership do not apply. The person must provide written notification of the election to be a member of PERS to the employer. If the person elects to become a member of PERS, she/he cannot later waive PERS membership unless there is a change of status of the person or of the person's spouse, as set forth below, and the employer has received written notification from the person of the change of status.

(d) For purposes of this section, status is defined as:

(i) student status – is full-time student, part-time student or non-student. Part-time student and non-student status do not meet the threshold for exception from PERS; only full-time student status meets the threshold;

(ii) employment status – is employment in a PERS eligible position, employment in a PERS ineligible position, or unemployment. Unemployment refers to termination of employment from a Washington state institution of higher education or community college employer;

(iii) marital status – is single, married, widowed or divorced.

(3) The Department shall rely upon the institutions of higher education and community college employers to:

(a) notify each person, at the time of hire, of the provisions of this section;

(b) request all written notifications from persons electing membership or waiving membership under this section;

(c) retain and make available to the Department upon request, all written notifications electing membership or waiving membership on a sixty-four year record retention schedule.

(4) It is recommended, but not required, that no less than annually employers provide notice that employees are required to notify the employer of any change in status as set forth in this section.

WSR 91-21-084
PERMANENT RULES
DEPARTMENT OF
RETIREMENT SYSTEMS
 [Filed October 18, 1991, 4:12 p.m.]

Date of Adoption: October 18, 1991.

Purpose: To implement RCW 41.32.570 governing public school employment for TRS 1 retirees, by adding new sections to chapter 415-112 WAC.

Citation of Existing Rules Affected by this Order: Amending WAC 415-112-330 and 415-112-540.

Statutory Authority for Adoption: RCW 41.50.050 and 41.32.570.

Pursuant to notice filed as WSR 91-18-070 on September 3, 1991.

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

October 18, 1991
 George Northcroft
 Director

AMENDATORY SECTION (Amending Order 88-13, filed 8/17/88)

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)) seven 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 eighty percent of the individual college academic calendar or one hundred thirty-four days per fiscal year, whichever is greater) 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.

NEW SECTION

WAC 415-112-515 A member of the teacher's retirement system Plan I enters retirement status when he or she:

- (1) Has terminated all public school employment in the state of Washington;
- (2) Has no written agreement to return to public school employment; and
- (3) Has received his or her first monthly retirement payment.

NEW SECTION

WAC 415-112-535 For purposes of administering RCW 41.32.570 governing return to public school employment for teachers' retirement system Plan I retirees, the department shall utilize the following definitions:

(1) "Day" means seven compensated hours;

(2) "Pension benefit" means that portion of a retiree's monthly retirement allowance that is funded by the state of Washington and the retiree's former employer or employers;

(3) "Public educational institution" means a school district, the state school for the deaf, the state school for the blind, educational service districts, institutions of higher education, or community colleges;

(4) "Retirement allowance" has the same meaning as in RCW 41.32.010(25);

(5) "School year" means the fiscal year running from July 1 to June 30;

(6) "Seventy-five days" means five hundred twenty-five cumulative compensated hours.

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

WAC 415-112-540 EMPLOYMENT IN PUBLIC EDUCATION LIMITED FOR RETIREES. (1) A retiree who returns to any type of service with any public educational institution shall be considered to be employed throughout the time during which he or she is engaged in such service or is under contract for such employment, even though ((he)) the retiree does not return to membership in the teachers' retirement system. ((If a retiree's service in public education exceeds the maximum permitted under RCW 41.32.570 without reduction of pension, his monthly pension shall be reduced by one-twentieth for each day of service rendered beyond the statutory maximum. If a retiree continues in service until he is no longer eligible for monthly pension payments, further pension payments shall be withheld and may not be restored until he terminates his employment in public education and further contracts, written or oral, for continuing employment in public education. Any retiree whose pension payments have been terminated because of employment in public education shall be considered as employed during the summer months if under contract for consecutive school years, and he shall, therefore, not be eligible for pension payments during the summer months. Pension payments shall be resumed effective the day following termination of his employment in public education.))

(2) The employer of a teachers' retirement system Plan I retiree must notify the teachers' retirement system when that retiree exceeds seventy-five days of employment for a public educational institution during a school year.

(3) If the retiree is employed under a written contract and is employed by a public educational institution for more than seventy-five days during a school year, the retiree's pension benefits cease. Any pension benefits paid to the retiree after he or she has been employed for more than seventy-five days in a school year will be treated as an overpayment by the department.

(4) If the retiree is employed by a public educational institution as a substitute and is employed for more than seventy-five days during a school year, the retiree's monthly pension benefit will be reduced by five percent for each day of employment beyond the seventy-five day limit until the monthly pension benefit is reduced to

zero. Any pension benefits paid in excess of the amount allowed by this subsection will be treated as an overpayment by the department.

(5) A retiree's original monthly retirement allowance will be reinstated the day following termination of employment in a public educational institution, or at the end of the school year, whichever comes first.

(6) A teacher's Plan I retiree who enters the employment of a public educational institution may elect to return to membership. In that case the retiree's monthly retirement allowance will cease as of the first of the month that the member enters employment.

(7) Service as an independent contractor for a public educational institution shall not be considered employment for purposes of this section.

WSR 91-21-085

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 91-116—Filed October 18, 1991, 4:39 p.m., effective October 21, 1991, 12:01 a.m.]

Date of Adoption: October 18, 1991.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order:
Amending WAC 220-57-160.

Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: These waters must be closed in order to achieve the spawning escapement goal for upriver bright fall chinook.

Effective Date of Rule: 12:01 a.m., October 21, 1991.

October 18, 1991

Judith Merchant

Deputy

for Joseph R. Blum

Director

NEW SECTION

WAC 220-57-16000K COLUMBIA RIVER. Notwithstanding the provisions of WAC 220-57-160 (3) and (4), effective 12:01 A.M. October 21, through October 31, 1991, it is unlawful to fish for or possess salmon taken for personal use from those waters of the Columbia River from Priest Rapids Dam downstream to the old Hanford townsite power line towers.

WSR 91-21-086

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 91-117—Filed October 18, 1991, 4:45 p.m.]

Date of Adoption: October 18, 1991.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:
Repealing WAC 220-36-02300J and 220-40-02700B.

Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: Harvestable numbers of coho and chinook salmon are available for commercial fisheries.

Effective Date of Rule: Immediately.

October 18, 1991

Judith Merchant

Deputy

for Joseph R. Blum

Director

NEW SECTION

WAC 220-36-02300K GRAYS HARBOR SALMON — FALL FISHERY. Notwithstanding the provisions of WAC 220-36-023, effective 6:01 p.m. October 18, 1991 until further notice, it is unlawful to fish for salmon in Grays Harbor for commercial purposes or to possess salmon taken from those waters for commercial purposes, except that:

FISHING PERIOD

(1) Gill net gear may be used to fish for salmon in SMCRA 2C from 6:00 AM October 21 to 6:00 PM October 25, 1991.

GEAR

(2) Gill net gear shall be used as provided in WAC 220-36-015.

REPEALER

The following section of the Washington Administrative Code is repealed effective 6:01 p.m. October 18, 1991:

WAC 220-36-02300J GRAYS HARBOR SALMON—FALL FISHERY. (91-113)

NEW SECTION

WAC 220-40-02700C WILLAPA BAY SALMON — FALL FISHERY. Notwithstanding the provisions of WAC 220-40-027, it is unlawful to fish for salmon in Willapa Bay for commercial purposes or to possess salmon taken from those waters for commercial purposes, except that:

FISHING PERIOD

(1) Gill net gear may be used to fish for salmon from:
(a) 6:00 p.m. October 22 to 6:00 p.m. October 23, 1991 in SMCRA 2J, 2K, 2M and that part of SMCRA 2G west of Willapa Channel Marker 24 and east of a line drawn true north-south through Willapa Channel Entrance Buoy 10.

(b) immediately to 6:00 p.m. November 30, 1991 in SMCRA 2H and that part of SMCRA 2G east of Willapa Channel Marker 24.

(c) The Tokeland Boat Basin is closed to commercial fishing during the opening in SMCRA 2G described in subsection (a) of this section. The Tokeland Boat Basin means that portion of SMCRA 2G bounded on the south by the shoreline of the boat basin, on the west by the seawall and on the north and east by a line from Tokeland Channel Marker "3" (flashing green, 4-second) to Tokeland Channel Marker "4" to the tip of the seawall.

GEAR

(2) Gill net gear shall be used as provided in WAC 220-40-015,

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

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-40-02700B SALMON—WILLAPA BAY FALL FISHERY. (91-87)

WSR 91-21-087

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 91-118—Filed October 18, 1991, 4:47 p.m., effective October 20, 1991, 12:01 a.m.]

Date of Adoption: October 18, 1991.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:
Repealing WAC 220-47-716.

Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: The openings in Areas 6D, 7B, 8D, and 9A provide opportunity to harvest the non-treaty share of coho salmon originating from the Strait of Juan de Fuca and Nooksack-Samish regions and from the Tulalip and Hood Canal hatcheries. The openings in Areas 8A, 10 and 11 provide opportunity to harvest the nontreaty share of Stillaguamish-Snohomish and south Puget Sound origin chum salmon. The Area 10 in-season restriction is necessary to reduce impacts on local chum stocks. All other Puget Sound areas are closed to prevent overharvest of local salmon stocks.

Effective Date of Rule: 12:01 a.m., October 20, 1991.

October 18, 1991

Judith Merchant

Deputy

for Joseph R. Blum

Director

NEW SECTION

WAC 220-47-717 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY. Notwithstanding the provisions of Chapter 220-47 WAC, effective 12:01 AM Sunday October 20th, 1991, until further notice, it is unlawful to take, fish for, or possess salmon or Atlantic salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following open periods and mesh and area restrictions:

*Area 6D - Gillnets using 5-inch minimum mesh and fishing with no more than 900 feet of net, and purse seines using the 5-inch strip, may fish continuously until 4:00 PM Friday October 25. The exclusion zone described in WAC 220-47-307 is in effect for this fishery.

*Area 7B - Gillnets using 5-inch minimum mesh, and purse seines, may fish continuously until 4:00 PM Friday October 25. The exclusion zones described in WAC 220-47-307 are in effect for this fishery.

*Area 8A - Gillnets using 6-inch minimum mesh may fish from 5:00 PM to 9:00 AM nightly, Monday and Tuesday nights October 21 and 22. Purse seines using the 5-inch strip may fish from 9:00 AM to 5:00 PM daily, Tuesday and Wednesday October 22 and 23. The exclusions zones described in WAC 220-47-307 are in effect for this fishery.

*Area 8D - Gillnets using 5-inch minimum mesh may fish from 5:00 PM to 9:00 AM nightly, Monday and Tuesday October 21 and 22, and from 9:00 AM to 5:00 PM Thursday October 24. Purse seines using the 5-inch strip may fish from 9:00 AM to 5:00 PM daily, Tuesday and Wednesday October 22 and 23, and from 9:00 AM to 4:00 PM Friday October 25.

*Areas 10 and 11 - Gillnets using 6-inch minimum mesh may fish from 5:00 PM Monday October 21 to 9:00 AM Tuesday October 22. Purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM Tuesday October 22. The following area 10 in-season restriction applies: closed in Port Madison west of a line projected 178 degrees true from the light at the end of the Indianola Dock to the landfall on the south shore of Port Madison. The exclusion zones described in WAC 220-47-307 are in effect for this fishery.

*Area 9A - Gillnets using 5-inch minimum mesh and purse seines using the 5-inch strip may fish continuously from 5:00 AM Monday October 21 to 4:00 PM Friday October 25.

*Areas 4B, 5, 6, 6A, 6B, 6C, 7, 7A, 7C, 7D, 7E, 8, 9, 10A, 10C, 10D, 10E, 10F, 10G, 11A, 12, 12A, 12B, 12C, 12D, 13, 13A, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, and 13K, all freshwater areas, and exclusion zones provided for in WAC 220-47-307 except as modified herein - Closed.

REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 AM Sunday October 20th, 1991:

WAC 220-47-716 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY (91-115)

WSR 91-21-088**EMERGENCY RULES****DEPARTMENT OF FISHERIES**

[Order 91-119—Filed October 18, 1991, 4:50 p.m., effective October 18, 1991, 7:00 p.m.]

Date of Adoption: October 18, 1991.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:
Repealing WAC 220-33-01000B.

Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: Harvestable numbers of chinook and coho salmon are available in the Columbia River. This rule is consistent with the actions of the October 18, 1991, meeting of the Columbia River Compact.

Effective Date of Rule: 7:00 p.m., October 18, 1991.

October 18, 1991

Judith Merchant

Deputy

for Joseph R. Blum

Director

NEW SECTION

WAC 220-33-01000C COLUMBIA RIVER SALMON SEASONS BELOW BONNEVILLE. *Notwithstanding the provisions of WAC 220-33-005, 220-33-010, 220-33-020, and 220-33-030, it is unlawful for a person to take or possess salmon, shad or sturgeon taken for commercial purposes from Columbia River SMCRA 1A, 1B, 1C, 1D or 1E, except as provided for in this section:*

(1) OPEN TIME PERIODS AND AREAS:

6:00 p.m. October 20 to 6:00 p.m. October 25, 1991

6:00 p.m. October 27 to 6:00 p.m. November 1, 1991
in SMCRA 1A, 1B, 1C, 1D and 1E.

(2) SANCTUARIES:

During the open time periods provided for in section 1, the following sanctuaries remain closed: Sandy River, Grays River, Elokomin-A, Cowlitz River, Kalama-A, Lewis River-A, and Washougal River.

(3) ALLOWABLE GEAR:

(a) Gill net gear that does not exceed 1,500 feet in length along the corkline.

(b) Gill net gear that is not constructed of monofilament webbing.

(c) Lead or weight on the leadline not exceeding two pounds in any one fathom, measurement to be taken along the corkline of the net.

(d) In SMCRA 1E and that portion of 1D upstream of a line projected true north and south through the Washougal Blinker light (light "50" flashing red), only gill nets containing a mesh size of 9 inches or smaller are allowed.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-33-01000B COLUMBIA RIVER SALMON SEASONS BELOW BONNEVILLE. (91-108)

WSR 91-21-089**PROPOSED RULES****DEPARTMENT OF PERSONNEL**

[Filed October 21, 1991, 8:43 a.m.]

Original Notice.

Title of Rule: WAC 356-26-120 Certification—Errors—Corrections.

Purpose: To describe actions which must or may be taken when incorrect certification of names (from registers) occurs.

Statutory Authority for Adoption: RCW 41.06.040.

Statute Being Implemented: RCW 41.06.150.

Summary: This proposal changes authority to revoke an appointment of a probationary employee who falsified information on their application, from the director of the Department of Personnel to the appointing authority.

Reasons Supporting Proposal: Currently, the authority for dismissal of a permanent employee for circumstances described above, is the appointing authority. This would allow the appointing authority to be able to dismiss the employee during both the probationary period and when an employee has attained permanent status.

Name of Agency Personnel Responsible for Drafting: Lana Schmid, DOC Colfax Office, 545-2022 scan; Implementation and Enforcement: Department of Personnel.

Name of Proponent: Department of Corrections, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The authority for dismissal of an employee who falsified or misrepresented information on their application is currently divided between the director of the Department of Personnel for probationary employees, and the appointing authority for permanent employees. This proposal would allow for uniformity and allow the appointing authority the ability to dismiss both the permanent and probationary employees for the above reasons.

Proposal Changes the Following Existing Rules: The existing rule requires that the director of the Department of Personnel revoke an appointment of a probationary employee who falsified or misrepresented information on their application. This proposal would allow the appointing authority to dismiss a probationary employee for the above reason.

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

Hearing Location: Department of Personnel, 521 Capitol Way South, Olympia, WA, on December 12, 1991, at 10:00 a.m.

Submit Written Comments to: Sharon Whitehead,
Department of Personnel, P.O. Box 1789, FE-11,
Olympia, WA 98507, by December 10, 1991.

Date of Intended Adoption: December 12, 1991.

October 16, 1991
Dee W. Henderson
Secretary

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

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

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

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

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

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

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

(5) Falsification or misrepresentation of information on an applica-
tion for employment will be cause to remove an applicant's name from
the register. If the applicant has been appointed prior to the discovery
of the falsification or misrepresentation, ~~((the director may revoke the
appointment during the probationary period. After the probationary
period))~~ the appointing authority may dismiss the employee ~~((for
cause))~~ pursuant to WAC ~~((356-34-010))~~ 356-30-280 (probationary
employees) or for cause pursuant to WAC 356-34-010 (permanent
employees).

WSR 91-21-090
PROPOSED RULES
DEPARTMENT OF LICENSING
[Filed October 21, 1991, 2:03 p.m.]

Original Notice.

Title of Rule: Amending WAC 308-93-295 Tempor-
ary permits to operate vessels; and 308-90-150 Title
transfer.

Purpose: The purpose of the amendment to WAC
308-93-295 is to extend the expiration period of the
vessel temporary permit from 15 days to 30 days; and
the purpose for the amendment to WAC 308-90-150 is
to change the requirement of a vessel dealer to make
application for title in the purchaser's name from 15 to
30 days.

Statutory Authority for Adoption: RCW 88.02.100.

Statute Being Implemented: RCW 88.02.184.

Summary: WAC 308-93-295 changes the days of ex-
piration on a vessel temporary permit from 15 to 30 cal-
endar days; and WAC 308-90-150 changes the days of

the application for title on a vessel from 15 to 30 calen-
dar days.

Reasons Supporting Proposal: Provides the vessel
dealer with enough time to make application for title.
Current industry procedures make the 15 day applica-
tion period unreasonable.

Name of Agency Personnel Responsible for Drafting,
Implementation and Enforcement: Art Farley, Licensing
Services Manager, 1125 Washington Street S.E.,
Olympia, 586-5373.

Name of Proponent: Department of Licensing,
governmental.

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

Explanation of Rule, its Purpose, and Anticipated Ef-
fects: The expiration of vessel temporary permits will
change from 15 to 30 calendar days. This will be more
consistent with vehicle temporary permits used on boat
trailers. To be consistent with the expiration of vessel
temporary permits, the vessel dealer shall apply for title
within 30 calendar days. Current regulation allows the
dealer 15 days to transfer title.

Proposal Changes the Following Existing Rules:
Changes the time frame for temporary permit expiration
and the title transfer requirement for vessel dealers.

No small business economic impact statement is re-
quired for this proposal by chapter 19.85 RCW.

Hearing Location: Department of Licensing, 1125
Washington Street S.E., 4th Floor Executive Conference
Room, Olympia, WA 98504, on December 9, 1991, at
9:00 a.m.

Submit Written Comments to: Michele Gruender,
Department of Licensing, Dealer Services, 1125
Washington Street S.E., Olympia, WA 98504, by
November 18, 1991.

Date of Intended Adoption: December 23, 1991.

October 18, 1991
Mary Riveland
Director

AMENDATORY SECTION (Amending Order TL/RG 40, filed
12/7/87)

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 cop-
ies shall be presented to a license agent by the vessel dealer within
~~((fifteen))~~ thirty calendar days as an application for registration and
title.

(4) The cardboard copy of the permit and a purchase order identi-
fying 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))~~ thirty calendar days from the date of delivery of the vessel.
No more than one ~~((fifteen))~~ thirty-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.

AMENDATORY SECTION (Amending Order DLR-162, filed 1/19/88)

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

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

**WSR 91-21-091
PROPOSED RULES
UTILITIES AND TRANSPORTATION
COMMISSION**

[Filed October 21, 1991, 3:09 p.m.]

Original Notice.

Title of Rule: WAC 480-12-322 relating to applicability of intrastate rates to log shipments. The proposed amendatory section is shown below as Appendix A, Docket No. TV-900714. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of the proposed section on economic values, pursuant to chapter 43.21H RCW.

Purpose: The proposed rule is amendment to clarify that whether or not a log shipment is tagged does not change the type of commerce being conducted—whether interstate, intrastate, or foreign commerce. That can only be determined by all the facts and circumstances relative to shipper intent at the time of shipment.

Statutory Authority for Adoption: RCW 80.01.040.

Summary: See Purpose above.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Paul Curl, Secretary, and Transportation Staff, 1300 South Evergreen Park Drive S.W., Olympia, WA, (206) 753-6451.

Name of Proponent: Washington Utilities and Transportation Commission, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: There are no comments or recommendations being submitted inasmuch as the proposal is pursuant to legislative authorization as reflected in RCW 80.01.040.

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

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose above.

Proposal Changes the Following Existing Rules: See Purpose above.

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

Hearing Location: Commission Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA, on November 27, 1991, at 9:00 a.m.

Submit Written Comments to: Paul Curl, Secretary, 1300 South Evergreen Park Drive S.W., Olympia, WA, by November 18, 1991.

Date of Intended Adoption: November 27, 1991.

October 21, 1991

Paul Curl

Secretary

APPENDIX "A"

AMENDATORY SECTION (Amending Order R-202, Cause No. TV-1699, filed 5/26/83)

WAC 480-12-322 LOG SHIPMENTS—INTRASTATE RATES—APPLICABILITY.

~~((1))~~ Intrastate rates shall apply to all shipments of logs moving within the state of Washington where the origin is in this state and the destination within this state is a sorting yard for storage, classification or sorting of the logs, except when the consignor or the consignee or their authorized agent executes a certificate as set forth in subdivision (a) or (b) below and furnishes such to the carrier at the time of the shipment:

(a) "I am the consignor (or consignor's authorized agent) of this shipment of logs. None of the logs in this shipment:

(1) have been sold for in-state use;

or

(2) are for partial or total filling of an outstanding order in intrastate commerce;

or

(3) are part of an arrangement for an in-state shipment of logs.

(b) "I am the consignee (or consignee's authorized agent) of this shipment of logs received under freight bill No. _____ dated _____. None of the logs in this shipment:

(1) have been sold for in-state use;

or

(2) are for partial or total filling of an outstanding order in intrastate commerce;

or

(3) are part of an arrangement for an in-state shipment of logs.

~~2) The requirements of subsection (1) of this rule do not apply where the timber has been specifically selected and tagged as export at the place where the timber was cut or initially tendered for shipment.))~~ Where timber has been specifically selected and tagged as export at the place where the timber was cut or initially tendered for shipment, such tagging does not change the nature of the shipment, be it intrastate, interstate, or foreign commerce. The nature of the shipment depends on all facts and circumstances legally relevant to shipper intent at the time of shipment.

WSR 91-21-092

PROPOSED RULES

**UTILITIES AND TRANSPORTATION
COMMISSION**

[Filed October 21, 1991, 3:12 p.m.]

Original Notice.

Title of Rule: WAC 480-70-055, 480-70-325, 480-70-330, 480-70-335, and 480-70-400 relating to solid waste collection companies. The proposed new and amendatory sections are shown below as Appendix A,

Docket No. TG-900482. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of the proposals on economic values, pursuant to chapter 43.21H RCW.

Statutory Authority for Adoption: RCW 80.01.040.

Summary: Various federal rules and regulations have been adopted by the commission relating to driver qualifications, hours of service, vehicle equipment, hazardous waste, and safety. Date references to those federal rules and regulations have been removed from various sections of the chapter of WAC regulating that industry in favor of a date reference in a single section in chapter 480-70 WAC.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Paul Curl, Secretary, and Transportation Staff, 1300 South Evergreen Park Drive S.W., Olympia, WA, (206) 753-6451.

Name of Proponent: Washington Utilities and Transportation Commission, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: There are no comments or recommendations being submitted inasmuch as the proposal is pursuant to legislative authorization as reflected in RCW 80.01.040.

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

Explanation of Rule, its Purpose, and Anticipated Effects: See Summary above.

Proposal Changes the Following Existing Rules: See Summary above.

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

Hearing Location: Commission Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA, on November 27, 1991, at 9:00 a.m.

Submit Written Comments to: Paul Curl, Secretary, 1300 South Evergreen Park Drive S.W., Olympia, WA, by November 18, 1991.

Date of Intended Adoption: November 27, 1991.

October 21, 1991

Paul Curl
Secretary

APPENDIX "A"

NEW SECTION

WAC 480-70-055 ADOPTION BY REFERENCE DEFINED. Where referred to in this chapter, the following definitions shall apply:

(1) "North American Uniform Out-of-Service Criteria" shall be that in effect on February 15, 1991.

(2) "Title 49 Code of Federal Regulations" or "C.F.R. 49" shall mean the rules and regulations as well as and including all appendices and amendments in effect on May 1, 1991.

AMENDATORY SECTION (Amending Order R-315, Docket No. TV-2285, filed 2/27/90, effective 3/30/90)

WAC 480-70-325 EQUIPMENT—INSPECTION—ORDERED FOR REPAIRS. (1) All motor vehicles operated under chapter 81.77 RCW shall be maintained in a safe and sanitary condition. They shall at all times be subject to inspection by the commission and its duly authorized representatives who shall have power to order out-of-service any vehicle meeting the standards set forth in this section, or is not being operated in compliance with state laws in regard to equipment or method.

(2) Equipment standards. The purpose of this section is to identify critical vehicle inspection items and provide criteria for placing a vehicle(s) in an out-of-service or restricted service category subsequent to a safety inspection. The criteria for out-of-service condition and restricted service condition are those defined in the North American Uniform Out-Of-Service Criteria(~~(in effect on February 15, 1989)~~). Copies of this document are available from the commission upon request.

(a) Out-of-service condition. When any vehicle(s) is in out-of-service condition, no motor carrier shall require nor shall any person operate such motor vehicle declared and marked "out-of-service" until all required repairs have been satisfactorily completed.

(b) Restricted service condition. Any motor vehicle(s) discovered to be in a restricted service condition, while being operated on the highway, may be placed out-of-service at the inspection site or allowed to continue in operation to a repair facility at a distance not to exceed twenty-five miles, at the discretion of the inspector.

AMENDATORY SECTION (Amending Order R-335, Docket No. TG-900718, filed 1/14/91, effective 2/14/91)

WAC 480-70-330 DRIVERS, HOURS OF WORK. (1) The rules and regulations relating to drivers' logs and drivers' hours of service adopted by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 395, as well as and including all appendices and amendments thereto (~~(in effect on October 1, 1988)~~) are adopted and prescribed by the commission to be observed by all solid waste collection companies operating under chapter 81.77 RCW.

(2) Whenever the designations "director, bureau of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsection (1) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

AMENDATORY SECTION (Amending Order R-315, Docket No. TV-2285, filed 2/27/90, effective 3/30/90)

WAC 480-70-335 OUT-OF-SERVICE CRITERIA. All drivers operating motor vehicles under chapter 81.77 RCW shall do so in compliance with the safety rules and regulations defined therein. Duly authorized personnel of the commission shall have the power to order out-of-service any driver found to be operating in violation of those rules and regulations. The criteria for conditions under which a driver may be ordered out-of-service are those defined in the North American Uniform Out-Of-Service Criteria(~~(in effect on February 15, 1989)~~). Copies of this document are available from the commission upon request.

AMENDATORY SECTION (Amending Order R-335, Docket No. TG-900718, filed 1/14/91, effective 2/14/91)

WAC 480-70-400 DRIVER QUALIFICATIONS, HAZARDOUS MATERIALS TRANSPORTATION, AND EQUIPMENT(~~(=~~))SAFETY. (1) All motor vehicles operated under authority of chapter 81.77 RCW, as amended, shall be maintained in a safe and sanitary condition. They shall at all times be subject to inspection by the commission and its duly authorized representatives, inspection stations, or the state patrol, who shall have power to order out of service any vehicle which in their judgment is unsafe or not being operated in compliance with the state laws in regard to equipment or method.

(2) Failure of any certificate holder to obey and comply with all motor vehicle safety laws of the state of Washington shall be grounds for cancellation of certificate.

(3) In addition to other laws and regulations of this state, all motor vehicles operating under chapter 81.77 RCW shall comply with the following:

(a) The rules and regulations governing motor carrier safety prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 383, part 392, excluding section 392.2 (~~(and paragraph (c) of section 392.1)~~); part 393(~~(excluding paragraph (b) of section 393.1, and sections 393.16, 393.17, 393.76, 393.100, 393.102, 393.104, 393.106)~~); part 396, except that with respect to section 396.11 no driver vehicle inspection report need be filed if no defects are found, and excluding (~~(paragraph (b) of section 396.1)~~) sections 396.17 through 396.25; and part 397(~~(excluding~~

section 397.21 and paragraph (c) of section 397.1, as well as and including all appendices and amendments thereto in effect on October 1, 1988,) are adopted and prescribed by the commission to be observed by all solid waste collection companies operating under chapter 81.77 RCW.

(b) The rules and regulations governing hazardous materials prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, parts 170-189 (~~as well as and including all appendices and amendments thereto, in effect on January 1, 1983,~~) are adopted and prescribed by the commission to define hazardous materials for motor vehicle transportation purposes, and to state the precautions that must be observed in storage, packaging, loading, and unloading such materials, and in maintaining, placarding, marking, and certifying motor vehicles and equipment used in transporting such materials, and in the maintenance of shipping papers prepared in conjunction with transporting such materials. The rules and regulations adopted and prescribed by this rule shall be observed by all solid waste collection companies operating under chapter 81.77 RCW.

(c) In addition to any accident reporting requirement now or hereafter prescribed by the commission, every solid waste collection company operating under chapter 81.77 RCW who reports to the United States Department of Transportation any incidents occurring in this state involving hazardous materials, shall send a copy of any such report to the commission.

(d) Qualifications of drivers. Adoption of United States Department of Transportation motor carrier safety regulations. The rules and regulations governing qualifications of drivers prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 383, part ~~((397))~~ 391.1 through part 391.71, excluding paragraphs (a) and (b) of section 391.2, section 391.69, subparagraph (2) of paragraph 391.71(a), and subparagraph (4) of paragraph 391.71(b) (~~as well as and including all appendices and amendments thereto, in effect on October 1, 1988,~~) are adopted and prescribed by the commission to be observed by all solid waste collection companies operating under chapter 81.77 RCW except:

(i) The minimum age requirement for drivers prescribed in subparagraph (1) of paragraph 391.11(b) shall be eighteen years of age.

(ii) With respect to the limited exemption prescribed in section 391.61, the time period identified therein shall be the period of time prior to the effective date of this rule.

(iii) With respect to the limited exemptions prescribed in sections 391.65 and 391.71, the time periods identified in these sections shall have as a starting date the effective date of this rule.

(iv) Section 391.21, 391.23, 391.25, 391.27, 391.31, 391.33, 391.35, and 391.37 shall not apply to a single vehicle owner driver when operating under its own permit.

(e) Whenever the designations "director, ~~((bureau))~~ office of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsection (3) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

~~((f) Whenever the term "lightweight vehicle" is used in Title 49, Code of Federal Regulations, part 391 and part 395, adopted in this section, such term shall mean a motor vehicle that:~~

~~(i) Was manufactured on or after January 1, 1972, and has a manufacturer's gross vehicle weight rating of ten thousand pounds or less, in the case of a single vehicle, or a manufacturer's gross combination weight rating of ten thousand pounds or less, in the case of an articulated vehicle, or~~

~~(ii) Was manufactured before January 1, 1972, and has a gross weight, including its load and the gross weight of any vehicle being towed by the motor vehicle, of ten thousand pounds or less, except:~~

~~(iii) The term "lightweight vehicle" does not include a vehicle that is being used to transport hazardous materials of a type or quantity that requires the vehicle to be marked or placarded in accordance with WAC 480-12-195:))~~

WSR 91-21-093

PROPOSED RULES

UTILITIES AND TRANSPORTATION
COMMISSION

[Filed October 21, 1991, 3:13 p.m.]

Original Notice.

Title of Rule: Amendment of WAC 480-70-240 relating to tariff, naming rates and changes for solid waste collection companies and repealing WAC 480-70-990. The proposals are shown below as Appendix A, Docket No. TG-900715. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of the proposed changes on economic values, pursuant to chapter 43.21H RCW.

Purpose: These changes will delete any reference to the standard tariff format and allow solid waste collection companies to file tariffs using forms obtained from or approved by the commission.

Statutory Authority for Adoption: RCW 80.01.040.

Summary: See Purpose above.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Paul Curl, Secretary, and Transportation Staff, 1300 South Evergreen Park Drive S.W., Olympia, WA, (206) 753-6451.

Name of Proponent: Washington Utilities and Transportation Commission, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: There are no comments or recommendations being submitted inasmuch as the proposal is pursuant to legislative authorization as reflected in RCW 80.01.040.

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

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose above.

Proposal Changes the Following Existing Rules: See Purpose above.

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

Hearing Location: Commission Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA, on November 27, 1991, at 9:00 a.m.

Submit Written Comments to: Paul Curl, Secretary, 1300 South Evergreen Park Drive S.W., Olympia, WA, by November 18, 1991.

Date of Intended Adoption: November 27, 1991.

October 21, 1991

Paul Curl

Secretary

APPENDIX "A"

AMENDATORY SECTION (Amending Order R-73, filed 6/25/75)

WAC 480-70-240 TARIFF, NAMING RATES AND CHARGES. (1) Every ~~((garbage and/or refuse))~~ solid waste collection company shall file with the commission and post at carrier's main office or carry on trucks, its tariff showing all rates and charges, including container rentals or other accessorial charges, for the transportation and disposal of ~~((garbage and refuse))~~ solid waste between all points on its line, route, or territory.

(a) Tariffs must be issued and filed in accordance with the commission's Tariff Circular No. 6 or reissues thereof.

(b) Tariffs must be ~~((in the form set forth in Appendix A herein except that the commission may authorize deviation therefrom for good cause shown))~~ submitted on forms prescribed or approved by the commission. Prescribed forms may be obtained from any commission office. Substitute forms must contain all information required by the commission. Tariffs not containing such information shall be rejected.

(c) Rates and charges shall cover a complete service, including disposal, unless a charge for disposal is specifically provided by the tariff.

(d) Two copies of all such tariffs shall be transmitted to the commission with a letter of transmittal. The letter of transmittal must be filed in duplicate so that the commission may stamp ((receiving)) the receipt date on one copy of said letter and return it to the carrier filing the tariff.

(2) When two or more ~~((garbage and/or refuse))~~ solid waste collection companies, under common control or management, operate in the same territory, rates and charges applicable to the transportation and disposal of ~~((garbage and refuse))~~ solid waste in the common territory must be published in a single tariff to which all such companies must be parties and must be equal for identical service.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 480-70-990 APPENDIX A—FORM—GARBAGE AND/OR REFUSE COLLECTION COMPANIES.

WSR 91-21-094
PROPOSED RULES
UTILITIES AND TRANSPORTATION
COMMISSION

[Filed October 21, 1991, 3:16 p.m.]

Original Notice.

Title of Rule: WAC 480-12-255 relating to contracts between contract carriers and their shippers. The proposed amendatory section is shown below as Appendix A, Docket No. TV-910927. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of the proposed section on economic values, pursuant to chapter 43.21H RCW.

Purpose: The 1991 legislature amended RCW 81.80.080 to allow photocopies, rather than original or duplicate originals, of contracts between contract carriers and their shippers to be filed with the commission for approval. This amendment will bring the rule into compliance with the statute.

Statutory Authority for Adoption: RCW 80.01.040.

Statute Being Implemented: RCW 81.80.080.

Summary: See Purpose above.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Paul Curl, Secretary, and Transportation Staff, 1300 South Evergreen Park Drive S.W., Olympia, WA, (206) 753-6451.

Name of Proponent: Washington Utilities and Transportation Commission, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: There are no comments or recommendations being submitted inasmuch as the proposal is pursuant to legislative authorization as reflected in RCW 80.01.040.

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

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose above.

Proposal Changes the Following Existing Rules: See Purpose above.

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

Hearing Location: Commission Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA, on November 27, 1991, at 9:00 a.m.

Submit Written Comments to: Paul Curl, Secretary, 1300 South Evergreen Park Drive S.W., Olympia, WA, by November 18, 1991.

Date of Intended Adoption: November 27, 1991.

October 21, 1991

Paul Curl
Secretary

APPENDIX "A"

AMENDATORY SECTION (Amending Order R-5, filed 6/6/69, effective 10/9/69)

WAC 480-12-255 CONTRACTS. (1) Contracts between contract carriers and their shippers shall be terminable within the period for which they are written only in the manner provided in the contract and upon not less than five days notice to the commission and each contracting party, and every such contract shall so provide.

(2) No contract carrier shall operate under any individual contract or agreement for the transportation of property by motor vehicle, for compensation, with any shipper or shippers without having first filed with the commission, and been approved by the commission, ~~((an original or duplicate original))~~ a legible photocopy of the contract covering such agreement. Every such agreement shall be mutually binding upon both shipper and carrier, entered into and performed in good faith, for an agreed compensation, for an agreed term, covering a series of shipments during a stated period of time in contrast to contracts of carriage covering individual shipments, and which contract mutually binds the carrier to transport and the shipper to supply a specific category and substantial amount of freight during the term of the contract, and which contract shall conform to the following requirements.

(3) The time or term of performance by both parties must be stated.

(4) The route and/or area involved in the performance of the contract must be stated.

(5) The kind and minimum quantity of the commodity or commodities to be transported must be stated definitely. This minimum quantity shall be a substantial amount of all tonnage of the class of commodities which is the subject of the contract, shipped by the shipper by truck during the term of the contract over the route or in the area covered by the contract. A "substantial" amount of tonnage shall be an amount sufficient to make possible the operation of the carrier's own equipment, at a profit.

(6) All contracts shall provide that the rates and charges governing such operation shall not be less than those contained in applicable utilities and transportation commission tariff publication, save where commission order specifically authorizes such deviation. The filing of changes in rates by contract carriers shall be placed on the commission rate docket as provided in WAC 480-12-295 in the same manner as common carrier proposals: PROVIDED, That this shall not be required for contract carriers engaged in package delivery service, retail store delivery service, armored car service, transportation of newspapers, United States mail, periodicals, film, bakery goods, dairy products, automotive vehicles, flowers, nursery stock, explosives, logs, poles, pulpwood, wood chips, hogged fuel, sawdust, wood shavings, garbage, refuse or debris.

(7) Where a contract carrier enters into more than four special and individual contracts with shippers, the commission may enter into a hearing for the purpose of determining whether such carrier's operations are those of a bona fide contract carrier.

(8) Every contract filed shall also contain the provision that it is made subject to the power and authority of the commission to fix, alter and amend just, fair, and reasonable classifications, rules and regulations and minimum rates and charges of contract carriers in intrastate service.

(9) No contract carrier shall sublet any hauling under any of his contracts, and in the event he is unable to meet the demands of the shipper for transportation of goods under any contract because of lack of facilities or otherwise, arrangements for the transportation of such commodities must be made by the shipper. Carriers subject to the provisions of this rule shall not act as agents of the shipper in such cases.

WSR 91-21-095
WITHDRAWAL OF PROPOSED RULES
UTILITIES AND TRANSPORTATION
COMMISSION

[Filed October 21, 1991, 3:17 p.m.]

This memorandum is sent pursuant to WAC 1-21-060 as a notice of withdrawal, withdrawing WUTC Cause No. TG-910450 relating to amendment of WAC 480-70-245 concerning solid waste service agreements. The matter was noticed under WSR 91-11-048 filed May 14, 1991.

Paul Curl
 Secretary

WSR 91-21-096
PERMANENT RULES
DEPARTMENT OF HEALTH
 [Order 207—Filed October 21, 1991, 3:25 p.m.]

Date of Adoption: August 27, 1991.

Purpose: The renewal fee of a chiropractor's license must be increased in order to support newly adopted legislation for peer review. Chiropractic assistant fees need to be adopted for new legislation which requires that chiropractic assistants be regulated.

Citation of Existing Rules Affected by this Order: Amending WAC 246-806-990.

Statutory Authority for Adoption: RCW 43.70.250.

Pursuant to notice filed as WSR 91-15-114 on July 24, 1991.

Changes Other than Editing from Proposed to Adopted Version: Chiropractic assistants should read "Chiropractic x-ray technicians is the term given in the legislation."

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

October 17, 1991
 Kristine M. Gebbie
 Secretary

AMENDATORY SECTION (Amending Order 136, filed 2/12/91, effective 3/15/91)

WAC 246-806-990 **CHIROPRACTIC FEES.** The following fees shall be charged by the professional licensing division of the department of health:

Title of Fee	Fee
Application/full examination or reexamination	\$300.00
Original license	200.00
License renewal	((200.00))

Title of Fee	Fee
	<u>300.00</u>
Late renewal penalty	<u>150.00</u>
Inactive license renewal	100.00
Duplicate	15.00
Certificate	25.00
Chiropractic x-ray technician application	<u>25.00</u>
Chiropractic x-ray technician original registration	<u>25.00</u>
Renewal	<u>40.00</u>
Late renewal penalty	<u>25.00</u>
Duplicate	<u>15.00</u>
Certification	<u>25.00</u>

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

WSR 91-21-097
PROPOSED RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
 [Filed October 21, 1991, 3:45 p.m.]

Original Notice.

Title of Rule: WAC 392-140-067 through 392-140-497 School district finance—Special allocations.

Purpose: To update school finance rules for special allocations in the 1991-93 biennium as provided in the state Operating Appropriations Act.

Statutory Authority for Adoption: RCW 28A.150.290(1).

Statute Being Implemented: Chapter 16, Laws of 1991 sp. sess.

Summary: Rules for allocating state money are revised in the following areas: Local education program enhancement, vocational equipment allocations, and kindergarten to third grade staff units for basic education funding.

Reasons Supporting Proposal: To implement the 1991-93 Operating Appropriations Act and to bring existing rules up to date.

Name of Agency Personnel Responsible for Drafting: Rick Wilson, Old Capitol Building, Olympia, Washington, 753-2298; Implementation: Thomas Case, Old Capitol Building, Olympia, Washington, 753-6708; and Enforcement: David Moberly, Old Capitol Building, Olympia, Washington, 753-6742.

Name of Proponent: Superintendent of Public Instruction, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The following state apportionment calculations are defined: 1991-93 Local education program enhancement, 1991-93 Vocational equipment allocations, and 1991-93 Kindergarten through third grade basic education certificated instructional staff units per 1000 students.

Proposal Changes the Following Existing Rules: General provisions are added to chapter 392-140 WAC; minor refinements are made in the 1989-91 local education program enhancement rules; and obsolete sections of chapter 392-140 WAC are repealed.

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

Hearing Location: Superintendent of Public Instruction, Old Capitol Building, Wanamaker Conference Room, 2nd Floor, Olympia, Washington 98504, on December 13, 1991, at 9:00 a.m.

Submit Written Comments to: Richard M. Wilson, Superintendent of Public Instruction, Legal Services, Olympia, Washington 98504, by December 10, 1991.

Date of Intended Adoption: December 20, 1991.

October 21, 1991
Judith A. Billings
Superintendent of
Public Instruction

GENERAL PROVISIONS AND DEFINITIONS

NEW SECTION

WAC 392-140-067 GENERAL PROVISIONS. The following general provisions apply to this chapter:

(1) All calculations made by the superintendent of public instruction shall use the most current school district information for the school year on file with the superintendent of public instruction at the time of the calculation.

(2) Full-time equivalent (FTE) staff shall be rounded to the nearest three decimal places.

(3) FTE enrollment shall be rounded to the nearest two decimal places.

(4) Ratios of FTE staff to students shall be expressed as a ratio of staff to one thousand students and shall be rounded to the nearest two decimal places (e.g., 51.21/1000).

(5) School district average salaries shall be rounded to the nearest cent.

(6) Unless otherwise stated, report forms, staff, salary, and enrollment data referenced in these rules are school district report forms, staff, salary, or enrollment data for the school year for which calculations pursuant to this chapter are being made.

(7) Employee assignments and account codes for program, duty, and activity shall mean the same as defined in the accounting manual for public school districts in the state of Washington and in instructions for personnel reporting provided by the superintendent of public instruction.

(8) School districts shall have available upon request by the superintendent of public instruction and for audit purposes, such documentation as necessary to support all data reported to the superintendent of public instruction pursuant to this chapter.

(9) Full-time equivalent is abbreviated as FTE.

(10) Kindergarten through third grade is abbreviated as K-3.

NEW SECTION

WAC 392-140-068 TIMELY REPORTING. Provisions of chapter 392-117 WAC, Timely reporting, apply to allocations made pursuant to this chapter. Failure of a school district to report as required may reduce or delay state apportionment payments.

NEW SECTION

WAC 392-140-069 DEFINITION—SCHOOL DISTRICT. As used in this chapter, "school district" means a Washington state public school district eligible to receive state basic education moneys pursuant to RCW 28A.150.250 and 28A.150.260.

NEW SECTION

WAC 392-140-070 DEFINITION—SCHOOL YEAR. As used in this chapter, "school year" means the same as defined in WAC 392-

121-031. Unless otherwise stated "school year" refers to the school year for which calculations are being made pursuant to this chapter.

NEW SECTION

WAC 392-140-071 DEFINITION—FOLLOWING SCHOOL YEAR. As used in this chapter, "following school year" means the school year immediately after the school year for which calculations are being made pursuant to this chapter.

NEW SECTION

WAC 392-140-072 DEFINITION—ANNUAL AVERAGE FULL-TIME EQUIVALENT (FTE) STUDENTS. As used in this chapter, "annual average full-time equivalent (FTE) students" means the same as that defined in WAC 392-121-133.

AMENDATORY SECTION (Amending Order 90-03, filed 2/22/90, effective 3/25/90)

WAC 392-140-197 1989-91 LOCAL EDUCATION PROGRAM ENHANCEMENT—DEFINITION—SPI FORM 1161. As used in WAC 392-140-190 through 392-140-202, the term "SPI Form ((+6+)) 1129" means the form ((prepared)) provided by the superintendent of public instruction on which school districts report the expenditures by each eligible program and provide a narrative of the benefits for the current school year. ((SPI Form 1161 also provides for an explanation of any expenditures shown against other programs that enhance a school district's basic education program.))

AMENDATORY SECTION (Amending Order 90-03, filed 2/22/90, effective 3/25/90)

WAC 392-140-198 1989-91 LOCAL EDUCATION PROGRAM ENHANCEMENT—SCHOOL DISTRICT APPLICATION AND APPLICATION DEADLINE. (1) Each school district shall submit an application attesting that the school district board of directors:

(a) Has met all procedural requirements;

(b) Will expend local education program enhancement moneys on eligible programs; and

(c) Submit a report by November 15 of the following school year setting forth ((such)) information on the school district's use of local education program enhancement moneys ((as required on SPI Form +6+)).

(2) Applications shall be filed with the superintendent of public instruction according to the following:

(a) January 31, 1990, for those school districts receiving local education program enhancement moneys for both the 1989-91 and 1990-91 school years; or

(b) January 31, 1991, for those school districts receiving local education program enhancement moneys for only the 1990-91 school year.

AMENDATORY SECTION (Amending Order 90-03, filed 2/22/90, effective 3/25/90)

WAC 392-140-199 1989-91 LOCAL EDUCATION PROGRAM ENHANCEMENT—CALCULATION OF SCHOOL YEAR ALLOCATION. The superintendent of public instruction shall calculate the school year allocation of local education enhancement moneys by multiplying ((~~\$35.26 by~~)) the school year allocation enrollment by a uniform state-wide rate which shall be a maximum of \$35.26.

AMENDATORY SECTION (Amending Order 90-03, filed 2/22/90, effective 3/25/90)

WAC 392-140-201 1989-91 LOCAL EDUCATION PROGRAM ENHANCEMENT—END OF YEAR REPORT. Each school district shall submit a completed SPI Form ((+6+)) 1129 by November 1 of the following school year.

1991-93 VOCATIONAL EQUIPMENT ALLOCATION

NEW SECTION

WAC 392-140-431 1991-93 VOCATIONAL EQUIPMENT ALLOCATION—APPLICABLE PROVISIONS. The provisions of WAC 392-140-431 through 392-140-439 implement section 502(10),

chapter 16, Laws of 1991 1st. sp. sess. (the state Operating Appropriations Act) which provides moneys for the purchase of high technology vocational equipment for use in vocational secondary and vocational skills center programs approved by the superintendent of public instruction.

NEW SECTION

WAC 392-140-432 1991-93 VOCATIONAL EQUIPMENT ALLOCATION—DEFINITION—VOCATIONAL ANNUAL AVERAGE FULL-TIME EQUIVALENT (FTE) STUDENTS. As used in WAC 392-140-431 through 392-140-439, "vocational annual average full-time equivalent (FTE) students" means the annual average full-time equivalent students in vocational secondary and vocational skills center programs approved by the superintendent of public instruction including summer skills center students reported pursuant to WAC 392-121-136(2).

NEW SECTION

WAC 392-140-433 1991-93 VOCATIONAL EQUIPMENT ALLOCATION—DEFINITION—ELIGIBLE SCHOOL DISTRICT. As used in WAC 392-140-431 through 392-140-439, "eligible school district" means any school district operating either or both:

- (1) A vocational secondary program approved pursuant to WAC 180-58-090; and
- (2) A multidistrict cooperative vocational program approved pursuant to WAC 180-58-075 and 180-58-090.

NEW SECTION

WAC 392-140-434 1991-93 VOCATIONAL EQUIPMENT ALLOCATION—DEFINITION—FORM SPI 1154. As used in WAC 392-140-431 through 392-140-439, the term "Form SPI 1154" means the form provided by the superintendent of public instruction on which school districts report the vocational program, type, number, cost per unit, and total cost of equipment purchased with moneys allocated pursuant to WAC 392-140-437.

NEW SECTION

WAC 392-140-435 1991-93 VOCATIONAL EQUIPMENT ALLOCATION—LIMITATIONS AND CONDITIONS. The expenditure of moneys allocated pursuant to WAC 392-140-431 through 392-140-439 is subject to the following conditions and limitations:

- (1) The moneys shall be used solely for the purchase of vocational equipment including associated shipping cost, and sales tax.
- (2) The purchased equipment shall be used primarily in vocational secondary or vocational skills center programs approved by the superintendent of public instruction.
- (3) Moneys allocated based on vocational skills center students shall be expended for the purposes of purchasing equipment for the vocational skills center program.
- (4) Moneys shall be expended during the school year for which the allocation is made (September 1 through August 31).
- (5) Expenditures shall be accounted for in:

Program	31 vocational, basic, state; or
	45 skills center, basic, state; and
Object	09 capital outlay.
- (6) The school district shall report to the superintendent of public instruction as required in WAC 392-140-436.

NEW SECTION

WAC 392-140-436 1991-93 VOCATIONAL EQUIPMENT ALLOCATION—SCHOOL DISTRICT REPORTING. Each eligible school district shall report to the superintendent of public instruction as follows:

- (1) Prior to September 1 of the following school year, each school district shall report vocational annual average FTE students for the school year.
- (2) Prior to November 1 of the following school year, each school district shall submit Form SPI 1154 showing expenditures of the vocational equipment allocation for the school year.
- (3) Expenditures for vocational secondary and skills center programs shall be reported separately.
- (4) Reports shall be prepared pursuant to instructions provided by the superintendent of public instruction.

(5) Failure of a school district to report by the due date or in the form required by the superintendent of public instruction may result in the reduction or delay of state allocations of 1991-93 vocational equipment moneys as provided in chapter 392-117 WAC, Timely reporting.

NEW SECTION

WAC 392-140-437 1991-93 VOCATIONAL EQUIPMENT ALLOCATION—APPORTIONMENT OF MONEYS. From moneys appropriated by the legislature for 1991-92 and 1992-93 vocational equipment allocations, the superintendent of public instruction shall apportion moneys to each eligible school district as follows:

- (1) Allocations for each school year shall be based on a uniform state-wide rate per vocational annual average FTE student.
- (2) Allocations shall be made at a rate of ten percent per month for the months of September through June.
- (3) Except as provided in subsections (1) and (2) of this section allocations shall be made in the same manner as provided in WAC 392-121-400.
- (4) In January of the following school year or thereafter the allocation shall be adjusted to reflect any recovery of moneys made pursuant to WAC 392-140-439.

NEW SECTION

WAC 392-140-438 1991-93 VOCATIONAL EQUIPMENT ALLOCATION—REPORTING BY THE SUPERINTENDENT OF PUBLIC INSTRUCTION. The superintendent of public instruction shall report to school districts on monthly apportionment statements for the school year showing:

- (1) Vocational annual average FTE students used for the allocation;
- (2) The rate per vocational annual average FTE students used for the allocation;
- (3) Any necessary proration percentage; and
- (4) The total allocation.

NEW SECTION

WAC 392-140-439 1991-93 VOCATIONAL EQUIPMENT ALLOCATION—RECOVERY OF MONEYS. After November 1 of the following school year, the superintendent of public instruction shall compare for each eligible school district the allocations for the school year pursuant to WAC 392-140-437 and expenditures for the school year reported on Form SPI 1154. The superintendent of public instruction shall recover from the school district's general apportionment payments the greater of the following amounts:

- (1) Total allocations pursuant to WAC 392-140-437 minus total expenditures reported on Form SPI 1154;
- (2) Allocations for vocational skills center students pursuant to WAC 392-140-437 minus expenditures reported on Form SPI 1154 for the vocational skills center program; or
- (3) Zero.

1991-93 LOCAL EDUCATION PROGRAM ENHANCEMENT

NEW SECTION

WAC 392-140-441 1991-93 LOCAL EDUCATION PROGRAM ENHANCEMENT—APPLICABLE PROVISIONS. WAC 392-140-441 through 392-140-447 apply to the distribution of moneys to school districts for local education program enhancement pursuant to section 522, chapter 16, Laws of 1991 1st sp. sess. (the state Operating Appropriations Act).

NEW SECTION

WAC 392-140-442 1991-93 LOCAL EDUCATION PROGRAM ENHANCEMENT—DEFINITION—ALLOCATION ENROLLMENT. As used in WAC 392-140-441 through 392-140-447, "allocation enrollment" means the school district's annual average full-time equivalent students except in the following cases:

- (1) For a school district enrolling less than one hundred annual average full-time equivalent students, allocation enrollment means the sum of the following:
 - (a) The greater of sixty or the annual average full-time equivalent students enrolled in kindergarten through sixth grade;
 - (b) The greater of twenty or the annual average full-time equivalent students enrolled in seventh through eighth grade; and

(c) The greater of sixty or the annual average full-time equivalent students enrolled in ninth through twelfth grade.

(2) For a school district operating small school plants designated remote and necessary, allocation enrollment means the sum of the following:

(a) The school district's annual average full-time equivalent enrollment less the annual average full-time equivalent enrollment in the small school plants designated remote and necessary; plus

(b) For the small school plant designated remote and necessary:

(i) The greater of sixty or the annual average full-time equivalent students enrolled in kindergarten through sixth grade;

(ii) The greater of twenty or the annual average full-time equivalent students enrolled in seventh through eighth grade; and

(iii) The greater of sixty or the annual average full-time equivalent students enrolled in ninth through twelfth grade.

NEW SECTION

WAC 392-140-443 1991-93 LOCAL EDUCATION PROGRAM ENHANCEMENT—DEFINITION—FORM SPI 1129. "Form SPI 1129" means the form provided by the superintendent of public instruction on which school districts report expenditures of local education enhancement moneys in each program area and provide a narrative of benefits for the school year.

NEW SECTION

WAC 392-140-444 1991-93 LOCAL EDUCATION PROGRAM ENHANCEMENT—CONDITIONS AND LIMITATIONS. Expenditure of moneys allocated pursuant to WAC 392-140-441 through 392-140-447 is subject to the following conditions and limitations:

(1) Moneys shall be expended to meet education needs identified by the school district within the following program areas:

(a) Prevention and intervention services in the elementary grades;

(b) Reduction of class size;

(c) Early childhood education;

(d) Student-at-risk programs, including dropout prevention and retrieval, and substance abuse awareness and prevention;

(e) Staff development and in-service programs;

(f) Student logical reasoning and analytical skill development;

(g) Programs for highly capable students;

(h) Programs involving students in community services;

(i) Senior citizen volunteer programs; and

(j) Other programs that enhance a school district's basic education program including purchase of instructional materials and supplies and other nonemployee-related costs.

(2) School districts shall account for expenditures in program 75, local education program enhancement.

(3) Moneys allocated for a school year shall be expended by August 31 of the school year.

(4) The school district shall report to the superintendent of public instruction as provided in WAC 302-140-445.

NEW SECTION

WAC 392-140-445 1991-93 LOCAL EDUCATION PROGRAM ENHANCEMENT—SCHOOL DISTRICT REPORTING. School districts receiving local education program enhancement moneys shall report to the superintendent of public instruction as follows:

(1) Prior to November 15 of the following school year, the school district shall report on Form F-196 expenditures of local education program enhancement moneys.

(2) Prior to November 1 of the following school year, the school district shall report on Form SPI 1129 the uses of local education program enhancement moneys for the school year.

NEW SECTION

WAC 392-140-446 1991-93 LOCAL EDUCATION PROGRAM ENHANCEMENT—APPORTIONMENT OF MONEYS. From moneys appropriated by the legislature for local education program enhancement, the superintendent of public instruction shall apportion money to each eligible school district as follows:

(1) The school district's allocation for the school year shall equal the district's allocation enrollment times a uniform state-wide rate which shall be a maximum of \$35.26.

(2) Moneys shall be allocated to the district in the same manner as provided in WAC 392-121-400.

(3) In January of the following school year or thereafter the allocation shall be adjusted to reflect any recovery made pursuant to WAC 392-140-447.

NEW SECTION

WAC 392-140-447 1991-93 LOCAL EDUCATION PROGRAM ENHANCEMENT—RECOVERY OF MONEYS. In January of the following school year or thereafter, the superintendent of public instruction shall compare each school district's local education program enhancement allocation made pursuant to WAC 392-140-446 and its direct expenditures for Program 75 reported on Form F-196. If the allocation exceeds expenditures, the difference shall be recovered.

1991-93 K-3 STAFF ENHANCEMENT

NEW SECTION

WAC 392-140-450 1991-93 K-3 STAFF ENHANCEMENT—APPLICABLE PROVISIONS. The provisions of WAC 392-140-450 through 392-140-497 apply to the determination of staff/student ratios used in apportionment of state basic education moneys to school districts for the 1991-92 and 1992-93 school years based on the district's kindergarten through third grade (K-3) staff and students. Compliance with these sections does not assure compliance with:

(1) RCW 28A.150.100(2), which requires each school district to maintain a ratio of at least forty-six basic education certificated instructional staff per thousand annual average full-time equivalent students; or

(2) RCW 28A.150.250, which requires that the ratio of students per classroom teacher in grades kindergarten through three be no greater than the ratio of students per classroom teacher in grades four and above.

NEW SECTION

WAC 392-140-451 1991-93 K-3 STAFF ENHANCEMENT—AUTHORITY. The authority for WAC 392-140-450 through 392-140-497 is:

(1) Section 502(11), chapter 16, Laws of 1991 1st sp. sess. (the state Operating Appropriations Act); and

(2) RCW 28A.150.290(1).

NEW SECTION

WAC 392-140-452 1991-93 K-3 STAFF ENHANCEMENT—PURPOSE. The purpose of WAC 392-140-450 through 392-140-497 is to set forth the policies and procedures used by the superintendent of public instruction to determine the amount of moneys to be provided to school districts for certificated instructional staff above that set forth in RCW 28A.150.260 (2)(c).

NEW SECTION

WAC 392-140-460 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—ACADEMIC YEAR. As used in WAC 392-140-450 through 392-140-497, "academic year" means any nine-month period within the school year in which the minimum one hundred eighty school days required by law is conducted.

NEW SECTION

WAC 392-140-461 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—SPI FORM S-275. "SPI Form S-275" means the same as defined in WAC 392-121-220.

NEW SECTION

WAC 392-140-462 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—SPI FORM S-277. "SPI Form S-277" means the form provided by the superintendent of public instruction on which school districts report information about each classified employee of the school district as of October 1 of the school year including the employee's name, Social Security number, working hours, assignments, rate of pay, and benefits.

NEW SECTION

WAC 392-140-463 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—SPI FORM 1158. "SPI Form 1158" means the form provided by the superintendent of public instruction on which school districts report supplemental full-time equivalent (FTE) staff and/or supplemental K-3 FTE staff for the school year.

NEW SECTION

WAC 392-140-464 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—SPI REPORT 1159. "SPI Report 1159" means the report produced by the superintendent of public instruction displaying the calculations of K-3 certificated instructional staffing and K-3 apportionment ratios and other information as necessary.

NEW SECTION

WAC 392-140-465 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—SPI FORM 1160. "SPI Form 1160" means the form provided by the superintendent of public instruction on which school districts may select the period of enrollment the superintendent of public instruction shall use to calculate staffing ratios.

NEW SECTION

WAC 392-140-466 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—SPI FORM 1230. "SPI Form 1230" means the form provided by the superintendent of public instruction on which school districts report 1989-90 FTE K-3 basic education classified instructional assistants.

NEW SECTION

WAC 392-140-470 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—FTE K-3 BASIC EDUCATION ENROLLMENT. "FTE K-3 basic education enrollment" means the school district's enrollment for October or for such other period selected by the school district on SPI Form 1160 determined as follows:

- (1) Sum FTE K-3 students reported by a school district pursuant to WAC 392-121-122; and subtract
- (2) Handicapped FTE students of ages six through eight calculated pursuant to WAC 392-122-131 based on enrollment reported by a school district pursuant to WAC 392-122-106.

NEW SECTION

WAC 392-140-471 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—FTE BASIC EDUCATION CERTIFICATED INSTRUCTIONAL EMPLOYEE. "FTE basic education certificated instructional employee" means for a basic education certificated instructional employee as defined in WAC 392-121-210, the FTE calculated pursuant to WAC 392-121-215.

NEW SECTION

WAC 392-140-472 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—FTE K-3 BASIC EDUCATION CERTIFICATED INSTRUCTIONAL EMPLOYEE. "FTE K-3 basic education certificated instructional employee" means for a FTE basic education certificated instructional employee the following:

- (1) If the basic education certificated instructional employee serves only K-3 students, one hundred percent of the FTE assigned to basic education; or
- (2) If the basic education certificated instructional employee serves K-3 students and students of one or more other grades, multiply the FTE assigned to basic education by:
 - (a) The proportion of time spent serving K-3 students to all time serving students;
 - (b) The proportion of K-3 students served to all students served; or
 - (c) Any combination of (a) or (b) of this subsection as appropriate.

NEW SECTION

WAC 392-140-473 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—FTE K-3 BASIC EDUCATION CERTIFICATED INSTRUCTIONAL STAFF. "FTE K-3 basic education certificated instructional staff" means the sum of FTE K-3 basic education certificated instructional employees for a school district.

NEW SECTION

WAC 392-140-474 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—AVERAGE BASIC EDUCATION CERTIFICATED INSTRUCTIONAL STAFF SALARY FOR THE PURPOSE OF APPORTIONMENT. "Average basic education certificated instructional staff salary for purpose of apportionment" means the average salary allocation amount for basic education certificated instructional staff determined by the superintendent of public instruction for general apportionment of state basic education moneys to a school district pursuant to WAC 392-121-299.

NEW SECTION

WAC 392-140-475 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—BASIC EDUCATION CLASSIFIED INSTRUCTIONAL ASSISTANT. "Basic education classified instructional assistant" means a person who is assigned in whole or in part to:

- (1) Program 01—basic education, 31—vocational, basic, state, or 45—skills center, basic, state; and
- (2) Activity 27—teaching; and
- (3) Duty 910—aide.

NEW SECTION

WAC 392-140-476 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—BASIC EDUCATION CLASSIFIED INSTRUCTIONAL ASSISTANT FTE. "Basic education classified instructional assistant FTE" means the number determined for a basic education classified instructional assistant as follows:

- (1) Multiplying the hours per day times the days per year that the employee is assigned as a basic education classified instructional assistant; and
- (2) Divide by 2080.

NEW SECTION

WAC 392-140-477 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—FTE K-3 BASIC EDUCATION CLASSIFIED INSTRUCTIONAL ASSISTANTS. "FTE K-3 basic education classified instructional assistants" means the number determined for a school district as follows:

- (1) For each basic education classified instructional assistant serving K-3 students determine an FTE as follows:
 - (a) If the basic education classified instructional assistant serves only K-3 students, one hundred percent of the FTE determined pursuant to WAC 392-140-476.
 - (b) If the basic education classified instructional assistant serves K-3 students and students of one or more other grades, multiply the FTE determined pursuant to WAC 392-140-476 by:
 - (i) The proportion of time spent serving K-3 students to all time serving students;
 - (ii) The proportion of K-3 students served to all students served; or
 - (iii) Any combination of (b)(i) or (ii) of this subsection as appropriate.
- (2) Sum the FTEs determined pursuant to subsection (1) of this section for all basic education classified instructional assistants of the school district.

NEW SECTION

WAC 392-140-478 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—INSTRUCTIONAL FTE. As used in WAC 392-140-450 through 392-140-497, "instructional FTE" means:

- (1) For a basic education certificated instructional employee, the FTE determined pursuant to WAC 392-140-471.
- (2) For a basic education classified instructional assistant, the FTE determined pursuant to WAC 392-140-476.

NEW SECTION

WAC 392-140-480 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—K-3 ADDITION FTE. "K-3 addition FTE" means the increase in FTE calculated pursuant to WAC 392-140-483 for a K-3 basic education certificated instructional employee or a K-3 basic education classified instructional assistant who is not reported on SPI Form S-275 (for a certificated employee) or on SPI Form S-277 (for

a classified employee) or whose instructional FTE increases after October 1 of the school year.

NEW SECTION

WAC 392-140-481 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—K-3 REDUCTION FTE. "K-3 reduction FTE" means the decrease in K-3 FTE calculated pursuant to WAC 392-140-483 for a basic education certificated instructional employee or a basic education classified instructional assistant who is no longer employed or whose instructional FTE decreases after October 1 of the school year.

NEW SECTION

WAC 392-140-482 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—K-3 REASSIGNMENT FTE. "K-3 reassignment FTE" means the change in K-3 FTE calculated pursuant to WAC 392-140-483 for a basic education certificated instructional employee or a basic education classified instructional assistant after October 1 whose K-3 FTE changes as a result of reassignment but whose total instructional FTE does not change.

NEW SECTION

WAC 392-140-483 1991-93 K-3 STAFF ENHANCEMENT—CALCULATION OF ADDITION, REDUCTION, AND REASSIGNMENT FTE. Addition, reduction, and reassignment FTE shall be calculated as follows:

(1) Determine the K-3 basic education FTE that would have been reported for the employee on SPI Form S-275 (for a certificated instructional employee) or SPI Form S-277 (for a classified instructional assistant) if the employee had served the full academic year at the level of service after the change in service;

(2) Subtract the K-3 basic education FTE as of October 1 as reported for the employee on SPI Form S-275 (for a certificated instructional employee) or on SPI Form S-277 (for a classified instructional assistant) from the result obtained in subsection (1) of this section;

(3) Multiply the result obtained in subsection (2) of this section by the number of months remaining in the academic year that the employee serves at the level of service after the change in service, including the month of the change; and

(4) Divide the result obtained in subsection (3) of this section by nine.

NEW SECTION

WAC 392-140-485 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—SUPPLEMENTAL FTE K-3 BASIC EDUCATION CERTIFICATED INSTRUCTIONAL STAFF. "Supplemental FTE K-3 basic education certificated instructional staff" means the sum of a school district's K-3 addition, reduction, and reassignment FTEs for K-3 basic education certificated instructional staff.

NEW SECTION

WAC 392-140-486 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—SUPPLEMENTAL FTE K-3 BASIC EDUCATION CLASSIFIED INSTRUCTIONAL ASSISTANTS. "Supplemental FTE K-3 basic education classified instructional assistants" means the sum of a school district's K-3 addition, reduction, and reassignment FTEs for K-3 basic education classified instructional assistants.

NEW SECTION

WAC 392-140-490 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—K-3 CERTIFICATED INSTRUCTIONAL STAFFING RATIO. "K-3 certificated instructional staffing ratio" means the ratio calculated for a school district for a school year as follows:

(1) Add FTE K-3 basic education certificated instructional staff as reported on SPI Form S-275 and any supplemental FTE K-3 basic education certificated instructional staff as reported on SPI Form 1158;

(2) Divide the result of subsection (1) of this section by FTE K-3 basic education enrollment; and

(3) Multiply the result obtained in subsection (2) of this section by 1000.

NEW SECTION

WAC 392-140-491 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—ACTUAL AVERAGE SALARY FOR BASIC EDUCATION CLASSIFIED INSTRUCTIONAL ASSISTANTS. "Actual average salary for basic education classified instructional assistants" means the dollar amount determined for a school district for a school year as follows:

(1) For each basic education classified instructional assistant reported on SPI Form S-277 for the school year multiply the hours per day times the days per year times the hourly rate as reported on Form S-277.

(2) Sum the dollar amounts determined pursuant to subsection (1) of this section; and

(3) Divide the result of subsection (2) of this section by the sum of the school district's FTE basic education classified instructional assistants for the school year as reported on Form S-277.

NEW SECTION

WAC 392-140-492 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—INCREASE IN K-3 BASIC EDUCATION CLASSIFIED INSTRUCTIONAL ASSISTANTS FROM 1989-90. "Increase in K-3 basic education classified instructional assistants from 1989-90" means the greater of zero and the number calculated for a school district as follows:

(1) Sum FTE K-3 basic education classified instructional assistants reported on SPI Form S-277 and any supplemental FTE K-3 basic education classified instructional assistants as reported on SPI Form 1158; and subtract

(2) 1989-90 K-3 basic education classified instructional assistants as reported on SPI Form 1230.

NEW SECTION

WAC 392-140-493 1991-93 K-3 STAFF ENHANCEMENT—DEFINITION—RECOGNIZED CERTIFICATED STAFF RATIO EQUIVALENT OF INCREASED K-3 CLASSIFIED INSTRUCTIONAL ASSISTANTS. "Recognized certificated staff ratio equivalent of increased K-3 classified instructional assistants" means the number calculated for a school district with a K-3 certificated instructional staffing ratio of 51.00 or greater and an increase in K-3 basic education classified instructional assistants from 1989-90 as follows:

(1) Divide the increase in K-3 basic education classified instructional assistants from 1989-90 by FTE K-3 basic education enrollment;

(2) Multiply the result of subsection (1) of this section by 1000;

(3) Multiply the result of subsection (2) of this section by the ratio of actual average salary for basic education classified instructional assistants to average basic education certificated instructional staff salary for the purpose of apportionment;

(4) The lesser of 1.30 and the result of subsection (3) of this section is the school district's recognized certificated staff ratio equivalent of increased K-3 classified instructional assistants.

NEW SECTION

WAC 392-140-494 1991-93 K-3 STAFF ENHANCEMENT—SCHOOL DISTRICT REPORTING—REQUIRED REPORTS. Each school district shall report to the superintendent of public instruction on SPI Forms S-275 and S-277 the school district's FTE K-3 basic education certificated instructional staff and FTE K-3 basic education classified instructional assistants as of October 1 of the school year. School districts shall report pursuant to instructions provided by the superintendent of public instruction.

NEW SECTION

WAC 392-140-495 1991-93 K-3 STAFF ENHANCEMENT—SCHOOL DISTRICT REPORTING—OPTIONAL REPORTS. At any time prior to September 30 of the following school year school districts may report to the superintendent of public instruction:

(1) Supplemental FTE K-3 staff for the school year on SPI Form 1158;

(2) One of the following optional periods of enrollment on SPI Form 1160:

(a) Enrollment for any month of the school year; or

- (b) Annual average enrollment for the school year; and
 (3) 1989-90 FTE K-3 classified instructional assistants on SPI Form I230.

NEW SECTION

WAC 392-140-496 1991-93 K-3 STAFF ENHANCEMENT—CALCULATION OF K-3 APPORTIONMENT RATIOS. The superintendent of public instruction shall calculate each school district's ratio of state allocated certificated instructional staff units per one thousand K-3 students for state basic education apportionment as follows:

- (1) If the school district's K-3 certificated instructional staffing ratio is 49.00 or less, the district's K-3 apportionment ratio shall be 49.00.
 (2) If the school district's K-3 certificated instructional staffing ratio is greater than 49.00, and less than 51.00, the district's K-3 apportionment ratio shall be the same as the district's K-3 certificated instructional staffing ratio.
 (3) If the school district's K-3 certificated instructional staffing ratio is 51.00 or greater, the district's K-3 apportionment ratio shall be the lesser of:
 (a) 54.30; and
 (b) The sum of the district's K-3 certificated instructional staffing ratio and, if applicable, the district's recognized certificated staff ratio equivalent of increased K-3 classified instructional assistants.

NEW SECTION

WAC 392-140-497 1991-93 K-3 STAFF ENHANCEMENT—REPORTING BY THE SUPERINTENDENT OF PUBLIC INSTRUCTION. The superintendent of public instruction shall report to school districts as follows:

- (1) Prior to January 31 of each school year the superintendent of public instruction shall provide each school district an initial SPI Report 1159. The report shall include any supplemental data received from the school district prior to January 1 of the school year.
 (2) Within thirty days of receiving any of the following data from a school district the superintendent of public instruction shall provide the school district with an interim SPI Report 1159:
 (a) Supplemental FTE K-3 staff on SPI Form 1158;
 (b) Selection of optional enrollment on SPI Form 1160;
 (c) Corrections to FTE K-3 basic education certificated instructional staff on SPI Form S-275; or
 (d) Corrections to FTE K-3 basic education classified instructional assistants on SPI Form S-277.
 (3) Prior to January 1 of the following school year, the superintendent of public instruction shall provide each school district a final SPI Report 1159. The report shall include supplemental data for the school year received from the school district prior to September 30 of the following school year.
 (4) Reports shall show the school district's K-3 certificated instructional staffing ratio, recognized certificated staff ratio equivalent of increased K-3 classified instructional assistants, and K-3 apportionment ratio for the school year.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 392-140-075 1985-87 SCHOOL BASED MANAGEMENT PILOT PROJECTS—APPLICABLE PROVISIONS—AUTHORITY.
 WAC 392-140-076 1985-87 SCHOOL BASED MANAGEMENT PILOT PROJECTS—SCHOOL BASED MANAGEMENT—DEFINITION.
 WAC 392-140-077 1985-87 SCHOOL BASED MANAGEMENT PILOT PROJECTS—SCHOOL SITE COUNCIL—DEFINITION.
 WAC 392-140-078 1985-87 SCHOOL BASED MANAGEMENT PILOT PROJECTS—SCHOOL IMPROVEMENT PLAN—DEFINITION.
 WAC 392-140-079 1985-87 SCHOOL BASED MANAGEMENT PILOT PROJECTS—DISTRICT APPLICATION.
 WAC 392-140-080 1985-87 SCHOOL BASED MANAGEMENT PILOT PROJECTS—PROJECT SELECTION CRITERIA AND ADVISORY COMMITTEE.
 WAC 392-140-081 1985-87 SCHOOL BASED MANAGEMENT PILOT PROJECTS—CONDITIONS PRECEDENT TO

APPLICATION BY DISTRICT FOR PILOT PROJECT APPROVAL.

- WAC 392-140-082 1985-87 SCHOOL BASED MANAGEMENT PILOT PROJECTS—GRANT EXPENDITURES AND TERMINATION.
 WAC 392-140-083 1985-87 SCHOOL BASED MANAGEMENT PILOT PROJECTS—ALLOCATIONS BY SUPERINTENDENT OF PUBLIC INSTRUCTION.
 WAC 392-140-160 LOCAL EDUCATION PROGRAM ENHANCEMENT—APPLICABLE PROVISIONS.
 WAC 392-140-161 LOCAL EDUCATION PROGRAM ENHANCEMENT—DEFINITION—STATEMENT OF ASSURANCES.
 WAC 392-140-162 LOCAL EDUCATION PROGRAM ENHANCEMENT—DEFINITION—FULL-TIME EQUIVALENT STUDENT.
 WAC 392-140-163 LOCAL EDUCATION PROGRAM ENHANCEMENT—DEFINITION—ANNUAL AVERAGE FULL-TIME EQUIVALENT STUDENTS.
 WAC 392-140-165 LOCAL EDUCATION PROGRAM ENHANCEMENT—DEFINITION—SUPPORT LEVEL.
 WAC 392-140-166 LOCAL EDUCATION PROGRAM ENHANCEMENT—DEFINITION—END OF YEAR REPORT.
 WAC 392-140-167 LOCAL EDUCATION PROGRAM ENHANCEMENT—DEFINITION—NEEDS ASSESSMENT.
 WAC 392-140-168 LOCAL EDUCATION PROGRAM ENHANCEMENT—DEFINITION—ELIGIBLE PROGRAMS.
 WAC 392-140-169 LOCAL EDUCATION PROGRAM ENHANCEMENT—CONDITIONS FOR RECEIVING MONEYS.
 WAC 392-140-170 LOCAL EDUCATION PROGRAM ENHANCEMENT—ALLOWABLE EXPENDITURES.
 WAC 392-140-171 LOCAL EDUCATION PROGRAM ENHANCEMENT—PAYMENT OF LOCAL EDUCATION PROGRAM ENHANCEMENT FUNDS.
 WAC 392-140-172 LOCAL EDUCATION PROGRAM ENHANCEMENT—PRORATION.
 WAC 392-140-173 LOCAL EDUCATION PROGRAM ENHANCEMENT—END OF YEAR REPORT.
 WAC 392-140-174 LOCAL EDUCATION PROGRAM ENHANCEMENT—CARRYOVER PROVISION.

WSR 91-21-098**EMERGENCY RULES****DEPARTMENT OF FISHERIES**

[Order 91-120—Filed October 21, 1991, 4:46 p.m., effective October 22, 1991, 5:00 a.m.]

Date of Adoption: October 21, 1991.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-47-717.

Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: The openings in Areas 6D, 7B, 8D, and 9A provide opportunity to harvest the nontreaty share of coho salmon originating from the Strait of Juan de Fuca and Nooksack-Samish regions and from the Tulalip and Hood Canal hatcheries. The openings in Areas 8A, 10, and 11 provide opportunity to harvest the nontreaty share of Stillaguamish-Snohomish and south Puget Sound origin chum salmon. The Area 10 in-season restriction is necessary to reduce impacts

on local chum stocks. All other Puget Sound areas are closed to prevent overharvest of local salmon stocks.

Effective Date of Rule: 5:00 a.m., October 22, 1991.

October 21, 1991

Judith M. Merchant
Deputy
for Joseph R. Blum
Director

NEW SECTION

WAC 220-47-718 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY. Notwithstanding the provisions of Chapter 220-47 WAC, effective 5:00 AM Tuesday October 22nd, 1991, until further notice, it is unlawful to take, fish for, or possess salmon or Atlantic salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following open periods and mesh and area restrictions:

*Area 6D - Gillnets using 5-inch minimum mesh and fishing with no more than 900 feet of net, and purse seines using the 5-inch strip, may fish continuously until 4:00 PM Friday October 25. The exclusion zone described in WAC 220-47-307 is in effect for this fishery.

*Area 7B - Gillnets using 5-inch minimum mesh, and purse seines, may fish continuously until 4:00 PM Friday October 25. The exclusion zones described in WAC 220-47-307 are in effect for this fishery.

*Area 8A - Gillnets using 6-inch minimum mesh may fish from 5:00 PM to 9:00 AM nightly, Monday and Tuesday nights October 21 and 22. Purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM daily, Tuesday and Wednesday October 22 and 23. The exclusions zones described in WAC 220-47-307 are in effect for this fishery.

*Area 8D - Gillnets using 5-inch minimum mesh may fish from 5:00 PM to 9:00 AM nightly, Monday and Tuesday October 21 and 22, and from 9:00 AM to 5:00 PM Thursday October 24. Purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM daily, Tuesday and Wednesday October 22 and 23, and from 9:00 AM to 4:00 PM Friday October 25.

*Areas 10 and 11 - Gillnets using 6-inch minimum mesh may fish from 5:00 PM Monday October 21 to 9:00 AM Tuesday October 22. Purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM Tuesday October 22. The following area 10 in-season restriction applies: closed in Port Madison west of a line projected 178 degrees true from the light at the end of the Indianola Dock to the landfall on the south shore of Port Madison. The exclusion zones described in WAC 220-47-307 are in effect for this fishery.

*Area 9A - Gillnets using 5-inch minimum mesh and purse seines using the 5-inch strip may fish continuously from 5:00 AM Monday October 21 to 4:00 PM Friday October 25.

*Areas 4B, 5, 6, 6A, 6B, 6C, 7, 7A, 7C, 7D, 7E, 8, 9, 10A, 10C, 10D, 10E, 10F, 10G, 11A, 12, 12A, 12B, 12C, 12D, 13, 13A, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, and 13K, all freshwater areas, and exclusion zones provided for in WAC 220-47-307 except as modified herein - Closed.

REPEALER

The following section of the Washington Administrative Code is repealed effective 5:00 AM Tuesday October 22nd, 1991:

WAC 220-47-717 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY (91-118)

WSR 91-21-099

ATTORNEY GENERAL OPINION

Cite as: AGO 1991 No. 31

[October 14, 1991]

LIQUOR—LIQUOR CONTROL BOARD—LICENSES—ELECTIONS—ANNEXATION—CITIES AND TOWNS—EFFECT OF ANNEXATION OF TERRITORY IN WHICH THE SALE OF LIQUOR IS PERMITTED BY A CITY IN WHICH SALE OF LIQUOR IS PROHIBITED

1. RCW 66.04.030 permits a local option election unit to conduct an election in the question of whether the sale of liquor under a class H license should be permitted within the election unit. The boundaries of the local option election unit are the city or town or unincorporated portion of the county in which the unit is located. If the voters approve the proposition, it is unlawful to sell spirituous liquor by the drink within the local option election unit.
2. When a city annexes new territory, the general rule is that the authority of the city extends over the new territory. However, cities are not granted the power to restrict the sale of liquor. That power is granted to the voters of a local option election unit. Annexation does not make the new territory a part of the local option election unit. The prohibition on liquor sale is limited to the corporate limits of the city as it existed at the time of of the local option election. Thus, when "wet" territory is annexed into a city that contains a "dry" local option election unit, it does not become "dry" by reason of the annexation.

Requested by:

Honorable Shirley Winsley
State Representative, District 28
319 John L. O'Brien Building
Olympia, Washington 98504

Reviser's note: The typographical error in the above material occurred in the copy filed by the Attorney General and appears in the Register pursuant to the requirements of RCW 34.08.040.

WSR 91-21-100
NOTICE OF PUBLIC MEETINGS
PUBLIC WORKS BOARD
 [Memorandum—October 18, 1991]

SPECIAL MEETING NOTICE

Notice is hereby given of a special meeting of the Public Works Board to be held on Tuesday, November 5, 1991, beginning at 8:30 a.m.

The meeting will be held at the Red Lion, Sea-Tac International Airport.

The purpose of the meeting will be to discuss policy/application development for newly-formed public works trust fund timber impact assistance loan program.

WSR 91-21-101
NOTICE OF PUBLIC MEETINGS
PUGET SOUND
WATER QUALITY AUTHORITY
 [Memorandum—October 21, 1991]

Listed below are the dates and locations for the regular meetings of the Puget Sound Water Quality Authority through June 1992. Specific locations are listed for the first five meetings. Specific locations for future meetings will be published as they are determined.

The meetings generally begin at 9:30 a.m., any variation from this starting time will be published when the final agenda is mailed. Persons interested in more information about the meetings are invited to call Sandy Davies at 493-9178 (in Lacey) or 1-800-54-SOUND.

November 20, 1991	Silverdale	Kitsap Pavilion Conference Room 1200 N.W. Fairgrounds Road (between Bremerton and Silverdale)
December 18, 1991	Seattle	Port of Seattle Commission Chambers 2201 Alaskan Way, Pier 66
January 15, 1992	Tacoma	Port of Tacoma Commission Board Room World Trade Center 1 Sitcum Plaza
February 19, 1992	Olympia	Thurston County Courthouse Building 1, Room 152 2000 Lakeridge Drive S.E.
March 18, 1992	Renton	Fairwood Library 17009 140th S.E.

Specific locations of the following meetings are yet to be determined:

April 15, 1992 Olympia
 May 20, 1992 Anacortes
 *June 10, 1992 Port Townsend

*This meeting date is the second Wednesday of June, and is revised from the date previously announced.

WSR 91-21-102
NOTICE OF PUBLIC MEETINGS
EASTERN WASHINGTON UNIVERSITY
 [Memorandum—October 22, 1991]

BOARD OF TRUSTEES

October 25, 1991, 9:00 a.m.

Louise Anderson Hall, First Floor Lounge

Breakfast will be served to board members prior to the meeting at 8:00 a.m., Room 140, Second Floor.

WSR 91-21-103
PROPOSED RULES
HORSE RACING COMMISSION
 [Filed October 22, 1991, 11:15 a.m.]

Continuance of WSR 91-19-056.

Title of Rule: WAC 260-36-030 Veterinarians, platers, and dentists—License required—Ineligible as trainers.

Purpose: Amend restrictive language prohibiting platers and dentists from becoming trainers while holding an occupational permit.

Statutory Authority for Adoption: RCW 67.16.040.

Summary: Amendment of this rule will enable platers and dentists to also obtain a trainer's license while holding an occupational permit as a plater or dentist.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: John Crowley, Olympia, Washington, (206) 459-6462.

Name of Proponent: Washington Horse Racing Commission, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: This rule prohibits platers and dentists from obtaining a trainer's license while holding an occupational permit. Amending this rule will enable those individuals to not only hold the occupations permit for their category, but also enable them to also be licensed as a trainer.

Proposal does not change existing rules.

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

The enactment above is not anticipated to affect more than 20 percent of all industries nor more than 10 percent of any one industry as defined by section 2(3), chapter, Laws of 1982. Therefore, a small business economic impact statement has not been prepared.

Hearing Location: Sea-Tac Red Lion Inn, 18740 Pacific Highway South, Seattle, WA 98188, on November 19, 1991, at 2:00 p.m.

Submit Written Comments to: John Crowley, Executive Secretary, Washington Horse Racing Commission, 3700 Martin Way, Suite 101, Olympia, WA 98506, by November 18, 1991.

Date of Intended Adoption: November 19, 1991.

October 21, 1991
 John Crowley
 Executive Secretary

AMENDATORY SECTION (Amending Rules of Racing [Order 89-93], filed 4/21/61 [6/9/89])

WAC 260-36-030 VETERINARIANS, PLATERS, AND DENTISTS—LICENSE REQUIRED—INELIGIBLE AS TRAINERS. The license fee for veterinarians, platers and dentists shall be for one year and shall be \$15.00. They must be approved by the commission before practicing their professions on the grounds of an association. The (v) veterinarian shall not be eligible to hold a license to train horses while holding said occupational license.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

WSR 91-21-104
PROPOSED RULES
HORSE RACING COMMISSION

[Filed October 22, 1991, 11:18 a.m.]

Continuance of WSR 91-19-055.

Title of Rule: WAC 260-48-110 "Entry" wager on one is wager on all.

Purpose: With the increasing number of short fields, racing associations are restricted to taking a possible entry when the common tie is in the trainer thus making the entry a coupled entry even though there are different owners.

Statutory Authority for Adoption: RCW 67.16.040.

Summary: Enable racing secretaries to possibly fill a short field of entries by allowing an entry where the common tie is only in the trainer not the owner.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: John Crowley, Olympia, Washington, (206) 459-6462.

Name of Proponent: Washington Horse Racing Commission, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Will possibly enable racing secretaries to fill a short field of entries by allowing the entry of horses trained by the same trainer, but not the same owner.

Proposal does not change existing rules.

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

The enactment above is not anticipated to affect more than 20 percent of all industries nor more than 10 percent of any one industry as defined by section 2(3), chapter, Laws of 1982. Therefore, a small business economic statement has not been prepared.

Hearing Location: Sea-Tac Red Lion Inn, 18740 Pacific Highway South, Seattle, WA 98188, on November 19, 1991, at 2:00 p.m.

Submit Written Comments to: John Crowley, Executive Secretary, Washington Horse Racing Commission, 3700 Martin Way, Suite 101, Olympia, WA 98506, by November 18, 1991.

Date of Intended Adoption: November 19, 1991.

October 21, 1991
 John Crowley
 Executive Secretary

AMENDATORY SECTION (Amending Rules of Racing [Order 81-05], filed 4/21/61 [7/10/81])

WAC 260-48-110 "ENTRY"—WAGER ON ONE IS WAGER ON ALL. When two or more horses run in a race, and are coupled because of common ties they are called an "entry" and a wager on one of them shall be a wager on all of them. In cases where the only common tie is that the horses are trained by the same trainer, the horses shall be uncoupled for wagering purposes. ~~((except in quinella or exacta races. At nonprofit or sixty-forty meets, when the only common tie is that the horses are trained by the same trainer, the horses may be uncoupled for wagering purposes.))~~

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

WSR 91-21-105
EMERGENCY RULES
DEPARTMENT OF
NATURAL RESOURCES
 [Order 589—Filed October 22, 1991, 1:16 p.m.]

Date of Adoption: October 22, 1991.

Purpose: Emergency closure of forest land in eastern Washington.

Statutory Authority for Adoption: RCW 76.04.015 and 76.04.325(2).

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

Reasons for this Finding: Extreme fire conditions and fire occurrence in eastern Washington exists whereby lives, property, and natural resources are at risk. The closure of forest lands in eastern Washington to access and all activities is necessary to prevent additional fires from starting.

Effective Date of Rule: Immediately.

October 22, 1991
 Brian J. Boyle
 Commissioner of
 Public Lands

NEW SECTION

WAC 332-26-031 FOREST CLOSURE. Effective midnight, Tuesday, October 22, 1991 through midnight, Thursday, October 24, 1991 all lands protected by the Department of Natural Resources in eastern Washington are closed to access by the public and all activities on such lands are prohibited. During the time of this closure all persons are excluded from said lands except those persons present in the interest of fire protection.

WSR 91-21-106
NOTICE OF PUBLIC MEETINGS
COMMISSION ON
JUDICIAL CONDUCT
 [Memorandum—October 22, 1991]

The Commission on Judicial Conduct will hold its public business session at 11:00 a.m. on December 13, 1991, in the City Council Chambers, 321 East 5th Street, Port Angeles, WA.

WSR 91-21-107
PROPOSED RULES
EASTERN WASHINGTON UNIVERSITY
 [Filed October 22, 1991, 1:44 p.m.]

Original Notice.

Title of Rule: Scholarships, to provide direction as to where to inquire about scholarships at Eastern Washington University.

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

Reasons Supporting Proposal: The proposal provides the public with information on where to inquire about scholarships.

Name of Agency Personnel Responsible for Drafting: Gayle Ogden, SHW 300A, (509) 359-4294; **Implementation and Enforcement:** Sue Shackette, SHW 127, (509) 359-2314.

Name of Proponent: Eastern Washington University, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The proposal will provide the public information on where to inquire as to available scholarships.

Proposal does not change existing rules.

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

Hearing Location: Eastern Washington University, West 705 First, Fourth Floor, Spokane, WA, on December 6, 1991, at 9:00 a.m.

Submit Written Comments to: Gayle Ogden, Rules Coordinator, Eastern Washington University, Cheney, Washington 99004, by December 5, 1991.

Date of Intended Adoption: December 6, 1991.

October 21, 1991
 Gayle Ogden
 Rules Coordinator

Chapter 172-123 WAC
 SCHOLARSHIPS

NEW SECTION

WAC 172-123-010 SCHOLARSHIPS. Detailed information concerning the criteria, eligibility, and procedures for application and other information regarding scholarships at Eastern Washington University is available in the EWU Office of Financial Aid and Scholarships; Cheney, WA 99004-2496.

WSR 91-21-108
PROPOSED RULES
EASTERN WASHINGTON UNIVERSITY
 [Filed October 22, 1991, 1:56 p.m.]

Original Notice.

Title of Rule: Implementation of the Family Educational Rights and Privacy Act (FERPA).

Purpose: To inform the public of modifications to the FERPA and to modify outdated references of the college to "university."

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

Statute Being Implemented: RCW 28B.10.016, 34.05.482, and 42.17.250.

Summary: The proposed amendments will make the Eastern Washington University rule consistent with the intent of the law with regard to access to education records and how to appeal denials to access.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Steve Neiheisel, Showalter 114, (509) 458-6347.

Name of Proponent: Eastern Washington University, governmental.

Rule is necessary because of federal law, 20 U.S.C. Section 1232.

Explanation of Rule, its Purpose, and Anticipated Effects: The FERPA establishes requirements for the protection of privacy of parents and students with regard to education records of a student. It provides guidelines to individuals and agencies who wish to inspect or review records, and the regulations regarding the release or amendment of those records. The proposed rule amendments will implement these requirements and guidelines.

Proposal Changes the Following Existing Rules: The proposal implements new regulations which define "directory information." The new standards allow the agency to exercise discretion in releasing information when agreeable with the eligible student. The definition of "education records" was also modified in the act which extends the applicability to employment records when a student is employed as a result of his/her student status. "Personally identifiable information" now includes the address of the student's family. The definition of "student" was extended to clarify that former students are included. The university is no longer required to document the confidentiality of records on file. It defines which records may be disclosed without prior consent. Further, it requires the university to record the release or request for release of records. The university is allowed discretion in emergency situations to release records. Objections to the denial of requests for education records or the contesting of the release of education records may be heard in brief adjudicative proceedings.

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

Hearing Location: Eastern Washington University, West 705 First, Fourth Floor, Spokane, WA, on December 6, 1991, at 9:00 a.m.

Submit Written Comments to: Gayle Ogden, Rules Coordinator, Eastern Washington University, Cheney, Washington 99004, by December 5, 1991.

Date of Intended Adoption: December 6, 1991.

October 21, 1991

Gayle Ogden

Rules Coordinator

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-010 PURPOSE. The purpose of this chapter is to comply with the requirements of Public Law 93-380, § 513, of 1974, also annotated as 20 U.S.C.A. 1232, which law represents amendments to the General Education Provisions Act. As indicated in the aforesaid law, its purpose is to assure that students attending institutions of higher education such as Eastern Washington ((State College)) University shall have a right to inspect certain records and files intended for school use or made available to parties outside the ((college)) university.

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-020 DEFINITIONS. The following definitions shall apply in interpreting these regulations:

(1) ~~(((His" when used throughout these regulations shall accomplish reference to both the male and female sexes.~~

(2) "Education records" ~~((means those))~~ are defined as records, files, documents, and other materials which contain information directly related to a student and are maintained by the ((college)) university. Also included are records relating to an individual in attendance at the university who is employed as a result of his or her status as a student. The definition of "education records" ~~((")),~~ however, does not include any materials used by any ((college)) university instructor in the course of assessing a student's academic performance, including but not limited to academic grades conferred, essays, tests, written evaluations given during ~~((the course of))~~ directed studies, and the like, nor materials maintained by the ~~((college's))~~ university's counseling center ~~((and the college's health services center)),~~ or by any ~~((other))~~ psychologist paraprofessional acting in ~~((his or her))~~ a professional or paraprofessional capacity for the benefit of the ((college)) university.

(3) "Student" is defined as a person who is ~~((currently enrolled in a regularly scheduled class conducted at the college. Regularly scheduled classes shall include those classes occurring during fall, winter, spring, and summer quarters and those classes in which residence credits are conferred at Fairchild))~~ or has been in attendance at Cheney, Spokane, or any other location at which the ((college)) university confers ~~((residence))~~ credit ~~((A person is a student for purposes of these regulations even though he is not currently enrolled in summer quarter but was regularly enrolled during the previous Spring quarter))~~ and regarding whom the university maintains educational records.

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

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-030 RIGHT OF INSPECTION. Any student shall have a right, subject to the procedural requirements outlined in WAC ~~((172-08-070 through 172-08-090 [codified as WAC 172-190-070 through 172-190-090] of these regulations))~~ 172-190-070 through 172-190-090, to inspect any ~~((and all))~~ education records directly related to him or her that ~~((is))~~ are intended for school use or ~~((is))~~ are available for parties outside the school or school system. In the case of any education records relating to a student which also include information regarding another student, the responsible ~~((col))~~ tege)) university officials shall delete any personally identifiable information relating to the identity of ~~((such))~~ the other student.

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-035 AVAILABILITY OF DIRECTORY INFORMATION. Except as hereinafter provided, the following information contained in a student's education records shall be available to members of the public: Student's name, address, telephone listing, date and place of birth, and participation in officially recognized activities and sports~~((;))~~; weight ~~((and)),~~ height ~~((of athletic teams, dates of athletic teams,))~~ and birth dates of athletic team members; dates of attendance at the ((college)) university, degrees and awards received,

and the most recent previous educational agency or institution attended by the student. ~~((Such))~~ The information shall be deemed "directory information." The ~~((college))~~ university will give public notice to students of the matters contained in the above-designated "directory information" that is available to members of the public at the time the student registers for enrollment in the academic quarter. On the day of ~~((such))~~ registration each student shall indicate on the ~~((college))~~ university registration form whether he or she will not consent to the ~~((college's))~~ university's release of ~~((such))~~ directory information to others ~~((without his consent)).~~

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-040 ACCESS PERMITTED TO ~~((COLLEGE))~~ UNIVERSITY AND CERTAIN OTHER OFFICIALS WITHOUT CONSENT. (1) The following persons, individuals, agencies, or organizations shall be entitled to access to official records, files, and data of any student, subject to the limitations outlined in ~~((subpart))~~ subsection (2) of this section, ~~((WAC 172-08-040 [codified as WAC 172-190-040]))~~ without the written consent of the student:

(a) Other school officials, including instructors within the ~~((college))~~ university who have a legitimate educational interest;

(b) Officials of other ~~((colleges))~~ universities, schools, or school systems, upon the condition that a reasonable attempt is made to notify the student ~~((is notified))~~ of the transfer and ~~((receives))~~ to provide the student with a copy of the record if he or she desires it and the student has the opportunity to challenge the content of the record, per the procedures outlined in WAC 172-08-090 ~~(([codified as WAC 172-190-090]))~~;

(c) Authorized representatives of the controller general of the United States~~((;))~~; the Secretary of Health, Education and Welfare~~((;))~~; and administrative head of an education agency as defined in § 409 of Public Law 93-380~~((;))~~; or state of Washington educational authorities; provided, that except when collection of personally identifiable data is specifically authorized by federal law, any data collected by the controller general, the secretary, administrative head of a United States Education Agency or state educational authorities with respect to individual students shall not include information (including social security numbers) which permit the personal identification of ~~((such))~~ the students.

(d) Authorized representatives of the Office of Education at the U.S. Department of Health, Education and Welfare~~((;))~~; the Law Enforcement Assistance Administration of the U.S. Department of Justice~~((;))~~; the U.S. Veterans Administration~~((;))~~; the Bureau of Indian Affairs~~((;))~~; the Washington state council on higher education~~((;))~~; the Washington state department of social and health services~~((;))~~; lending institutions receiving applications from students or granting to students financial aid~~((;))~~; and individual organizations or institutions that provide scholarships to any applicant student when ~~((such))~~ the organizations or individuals make requests for students' education records in connection with a student's application for, or receipt of, financial aid.

(e) State and local officials or authorities, if a state statute adopted prior to November 19, 1974, specifically requires disclosures to those officials and authorities. This does not prevent a state from further limiting the number of type or state or local officials to whom disclosures may be made under that paragraph.

(f) Disclosures to organizations (including, but not limited to, federal, state, local agencies, and independent organizations) conducting studies for, or on behalf of, educational agencies or institutions to:

(i) Develop, validate, or administer predictive tests;

(ii) Administer student aid programs; or

(iii) Improve instruction.

This information may be disclosed if the study is conducted in a manner that does not permit personal identification of parents or students by individuals other than representatives of the organization and the information is destroyed when no longer needed for the purposes for which the study was conducted.

(g) The disclosure is to accrediting organizations to carry out their accrediting functions.

(h) The disclosure is to parents of a dependent student, as defined in Section 152 of the Internal Revenue Code of 1954.

(i) The disclosure is to comply with a judicial order or lawfully-issued subpoena. Information may be disclosed only if the institution or agency makes a reasonable effort to notify the parent or eligible student of the order or subpoena in advance of compliance.

(j) Disclosure is in connection with a health or safety emergency.

(k) Disclosure is information the educational agency or institution has designated as "directory information."

(1) This section does not forbid or require an educational agency or institution to disclose personally identifiable information from the education records of a student to any parties under (a) through (l) of this subsection.

(2) The ((college)) university shall maintain a record, kept with the education records of each student, which will indicate all the agencies or organizations referenced in ((subparagraphs)) subsection (1)(b) and (c) of this section, which have requested or obtained access to the student's education records. The ((college)) university employee who is the custodian charged with the maintenance of ((such)) the student education records shall further indicate specifically the legitimate interest each ((such)) agency or organization has in obtaining this information.

(3) If any of the agencies or organizations described in ((subparagraphs)) subsection (1)(b) or (c) of this section, request access to the education records of ten or more students, they may do so on a form provided by the ((college)) university that indicates the request is being made on a blanket basis. ((Such)) The form shall also require the agency to identify the legitimate interest the agency has regarding students' education records. The ((college)) university employee who is the custodian of each student education record requested by an agency or organization referenced in ((subparagraphs)) subsection (1)(b) and (c) of this section shall then enter in ((such)) the education record notice of ((such)) the agency's or organization's request and the place where the request may be found.

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-050 DISTRIBUTION OF INFORMATION TO OTHERS. The ((college)) university shall not furnish in any form any personally identifiable information contained in education records directly related to a student to any person, agency, or organization other than those designated in WAC ((172-08-040 [codified as WAC 172-190-040])) 172-190-040, unless ((it first obtains)) written consent is first obtained from the student and, ((which written consent also)) specifically identifies the records to be released, the ((reasons for such release;)) legitimate interests the party has in obtaining the information and to whom ((such)) the personally identifiable information is to be released. In the case any ((such)) personally identifiable information contained in a student's education records is to be furnished in compliance with a judicial order or pursuant to a lawfully issued subpoena, the ((college)) university shall ((notify)) make a reasonable attempt to notify the student in advance of compliance therewith.

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-060 NOTICE OF RIGHTS GIVEN UNDER FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT OF 1974. In accordance with the requirements of the aforesaid federal statute, the ((college)) university will make its best efforts to notify all students of their rights under this act. ((Such)) The notification shall be done by the registrar through the Washington Administrative Code procedures provided for by the ((Higher Education)) Administrative Procedure(s) Act, notices accomplished through ((The Easterner)) the university catalogs, quarterly course announcements, and ((such)) other publications and media that the ((college)) university deems appropriate. The notification shall include at least a statement which indicates where the policy is kept and how copies of the policy may be obtained.

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-070 REQUESTS FOR ACCESS TO STUDENT RECORDS. ((+)) No personally identifiable information relating to a student's education record will be furnished to any person whatsoever unless ((such)) the person makes a written request to do so and provides to the custodian of ((such)) the records information sufficient to identify the requesting party as a person who has a right to access to ((such)) the records. By way of example and not limitation, a requesting party who identifies himself or herself as a student to whom ((such)) the record relates must provide a department of licensing identification or international driver's license or identification sufficient to identify ((such)) the student, ((college)) university identification card, and any other official identifying document that is sufficient to establish the identity of ((such)) the student. In the case of any persons in the category of those individuals, persons, agencies, or organizations identified in WAC ((172-08-040 [codified as WAC 172-190-040])) 172-190-040, no personally identifiable information contained

in any student's education record will be disclosed without providing information of the same type and nature as that required of a student plus other information as the custodian of the record deems sufficient to ascertain the official capacity of ((such)) the requesting party.

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-080 DETERMINATION REGARDING RECORDS. ((+)) The ((college)) university reserves the right to determine that a record regarding a student is not an education record or material defined in WAC ((172-08-020 [codified as WAC 172-190-020])) 172-190-020 or that the provision of personally identifiable information relating to a student was properly given to an authorized agency per WAC ((172-08-040 [codified as WAC 172-190-040])) 172-190-040. The determination shall be made in writing and may be accomplished in consultation with any of the records officers of the ((college)) university designated in chapter 172-09 WAC, the president, a vice-president, or an assistant attorney general assigned to the ((college)) university.

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-090 ((HEARING PROCEDURE)) REVIEW PROCEEDING AVAILABLE. (1) Any person objecting to a denial of a request for any ((college)) university record relating to a student, or any student who contests whether the transfer of any ((college)) university record relating to him or her is permitted under these regulations, may petition for prompt review of ((such)) the denial or written objection to transfer. ((Such)) The written request shall:

(a) Be served ((upon)) on the public records officer provided for in chapter 172-09 WAC;

(b) Demand prompt review; and

(c) In the case of objection to transfer, specifically reference the party to whom he or she does not want the record transferred and contain a written statement by the record custodian denying the person's request.

Upon receipt of a proper written objection to transfer of a student record, the ((college)) university public records officer shall cause ((such)) the records to not be transferred pending outcome of the ((hearing)) proceeding provided for in these regulations.

(2) Within ten days after receipt of the written request by a person petitioning for prompt review of a decision by a custodian of student records, the president of the ((college)) university or any ((of his)) authorized designees, which for the purposes of this section may include any vice-president of the ((college)) university, shall consider ((such)) the petition.

(3) The president or ((his)) authorized designee may at the end of the ten day period either meet the objecting party's objection and advise ((him)) the party of the same in writing, or in the alternative, set the matter up for a ((hearing)) proceeding before a ((hearing)) presiding officer designated by the president or the president's designee. ((Such hearing)) The proceeding shall be conducted within thirty days after the objecting party served ((his)) the objections on the ((college)) university's public records officer and shall be ((an informal hearing)) a brief adjudicative proceeding, as that term is defined in ((WAC 172-129-035)) RCW 34.05.482 through 34.05.494 and shall be conducted as provided for therein. The president or ((his)) authorized designee shall determine the time and place for ((such hearing)) the proceeding. At the ((hearing)) proceeding, the objecting party shall further explain and identify ((his)) the exact purpose for seeking the record ((he)) which has been denied or why he or she has lodged objections to transfer of a student record. Failure by the person requesting the review to appear at ((such informal hearing)) the brief adjudicative proceeding shall be deemed a waiver of that person's right to insist upon completion of the review of ((his)) the request.

(4) During the ((course of the informal hearing)) proceeding conducted by the president, ((his)) an authorized designee, or by anyone appointed by the president or ((his)) authorized designee, the person conducting the ((hearing)) proceeding shall consider the obligation of the ((college)) university to fully comply with the Family Educational Rights and Privacy Act, but shall also consider the exemptions provided in the course of these regulations. A record shall be made of the ((informal hearing)) proceeding by mechanical transcriptions or any other means satisfactory to the ((college)) university.

(5) Within ten days after the hearing has occurred, the president, or ((his)) authorized designee, or the hearing officer appointed to conduct the informal hearing shall provide the objecting party with a written

decision, which decision shall be binding upon the ~~((college))~~ university and upon the objecting party.

AMENDATORY SECTION (Amending Order 75-1, filed 3/3/75)

WAC 172-190-100 **RIGHT OF STUDENTS TO REGISTER OBJECTIONS.** Any student who objects to the accuracy or truthfulness of any information contained in any Eastern Washington ~~((State College))~~ University education records or portion thereof that is related to ~~((him))~~ the student may submit to the ~~((college's))~~ university's public records officer his or her written views regarding the same, which written objection shall then be included in ~~((such))~~ the education records provided, however, no student has any right to post ~~((his))~~ objections to academic grades and have the same appear on his or her academic transcript.

WSR 91-21-109

PROPOSED RULES

UTILITIES AND TRANSPORTATION COMMISSION

[Filed October 22, 1991, 2:42 p.m.]

Original Notice.

Title of Rule: WAC 480-12-083, 480-12-165, 480-12-180, 480-12-190, and 480-12-195 relating to motor carriers. The proposed new and amendatory sections are shown below as Appendix A, Docket No. TV-900483. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of the proposals on economic values, pursuant to chapter 43.21H RCW.

Statutory Authority for Adoption: RCW 80.01.040.

Summary: Various federal rules and regulations have been adopted by the commission relating to driver qualifications, hours of service, vehicle equipment, and safety. Date references to those federal rules and regulations have been removed from various sections of the chapter of WAC regulating that industry in favor of a date reference in a single section of chapter 480-12 WAC.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Paul Curl, Secretary, and Transportation Staff, 1300 South Evergreen Park Drive S.W., Olympia, WA, (206) 753-6451.

Name of Proponent: Washington Utilities and Transportation Commission, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: There are no comments or recommendations being submitted inasmuch as the proposal is pursuant to legislative authorization as reflected in RCW 80.01.040.

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

Explanation of Rule, its Purpose, and Anticipated Effects: See Summary above.

Proposal Changes the Following Existing Rules: See Summary above.

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

Hearing Location: Commission Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA, on November 27, 1991, at 9:00 a.m.

Submit Written Comments to: Paul Curl, Secretary, 1300 South Evergreen Park Drive S.W., Olympia, WA, by November 18, 1991.

Date of Intended Adoption: November 27, 1991.

October 21, 1991

Paul Curl
Secretary

APPENDIX "A"

NEW SECTION

WAC 480-12-083 **ADOPTION BY REFERENCE DEFINED.** Where referred to in this chapter, the following definitions shall apply:

(1) "North American Uniform Out-of-Service Criteria" shall be that in effect on February 15, 1991.

(2) "Title 49 Code of Federal Regulations" shall be the rules and regulations as well as and including all appendices and amendments in effect on May 1, 1991.

AMENDATORY SECTION (Amending Order R-315, Docket No. TV-2285, filed 2/27/90, effective 3/30/90)

WAC 480-12-165 **EQUIPMENT—INSPECTION—ORDERED FOR REPAIRS.** (1) All motor vehicles operated under chapter 81.80 RCW shall be maintained in a safe and sanitary condition. They shall at all times be subject to inspection by the commission and its duly authorized representatives who shall have power to order out of service any vehicle meeting the standards set forth in this rule, or is not being operated in compliance with state laws in regard to equipment or method.

(2) Equipment standards. The purpose of this section is to identify critical vehicle inspection items and provide criteria for placing a vehicle(s) in an out-of-service or restricted service category subsequent to a safety inspection. The criteria for out-of-service condition and restricted service condition are those defined in the North American Uniform Out-Of-Service Criteria (~~(in effect on February 15, 1989)~~). Copies of this document are available from the commission upon request.

(a) Out-of-service condition. When any vehicle(s) is in out-of-service condition, no motor carrier shall require nor shall any person operate such motor vehicle declared and marked "out-of-service" until all required repairs have been satisfactorily completed.

(b) Restricted service condition. Any motor vehicle(s) discovered to be in a restricted service condition, while being operated on the highway, may be placed out-of-service at the inspection site or allowed to continue in operation to a repair facility at a distance not to exceed twenty-five miles, at the discretion of the inspector.

AMENDATORY SECTION (Amending Order R-315, Docket No. TV-2285, filed 2/27/90, effective 3/30/90)

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 October 1, 1988)~~) are adopted and prescribed by the commission to be observed by all common, contract, and registered carriers operating under chapter 81.80 RCW. Exceptions: Carriers operating exclusively in intrastate commerce are not subject to provisions of 49 C.F.R., Parts 392.2, 396.17, 396.19, 396.21, 396.23, 396.25, and with respect to 49 C.F.R., Part 396.11, no driver vehicle inspection report need be filed if no defects are found.

(2) Whenever the designations "director, ~~((bureau))~~ office of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsection (1) of this section, such designations

for the purpose of this rule shall mean the "Washington utilities and transportation commission."

(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.

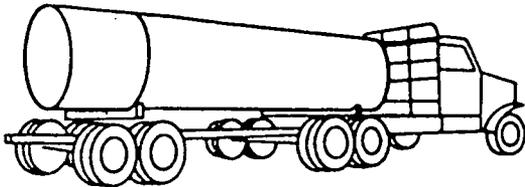
(q) Binder extensions. Pipe extension handles (swedes) for tightening or securing binders shall be limited to not longer than thirty-six inches. Care shall be taken that a sufficient amount of the pipe extends over the binder handle.

(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.

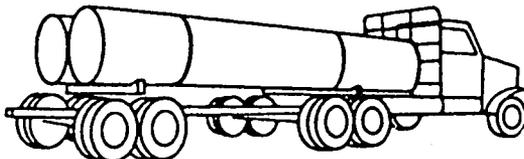
PLACEMENT AND NUMBER OF WRAPPERS

One log load



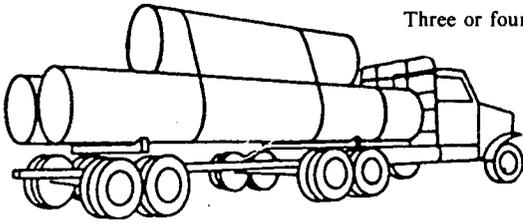
One wrapper required which shall be secured to the rear bunk. Log shall be blocked or secured in a manner to prevent it from rolling or shifting. A second wrapper secured to the front bunk is optional.

Two log load



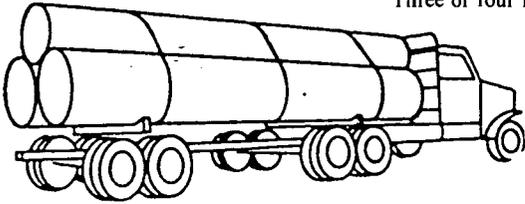
A minimum of two wrappers required. Logs shall be blocked to prevent them from rolling or shifting.

Three or four log load forty-four feet or less



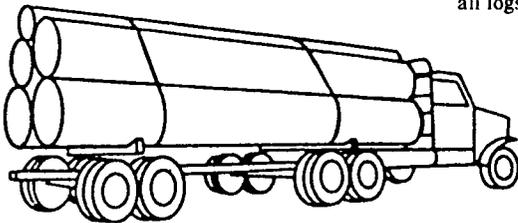
A minimum of two wrappers required.

Three or four log loads more than forty-four feet



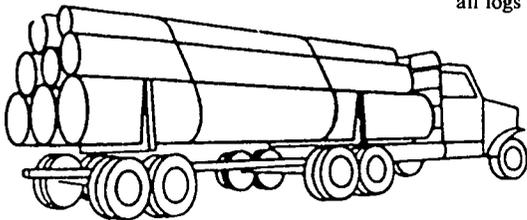
A minimum of three wrappers required.

Five or six log load
all logs seventeen feet or less



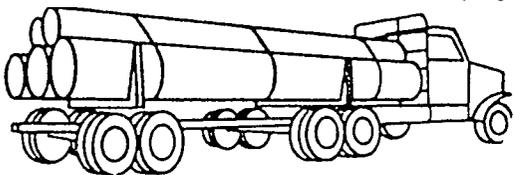
A minimum of two wrappers required.

Seven or more log load
all logs seventeen feet or less



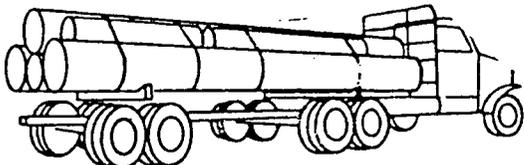
A minimum of two wrappers required.

Five or more log load
if any logs are more than seventeen feet



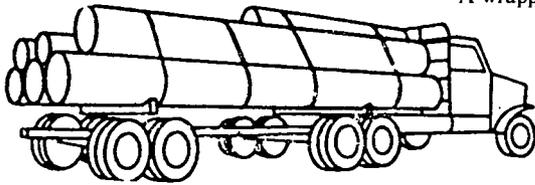
A minimum of three wrappers required.

Outside logs or top logs



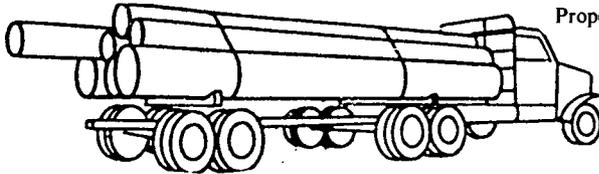
All outside or top logs shall be secured by a binder near but not within 12 inches of each end.

A wrapper shall be near each bunk



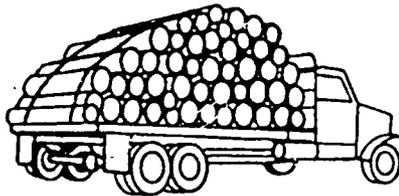
Each load shall be secured by having a wrapper within 6 feet of each bunk except on one log loads.

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 383, 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);) 391.1 through 391.71, as well as and including all appendices and amendments thereto ((in effect on October 1, 1988)), are adopted and prescribed by the commission to be observed by all common, contract, and registered carriers operating under chapter 81.80 RCW except for carriers operating exclusively in intrastate commerce:

- (a) The minimum age requirement for drivers prescribed in subparagraph (1) of paragraph 391.11(b) shall be eighteen years of age.
- (b) With respect to the limited exemption prescribed in section 391.61, the time period identified therein shall be the period of time prior to 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.
- (f) The provisions of paragraphs (a) and (b) of section 391.2, section 391.69, subparagraph (2) of paragraph 391.71(a), and subparagraph (4) of paragraph 391.71(b) shall not apply.

(g) Carriers operating vehicles with a manufacturer's gross vehicle weight rating (GVWR) of less than ten thousand pounds shall not be subject to the provisions of Part 391 unless the vehicle is being used to transport hazardous materials of a type or quantity that requires the vehicle to be marked or placarded in accordance with WAC 480-12-195.

(7) Out-of-service criteria. All drivers operating motor vehicles under chapter 81.80 RCW shall do so in compliance with the safety rules and regulations defined therein. Duly authorized personnel of the commission shall have the power to order out-of-service any driver found to be operating in violation of those rules and regulations. The criteria for conditions under which a driver may be ordered out-of-service are those defined in the North American Uniform Out-Of-Service Criteria ((, in effect on February 15, 1989)). Copies of this document are available from the commission upon request.

(8) Whenever the designation "director, ((bureau)) office 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.

~~((9) 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-295, Cause No. TV-2225, filed 2/23/89)

WAC 480-12-190 HOURS OF SERVICE—ON DUTY—ADOPTION OF FEDERAL SAFETY REGULATIONS. The rules and regulations adopted by the United States Department of Transportation in Title 49, Code of Federal Regulations, Part 395 ((, as well as and including all appendices and amendments thereto in effect on October 1, 1988;)) are adopted and prescribed by the commission to be observed by all common, contract, and registered carriers operating under chapter 81.80 RCW, except:

(1) A driver who is driving a motor vehicle in the hauling of logs from the point of production or in dump truck operations, exclusively in intrastate commerce, shall not drive nor be permitted to drive more than twelve hours following eight consecutive hours off duty. Such driver shall not be on duty nor be permitted to be on duty more than ninety hours in any period of seven consecutive days.

(2) A driver who is driving a motor vehicle in the hauling of agricultural products from the point of production on farms, exclusively in intrastate commerce, shall not drive nor be permitted to drive more than twelve hours following eight consecutive hours off duty. Such driver shall not be on duty nor be permitted to be on duty more than ninety hours in any period of seven consecutive days.

(3) The rules and regulations governing driver's daily logs prescribed in Title 49, Code of Federal Regulations, section 395.8 and adopted in this section, do not apply to a driver who drives exclusively in intrastate commerce and wholly within a radius of one hundred miles of the terminal or garage at which he or she reports for work, if the motor carrier who employs the driver maintains and retains for a period of one year accurate and true records showing the total number of hours of driving time and the time that the driver is on duty each day and the time at which the driver reports for, and is released from, duty each day. A tacograph showing the required driver hourly information may be substituted for the required records.

~~((4) Whenever the term "lightweight vehicle" is used in Title 49, Code of Federal Regulations, Part 395, adopted in this section, 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-315, Docket No. TV-2285, filed 2/27/90, effective 3/30/90)

WAC 480-12-195 HAZARDOUS MATERIALS REGULATIONS. (1) The rules and regulations governing hazardous materials prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, Parts 170-189, as well as and including all appendices and amendments thereto, ~~((in effect on October 1, 1988;))~~ are adopted and prescribed by the commission to define hazardous materials for motor vehicle transportation purposes, and to state the precautions that must be observed in storage, packaging, loading, and unloading such materials, and in maintaining, placarding, marking, and certifying motor vehicles and equipment used in transporting such materials, and in the maintenance of shipping papers prepared in conjunction with transporting such materials. The rules and regulations adopted and prescribed by this rule shall be observed by all common, contract, and registered carriers operating in this state.

(2) In addition to any accident reporting requirement now or hereafter prescribed by the commission, every common, contract, and registered carrier operating in this state who reports to the United States Department of Transportation any incidents occurring in this state involving hazardous materials, shall send a copy of any such report to the commission.

(3) Out-of-service criteria.

(a) All motor vehicles operated under chapter 81.80 RCW shall be operated in compliance with the rules and regulations governing the transportation of hazardous materials. They shall at all times be subject to inspection by the commission and its duly authorized representatives who shall have power to order out-of-service any vehicle meeting the standards set forth in this section, or is not being operated in compliance with laws in regard to equipment or method.

(b) Standards. The purpose of this section is to identify critical hazardous materials inspection items and provide criteria for placing a vehicle(s) in an out-of-service or restricted service category subsequent to an inspection. The criteria for out-of-service condition or restricted service condition are those defined in the North American Uniform Out-Of-Service Criteria ~~((in effect on February 15, 1989;))~~. Copies of this document are available from the commission upon request.

(i) Out-of-service condition. No motor carrier shall require nor shall any person operate a motor vehicle(s) when an out-of-service condition is found to exist. The vehicle shall not be allowed to continue in operation until the unsafe condition is corrected and the shipment thereon complies with applicable laws, rules, and regulations: PROVIDED, That if safety may be jeopardized by an out-of-service action at the inspection site, the vehicle(s) may be escorted to a safer location.

(ii) Restricted service condition. Vehicles with restricted service conditions shall be placed out-of-service at the inspection site, or at the discretion of the inspector may be allowed to continue in operation to the nearest appropriate repair or correction facility.

WSR 91-21-110
PROPOSED RULES
UTILITIES AND TRANSPORTATION
COMMISSION

[Filed October 22, 1991, 2:46 p.m.]

Original Notice.

Title of Rule: WAC 480-30-015, 480-30-095, 480-30-097, 480-30-100, 480-40-015, 480-40-065, 480-40-070, 480-40-075, and 480-40-100 relating to auto transportation companies and passenger charter carriers. The proposed new and amendatory sections are shown below as Appendix A, Docket No. TC-900481. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of the proposals on economic values, pursuant to chapter 43.21H RCW.

Statutory Authority for Adoption: RCW 80.01.040.

Summary: Various federal rules and regulations have been adopted by the commission relating to driver qualifications, hours of service, vehicle equipment, and safety. Date references to those federal rules and regulations have been removed from various sections of the chapters of WAC regulating these industries in favor of a date reference in a single section in each of chapters 480-30 and 480-40 WAC.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Paul Curl, Secretary, and Transportation Staff, 1300 South Evergreen Park Drive S.W., Olympia, WA, (206) 753-6451.

Name of Proponent: Washington Utilities and Transportation Commission, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: There are no comments or recommendations being submitted inasmuch as the proposal is pursuant to legislative authorization as reflected in RCW 80.01.040.

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

Explanation of Rule, its Purpose, and Anticipated Effects: See Summary above.

Proposal Changes the Following Existing Rules: See Summary above.

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

Hearing Location: Commission Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA, on November 27, 1991, at 9:00 a.m.

Submit Written Comments to: Paul Curl, Secretary,
1300 South Evergreen Park Drive S.W., Olympia, WA,
by November 18, 1991.

Date of Intended Adoption: November 27, 1991.

October 21, 1991

Paul Curl
Secretary

APPENDIX "A"

NEW SECTION

WAC 480-30-015 ADOPTION BY REFERENCE DEFINED. Where referred to in this chapter, the following definitions shall apply:

(1) "North American Uniform Out-of-Service Criteria" shall be that in effect on February 15, 1991.

(2) "Title 49 Code of Federal Regulations" shall be the rules and regulations as well as and including all appendices and amendments in effect on May 1, 1991.

AMENDATORY SECTION (Amending Order R-295, Cause No. TV-2225, filed 2/23/89)

WAC 480-30-095 EQUIPMENT—SAFETY. In addition to other laws and regulations of this state, all motor vehicles operating under chapter 81.68 RCW shall comply with the following:

(1) Adoption of United States Department of Transportation motor carrier safety regulations. The rules and regulations governing motor carrier safety prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 392, ~~((excluding section 392.2 and paragraph (c) of section 392.1;))~~ part 393, ~~((excluding paragraph (b) of section 393.1, and sections 393.13, 393.14, 393.15, 393.16, 393.76, 393.100, 393.102, 393.104, 393.106;))~~ part 396, ~~((except that with respect to section 396.11 no driver vehicle inspection report need be filed if no defects are found, and excluding paragraph (b) of section 396.1;))~~ and part 397, ~~((excluding section 397.21 and paragraph (c) of section 397.1; as well as and including all appendices and amendments thereto in effect on October 1, 1988;))~~ are adopted and prescribed by the commission to be observed by all auto transportation companies operating under chapter 81.68 RCW. Exceptions: All auto transportation companies operating exclusively in intrastate commerce shall be exempt from the provisions of sections 392.2, 393.76, 396.17 through 396.23, and 397.21. Further, with respect to section 396.11 no driver vehicle inspection report need be filed if no defects are found.

(2) Whenever the designations "director, ~~((bureau))~~ office of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsection (1) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

AMENDATORY SECTION (Amending Order R-315, Docket No. TV-2285, filed 2/27/90, effective 3/30/90)

WAC 480-30-097 EQUIPMENT—INSPECTION—ORDERED FOR REPAIRS. (1) All motor vehicles operated under chapter 81.68 RCW shall be maintained in a safe and sanitary condition. They shall at all times be subject to inspection by the commission and its duly authorized representatives who shall have power to order out-of-service any vehicle meeting the standards set forth in this section, or is not being operated in compliance with state laws in regard to equipment or method.

(2) Equipment standards. The purpose of this section is to identify critical vehicle inspection items and provide criteria for placing a vehicle(s) in an out-of-service or restricted service category subsequent to a safety inspection. The criteria for out-of-service condition and restricted service condition are those defined in the North American Uniform Out-Of-Service Criteria ~~((in effect on February 15, 1989;))~~. Copies of this document are available from the commission upon request.

(a) Out-of-service condition. When any vehicle(s) is in out-of-service condition, no motor carrier shall require nor shall any person operate such motor vehicle declared and marked "out-of-service" until all required repairs have been satisfactorily completed.

(b) Restricted service condition. Any motor vehicle(s) discovered to be in a restricted service condition, while being operated on the highway, may be placed out-of-service at the inspection site or allowed to continue in operation to a repair facility at a distance not to exceed twenty-five miles, at the discretion of the inspector.

AMENDATORY SECTION (Amending Order R-329, Docket No. T-900076, filed 10/31/90, effective 12/1/90)

WAC 480-30-100 OPERATION OF MOTOR VEHICLES. (1) All motor vehicles shall be operated in accordance with the requirements of existing state laws and no driver or operator thereof shall operate the same in any other than a careful and prudent manner, nor at any greater speed than is reasonable or proper, having due regard to the traffic and use of the highway by others, or so as to endanger the life and limb of any person.

(2) Qualifications of drivers. Adoption of United States Department of Transportation motor carrier safety regulations. The rules and regulations governing qualifications of drivers prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 383, part ~~((394))~~ 391.1 through part 391.71, excluding paragraphs (a) and (b) of section 391.2, ~~((section 391.69, subparagraph (2) of paragraph 391.71(a), and subparagraph (4) of paragraph 391.71(b); as well as and including all appendices and amendments thereto, in effect on October 1, 1988;))~~ are adopted and prescribed by the commission to be observed by all auto transportation companies operating under chapter 81.68 RCW except relating to those carriers operating exclusively in intrastate commerce:

(a) The minimum age requirement for drivers prescribed in subparagraph (1) of paragraph 391.11(b) shall be eighteen years of age.

(b) With respect to the limited exemption prescribed in section 391.61, the time period identified therein shall be the period of time prior to the effective date of this rule.

(c) With respect to the limited exemptions prescribed in sections 391.65 and 391.71, the time periods identified in these sections shall have as a starting date the effective date of this rule.

(3) No driver or operator of a motor vehicle carrying passengers shall smoke any cigar, cigarette, tobacco or other substance in such vehicle during the time he is driving the vehicle.

(4) No driver or operator of a motor vehicle shall create any disturbance or unnecessary noise to attract persons to the vehicle.

(5) The rules and regulations relating to drivers' logs and drivers' hours of service adopted by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 395, ~~((as well as and including all appendices and amendments thereto in effect on October 1, 1988;))~~ are adopted and prescribed by the commission to be observed by all auto transportation companies operating under chapter 81.68 RCW.

(6) No driver or operator of any motor vehicle used in the transportation of passengers shall refuse to carry any person offering himself or herself at a regular stopping place for carriage and who tenders the regular fare to any stopping place on the route of said motor vehicle, or between the termini thereof, if allowed to carry passengers to such point under the certificate for such route: **PROVIDED, HOWEVER,** That the driver or operator of such motor vehicle may refuse transportation to any person who is in an intoxicated condition or conducting himself or herself in a boisterous or disorderly manner or is using profane language, who is suffering from a contagious disease, or whose condition is such as to be obnoxious to passengers on such motor vehicle. A driver is responsible for the comfort, safety and peace of mind of his or her passengers to the extent that he or she should be constantly on the alert for and immediately correct any act of misconduct on the part of occupants of the vehicle.

(7) No auto transportation company operating any motor vehicle used in the transportation of persons, shall permit smoking on said vehicle either by passengers or other persons while present in said motor vehicle.

Auto transportation companies shall place suitable signs in buses, of sufficient size and number to adequately inform passengers that smoking is not permitted in the motor vehicle.

(8) No motor vehicle used in the transportation of persons shall carry more than one hundred fifty percent of its rated carrying capacity. No passenger shall be permitted to stand unless the vehicle is equipped with devices designed and permanently installed to provide stability and safety for standing passengers. Even if the vehicle is so equipped, no passenger shall be permitted to stand for a distance in excess of thirty-five miles.

(9) The front seat of all passenger carrying vehicles, if connected with the driver's seat, shall be considered as an emergency seat and no passenger will be allowed to occupy the same unless all of the other seats of such vehicle are fully occupied. In no case shall more than one passenger be allowed to occupy the front seat of any motor vehicle unless such seat is forty-eight or more inches in width in the clear. No passenger shall be allowed to sit in the front seat to the left of the driver.

(10) ~~((No motor vehicle used for the transportation of passengers shall carry or transport any baggage, trunk, crate or other load which shall extend beyond the running board of said motor vehicle on the left side.~~

~~((+))~~ Except when specially authorized by the commission, no motor vehicle used in the transportation of passengers shall be operated or driven with any trailer or other vehicle attached thereto; except in case a vehicle becomes disabled while on a trip and is unable to be operated by its own power, such disabled vehicle may be towed without passengers to the nearest point where repair facilities are available. No right-hand drive vehicle shall be used except by special authorization of the commission and then only when equipped as directed by it.

~~((+2))~~ (11) Accidents occurring in this state arising from or in connection with the operations of any auto transportation company operating under chapter 81.68 RCW resulting in an injury to any person, or the death of any person shall be reported by such carrier to the commission as soon as possible, but in no event later than twelve hours after the occurrence of the accident. The occurrence of such accidents shall be reported to the commission by telephone at the following numbers: 1-800-562-6150; or if the call is made from out of the state: 1-206-586-1119. Copies of written reports of all accidents, including those described in this section, shall be maintained in the main office of the carrier subject to inspection by the commission.

~~((+3))~~ (12) Auto transportation companies transporting passengers shall ~~((maintain such comfort stations in a clean and sanitary condition along its line or route, and shall make such regular stops thereat as shall be necessary to care properly))~~ be responsible for the comfort of its patrons.

~~((+4))~~ (13) Out-of-service criteria. All drivers operating motor vehicles under chapter 81.68 RCW shall do so in compliance with the safety rules and regulations defined therein. Duly authorized personnel of the commission shall have the power to order out-of-service any driver found to be operating in violation of those rules and regulations. The criteria for conditions under which a driver may be ordered out-of-service are those defined in the North American Uniform Out-Of-Service Criteria ~~((in effect on February 15, 1989))~~. Copies of this document are available from the commission upon request.

~~((+5))~~ (14) Whenever the designations "director, ~~((bureau))~~ office of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsections (2) and (5) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

NEW SECTION

WAC 480-40-015 ADOPTION BY REFERENCE DEFINED. Where referred to in this chapter, the following definitions shall apply:

(1) "North American Uniform Out-Of-Service Criteria" shall be that in effect on February 15, 1991.

(2) "Rules and regulations adopted by the United States Department of Transportation in Title 49 Code of Federal Regulations" shall be the rules and regulations as well as and including all appendices and amendments in effect on May 1, 1991.

AMENDATORY SECTION (Amending Order R-315, Docket No. TV-2285, filed 2/27/90, effective 3/30/90)

WAC 480-40-065 EQUIPMENT—INSPECTION—ORDERED FOR REPAIRS. (1) All motor vehicles operated under chapter 81.70 RCW shall be maintained in a safe and sanitary condition. They shall at all times be subject to inspection by the commission and its duly authorized representatives who shall have power to order out-of-service any vehicle meeting the standards set forth in this section, or is not being operated in compliance with state laws in regard to equipment or method.

(2) Equipment standards. The purpose of this section is to identify critical vehicle inspection items and provide criteria for placing a

vehicle(s) in an out-of-service or restricted service category subsequent to a safety inspection. The criteria for out-of-service condition and restricted service condition are those defined in the North American Uniform Out-Of-Service Criteria ~~((in effect on February 15, 1989))~~. Copies of this document are available from the commission upon request.

(a) Out-of-service condition. When any vehicle(s) is in out-of-service condition, no motor carrier shall require nor shall any person operate such motor vehicle declared and marked "out-of-service" until all required repairs have been satisfactorily completed.

(b) Restricted service condition. Any motor vehicle(s) discovered to be in a restricted service condition, while being operated on the highway, may be placed out-of-service at the inspection site or allowed to continue in operation to a repair facility at a distance not to exceed twenty-five miles, at the discretion of the inspector.

AMENDATORY SECTION (Amending Order R-329, Docket No. T-900076, filed 10/31/90, effective 12/1/90)

WAC 480-40-070 OPERATION OF MOTOR VEHICLES. (1) All motor vehicles shall be operated in accordance with the requirements of existing state laws and no driver or operator thereof shall operate the same in any other than a careful and prudent manner, nor at any greater speed than is reasonable or proper, having due regard to the traffic and use of the highway by others, or so as to endanger the life and limb of any person.

(2) Qualifications of drivers. Adoption of United States Department of Transportation motor carrier safety regulations. The rules and regulations governing qualifications of drivers prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 383 ~~((;))~~ and part ~~((394))~~ 391.1 through part 391.71, excluding paragraphs (a) and (b) of section 391.2, ~~((section 391.69; subparagraph (2) of paragraph 391.71(a); and subparagraph (4) of paragraph 391.71(b); as well as and including all appendices and amendments thereto, in effect on January 1, 1983;))~~ are adopted and prescribed by the commission to be observed by all charter party carriers or excursion service carriers of passengers operating under chapter 81.70 RCW except relating to those carriers operating exclusively in intrastate commerce:

(a) With respect to the limited exemption prescribed in section 391.61, the time period identified therein shall be the period of time prior to the effective date of this rule.

(b) With respect to the limited exemptions prescribed in sections 391.65 and 391.71, the time periods identified in these sections shall have as a starting date the effective date of this rule.

(3) The rules and regulations relating to drivers' logs and drivers' hours of service adopted by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 395, ~~((as well as and including all appendices and amendments thereto in effect on January 1, 1988;))~~ are adopted and prescribed by the commission to be observed by all charter party carriers or excursion service carriers of passengers operating under chapter 81.70 RCW.

(4) Accidents occurring in this state arising from or in connection with the operations of any charter party carrier or excursion service carrier of passengers operating under chapter 81.70 RCW resulting in an injury to any person, or the death of any person shall be reported by such carrier to the commission as soon as possible, but in no event later than twelve hours after the occurrence of the accident. The occurrence of such accidents shall be reported to the commission by telephone at the following numbers: 1-800-562-6150; or if the call is made from out of the state: 1-206-586-1119. Copies of written reports of all accidents, including those described in this section, shall be maintained in the main office of the carrier subject to inspection by the commission.

(5) Whenever the designations "director, ~~((bureau))~~ office of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsections (2) and (3) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

AMENDATORY SECTION (Amending Order R-329, Docket No. T-900076, filed 10/31/90, effective 12/1/90)

WAC 480-40-075 EQUIPMENT—SAFETY. In addition to other laws and regulations of this state, all motor vehicles operating under chapter 81.70 RCW shall comply with the following:

(1) Adoption of United States Department of Transportation motor carrier safety regulations. The rules and regulations governing motor carrier safety prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, (~~part 390.17;~~) part 392, (~~(excluding section 392.2 and paragraph (c) of section 392.1);~~) part 393, (~~(excluding paragraph (b) of section 393.1, and sections 393.13, 393.14, 393.15, 393.16, 393.76, 393.100, 393.102, 393.104, 393.106; part 396, except that with respect to section 396.11 no driver vehicle inspection report need be filed if no defects are found; and excluding paragraph (b) of section 396.1);~~) and part 397 (~~(excluding section 397.21 and paragraph (c) of section 397.1; as well as and including all appendices and amendments thereto, in effect on January 1, 1988;)~~) are adopted and prescribed by the commission to be observed by all charter party carriers or excursion service carriers of passengers operating under chapter 81.70 RCW. Exception: All passenger charter carriers or excursion service carriers of passengers operating exclusively in intrastate commerce shall be exempt from the provisions of sections 392.2, 393.76, 396.17 through 396.23, and 397.21. Further, with respect to section 396.11, no driver vehicle inspection report need be filed if no defects are found.

(2) Whenever the designations "director, (~~bureau~~) office of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsection (1) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

AMENDATORY SECTION (Amending Order R-315, Docket No. TV-2285, filed 2/27/90, effective 3/30/90)

WAC 480-40-100 OUT-OF-SERVICE CRITERIA. All drivers operating motor vehicles under chapter 81.70 RCW shall do so in compliance with the safety rules and regulations defined therein. Duly authorized personnel of the commission shall have the power to order out-of-service any driver found to be operating in violation of those rules and regulations. The criteria for conditions under which a driver may be ordered out-of-service are those defined in the North American Uniform Out-Of-Service Criteria (~~(in effect on February 15, 1989)~~). Copies of this document are available from the commission upon request.

WSR 91-21-111
PROPOSED RULES
UTILITIES AND TRANSPORTATION
COMMISSION

[Filed October 22, 1991, 2:49 p.m.]

Original Notice.

Title of Rule: Amending WAC 480-80-047 relating to telecommunication access charges and adopting WAC 480-80-048 allowing use of Washington Exchange Carrier Association to act as filing agent for reports and tariffs. The proposed sections are shown below as Appendix A, Docket No. UT-910856. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of the proposed sections on economic values, pursuant to chapter 43.21H RCW.

Purpose: This proposal is in response to a petition for rulemaking filed by the Washington Independent Telephone Association (WITA) to allow WITA to serve as filing agent in relation to annual reviews of certain access charges by any local exchange company wishing to join, which serves less than one million access lines and operates in the state of Washington; and as tariff bureau for tariff filings. The commission also wishes to solicit, in this rule-making proceeding, comments and proposals for revision to existing WAC 480-80-047, including but not limited to comments on and proposals for revisions

of the filing dates, filing requirements, and exemptions or waivers from such dates and requirements relating to access charges by telecommunications companies. The proposed sections are shown below as Appendix A, Docket No. UT-910856. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of the proposed sections on economic values, pursuant to chapter 43.21H RCW.

Statutory Authority for Adoption: RCW 80.01.040.

Statute Being Implemented: Chapter 80.36 RCW.

Summary: See Purpose above.

Reasons Supporting Proposal: In its petition, WITA stated:

"1. This petition is filed to amend the recently adopted WAC 480-80-047 which requires an annual review of certain access charges by each local exchange company operating within the State of Washington. The purpose of the amendment is to authorize the Washington Exchange Carrier Association (WECA) to serve as a tariff filing bureau related to those annual reviews and for purposes of tariff filings. The commission's recognition of WECA as a tariff filing bureau and the general parameters for WECA's operation are then set forth in proposed new rule WAC 480-80-048.

"2. One of the major disadvantages contained in WAC 480-80-047 is the significant costs it will impose on small local exchange companies to provide the reports, together with the supporting information, contemplated by the rule. This is especially difficult in dealing with traffic sensitive access charges which have multiple elements.

"The rule in its current form also discriminates against smaller companies by requiring updates of billing and collection tariffs. Larger companies that so desire can afford to go through a competitive classification procedure to classify billing and collection services as competitive and file price lists instead of tariffs. Thus, larger companies have a way out of the rule for billing and collection services. For example, US WEST and United Telephone Company of the Northwest, both of whom have had billing and collection services classified as competitive, do not need to file a review of billing and collection charges. Other large companies can seek similar treatment. It is difficult and expensive for small companies, even if they felt it were appropriate, to follow the same procedure. Recognition of WECA as a tariff filing bureau will help to reduce the rule's burden on local exchange companies.

"3. WECA currently administers a nontraffic sensitive access charge pool in an economically efficient manner. That access charge pooling arrangement has resulted in annual reductions in nontraffic sensitive access charges by the member companies of WECA. These filing now save interexchange carriers \$13,670,000.00 on an annual basis compared to the original rates filing in 1987.

"4. There is an additional advantage to the commission in that it will receive more information from WECA as a tariff filing bureau than it will receive under the current rule. Under proposed WAC 480-80-048, WECA will file monthly and annual financial reports of revenue sharing arrangements under tariffs it administers. This will give the commission staff the opportunity

to monitor closely the performance of those revenue sharing arrangements and common tariffs.

"5. Another advantage that a WECA tariff filing bureau will bring is that it will provide a forum for the discussion of common industry problems. Currently, the only arena for discussion is to air each and every problem before the commission. This results in protracted battles over rule language and tariff filings. If WECA is created as a tariff filing bureau under the commission's regulatory oversight, many of these debates can occur before the tariff filing bureau, with the issues either resolved and presented for commission review or at least narrowed and honed to a point where the commission's resources can be devoted to solving major policy issues. The commission's recognition of WECA as a tariff filing bureau will bring antitrust protections and allow the tariff filing bureau to be a forum for discussion among the industry.

"6. As a vehicle for discussing issues, WECA will be open to any and all participants, including customer groups and interexchange carriers and other interested parties. WECA's tariff filing bureau activities will be subject to review by the commission and by others. Its minutes related to its tariff filing bureau activities will be open to all."

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Paul Curl, Secretary, and Transportation Staff, 1300 South Evergreen Park Drive S.W., Olympia, WA, (206) 753-6451.

Name of Proponent: Washington Independent Telephone Association, private.

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

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose and Reasons Supporting Proposal above.

Proposal Changes the Following Existing Rules: See Purpose above.

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

In its petition, WITA stated:

"The rule in its current form also discriminates against smaller companies by requiring updates of billing and collection tariffs. Larger companies that so desire can afford to go through a competitive classification procedure to classify billing and collection services as competitive and file price lists instead of tariffs. Thus, larger companies have a way out of the rule for billing and collection services. For example, US WEST and United Telephone Company of the Northwest, both of whom have had billing and collection services classified as competitive, do not need to file a review of billing and collection charges. Other large companies can seek similar treatment. It is difficult and expensive for small companies, even if they felt it were appropriate, to follow the same procedure. Recognition of WECA as a tariff filing bureau will help to reduce the rule's burden on local exchange companies."

Hearing Location: Commission Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504, on January 15, 1992, and February 19, 1992, at 9:00 a.m.

Submit Written Comments to: Paul Curl, Secretary, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504, by November 20, 1991.

Date of Intended Adoption: February 19, 1992.

October 21, 1991

Paul Curl
Secretary

APPENDIX "A"

AMENDATORY SECTION (Amending Order R-344, Docket No. UT-900880, filed 6/6/91 and 8/20/91, effective 7/7/91 and 9/20/91)

WAC 480-80-047 ACCESS CHARGES. (1) Review of tariffed access charges required. All local exchange telecommunications companies in the state of Washington shall annually review and if necessary update the traffic sensitive and nontraffic sensitive carrier common line switched access tariffs and billing and collection tariffs on file with the commission. The review shall be conducted in the manner prescribed in the Eighteenth and Nineteenth Supplemental Orders in Cause No. U-85-23 et al., including the transition to a twenty-five percent allocation factor, or as may be otherwise prescribed by commission order or rule, and each company's access charge revenue requirement shall be adjusted for changes in extended area service routes that have occurred since the previous update.

(2) Filing dates. The review shall be conducted and a report of results filed by July 1 of each year beginning October 1, 1991. Each company shall at the same time file such revised tariffs as it may deem to be required by its report. The tariffs shall be effective September 1 of the same year. The tariffs shall reflect usage and cost data of the previous year.

(3) Data filing requirement. With each annual report, each company shall also file complete workpapers and data sufficient for the staff of the commission to review the correctness of the report and related tariff filing, if any.

(4) A company with special circumstances may petition for exemption from this rule. A company with less than five thousand access lines may seek and obtain a waiver of this rule for a given year: PROVIDED, That the rule may not be waived in two consecutive calendar years.

(5) Each local exchange telecommunication company serving less than one million access lines in the state of Washington has the option of utilizing the Washington Exchange Carrier Association (WECA) as its filing agent/tariff bureau. Companies utilizing WECA may file collectively nontraffic sensitive, traffic sensitive, special access and/or billing and collection revenue and revenue requirement computations and/or tariffs.

(6) Nothing in this rule or WAC 480-80-048 shall be construed as amending or modifying WECA's current methods of administering the NTS/USF pools or the community calling fund under WAC 480-120-400 et seq.

NEW SECTION

WAC 480-80-048 COLLECTIVE CONSIDERATION OF WASHINGTON INTRASTATE RATE, TARIFF, OR SERVICE PROPOSALS. (1) Local exchange telecommunications companies serving less than one million access lines in the state of Washington may become members of the Washington Exchange Carrier Association (WECA). WECA's rules of procedure shall be subject to approval by the commission. WECA's rules of procedure shall provide for joint or collective consideration of proposals for changes in intrastate toll, interexchange and/or access rates, tariffs, or conditions of service. WECA may file with the commission petitions and publish and file with the commission tariffs and may represent before the commission those of its members that authorize it to do so.

(2) All initial WECA tariffs and all changes to such tariffs shall be submitted to the commission subject to all the procedural requirements and protections associated with telecommunications company filings before the commission.

(3) Nothing contained in this rule shall prevent any member of WECA from independently submitting to, or filing with, the commission directly any tariff, revenue requirement computation, report, or proposal.

(4) The commission has the authority to supervise the activities of WECA. However, such supervision shall not compromise the independent evaluation by the commission of any filing or proposal which must be submitted to the commission for final approval.

(5) To the extent that WECA is involved in the collection and redistribution of funds pursuant to commission orders authorizing certain revenue sharing arrangements under common tariff, it shall maintain and provide to the commission monthly and annual financial reports relating to such arrangements. These reports shall include actual fund collections and distributions to each member local exchange company and the basis upon which the collection and distribution is made.

WSR 91-21-112

PREPROPOSAL COMMENTS

DEPARTMENT OF ECOLOGY

[Order 91-57—Filed October 22, 1991, 3:22 p.m.]

Subject of Possible Rule Making: Amendment of chapter 173-425 WAC, Open burning, to comply with new state requirements including: Reinforcing existing permitting requirements; banning burning in nonattainment areas and phasing out in other urban growth areas by the end of the year 2000; monitoring progress and availability of alternative disposal methods; creating a state-wide, single permit, burning program with the Department of Natural Resources, Department of Agriculture, fire districts and local air authorities, etc.

Persons may comment on this subject in writing to the Department of Ecology, Air Quality Program, Mailstop PV-11, P.O. Box 47600, Olympia, WA 98504-7600, prior to November 20, 1991.

October 21, 1991
Fred Olson
Deputy Director

WSR 91-21-113

PROPOSED RULES

DEPARTMENT OF HEALTH

(Veterinary Board of Governors)

[Filed October 22, 1991, 4:09 p.m.]

Original Notice.

Title of Rule: WAC 246-933-170 Cooperation with the board; 246-933-250 Examination procedures; 246-933-280 Examination review procedures; 246-933-300 Veterinary speciality licensure; and 246-933-305 Veterinary retired active license.

Purpose: To establish operating policies promulgated by board policy or legislation. The rules also incorporate routine housekeeping-type corrections to existing rules.

Statutory Authority for Adoption: RCW 18.92.030.

Statute Being Implemented: RCW 18.92.070, 18.92.145, and section 2, chapter 229, Laws of 1991.

Summary: These rules prescribe responsibilities for cooperating in board investigations, delineate procedures for the administration of veterinary examinations and establish procedures for qualifying for speciality licensure and active retired licensure.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Jackson D. Melton, 1300 S.E. Quince Street, Olympia, WA, 586-6355.

Name of Proponent: Veterinary Board of Governors, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 246-933-170 specifies responsibilities for licensees to cooperate with board directed investigations; WAC 246-933-250 and 246-933-280 provide for housekeeping and grammatical corrections to existing rules. Applicants who are being examined are refrained from conduct that could compromise the examination; WAC 246-933-300 will establish specialty licensure for veterinarians who are board certified by the AVMA. This rule will potentially increase the availability of veterinary speciality practices in the state; and WAC 246-933-305 will establish a retired license status for veterinarians who practice not more than thirty days per year in the state or practice outside Washington.

Proposal Changes the Following Existing Rules: WAC 246-933-170 and 246-933-250 amend existing rules to reflect changes recommended by the Veterinary Board of Governors. All amended rules incorporate housekeeping-type changes as well as formalizing existing operating procedures.

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

Hearing Location: Holiday Inn—Sea—Tac, LaGuardia Room, 17338 Pacific Highway South, Seattle, WA 98188, on December 2, 1991, at 9:15 a.m.

Submit Written Comments to: Jackson D. Melton, 1300 S.E. Quince Street, EY-22, Olympia, WA 98504, by November 27, 1991.

Date of Intended Adoption: December 2, 1991.

October 21, 1991
Jackson D. Melton
Program Manager

AMENDATORY SECTION (Amending Order 108B, filed 12/28/90, effective 1/31/91)

WAC 246-933-170 COOPERATION WITH THE BOARD. (1) The veterinarian shall endeavor to cooperate with the veterinary board of governors in the investigation of alleged violations of the laws and regulations governing the practice of veterinary medicine, surgery and dentistry.

(2) A veterinarian must comply with a request for records, documents, or explanation from an investigator who is acting on behalf of the board by submitting the requested items within fourteen calendar days of receipt of the request by the veterinarian or the veterinarian's attorney, whichever is first. If the veterinarian fails to comply with the request within fourteen calendar days, the investigator shall contact the veterinarian or the veterinarian's attorney by telephone or letter as a reminder.

(3) Investigators may extend the time for response if the veterinarian requests an extension for a period not to exceed seven calendar days. Other requests for extension may be granted only by the board designated case manager.

(4) If the veterinarian fails to comply with the request within three business days after the receipt of the reminder, then a subpoena shall be served upon the veterinarian to obtain the requested items.

(5) If the veterinarian fails to comply with the subpoena, a statement of charges shall be issued pursuant to RCW 18.130.180(8) and, if there is sufficient evidence to support additional charges, then those charges may be included in the statement of charges.

(6) If the veterinarian complies with the request after the issuance of the statement of charges, the board's assistant attorney general-prosecutor shall decide whether the charges based on RCW 18.130.180(8) will be prosecuted or settled. If the charges based on RCW 18.130.180(8) are to be settled, the settlement proposal shall be

presented to the board or a duly constituted panel of the board for a decision on ratification and until ratified, the settlement is not final.

AMENDATORY SECTION (Amending Order 108B, filed 12/28/90, effective 1/31/91)

WAC 246-933-250 EXAMINATION PROCEDURES. (1) The examination consists of three parts: The National Board Examination for Veterinary Medical Licensing (NBE), the ~~((e))~~Clinical ((e))Competency ((t))Test, and the Washington state examination. No part of the examination may be taken prior to six months preceding graduation from a course of instruction as described in WAC ~~((308-151-050))~~ 246-933-220.

(2) Failure to follow written or oral instructions relative to the conduct of the examination, including termination times of the examination ~~((with))~~ shall be considered grounds for ~~((expulsion))~~ disqualification from the examination.

(3) Applicants will be required to refrain from talking to other examinees during the examination unless specifically directed or permitted to do so by a proctor. Any applicant observed talking or attempting to give or receive information, or using unauthorized materials during any portion of the examination will be expelled from the examination and not allowed to complete it.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 108B, filed 12/28/90, effective 1/31/91)

WAC 246-933-280 EXAMINATION REVIEW PROCEDURES. (1) Each individual who takes the Washington state examination for licensure as a veterinarian and does not pass the Washington state examination section may request review ~~((by the board of his or her examination results.))~~ of the examination results by the board. This request ~~((must))~~ shall be in writing and ~~((shall))~~ shall be ~~((received by))~~ postmarked to the board within thirty days of notification of the examination results. The request ~~((must))~~ shall state the reason or reasons the applicant feels the results of the examination should be changed. The board ~~((with))~~ shall not consider any challenges to examination scores unless the total revised score could result in the issuance of a license. The board ~~((with))~~ shall consider the following to be adequate reasons for consideration for review and possible modification of examination results:

(a) A showing of a significant procedural error in the examination process;

(b) Evidence of bias, prejudice or discrimination in the examination process;

(c) Other significant errors which result in substantial disadvantage to the applicant.

(2) Any applicant who is not satisfied with the result of the examination review may appeal the board's decision and may request a formal hearing to be held before the board pursuant to the Administrative Procedure Act. Such hearing ~~((must))~~ shall be requested and post-marked within twenty days ~~((of receipt))~~ of the ((result)) receipt of the board's review of the examination results. The board ~~((with))~~ shall not consider any challenges to examination scores unless the total revised score could result in the issuance of a license.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

NEW SECTION

WAC 246-933-300 VETERINARY SPECIALTY LICENSURE. (1) A person may be licensed to practice only specialized veterinary medicine in Washington State. (1) Application for specialty licensure shall be made on forms provided by the secretary and include:

a. Official transcript or other evidence of graduation from an American Veterinary Medical Association approved or accredited college or university; or

b. Certification from the Educational Commission for Foreign Veterinary graduates; and

c. Documented licensure, in good standing, to practice veterinary medicine in any state, United States territory, or province of Canada; and

d. Certification as a diplomate of a national board or college recognized in the specialty area for which application is submitted.

(2) Applicants must pass a written examination approved by the board pertaining to laws regulating the practice of veterinary medicine in the state of Washington. Examination grades will be based on a possible score of 100 percent with a minimum passing score of 70 percent.

(3) At the time of license renewal, licensees must present evidence of continued certification by the veterinary specialty board authority.

(4) The veterinary board of governors recognizes all veterinary medicine specialties recognized by the American Veterinary Medical Association. The practice of a veterinarian licensed as a specialized practitioner is limited to the specific specialty for which licensed.

(5) Individuals licensed as a veterinary specialist are subject to chapter 18.130 RCW.

(6) Veterinary specialty licensees shall be charged the impaired veterinarian assessment on each license issuance or renewal; Provided, however, that no licensee shall pay more than one impaired veterinarian assessment per year.

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

NEW SECTION

WAC 246-933-305 VETERINARY RETIRED ACTIVE LICENSE. (1) RCW 18.130 provides for a retired active license status for individuals already licensed who wish to practice only in emergent or intermittent circumstances. For the purposes of implementing RCW 18.130, "emergent or intermittent circumstances" is defined as follows:

(a) The licensee resides and practices in another state, and practices no more than thirty days each year in Washington State;

(b) The licensee resides and practices in this state, but practices no more than thirty days each year;

(c) The licensee does not normally practice or meets the criteria of (a) or (b), but is available to practice for an extended period of time for the purposes of providing veterinary care in emergency circumstances such as earthquakes, floods, times of declared war or other declared states of emergency.

(2) Individuals requesting a retired active license status must submit a letter to the Department with their renewal declaring their intent to practice only on an intermittent or emergent basis. Veterinary retired active licenses will not be retroactively issued for prior years. Subsequent to being issued a retired active license, the licensee must report with the renewal payments the dates and circumstances under which they practiced during the previous year. If the licensee wishes to practice on an active basis, the licensee must notify the Department five days in advance, of the change to reinstate the license to an active license status.

(3) Individuals on a retired active license status are subject to chapter 18.130 RCW to the same extent as individuals holding an active license.

(4) Retired active licensees must meet the continuing education requirement established in WAC 246-933-420 and submit an affidavit of compliance at the end of each three-year period as prescribed in WAC 246-933-470.

WSR 91-21-114

PROPOSED RULES

DEPARTMENT OF HEALTH

[Filed October 22, 1991, 4:12 p.m.]

Original Notice.

Title of Rule: WAC 246-926-020 General provisions; 246-926-030 Mandatory reporting; 246-926-040 Health care institutions; 246-926-060 Professional liability carriers; 246-926-070 Courts; 246-926-080 State

and federal agencies; 246-926-090 Cooperation with investigations; 246-926-110 Diagnostic radiologic technologist—Alternative training; 246-926-120 Therapeutic radiologic technologist—Alternative training; 246-926-130 Nuclear medicine technologist—Alternative training; 246-926-150 Certification designation; 246-926-160 Certification renewal registration date; 246-926-170 Reinstatement fee assessment; 246-926-190 State examination/examination waiver/examination application deadline; 246-926-200 AIDS prevention and information education requirements; and 246-926-990 Fees—Radiologic technologists.

Purpose: Amend WACs to implement HB 2037, remove outdated language and correct obsolete WAC references.

Statutory Authority for Adoption: WAC 246-926-020, 246-926-030, 246-926-040, 246-926-060, 246-926-070, 246-926-080, 246-926-090, and 246-926-200 is RCW 18.84.040; WAC 246-926-110, 246-926-120, 246-926-130, 246-926-150, and 246-926-190 is RCW 18.84.080; and WAC 246-926-160 and 246-926-170 is RCW 18.84.110.

Statute Being Implemented: WAC 246-926-020, 246-926-030, 246-926-040, 246-926-060, 246-926-070, 246-926-080, and 246-926-090 is RCW 18.130.070; WAC 246-926-110, 246-926-120, 246-926-130, 246-926-150, 246-926-160, 246-926-170, and 246-926-190 is RCW 18.84.040; and WAC 246-926-200 is RCW 70.24.270.

Summary: WAC amended to include the mandatory registration of x-ray technicians.

Reasons Supporting Proposal: Amendment required to implement HB 2037, passed 1991 legislative session, to comply with January 1, 1992, deadline for the registration of x-ray technicians.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Pam Mena, 1300 S.E. Quince Street, EY-28, Olympia, WA 98504, 586-6100.

Name of Proponent: Washington Society of Radiologic Technologists, private.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Amending chapter 246-926 WAC to add mandatory registration of x-ray technicians to current regulation for voluntary certification of radiological technologists in compliance with HB 2037, remove outdated language and correct obsolete WAC references.

Proposal Changes the Following Existing Rules: Allows for regulation of registered x-ray technicians in addition to current regulation for voluntary certification of radiological technologists.

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

Hearing Location: General Administration Auditorium, 11th and Columbia, Olympia, Washington 98504, on December 4, 1991, at 1:00 p.m.

Submit Written Comments to: Leslie Baldwin, Rules Coordinator, 1300 Quince Street, P.O. Box 47902, Olympia, WA 98504-7902, by December 3, 1991.

Date of Intended Adoption: December 11, 1991.

October 18, 1991
Kristine M. Gebbie
Secretary

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

WAC 246-926-020 GENERAL PROVISIONS. (1) "Unprofessional conduct" as used in this chapter shall mean the conduct described in RCW 18.130.180.

(2) "Hospital" means any health care institution licensed pursuant to chapter 70.41 RCW.

(3) "Nursing home" means any health care institution which comes under chapter 18.51 RCW.

(4) "Department" means the department of ~~((licensing, whose address is:))~~ health.

((Department of Licensing
Professional Programs Management Division
P.O. Box 9012
Olympia, Washington 98504-8001))

(5) "Radiological technologist" means a person certified pursuant to chapter 18.84 RCW.

(6) "Registered x-ray technician" means a person who is registered with the department, and who applies ionizing radiation at the direction of a licensed practitioner.

(7)(a) "Immediate supervision" means the appropriate licensed practitioner is in audible or visual range of the patient and the person treating the patient.

(b) "Direct supervision" means the appropriate licensed practitioner is on the premises, is quickly and easily available.

(c) "Indirect supervision" means the appropriate licensed practitioner is on site no less than half-time.

(8) "Mentally or physically disabled ((radiological technologist))" means a radiological technologist or x-ray technician who is currently mentally incompetent or mentally ill as determined by a court, or who is unable to practice ((radiological technology)) with reasonable skill and safety to patients by reason of any mental or physical condition and who continues to practice while so impaired.

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

WAC 246-926-030 MANDATORY REPORTING. (1) All reports required by this chapter shall be submitted to the department as soon as possible, but no later than twenty days after a determination is made.

(2) A report should contain the following information if known:

(a) The name, profession, address, and telephone number of the person making the report.

(b) The name and address and telephone numbers of the radiological technologist or x-ray technician being reported.

(c) The case number of any client whose treatment is a subject of the report.

(d) A brief description or summary of the facts which gave rise to the issuance of the report, including dates of occurrences.

(e) If court action is involved, the name of the court in which the action is filed along with the date of filing and docket number.

(f) Any further information which would aid in the evaluation of the report.

(3) Mandatory reports shall be exempt from public inspection and copying to the extent permitted under RCW 42.17.310 or to the extent that public inspection or copying of the report or any portion of the report would invade or violate a person's right to privacy as set forth in RCW 42.17.255.

(4) A person is immune from civil liability, whether direct or derivative, for providing information to the department pursuant to RCW 18.130.070.

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

WAC 246-926-040 HEALTH CARE INSTITUTIONS. The chief administrator or executive officer or their designee of any hospital or nursing home shall report to the department when any radiological

technologist's or x-ray technician's services are terminated or are restricted based on a determination that the radiological technologist or x-ray technician has either committed an act or acts which may constitute unprofessional conduct or that the radiological technologist or x-ray technician may be unable to practice with reasonable skill or safety to clients by reason of a mental or physical condition.

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

WAC 246-926-060 PROFESSIONAL LIABILITY CARRIERS. Every institution or organization providing professional liability insurance directly or indirectly to radiological technologists or x-ray technicians shall send a complete report to the department of any malpractice settlement, award, or payment in excess of twenty thousand dollars as a result of a claim or action for damages alleged to have been caused by an insured radiological technologist's or x-ray technician's incompetency or negligence in the practice of radiology technology. Such institution or organization shall also report the award, settlement, or payment of three or more claims during a twelve-month period as a result of the radiological technologist's or x-ray technician's alleged incompetence or negligence.

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

WAC 246-926-070 COURTS. The department requests the assistance of the clerk of trial courts within the state to report all professional malpractice judgments and all convictions of ((certified)) radiological technologists or x-ray technicians, other than minor traffic violations.

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

WAC 246-926-080 STATE AND FEDERAL AGENCIES. The department requests the assistance of executive officers of any state or federal program operating in the state of Washington, under which a radiological technologist or x-ray technician is employed to provide client care services, to report to the department whenever such a radiological technologist or x-ray technician has been judged to have demonstrated his/her incompetency or negligence in the practice of radiological technology, or has otherwise committed unprofessional conduct, or is a mentally or physically disabled radiological technologist. These requirements do not supersede any federal or state law.

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

WAC 246-926-090 COOPERATION WITH INVESTIGATION. (1) A certificant or registrant must comply with a request for records, documents, or explanation from an investigator who is acting on behalf of the ((director)) secretary of the department of ((licensing)) health by submitting the requested items within fourteen calendar days of receipt of the request by either the certificant, registrant or their attorney, whichever is first. If the certificant or registrant fails to comply with the request within fourteen calendar days, the investigator will contact that individual or their attorney by telephone or letter as a reminder.

(2) Investigators may extend the time for response if the request for extension does not exceed seven calendar days. Any other requests for extension of time may be granted by the ((director)) secretary or the ((director's)) secretary's designee.

(3) If the certificant or registrant fails to comply with the request within three business days after receiving the reminder, a subpoena will be served to obtain the requested items. A statement of charges may be issued pursuant to RCW 18.130.180(8) for failure to cooperate. If there is sufficient evidence to support additional charges, those charges may be included in the statement of charges.

(4) If the certificant or registrant complies with the request after the issuance of the statement of charges, the ((director)) secretary or the ((director's)) secretary's designee will decide if the charges will be prosecuted or settled. If the charges are to be settled the settlement proposal will be negotiated by the ((director's)) secretary's designee. Settlements are not considered final until the ((director)) secretary signs the settlement agreement.

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

WAC 246-926-110 DIAGNOSTIC RADIOLOGIC TECHNOLOGIST—ALTERNATIVE TRAINING. An individual must possess the following alternative training qualifications to be certified as a diagnostic radiologic technologist.

(1) Have obtained a high school diploma or GED equivalent, a minimum of four clinical years supervised practice experience in radiography, and completed the course content areas outlined in subsection (2) of this section; or have obtained an associate or higher degree in an allied health care profession or meets the requirements for certification as a therapeutic radiologic technologist or nuclear medicine technologist, have obtained a minimum of three clinical years supervised practice experience in radiography, and completed course content areas outlined in subsection (2) of this section.

(2) The following course content areas of training may be obtained directly by supervised clinical practice experience: Introduction to radiography, medical ethics and law, medical terminology, methods of patient care, radiographic procedures, radiographic film processing, evaluation of radiographs, radiographic pathology, introduction to quality assurance, and introduction to computer literacy. Clinical practice experience must be verified by the approved clinical evaluators.

The following course content areas of training must be obtained through formal education: Human anatomy and physiology - 100 contact hours; principles of radiographic exposure - 45 contact hours; imaging equipment - 40 contact hours; radiation physics, principles of radiation protection, and principles of radiation biology - 40 contact hours.

(3) Must satisfactorily pass an examination approved or administered by the ((director)) secretary.

(4) Individuals who are registered as a diagnostic radiologic technologist with the American Registry of Radiologic Technologists shall be considered to have met the alternative education and training requirements.

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

WAC 246-926-120 THERAPEUTIC RADIOLOGIC TECHNOLOGIST—ALTERNATIVE TRAINING. An individual must possess the following alternative training qualifications to be certified as a therapeutic radiologic technologist.

(1) Have obtained a baccalaureate or associate degree in one of the physical, biological sciences, or allied health care professions, or meets the requirements for certification as a diagnostic radiologic technologist or nuclear medicine technologist; have obtained a minimum of five clinical years supervised practice experience in therapeutic radiologic technology; and completed course content areas outlined in subsection (2) of this section.

(2) The following course content areas of training may be obtained by supervised clinical practice experience: Orientation to radiation therapy technology, medical ethics and law, methods of patient care, computer applications, and medical terminology. At least fifty percent of the clinical practice experience must have been in operating a linear accelerator. Clinical practice experience must be verified by the approved clinical evaluators.

The following course content areas of training must be obtained through formal education: Human anatomy and physiology - 100 contact hours; oncologic pathology - 22 contact hours; radiation oncology - 22 contact hours; radiobiology, radiation protection, and radiographic imaging - 73 contact hours; mathematics (college level algebra or above) - 55 contact hours; radiation physics - 66 contact hours; radiation oncology technique - 77 contact hours; clinical dosimetry - 150 contact hours; quality assurance - 12 contact hours; and hyperthermia - 4 contact hours.

(3) Must satisfactorily pass an examination approved or administered by the ((director)) secretary.

(4) Individuals who are registered as a therapeutic radiologic technologist by the American Registry of Radiologic Technologists shall be considered to have met the alternative education and training requirements.

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

WAC 246-926-130 NUCLEAR MEDICINE TECHNOLOGIST—ALTERNATIVE TRAINING. An individual must possess the following alternative training qualifications to be certified as a nuclear medicine technologist.

(1) Have obtained a baccalaureate or associate degree in one of the physical, biological sciences, allied health care professions, or meets the requirements for certification as a diagnostic radiologic technologist or a therapeutic radiologic technologist; have obtained a minimum of four clinical years supervised practice experience in nuclear medicine technology; and completed course content areas outlined in subsection (2) of this section.

(2) The following course content areas of training may be obtained by supervised clinical practice experience: Methods of patient care, computer applications, department organization and function, nuclear medicine in-vivo and in-vitro procedures, and radionuclide therapy. Clinical practice experience must be verified by the approved clinical evaluators.

The following course content areas of training must be obtained through formal education: Radiation safety and protection - 10 contact hours; radiation biology - 10 contact hours; nuclear medicine physics and radiation physics - 80 contact hours; nuclear medicine instrumentation - 22 contact hours; statistics - 10 contact hours; radionuclide chemistry and radiopharmacology - 22 contact hours.

(3) Must satisfactorily pass an examination approved or administered by the ~~((director))~~ secretary.

(4) Individuals who are registered as a nuclear medicine technologist with the American Registry of Radiologic Technologists or with the nuclear medicine technology certifying board shall be considered to have met the alternative education and training requirements.

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

WAC 246-926-150 CERTIFICATION DESIGNATION. A certificate shall be designated in a particular field of radiologic technology by:

(1) The educational program completed; diagnostic radiologic technologist - radiography program; therapeutic radiologic technologist - radiation therapy technology program; and nuclear medicine technologist - nuclear medicine technology program; or

(2) By meeting the alternative training requirements established in WAC ~~((308-183-100, 308-183-110, or 308-183-120))~~ 246-926-100, 246-926-110, 246-926-120, or 246-926-130.

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

WAC 246-926-160 ~~((CERTIFICATION))~~ RENEWALS ~~((REGISTRATION DATE))~~. (1) Certification renewal.

(a) Individuals receiving initial certification will be issued a certificate to expire on their next birth anniversary date.

~~((2))~~ (b) Certifications shall be renewed upon a biennial basis on or before the ~~((individual's))~~ birth anniversary date. Certifications not renewed on or before the ~~((individual's biennial birth))~~ expiration date shall expire immediately ~~((Any representation engaged in after a certification has expired shall be deemed unauthorized representation))~~ and are considered lapsed.

(c) Upon payment of the renewal and late fee, a lapsed certificate may be renewed.

(d) Illegal practice - Any person practicing as a radiologic technologist during the time that such individual's certificate has lapsed shall be considered an illegal practitioner and may be subjected to the penalties provided for violators under the provisions of RCW 18.130.190, unless such practitioner maintains a current valid registration as an x-ray technician.

(2) Initial registration x-ray technician.

(a) All persons applying ionizing radiation on human beings as outlined in chapter 18.84 RCW must complete the application process by January 1, 1992.

(b) Individuals receiving initial registration will be issued a registration to expire on their next birth anniversary date.

(c) Applicants who are registered before January 1, 1992, will be selected randomly for either an annual or a biennial renewal. For those

selected for annual renewal, consecutive renewals shall be upon a biennial basis. Registrations placed on the one time annual renewal will be charged one-half the biennial renewal fee.

(d) Individuals applying for registration after January 1, 1992, will be issued an initial registration to expire on the next birth anniversary date and consecutive registrations will be renewed on a biennial basis.

(3) Registration renewal.

(a) Registrations not renewed on or before the expiration date shall expire immediately and are considered lapsed.

(b) Upon payment of the renewal and late fee a lapsed registration may be renewed.

(c) Illegal practice - Any person practicing as an x-ray technician during the time that such registration has lapsed shall be considered an illegal practitioner and may be subjected to the penalties provided for violators under the provisions of RCW 18.130.190.

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

WAC 246-926-170 REINSTATEMENT ~~((FEE-ASSESSMENT))~~. A certificate which has lapsed for ~~((three years may be reinstated by paying a reinstatement fee and demonstrating competence by the standards established by the director. A single reinstatement fee shall be assessed for the lapsed certification period))~~ two years or more may be reinstated by submitting an original application, application fee, and late renewal penalty.

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

WAC 246-926-190 STATE EXAMINATION/EXAMINATION WAIVER/EXAMINATION APPLICATION DEADLINE.

(1) The American Registry of Radiologic Technologists certification examinations for radiography, radiation therapy technology, and nuclear medicine technology shall be the state examinations for certification as a radiologic technologist.

(a) The examination for certification as a radiologic technologist shall be conducted three times a year in the state of Washington, in March, July, and October.

(b) The examination shall be conducted in accordance with the American Registry of Radiologic Technologists security measures and contract.

(c) Examination candidates shall be advised of the results of their examination in writing.

(2) Applicants taking the state examination must submit the application, supporting documents, and fees to the department of ~~((licensing))~~ health no later than the fifteenth day of December, for the March examination; the fifteenth day of April, for the July examination; and the fifteenth day of July, for the October examination.

(3) A scaled score of seventy-five is required to pass the examination.

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

WAC 246-926-200 AIDS PREVENTION AND INFORMATION EDUCATION REQUIREMENTS. (1) Definitions.

(a) "Acquired immunodeficiency syndrome" or "AIDS" means the clinical syndrome of HIV-related illness as defined by the board of health by rule.

(b) "Office on AIDS" means that section within the department of social and health services or any successor department with jurisdiction over public health matters as defined in chapter 70.24 RCW.

(2) ~~((Application for certification. Effective January 1, 1989))~~ Persons applying for certification or registration shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection ~~((4))~~ (3) of this section.

(3) ~~((1989 Renewal of certificate. Effective for the 1989 renewal period beginning January 1, 1989 all persons making application for certification renewal shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection (4). Those persons who must renew during 1989 shall submit evidence of compliance with the education requirements of subsection (4) with their renewal application. Those persons who must renew during 1990 shall submit evidence of compliance with subsection (4) on or before December 31, 1989. Persons whose 1989 certificate expires on or before March 31, 1989 will, upon written application, be granted an extension to April 15, 1989, to meet the AIDS education~~

requirement. Renewal applicants who have documented hardship that prevents obtaining the required education may petition for an extension:

(4)) AIDS education and training.

(a) Acceptable education and training. The ((director)) secretary will accept education and training that is consistent with the topical outline supported by the office on AIDS. Such education and training shall be a minimum of seven clock hours and shall include, but is not limited to, the following: Etiology and epidemiology; testing and counseling; infection control guidelines; clinical manifestations and treatment; legal and ethical issues to include confidentiality; and psychosocial issues to include special population considerations.

(b) ((Implementation. Effective January 1, 1989, the requirement for certification, renewal, or reinstatement of any certificate on lapsed, inactive, or disciplinary status shall include completion of AIDS education and training. All persons affected by this section shall show evidence of completion of an education and training program, which meets the requirements of subsection (a):

(c)) Documentation. The applicant shall:

- (i) Certify, on forms provided, that the minimum education and training has been completed after January 1, 1987;
- (ii) Keep records for two years documenting attendance and description of the learning;
- (iii) Be prepared to validate, through submission of these records, that attendance has taken place.

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

WAC 246-926-990 **CERTIFICATION AND REGISTRATION FEES** ((=RADIOLOGIC TECHNOLOGISTS)). ((The figures below are the fees to be charged radiologic technologists to cover the costs of the program:

Application	\$ 50.00
Duplicate license	15.00
Verification/certification	25.00
Renewal	50.00
Late renewal penalty	25.00)

The following fees shall be charged by the professional licensing division of the department of health:

Title of Fee	Fee
Application - certification	\$50.00
Exam fee - certification	30.00
Application - registration	35.00
Certification renewal	50.00
Registration renewal	35.00
Late renewal penalty	30.00
Verification	15.00
Duplicate	15.00

**WSR 91-21-115
PROPOSED RULES
DEPARTMENT OF HEALTH
(Board of Health)**

[Filed October 22, 1991, 4:19 p.m.]

Original Notice.

Title of Rule: Chapter 246-260 WAC, Water recreation facilities; chapter 246-262 WAC, Recreational water contact facilities; and chapter 246-264 WAC, Water safety teaching stations.

Purpose: To clarify existing rules and to update WAC and RCW numbers referenced throughout.

Statutory Authority for Adoption: Chapters 246-260 and 246-262 WAC is RCW 70.90.120; and chapter 246-264 WAC is RCW 43.20.050.

Summary: WACs are being amended to clarify exemptions for existing systems; horizontal and vertical

spacing, and height requirements for barriers; outlet requirements; and to make other housekeeping changes.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Gary Fraser, 217 Pine Street, Suite 220, Seattle, (206) 464-5401.

Name of Proponent: State Board of Health, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Rules are being amended to clarify existing requirements and update references to other WAC numbers and RCW numbers, agency name, etc.

Proposal Changes the Following Existing Rules: Clarification and housekeeping.

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

Hearing Location: W. R. Giedt Public Health Laboratory, 1610 N.E. 50th, Seattle, WA 98155, on December 11, 1991, at 9:30 a.m.

Submit Written Comments to: Leslie Baldwin, Rules Coordinator, 1300 Quince Street S.E., P.O. Box 47902, Olympia, 98504-7902, by December 9, 1991.

Date of Intended Adoption: December 11, 1991.

October 22, 1991
Sylvia Beck
Executive Director

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

WAC 246-260-010 **DEFINITIONS.** (1) "Abbreviations" (technical):

- (a) "DE" means diatomaceous earth;
- (b) "fps" means feet per second;
- (c) "gpm" means gallons per minute;
- (d) "mg/l" means milligrams per liter. When requirements in this regulation specify limits for liquid volume measurements using mg/l or ppm, either may be used depending on the type of testing equipment available;
- (e) "ppm" means parts per million. See notation under mg/l for use;
- (f) "TU" means turbidity unit as measured by the nephelometric method.
- (2) "ANSI" means American National Standards Institute.
- (3) "APHA" means American Public Health Association.
- (4) "Approved" means the department or local health officer has stated in writing that the design plans and specifications are in accordance with chapter ((246-98)) 246-260 WAC.
- (5) "ARC" means American Red Cross.
- (6) "Architect" means a registered architect currently licensed under chapter 18.08 RCW in Washington state.
- (7) "ASHRAE" means American Society of Heating, Refrigeration and Air Conditioning Engineers.
- (8) "Assistant lifeguard" means a person appointed by the owner or manager meeting the training requirements of this chapter actively assisting lifeguards (under direct lifeguard supervision) for the purpose of ensuring bather safety.
- (9) "Attendant" means a person appointed by the owner or manager meeting the training requirements of this chapter, monitoring activities and conditions for the purpose of ensuring bather safety.
- (10) "Bathing beach" means a bathing place, together with buildings and appurtenances used in connection therewith, on a natural pond, lake, stream, or other body of fresh or salt water, which is open to the public for bathing by express permission of the owner, or which is operated for a fee, or openly advertised as a place for bathing by the public.
- (11) "Board" means the state board of health.
- (12) "CNCA" means Council for National Cooperation in Aquatics.
- (13) "CPSC" means Consumer Product Safety Commission (U.S.).
- (14) "Communication system" means any combination of devices permitting the passage of or exchange of messages between personnel

and/or personnel and bathers. Systems can include but are not limited to two-way radios, hard wired intercoms, horns, whistles, hand signals, direct voice, signs, or equivalent.

(15) "Contaminant" means any physical, chemical, or biological substance present in the WRF water which may adversely affect the health or safety of the bather and/or the quality of the water.

(16) "Cross-connection" means any physical arrangement connecting a:

(a) Potable water system directly or indirectly, with anything other than another potable water system; or

(b) WRF pool to any potable or nonpotable water source capable of contaminating either the WRF pool, its components, or potable water source as a result of backflow.

(17) "Department" means the department of health.

(18) "Diving envelope" means the minimum dimensions of an area within the pool necessary to provide entry from a diving board, platform, or pool decking intended for users to dive.

(19) "Engineer" means a registered professional engineer currently licensed under chapter 18.43 RCW in Washington state.

(20) "FINA" means Federation Internationale de Natation Amateur.

(21) "General use pool" means any swimming, spa, wading, or spray pool regulated by this chapter not meeting the definition of a "limited use pool." If limited-use pools provide organized programs (as noted in limited use definition), the limited use pools shall conform with the general-use pool requirements during periods of such activity.

(22) "Handhold" means a structure not over twelve inches above the water line around the perimeter of the pool wall, affording physical means for the bather to grasp the pool sides.

(23) "Illness or injury report" means the written record of all facts regarding an injury or illness associated with the WRF.

(24) "Lifeguard" means a person appointed by the owner or manager to maintain surveillance over the bathers on the deck or in the pool and to supervise bather safety. The lifeguard shall meet the training requirements of this chapter.

(25) "Lifeguard station" means designated work station of a lifeguard.

(26) "Lifesaving equipment" means emergency equipment and barrier protection.

(27) "Limited use pool" means any swimming, spa, wading, or spray pool regulated by this chapter at an apartment, boarding home, condominium, home owners association, hotel, mobile home park, motel, recreational vehicle park, or rental housing unit and is for the use of the persons living or residing at these facilities and the resident's invited guests. If such pool provides organized programs at the facility (that is, formal instructional lessons for swimming or diving, swim meets, exercise classes, or other activities planned for users besides those specified under the limited use pool category), the pool facility shall conform with the general use pool requirements during periods of such activity.

(28) "Local health officer" means the health officer of the city, county, or city-county department or district or a representative authorized by the local health officer.

(29) "NSF" means National Sanitation Foundation.

(30) "NSPI" means National Spa and Pool Institute.

(31) "Operations" means all aspects of a WRF which must be controlled to make the facility safe, healthy, and usable for the purpose intended.

(32) "Owner" means a person owning and responsible for a WRF or authorized agent.

(33) "Person" means an individual, firm, partnership, copartnership, corporation, company, association, club, government entity, or organization of any kind.

(34) "Pool" means swimming pool, wading pool, spray pool, or spa pool or the like.

(35) "Plummet" means a line perpendicular to water surface and extending vertically to a point located at the front end of the diving board and at the center line directly in front of the diving board.

(36) "Primary zone of visual coverage" means the area assigned to a lifeguard or attendant for primary visual surveillance of user activity.

(37) "Radius of curvature" means the radius arc denoting the curved surface from the point of departure from the springline (vertical sidewall) of the pool to the pool bottom.

(38) "Response time" means time between bather distress and initiation of rescue assistance contact by a lifeguard in facilities providing lifeguards.

(39) "Recreational water contact facility" means an artificial water associated facility with design and operational features that provide patron recreational activity which is different from that associated with a conventional swimming pool and purposefully involves immersion of the body partially or totally in the water, and that includes but is not limited to water slides, wave pools, and water lagoons. These facilities are regulated by chapter ((248-97)) 246-262 WAC.

(40) "RLSSC" means the Royal Life Saving Society of Canada.

(41) "Secretary" means the secretary of the department of health.

(42) "Serious injury" means any injury:

(a) Requiring emergency service response where a person requires medical treatment as determined by the emergency medical response personnel; and/or

(b) Resulting in a person seeking medical attention at a hospital emergency room or admittance to a hospital.

(43) "Spa pool" means a pool designed for relaxation or recreational use where the user is sitting, reclining, or at rest and the pool is not drained, cleaned, or refilled for each user. The spa pool may include, but not be limited to, hydrojet circulation, hot water, cold water, mineral baths, air induction bubbles in any combination.

(44) "Spray pool" means a pool or artificially constructed depression for use by bathers in which water is sprayed, but is not allowed to pond, in the bottom of the pool.

(45) "Springline" means the point where the pool wall breaks from vertical and begins its arc in the radius of curvature (for cove construction) to the bottom of the pool.

(46) "Swimming pool" means any structure, basin, chamber, or tank containing an artificial body of water for swimming, diving, relaxation, or recreational bathing and having a depth of two feet or more at any point and including all associated facilities.

(47) "Turnover time" means the minimum time necessary to circulate the entire volume of the pool facility through the treatment system.

(48) "Wading pool" means any artificial pool of water equal to or less than two feet deep and intended for wading purposes.

(49) "Walking surface" means any surface used as a direct access surface for a pool area and the walking surface's change room facilities where the user is bare foot.

(50) "Water treatment operator" means the appointed person operating the physical and mechanical equipment and performing related water quality monitoring and associated record keeping for proper operation of the physical facility.

(51) "Water recreation facility (WRF)" means any artificial basin or other structure containing water used or intended to be used for recreation, bathing, relaxation or swimming, where body contact with the water occurs or is intended to occur and includes auxiliary buildings and appurtenances. The term includes, but is not limited to:

(a) Conventional swimming pools, wading pools, and spray pools;

(b) Recreational water contact facilities as defined under RCW 70.90.110 and regulated under chapter ((248-97)) 246-262 WAC;

(c) Spa pools and tubs using hot water, cold water, mineral water, air induction, or hydrojets; and

(d) Any area designated for swimming in natural waters with artificial boundaries within the waters.

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

WAC 246-260-040 OPERATING PERMIT. (1) No person shall operate a water recreation pool facility without a current department or local health officer-issued operating permit.

(2) To obtain an operating permit, owners of a water recreation pool facility shall provide department or local health officer information showing the WRF is in compliance with this chapter.

(3) Operating permits shall be:

(a) Valid for one year;

(b) Subject to annual renewal; and

(c) Nontransferable without written department or local health officer consent. For purposes of this section, a change in management of a corporation, partnership, association, or other nonindividual business entity shall create a new person requiring either consent to a permit transfer or issuance of a new permit upon proper application.

(4) The department or local health officer issuing the operating permit may revoke or suspend the permit if the WRF is not operated in accordance with chapter 70.90 RCW or chapter ((248-98)) 246-260 WAC.

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

WAC 246-260-050 COMPLIANCE. (1) Existing water recreation facilities which do not fully comply with the design, construction, and equipment requirements in WAC ((248-98-040, 248-98-050, 248-98-080, and 248-98-090)) 246-260-090, 246-260-110, 246-260-130, and 246-260-150 may be continued in use except as noted in subsections (2) and (3) of this section.

(2) Existing water recreation facilities shall be operated in continuous compliance with the provisions of this chapter as outlined in the life saving equipment requirements as defined in WAC ((248-98-001(26), 248-98-030, 248-98-035, 248-98-045, 248-98-060, 248-98-085, 248-98-095, and 248-98-098)) 246-260-010(26), 246-260-070, 246-260-080, 246-260-100, 246-260-120, 246-260-140, 246-260-160, and 246-260-170, and provisions for lifesaving equipment in this chapter.

(3) Existing water recreation facilities built before the effective date of this chapter revision:

(a) Having barriers not conforming with this chapter, may maintain the barrier as it presently exists provided:

(i) Barrier is forty-eight inches or more in height;

(ii) Barrier has a maximum width opening of vertical members not exceeding six inches in width;

(iii) Each entry to the pool area has a self-closing, self-latching gate or door.

(b) Having barriers not conforming with this chapter, must upgrade the barrier to conform with this chapter if the existing barrier height is less than forty-eight inches in height.

(4) Facilities exempted from the regulations are noted under RCW 70.90.250 and the term medical therapy include facilities whose sole use is therapy provided for medical:

(a) Treatment under the supervision of licensed medical practitioners; or

(b) Rehabilitation for institutionalized patients under supervision of licensed medical practitioners.

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

WAC 246-260-060 SURVEILLANCE. (1) Owners and operators shall permit the department or local health officer to perform on-site WRF inspections or other surveillance activity as necessary in the discretion of the enforcing agency to ensure compliance with standards under chapter 70.90 RCW and chapter ((248-98)) 246-260 WAC.

(2) Employees of the enforcing agency shall provide appropriate identification when entering a WRF for the purpose of routine inspections.

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

WAC 246-260-070 WATER QUALITY STANDARDS, ANALYSIS, AND SAMPLE COLLECTION. (1) Contaminants. Owners shall maintain waters free from harmful levels of disease-producing organisms, toxic chemicals, or adverse physical conditions.

(2) Bacteriological standards. Owners shall maintain WRF pool waters to meet the following standards of bacteriological quality:

(a) Heterotrophic plate counts not to exceed two hundred bacteria per milliliter in two consecutive tests;

(b) Total coliform not to exceed an average of one coliform per sample of one hundred milliliters in two consecutive tests when using the membrane filter test; and

(c) Total coliform not to exceed one tube positive in two consecutive tests when using the MPN method.

(3) Disinfection. Owners shall maintain continuous and effective methods of disinfection of WRF pool waters at all times with use of:

(a) Chlorine or bromine described under Table ((030-3)) 070.1 of this section; and/or

(b) Alternate forms of disinfection meeting the following criteria:

(i) Registered with the Environmental Protection Agency, if required;

(ii) Registered with the Washington state department of agriculture, if required;

(iii) Conformance with NSF standard 50 or equal when applicable; and

(iv) Adherence to department-established guidelines.

(c) Alternate forms of disinfection for which the department has developed board-approved standards or guidelines including:

(i) "Interim guidelines governing the use of ozone and ozonators for water recreation facilities;"

(ii) "Interim guidelines governing the use of copper/silver disinfection processes for water recreation facilities."

(4) Chemical and physical quality. Owners shall maintain:

(a) Physical and chemical conditions within the ranges specified under Table ((030-2)) 070.2 of this section;

(b) Cleanliness by:

(i) Closing an affected WRF area or affected portion of a WRF area when contaminated with feces, vomit, sewage, or other hazardous or unknown material until the area is clean, disinfected, and free of the hazardous material;

(ii) Daily removal of scum or floating material on the pool water surface;

(iii) Continuous removal of scum or floating material by overflow action of pool water with flotsam screened and filtered; and

(iv) Maintaining sanitary walking surfaces.

(c) WRF spa pools which are routinely drained, cleaned, and refilled at a minimum using the formula as follows:

$$\text{Spa volume} \div 3 \div \text{average number of users/day} = \text{Number of days between draining, cleaning, and refilling.}$$

(5) Laboratory sampling and testing. Persons collecting laboratory analysis water samples shall:

(a) Collect and transport chemical and micro-organism samples based on the most recent published edition of standard methods for the examination of water and waste/water analysis, published jointly by the American Public Health Association/Water Pollution Control Federation and American Waterworks Association, referred to as "standard methods" in this chapter;

(b) Have laboratory tests performed per "standard methods" at department-approved laboratories to provide such analyses;

(c) Provide adequate data for completing analyses; and

(d) Use department-approved water sample bottles for collection of samples.

(6) Field testing. Owners shall have field testing equipment:

(a) To provide means for measuring disinfectant residuals, pH, alkalinity, and any other chemicals routinely used in the pool water;

(b) In pools where compressed chlorine gas is used, to detect leaks using commercial strength (twenty-six degrees Baume) ammonia vapor; and

(c) With a suitable range of readings for the routinely measured parameters as noted under Table ((030-3)) 070.3 of this section.

(7) Chemicals in pool. Owners shall ensure addition of chemicals or materials to WRF pool waters only when the use is approved or recognized as acceptable by the department. The department has available to WRF pool owners the current approved or acceptable material lists.

(8) Additional tests. Owners shall perform additional department or local health officer-directed tests.

TABLE ((030-1)) 070.1

MINIMUM AND MAXIMUM LEVELS OF DISINFECTANTS *

Currently Recognized Disinfectants	Type of Residual Measured	pH Ranges			Maximum Residual ppm **
		7.2-7.49	7.5-7.79	7.8-8.0	
1. Chlorine	Free available chlorine	1.0	1.4	1.8	6
2. Chlorinated cyanurate	Free available chlorine	1.5	2.0	2.8	6
3. Bromine	Total available bromine	2.0	2.5	3.5	6

NOTE:

*When using spa facilities, increase minimum residuals in all categories by 1.5 ppm.

**Maximum residual as noted or manufacturer's recommendations (whichever is less). In spa facilities, maximum residual may be raised to 10 ppm or manufacturer's recommendations (whichever is less).

TABLE ((030-2)) 070.2

ACCEPTABLE RANGES OF SELECTED CHEMICAL AND PHYSICAL WATER QUALITY CONSTITUENTS

Chemical or Physical Constituent	Minimum	Maximum
1. pH (Hydrogen ion)	7.2	8.0
2. Water clarity (safety)	Main drain and pool bottom visible at all times	—
3. Turbidity (shielding micro-organisms from disinfection)	—	0.5 TU*
4. Cyanuric acid or its derivatives (if used)	0	90 ppm
5. Temperature	—	104 F.**
6. Combined chlorine	—	<50% of free chlorine
7. ORP***	700 mv.	

NOTE:

*In peak periods, turbidity may increase to 1.0 TU provided turbidity returns to 0.5 TU within a six-hour period following peak use. Turbidity is not a required routine analysis. Turbidity monitoring may be required by the department or local health officer if special conditions warrant turbidity monitoring.

**A pool facility thermometer shall be provided when the water temperature exceeds 95 degrees Fahrenheit.

***Oxidation-reduction potential (ORP) readings used in conjunction with chlorine and bromine may be allowed as long as values are maintained no less than 700 millivolts. ORP readings do not preclude the need for field testing of the actual mg/l residual for the specific disinfectant on at least a daily basis.

TABLE ((030-3)) 070.3

RANGE OF ACCEPTABLE TESTING LEVELS FOR FIELD TEST KITS*

Chemical Test	Minimum Range	Minimum Accuracy
1. Free available chlorine	0.3 to 3.0 ppm	0.2 ppm to 1.0 ppm 0.5 ppm above 1.0 ppm
2. Total chlorine	0.3 to 3.0 ppm	0.2 ppm to 1.0 ppm 0.5 ppm above 1.0 ppm
3. Total bromine	0.3 to 4.0 ppm	0.2 ppm to 1.0 ppm 0.5 ppm above 1.0 ppm
4. pH (hydrogen ion)	7.0 to 8.2	0.2
5. Cyanuric Acid	0 to 100 ppm	10 ppm
6. Alkalinity	0 to 300 ppm	15 ppm
7. Temperature (spas)	60 to 110 degrees F.	1 degree F.

NOTE:

*Do not make a chemical condition determination based on readings at the extreme measurable limits of the scale.

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

WAC 246-260-080 MONITORING, REPORTING, AND RECORD KEEPING. (1) Reporting death, injury, and illness. Owners shall:

(a) Provide department or local health officer-requested information for statewide injury and illness surveillance reports; and

(b) Within forty-eight hours, notify the department or local health officer of a drowning, near drowning, death, or serious injury or illness occurring at the water recreation facility.

(2) Incidents. Owners shall provide department or local health officer-requested information after an incident creating a potential problem of health or safety significance, for example, chlorine gas leak.

(3) Monitoring and record keeping. Owners shall monitor and maintain records for at least three years on the following:

(a) Water quality conditions on WRF pools including:

(i) Residual disinfectant testing often enough to determine the residual is satisfactory, and in no condition shall residual disinfectant testing be done less than once every twenty-four hours;

(ii) Hydrogen ion (pH) concentration testing often enough to determine the concentration is satisfactory, and in no condition shall testing be done less than once every twenty-four hours;

(iii) Checking alkalinity monitored at least weekly;

(iv) Recording quantities of all chemicals added to pool water, including alum, algicides, cyanuric acid, acids, alkalinity compounds, etc.

(v) Checking gauges sufficiently to assure conformance with code requirements for turnover during the filter cycle;

(vi) Any gross water contamination, for example, vomiting, feces, etc.;

(vii) When pool temperature is over ninety-five degrees, temperature testing sufficiently often to determine temperature is in a satisfactory range at or below one hundred and four degrees Fahrenheit and in no condition shall temperature testing be done less than once every twenty-four hours; and

(viii) When cyanuric acid or its derivatives are used in a pool, cyanurate level testing to determine the cyanurate level is maintained below the maximum level of ninety mg/l, and in no condition shall cyanurate level testing be done less than once every week the pool is in use.

(b) Routine preventive maintenance provided on all hazardous equipment, for example, gas chlorination equipment;

(c) Daily estimation of number of users;

(d) Personnel credentials, training, and/or certifications required under WAC ((248-98-045(5), 248-98-060(5), and 248-98-085(5) of this chapter)) 246-260-100(5), 246-260-120(5), and 246-260-140(5).

(4) Availability. Owners shall make records required by this section available for department or local health officer review upon request.

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

WAC 246-260-090 SWIMMING POOL DESIGN, CONSTRUCTION, AND EQUIPMENT. (1) Location. Owners shall locate pools to:

(a) Minimize pollution by dust, smoke, soot, and other undesirable substances;

(b) Eliminate pollution from surrounding surface drainage; and

(c) Ensure pump house, trees, and other structures are located fifteen feet or more from the pool or provide barriers or other means to prevent ready access from the structure. Structures shall not be construed to include:

(i) Building walkways above the second story or roofs of any building structure; or

(ii) Any barriers provided to prevent unauthorized pool access, for example fencing.

(2) Materials. Owners shall use only structure and equipment materials which are nontoxic, durable, inert, impervious to water, and easily cleanable.

(3) Walking surfaces. Owners shall design and maintain walking surfaces:

(a) Uniformly sloping away from the pool or pools a minimum of one-fourth inch per foot and a maximum of one-half inch per foot;

(b) Of a nonslip finish not presenting a tripping hazard;

(c) Equipped with sufficient drains to prevent standing water;

(d) Of easily cleanable, impervious finishes;

(e) At least six feet wide on the shallow end of pool, except for:

(i) Pools with all depths uniform at ends, at least one end six feet wide or more; or

(ii) Circular or irregular pools at least twenty-five percent of the deck six feet wide or more.

(f) Four feet or more in width on pools with an area fifteen hundred square feet or less;

(g) Six feet or more in width:

(i) On outdoor pools fifteen hundred square feet or more;

(ii) On fifty percent of the perimeter of indoor pools fifteen hundred square feet or more. Perimeter on remainder of the deck shall be four feet or more in width.

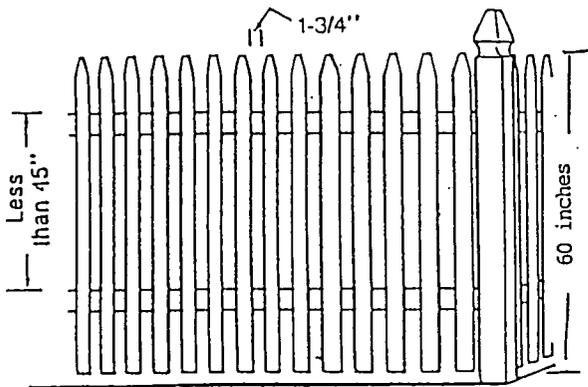
(h) A minimum of sixteen square feet per bather on pools fifteen hundred square feet or more. Determine maximum bather load as described under subsection (12) of this section. If owner provides maximum facility occupancy loading less than that of subsection (12) of this section, and such occupancy limit is posted and enforced, that loading may be used in lieu of the maximum bather load figure as described under subsection (12) of this section;

(i) In swimming pools designed for competitive use with likelihood of spectators, a minimum of six feet between spectator viewing area and the pool. Balconies shall be fifteen feet or more from the pool unless properly safeguarded from intruding into the pool area;

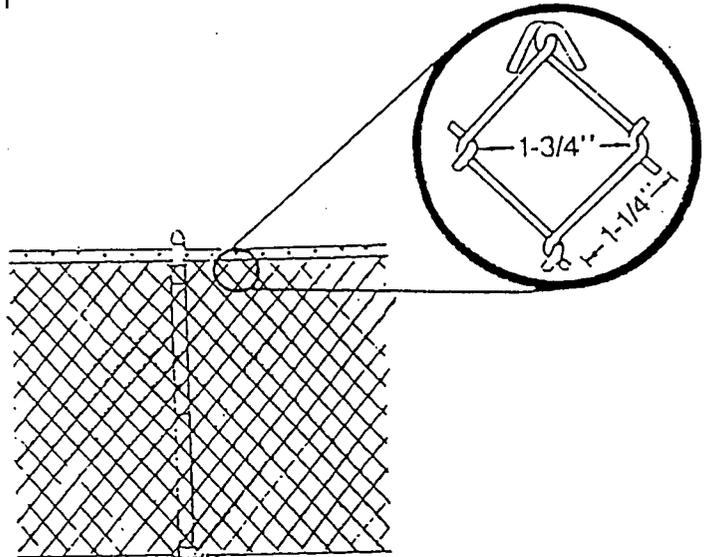
- (j) In conformance with department-established guidelines for any resilient artificial surfaces; and
- (k) General use pools shall not have sand and grass areas within the pool enclosure unless separated to prevent direct access from the pool area and means are provided for cleansing the bather's feet before re-entering the pool and deck area.
- (4) Barriers. Owners shall provide barrier protection to prevent unauthorized access ~~((including:))~~:
 - (a) ~~((In outdoor facilities;))~~ A barrier ~~((of))~~ shall be sixty inches or more in height ~~((with))~~ and:
 - (i) ~~((Barrier:~~

- ~~((A) Not allowing))~~ Shall not allow passage of a four-inch diameter sphere;
- ~~((B))~~ Horizontal members with less than forty-five inches spacing between tops of the horizontal members shall have vertical members not exceeding one and three-quarter inches in width;
- ~~((C))~~ Horizontal members with forty-five inches or more spacing between tops of the horizontal members shall have vertical members not exceeding four inches in width.))
- (ii) If it has horizontal members that are spaced less than forty-five inches between the tops of the horizontal members, shall have spaces between the vertical members no greater than a width of one and three-quarter inches (see Figure 090.1); or

FIGURE 090.1



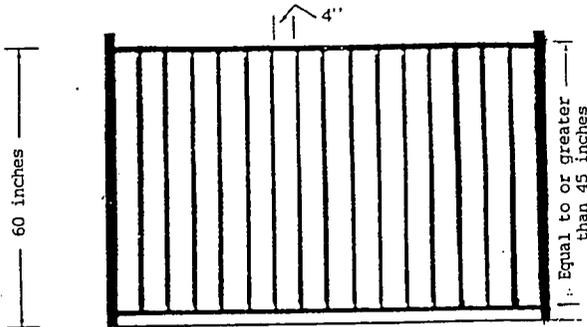
IF HORIZONTAL MEMBERS ARE LESS THAN 45 INCHES APART, VERTICAL SPACING SHALL NOT EXCEED 1 AND 3/4 INCHES



1 AND 3/4 INCH INSIDE DIAMETER ON CHAIN LINK OR 1 AND 1/4 INCH LENGTH ON THE SQUARE

- (iii) If it has horizontal members that are spaced at, or more than, forty-five inches between the tops of the horizontal members, shall have spaces between the vertical members no greater than a four-inch width (see Figure 090.2); and

FIGURE 090.2



IF HORIZONTAL MEMBERS ARE EQUAL TO OR MORE THAN 45 INCHES APART, VERTICAL SPACING SHALL NOT EXCEED 4 INCHES

- (iv) Shall have lockable gates and entrances provided with a self-closing, self-latching mechanism fifty-four inches or more from the ground with a clear space fifty inches deep on the latch side of the door to position a wheelchair. When a latching mechanism is provided at any lower height, the latching mechanism shall be of a type remaining continuously locked, and only opening with the use of a key or other access control system.

- (b) At outdoor facilities not a part of living facilities, such as in a municipal park, a barrier six feet or more shall be provided to prevent unauthorized access;
- (c) ~~((Indoor facility barriers sixty inches or more in height; suitable to prevent access of unauthorized individuals;))~~
- ~~((d))~~ Restricted area service entrances shall be exempt from door or gate requirements providing no public access is available;
- ~~((e))~~ (d) Lifeguarded pools are not required to have a self-closing, self-latching gate during the period a pool is in use. Facility gates shall be closed and locked during nonuse periods; and
- ~~((f))~~ (e) An entrance to the pool area which shall not serve as a required exit from another part of the building when there is a conflict with other codes or regulations.
- (5) Pool surfaces. Owners shall ensure pool surfaces with:
 - (a) Materials complying with subsection (2) of this section;
 - (b) Water tight and nonabrasive construction; and
 - (c) White or light color finish not obscuring the view of objects or surfaces;
 - (d) Surfaces not causing cutting, pinching, puncturing, entanglement, or abrasion hazard under casual contact; and
 - (e) Construction tolerances conforming with current NSPI public pool standards.
- (6) Pool general floor and wall dimensional design. Owners shall ensure pool dimensional designs for floors and walls provide for safety, circulation, and quality of the water including, but not limited to:
 - (a) Uniform pool floor slopes as follows:
 - (i) Pools fifteen hundred square feet or more providing a maximum slope of one foot drop in twelve feet of run at pool depths to five and one-half feet;
 - (ii) Where diving provisions are included, floor slopes not intruding into the area designated as the diving envelope; and

(iii) A slope change transition zone (breakpoint from shallow to deep areas of pool) providing warning of the break in slope into diving or deep pool areas consisting of a two-foot wide ramp sloped at twice the slope of the shallow bottom.

(b) Pool vertical walls may be curved, not to exceed allowable radius, to join the floor for minimum distance as noted under Table 050.1 of this section. Vertical means walls not greater than eleven degrees from plumb:

(i) Coving or portion of the side wall of a pool diving area shall conform as required and as described under subsection (7) of this section; and

(ii) In new construction or alterations to existing construction, ledges are prohibited.

(c) A maximum intrusion for pool walls beyond the vertical, as defined under subsection (6)(b) of this section, with any configuration not to exceed a transitional radius from wall to floor where floor slopes join walls and which has:

(i) Center of radius not less than the minimum vertical depth specified under Table ((050-1)) 090.3 of this section below the water level;

(ii) Arc of radius tangent to the wall; and

(iii) Maximum radius of coving, or any intrusion into the pool wall/floor interface, determined by subtracting the vertical wall depth from the total pool depth.

TABLE ((050-1)) 090.3

MAXIMUM RADIUS COVING OR POOL INTRUSION DIMENSIONS BETWEEN POOL FLOOR AND WALL*

Pool Depth	2'0"	3'0"	3'6"	5'0"	>5'0"
Minimum Sidewall Vertical Depth (Springline)	1'6"	2'2"	2'6"	3'6"	@>3'6"
Maximum Radius of Curvature	6"	10"	12"	1'6"	**Maximum radius equals pool depth minus the vertical wall depth

NOTE:

- *For pool depths falling between the depths listed, values can be interpolated.
- **Radius of coving cannot intrude into pool within diving envelope.

(7) Specific design requirements for pools furnishing areas for diving. Owners shall ensure provision of diving envelopes in pools or areas of pools designated for diving activities to include a diving envelope not less than the:

(a) APHA standard configuration noted under figure ((050-2)) 090.4 of this section in areas where user would enter from the deck level twelve inches or less from water level. This requirement is based on a standard described under APHA public pool regulations, 1981, for pool type described under D-8.01 Table 1, the section noting the requirements from deck level;

(b) CNCA standard configuration noted under figure ((050-3)) 090.5 of this section in areas where the user would enter from the deck level over twelve inches from water level, or has a platform or diving board provided at a height of less than one-half meter (twenty inches). This requirement is based on a standard described under CNCA publication Swimming Pools: a Guide to their Planning, Design, and Operation 1987, Fourth Edition. Human Kinetics Publisher, Inc., Champaign, Illinois, figure 8.1; and

(c) FINA standard configuration noted under figure ((050-4)) 090.6 of this section in areas where the user would enter from the diving board or platform at a height of one-half meter (twenty inches) or greater. This requirement is based on a standard described in FINA publication FINA Handbook, 1986-88, constitution and rules governing swimming, diving, water polo, and synchronized swimming, 1986-88. Edited by E. Allen Harvey, Vancouver, Canada VGN 3R6, Section D, pp. 114-115.

FIGURE ((050-2)) 090.4

MINIMUM DIMENSIONS FOR POOLS WITH DIVING FROM DECK LEVEL WHICH IS LESS THAN TWELVE INCHES FROM THE WATER LINE

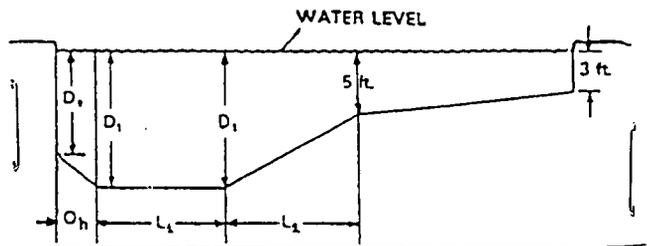
APHA STANDARDS*
D-8 DIVING AREA REQUIREMENTS

D-8.01

The dimensions of the diving area on all swimming pools providing diving from deck level shall conform to the following dimensions:

Table 1. The diving area dimensions on all swimming pools providing diving from deck level.

Heights	Lengths			
	Water Depths		Length of Diving Well	Run-Out
Height of Deck Above Water Level	D(0)	D(1)	L(1)	L(2)
12" or less	6 ft	8.5 ft	12 ft	10.5 ft
Over 12 inches	See standards for over twelve inches as applicable (either CNCA or FINA in inches following subsections).			



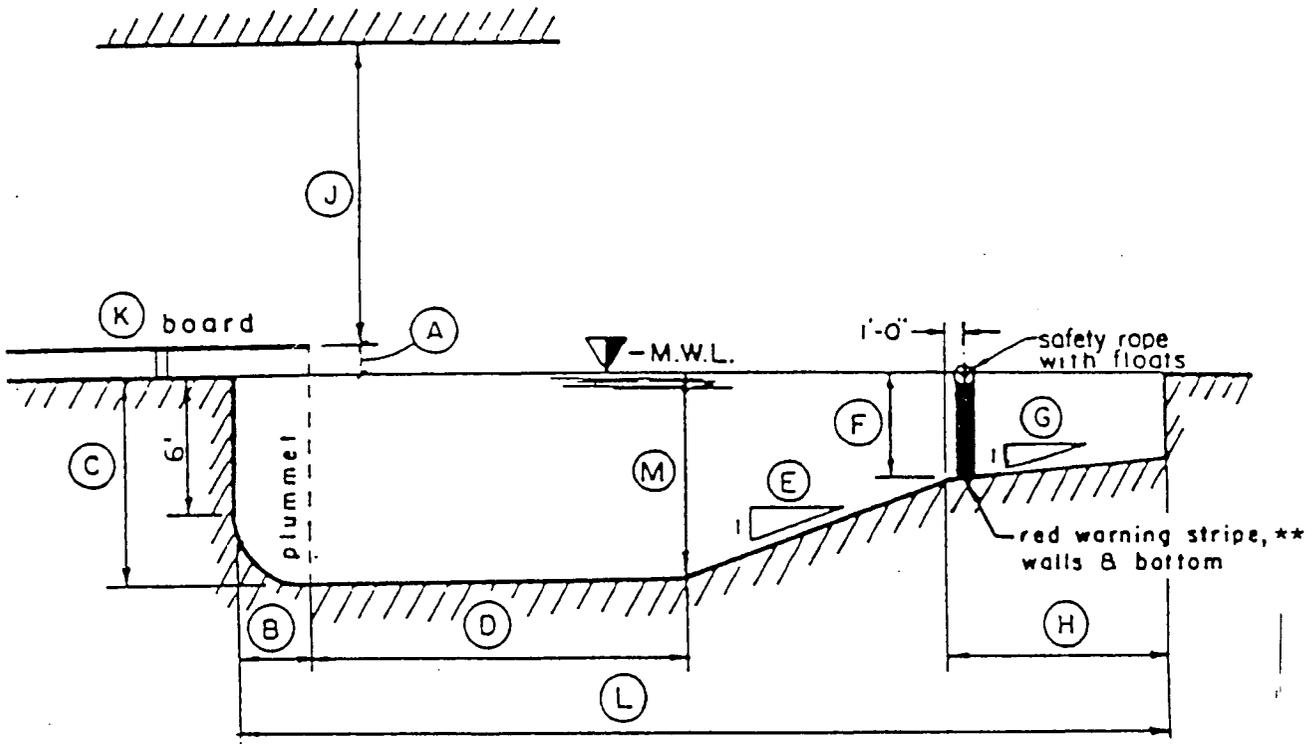
NOTE:

- *The department underlined areas for clarification.

Figure ((050-3)) 090.5

Minimum dimensions for pools with boards or platforms at a height of less than 1/2 meter (20 inches)

CNCA STANDARDS



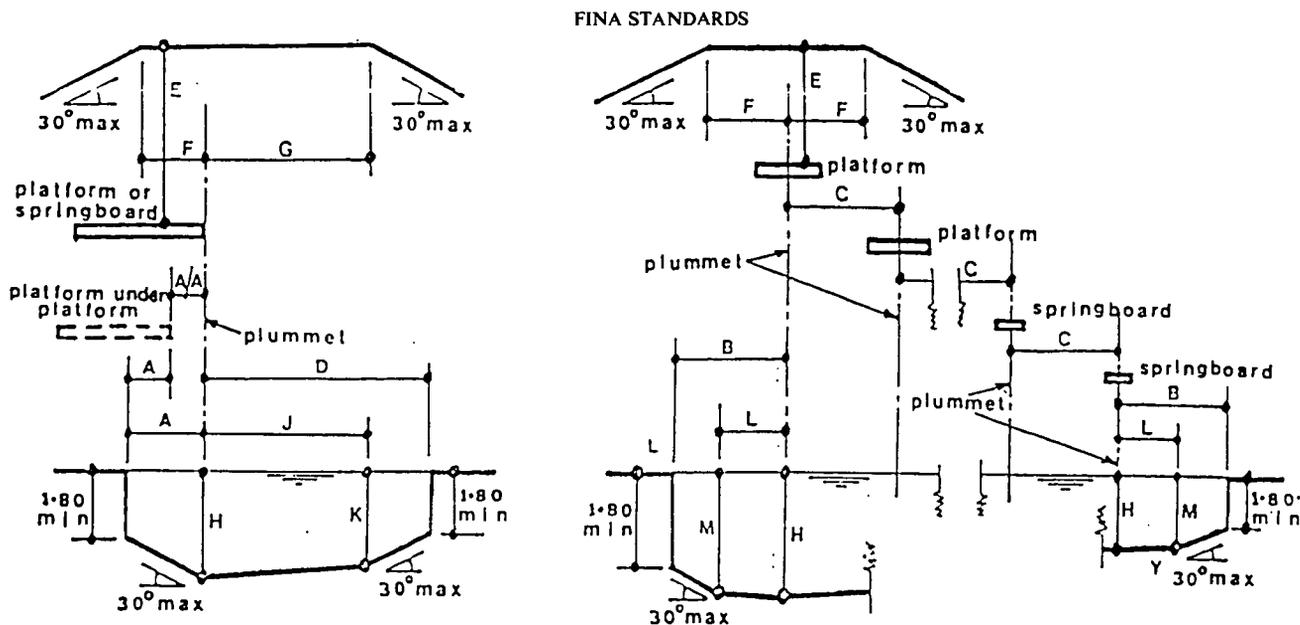
Dimension	Minimum	Preferred or Maximum
A Height of board above water		20 in.
B Board overhang	2 ft 6 in.	3 ft
C Depth of water at plummet	9 ft	10 ft *
D Distance from plummet to start of upslope	16 ft	18 ft *
E Inclination of upslope of bottom		1:3
F Depth of water at breakpoint	4 ft 6 in.	
G Slope of bottom in shallow portion of pool	1:12	1:15 *
H Length of shallow section of pool	8 ft	14 ft *
J Distance to any overhead structure	13 ft	15 ft *
K Board length		12 ft
L Length of pool	40 ft	50 ft *
M Dimension not less than C minus	6 in.	

NOTE (FROM FIGURE ((050-3)) 090.5):

- *Values with asterisks are not to be considered as maximums.
- **Warning stripe at break point may be of any contrasting color.

FIGURE ((050-4)) 090.6

MINIMUM DIMENSIONS FOR POOLS WITH BOARDS OR PLATFORMS AT A HEIGHT OF 1/2 METER OR MORE



LONGITUDINAL SECTION DIAGRAMMATIC ONLY

CROSS SECTION DIAGRAMMATIC ONLY

FINA Dimensions for Diving Facilities		Dimensions are in Metres	Springboard		Platform					
			1 Metre	3 Metres	1 Metre	3 Metres	5 Metres	7.5 Metres	10 Metres	
LENGTH			4.80	4.80	4.50	5.00	6.00	6.00	6.00	
WIDTH			0.50	0.50	0.60	1.50	1.50	1.50	2.00	
HEIGHT			1.00	3.00	0.60-1.00	2.00-3.00	5.00	7.50	10.00	
Revised to 1st Jan 1987										
			HORIZ VERT	HORIZ VERT	HORIZ VERT	HORIZ VERT	HORIZ VERT	HORIZ VERT	HORIZ VERT	HORIZ VERT
A	From plummet BACK TO POOL WALL	DESIGNATION	A-1	A-3	A-1pl	A-3pl	A-5	A-7.5	A-10	
	MINIMUM		1.80	1.80	0.75	1.25	1.25	1.50	1.50	
A/A	From plummet BACK TO PLATFORM plummet directly below	DESIGNATION					A-5/1	A-7.5/3/1	A-10/5/3/1	
	MINIMUM						1.50	1.50	1.50	
B	From plummet to POOL WALL AT SIDE	DESIGNATION	B-1	B-3	B-1pl	B-3pl	B-5	B-7.5	B-10	
	MINIMUM		2.50	3.50	2.30	2.90	4.25	4.50	5.25	
C	From plummet to ADJACENT PLUMMET	DESIGNATION	C-1/1	C-3/3/1	C-1/1pl	C-3/1/3pl	C-5/3/1	C-7.5/3/1	C-10/5/3/1	
	MINIMUM		2.40	2.80	1.65	2.10	2.50	2.50	2.75	
D	From plummet to POOL WALL AHEAD	DESIGNATION	D-1	D-3	D-1pl	D-3pl	D-5	D-7.5	D-10	
	MINIMUM		9.00	10.25	8.00	9.50	10.25	11.00	13.50	
E	On plummet, from BOARD TO CEILING	DESIGNATION		E-1	E-3	E-1pl	E-3pl	E-5	E-7.5	E-10
	MINIMUM			5.00	5.00	3.50	3.50	3.50	3.50	5.00
F	CLEAR OVERHEAD behind and each side of plummet	DESIGNATION	F-1	E-1	F-3	E-3	F-1pl	E-1pl	F-3pl	E-3pl
	MINIMUM		2.50	5.00	2.50	5.00	2.75	3.50	2.75	3.50
G	CLEAR OVERHEAD ahead of plummet	DESIGNATION	G-1	E-1	G-3	E-3	G-1pl	E-1pl	G-3pl	E-3pl
	MINIMUM		5.00	5.00	5.00	5.00	3.50	5.00	3.50	5.00
H	DEPTH OF WATER at plummet	DESIGNATION		H-1		H-3		H-1pl		H-3pl
	MINIMUM			3.50		3.80		3.30		3.60
J	DISTANCE AND DEPTH ahead of plummet	DESIGNATION	J-1	K-1	J-3	K-3	J-1pl	K-1pl	J-3pl	K-3pl
	MINIMUM		5.00	3.40	6.00	3.70	5.00	3.20	6.00	3.70
L	DISTANCE AND DEPTH each side of plummet	DESIGNATION	L-1	M-1	L-3	M-3	L-1pl	M-1pl	L-3pl	M-3pl
	MINIMUM		1.50	3.40	2.00	3.70	1.40	3.20	1.80	3.50
N	MAXIMUM SLOPE TO REDUCE DIMENSIONS beyond full requirements	POOL DEPTH	30 degrees							
	CEILING HT		30 degrees							
				NOTE	Dimensions C (plummet to adjacent plummet) apply for Platform with widths as detailed. For wider Platforms increase C by half the additional width(s)					

- (8) Pool appurtenances. Owners shall ensure swimming pools:
 - (a) Have handholds around the perimeter in pools two feet or more in depth. Handholds shall be four feet or less apart and consist of any one or a combination of the following:
 - (i) Coping, ledges, radius flanges, or decks along the immediate top edge of the pool or suitable slip-resisting handholds located twelve inches or less above the waterline;
 - (ii) Ladders or steps; or
 - (iii) Secured rope or railing twelve inches or less above the water line.
 - (b) Have stairs, ladders, or stepholes with:
 - (i) Stairs, when provided, meeting the following construction requirements:
 - (A) Nonslip tread finish;
 - (B) Contrasting color stair tread edges clearly visible to users;
 - (C) Recessed in pool areas used for lap or competitive swimming to prevent intrusion into the activity areas;
 - (D) Handrails with the leading edge for stairs at pool entry/exit being neither eighteen inches or more beyond nor eight inches or more inside (horizontally) the vertical plane of the bottom riser;
 - (E) Riser treads with a minimum unobstructed, horizontal, ten-inch tread depth and a minimum two-hundred-forty-inch surface area;
 - (F) Riser heights, on general use pools fifteen hundred square feet or more, uniform and seven and one-half inches or less, except the bottom riser may be less than the uniform height; and
 - (G) Riser heights, on general use pools less than fifteen hundred square feet, and limited use pools, uniform and have a preferred seven-and-one-half-inch height, but not greater than ten inches, except the bottom riser may be plus or minus two-inches of the uniform height.
 - (ii) Ladders or stepholes:
 - (A) Spaced at a minimum of one for every seventy-five feet of pool perimeter deeper than four feet;
 - (B) Provided at both sides of the deep end of pools over thirty feet in width; and
 - (C) Equipped with a handrail at the top of both sides extending over the coping or deck edge.
 - (iii) Means of access at the shallow end of the pool; and
 - (iv) Designs permitting entry and exit for impaired or handicapped persons are encouraged.
 - (c) Diving boards and diving platforms, when provided, shall:
 - (i) Be installed according to manufacturer's instructions;
 - (ii) Have slip-resistant tread surfaces;
 - (iii) Have steps and ladders leading to diving boards which provide handrails.
 - (iv) Be protected with forty-two inch high guardrails extending at least to the water edge when one meter or more above the water.
 - (d) Starting blocks, when provided, shall:
 - (i) If on the shallow end of pool, be removed when not in use by the competitive swimmers trained in starting blocks proper use; and
 - (ii) Be firmly secured when in use.
 - (e) Water slides, when provided, shall:
 - (i) Be installed according to manufacturer's instructions and be approved by the manufacturer for general use and limited use pools; and
 - (ii) Conform to Part 1207 of the Consumer Product Safety Act (Sec. 7(f), P.L. 92-573, 86 Statute 1215, 15 U.S.C. 1056(f)); or
 - (iii) If not manufactured for general use and limited use pools, conform to requirements under chapter ((248-97)) 246-262 WAC, Recreational Water Contact Facilities.
 - (9) Turnover. Owners shall ensure pools turn over entire pool water volume in six hours or less. Exceptions to recirculation requirements may be made for flow-through pools in the following conditions where:
 - (a) Water supply is sufficient to provide the same turnover period specified for recirculation pools;
 - (b) The source water supply meets acceptable quality requirements and is subject to a disinfection method as described under WAC ((248-98-030)) 246-260-070(3);
 - (c) The introduction of fresh treated pool water is accomplished by the same type of inlet and outlet design required for recirculation pools; and
 - (d) The pool water quality complies with WAC ((248-98-030)) 246-260-070.
 - (10) Pool depth markings. Owners shall provide depth markings:
 - (a) Plainly marking the water depth in feet on the vertical wall at or above the water level and on the horizontal surface of the coping or deck edge;

- (b) Positioned on the vertical pool wall to be read from the water side. Where markings cannot be placed above the water level, markings shall be placed in other areas and plainly visible to users in the pool;
- (c) Located on the coping or deck within eighteen inches of the water edge and positioned to be read while standing on the deck facing the water;
- (d) Which are slip resistant;
- (e) Placed at the maximum and minimum water depths and at all points of slope change;
- (f) Installed at intermediate increments of water depth not to exceed two feet, nor spaced at distances greater than twenty-five foot intervals;
- (g) Uniformly arranged on both sides and ends of the pool;
- (h) On irregularly shaped pools, meeting the requirements in subdivision (a) through (g) of this subsection and also designate the depths at all major deviations in shape;
- (i) With a four-inch minimum height on the deck and a two-inch minimum height on the vertical pool wall; and
- (j) Applied in a contrasting deck color which does not fade.
- (11) Safety line or marking line. Owners shall provide safety (float) lines or marking lines (lines on pool sides and bottom) separating areas where the pool slope breaks from a uniform slope leading from shallow to deeper water.
 - (a) Safety lines when used shall:
 - (i) Be kept in place at all times, except when the pool is used for a specific purpose such as lap swimming or competitive use;
 - (ii) Be placed one foot toward the shallow end away from the break point line. See subsection (6)(a)(iii) of this section;
 - (iii) Be strung tightly allowing the bather to hold onto the line for support;
 - (iv) Have a receptacle for receiving the safety line:
 - (A) Recessed in the wall; or
 - (B) Not constituting a safety hazard when the safety line is removed.
 - (v) Provide floats on the line at a minimum distance of every four feet.
 - (b) Markings lines when used shall:
 - (i) Provide a minimum three-inch wide marking line at the break point where the pool slope breaks from a uniform slope leading from shallow to deeper water; and
 - (ii) Be of a contrasting color to the background color of the pool sidewalls and floor.
 - (c) In pool facilities with uniform slopes not exceeding one foot in twelve feet to deep portions of the pool, a safety line or marking line shall not be required.
- (12) Bather load. Owners shall ensure maximum number of bathers in the pool facility at any one time do not exceed a number determined by the formula noted under Table ((050-5)) 090.7 of this section.

TABLE ((050-5)) 090.7

SWIMMING POOL MAXIMUM BATHING LOAD*
(SPMBL)

$$SPMBL = \frac{A - S}{(30)} + \frac{S}{(15)} \quad \text{For outdoor pools}$$

$$SPMBL = \frac{A - S}{(30)} + \frac{S}{(25)} \quad \text{For indoor pools}$$

Where

A = Total area of water surface in square feet

S = Area of pool less than 5 feet deep in square feet

NOTE:

*This formula will be used in determining certain features of pools as noted elsewhere in these rules and regulations.

(13) Inlets. Owners shall provide pool inlets:

- (a) Submerged and located to produce uniform water and chemical circulation throughout the pool; and
- (b) Located on the bottom of pools twenty-five hundred square feet or more, unless otherwise justified by the design engineer to the department's or local health officer's satisfaction.

(14) Outlets. Owners shall provide pool outlets with:

- (a) Overflow and main drain grating systems each designed to carry one hundred percent of the total recirculation filter flow and main

drain piping designed to carry fifty percent or more of total recirculation filter flow;

(b) Overflow outlets that maintain:
 (i) A minimum of sixty percent of filter recirculation flow at all times; and

(ii) An overflow channel which may be used on any pool and required on pools twenty-five hundred square feet or more on the pool perimeter to promote uniform circulation and skimming action of the upper water layer with:

(A) A design preventing all matter entering the channel from returning to the pool;

(B) Dimensions minimizing the hazard for bathers, such as catching arms or feet;

(C) One one-hundredth of a foot slope per foot or more;

(D) Drains sufficiently spaced and sized to collect and remove overflow water to return line and filter, where applicable; and

(E) Size sufficient to carry one hundred percent of the recirculation flow plus the surge flow equivalent to one-fifth of the balancing tank expressed in gallons per minute.

(iii) Skimmers in lieu of pool overflow channels up to twenty-five hundred square feet if:

(A) Weir provided in skimmer has a maximum flow rate through skimmer not exceeding four gpm per inch of weir;

(B) Devices are recessed in the pool wall so no part protrudes beyond the plane of the wall into the pool;

(C) The skimmer is equipped with a device to prevent air lock in the recirculation suction line, such as, an equalizer line;

(D) The skimmer is equipped with a removable and cleanable screen designed to trap large solids;

(E) Automatically adjustable and operates freely with continuous skimming action to continue through all designed loading rates. Displacement shall be computed at fifteen gallons per bather.

(c) Main drains in all pools with:

(i) Location at the pool's low points;

(ii) A minimum of two main drains spaced:

(A) Twenty feet or less apart nor closer than six feet; or

(B) As far as possible from each other in pools seven feet or less linear floor distance.

(iii) Total open area of grates sized to prevent a suction or entrapment hazard dangerous to user;

(iv) Grates on drains with:

(A) Maximum flow of one and one-half feet per second; or

(B) Net outlet area four times or more the area of the discharge pipe.

(v) Openings (~~one-half inch or less wide~~) not allowing a sphere over one-half inch in diameter to pass;

(vi) Grates designed to withstand forces of users;

(vii) Grates removable only with specific tool; and

(viii) Means to control flow from recirculation pump or balancing tank.

(15) Flow. Owners shall maintain pool recirculation flow not to exceed:

(a) Six feet per second in valved suction or discharge side of the pump; and

(b) Ten feet per second in open discharge pipes on the pressure side of the pump or filter discharge. The recirculation flow limit does not apply to the return inlet and the last two feet of pipe leading to the inlet.

(16) Balancing tanks. Owners with overflow channels requiring balancing tanks shall:

(a) Maintain volume equivalent to fifteen times maximum bathing load expressed in gallons; and

(b) Increase capacity as necessary to provide volume for make-up water and to prevent air lock in the pump suction line.

(17) Pumps. Owners shall have and maintain recirculation pumps with adequate capacity to:

(a) Provide design flows and pressure for water recirculation over the entire operating filter pressure;

(b) Allow proper back washing of filters when specified; and

(c) Have self-priming capability when installed above pool water level.

(18) Strainers. Where pumps precede the filter, owners shall equip pool recirculation facilities with hair and lint strainers which shall:

(a) Be located upstream of recirculation pumps;

(b) Provide strainer screen sufficiently strong to prevent collapse when clogged;

(c) Have an openable cover; and

(d) Provide valving to isolate the strainer when located below pool water level.

(19) Valves. Owners shall provide valves at appropriate locations to allow isolation and maintenance of equipment.

(20) Equipment rooms. Owners shall provide equipment rooms:

(a) Enclosing pumps, disinfection equipment, filters and other electrical and mechanical feed equipment and associated chemicals. Chemical storage shall conform to manufacturer requirements;

(b) Providing work space and access to perform routine operations;

(c) With a forty-six-square-foot minimum floor area and provide a three-foot minimum access area to service equipment;

(d) With one floor drain or more and a floor slope to the drain at a one-fourth-inch-per-foot minimum;

(e) Ready access if below grade;

(f) Ventilation;

(g) Twenty foot-candles or more of light measured thirty inches from the floor; and

(h) Kept locked.

(21) Make-up water. Owners shall ensure a source of make-up water and associated piping at the pool:

(a) Providing sufficient quantity to replace daily pool losses;

(b) Coming from a supply conforming with chapter ((248-54)) 248-290 WAC;

(c) Preventing cross connections using a minimum air gap of two pipe diameters or approved backflow prevention devices between the make-up water source and the pool water or waste water; and

(d) If using a pool fill spout, not projecting greater than one inch into the space above the water surface area and shielded to not create a deck hazard.

(22) Filters. Owners shall equip pools with filtration equipment:

(a) Meeting the applicable standards of NSF or equivalent;

(b) Using acceptable type and filter rates described under Table 050.6 of this section;

(c) Having pressure or vacuum gauges for measuring loss of head through the filter with minimum of one gauge preceding and one gauge following the filter;

(d) Having a rate of flow indicator to measure flow which has accuracy, repeatability, and durability equivalent to flow meters meeting NSF standards; and

(e) Having a means of discharging filter backwash to waste with:

(i) Discharge in a manner not creating a public nuisance;

(ii) Disposal in accordance with applicable local laws or regulations;

(iii) Minimum air gap of two pipe diameters to prevent cross-connection from waste discharge and recirculation system piping;

(iv) Discharge receptor and piping of sufficient size to accept backwash water and prevent flooding; and

(v) Ability to monitor filter effluent during backwash, that is, use of a sight glass.

(f) Providing means to release air entering the filter tank on pressure filters;

(g) When cartridge filters are used:

(i) Provide with an extra set of cartridges; and

(ii) Have any bypass valves in a permanently closed position.

(h) When using pressure DE filters with separation tanks:

(i) Provide a means of air release or a lid providing a slow and safe release of pressure; and

(ii) Show a readily visible user warning that the air release must be opened before starting the circulation pump.

TABLE ((050-6)) 090.8

TYPE AND RANGES OF FILTERS FOR SWIMMING POOLS			
Range of Acceptable Filter Rate Type of Filter Media	Expressed in gpm/Square Feet		
	Minimum	Maximum	
Sand	Minimum	Maximum	
	Rapid Sand or Pressure Sand High Rate Sand Pressure or Vacuum	—	3
D.E.	Continuous Feed	10	18*
	Manual Feed	0.8	1.0
Cartridge**	Pressure	0.8	1.0
	Vacuum	1.0	1.35
			.375

NOTE:

- *Filters which are sized at maximum application rate shall be equipped with flow control valves to maintain flow equilibrium to account for varying filter pressures and consequent flow production.
- **Cartridge filters shall have a nominal micron rating of twenty microns or less.
- (23) Disinfection equipment. Owners shall provide disinfection equipment:
 - (a) Providing a continuous and effective disinfectant residual in the water;
 - (b) Using a disinfectant with an easily monitored residual;
 - (c) Having a design feed rate providing effective disinfection levels when the pool is in peak demand conditions;
 - (d) Having easily cleanable equipment and piping used to apply chemicals and with provisions to prevent undue clogging. All materials shall be resistant to action of chemicals used;
 - (e) Conforming to NSF standards if disinfection equipment has:
 - (i) Adjustable output rate chemical feed equipment for liquid solutions. The equipment shall:
 - (A) Feed under positive pressure in the recirculation system;
 - (B) Provide means for dosage adjustment;
 - (C) Have provisions to prevent hypochlorite solution siphoning when equipment is turned off. This applies when the disinfection equipment is above pool water level.
 - (ii) Flow through chemical feed for solid feed material. Solid tablets or granules shall not be placed in skimmer baskets accessible to the public.
 - (f) Allowing hand feeding on an emergency basis only;
 - (g) Meeting the following conditions when using chlorine gas:
 - (i) Chlorine rooms shall:
 - (A) Be above ground level;
 - (B) Be constructed so all openings or partitions with adjoining rooms are sealed;
 - (C) Be located with consideration of prevailing winds to dissipate leaked chlorine away from the pool facility;
 - (D) Have door opening outward only and to the out-of-doors;
 - (E) Provide a sign on the door exterior reading DANGER CHLORINE. The sign shall be large enough to be read twenty-five feet away.
 - (ii) Chlorine rooms shall have mechanical exhausting ventilation including:
 - (A) Air inlet located as far as possible from fan intake to promote good air circulation patterns;
 - (B) Minimum of one air change per minute in the chlorine room when fan is operating;
 - (C) A remote switch outside the room or a door-activated switch to turn on fan before entering;
 - (D) Suction for fan near the floor;
 - (E) Exhaust for fan and chlorinator vent located to prevent contaminating air intake and prevent undue hazard for the pool facility users; and
 - (F) Screened chlorinator vent.
 - (iii) Gas chlorine systems shall:
 - (A) Be vacuum injection type, with vacuum-actuated cylinder regulators;
 - (B) Provide integral backflow and anti-siphon protection at the injector; and
 - (C) Provide taring (net weight of cylinder gas) scales for determining chlorine weight.
 - (iv) Breathing protection available in an accessible area for the operator outside of the chlorine room including:
 - (A) Self-contained breathing apparatus designed for use in a chlorine atmosphere for working with chlorine leaks and maintained in accordance with department of labor and industries standards; or
 - (B) Provisions to substitute breathing protection at the site, if procedures can be established and documented with emergency service fire districts or other approved organization within the area for promptly responding to chlorine leaks.
 - (v) Means for automatic shutoff when pool flow is interrupted; and
 - (vi) Chlorine gas cylinders shall:
 - (A) Be stored only in chlorine rooms;
 - (B) Have approved valve-stem cylinder wrench on the valve stem to shut the system down in an emergency event;
 - (C) Be properly secured to prevent tipping;
 - (D) Be tagged to indicate cylinders are empty or full; and
 - (E) Not exceed one hundred fifty pounds tare weight per cylinder. If one-ton cylinder use is desired, an engineer specializing in chlorine design shall prepare a design proposal for department consideration.

- (24) Chemical feeding equipment for pH control. Owners applying chemicals for controlling pH through chemical feed equipment shall provide equipment with:
 - (a) Adequate size and design to allow routine cleaning and maintenance;
 - (b) Materials resistant to chemical action;
 - (c) Means for automatic shut off when pool flow is interrupted;
 - (d) Chemical feed equipment for pH control on pools fifty thousand gallons volume or greater;
 - (e) Any pool feeding with:
 - (i) Caustic soda (NAOH);
 - (ii) Carbon dioxide (CO₂); or
 - (iii) Other chemicals the department determines necessary to require metered and controlled feeding.
- (25) Heaters. Where pool heating equipment is provided, owners shall:
 - (a) Locate equipment so any standing pilot is readily accessible; and
 - (b) Install equipment per NEC and UMC.
- (26) Ventilation. Owners shall provide indoor pool facility ventilation conforming with ASHRAE pool facility standards.
- (27) Testing equipment. Owners shall use testing equipment as noted in the water quality section under WAC ((~~248-98-030~~) 246-260-070(6)).
- (28) Chemical storage. Owners shall ensure chemical storage design and placement minimizes safety risks.
- (29) Restroom, locker room, and plumbing fixtures. Owners shall provide restroom, locker room, and plumbing facilities at pools as follows:
 - (a) General use swimming pool facilities with:
 - (i) Minimum components including:
 - (A) Dressing rooms;
 - (B) Showers;
 - (C) Toilets and urinals;
 - (D) Lavatories; and
 - (E) Hose bibs.
 - (ii) A design providing easy accessibility to toilet and shower facilities by users with minimum cross traffic of nonusers;
 - (iii) Locker rooms including:
 - (A) Separate facilities for both sexes with provisions to block line of sight into locker rooms;
 - (B) Nonslip floors with suitable drains;
 - (C) Junctions between walls and floors coved for ease of cleaning; and
 - (D) Adequate ventilation to prevent moisture build-up in the facility.
 - (iv) Plumbing fixtures as described under Table 050.7 of this section;
 - (v) Shower facilities that:
 - (A) Deliver water at a temperature range of ninety to one hundred ten degrees Fahrenheit; and
 - (B) Provide single service soap in nonglass dispensers.
 - (vi) Flush toilets and toilet tissue in dispensers;
 - (vii) Sinks provided with:
 - (A) Tempered or hot and cold running water;
 - (B) Single service soap in nonglass dispensers; and
 - (C) Single service towels or electric hand dryers.
 - (viii) Hose bibs with vacuum breakers provided:
 - (A) At a maximum spacing of one hundred fifty feet around pool deck; and
 - (B) Within the equipment room at facilities having pools fifteen hundred square feet or more.
 - (ix) Janitor sink with a vacuum breaker at pools greater than fifteen hundred square feet; and
 - (x) Sewage disposed of in a manner approved by the department or local health officer.
 - (b) Limited-use swimming pool facility plumbing as described under Table 050.8 of this section.

TABLE ((050-7)) 090.9

PLUMBING FIXTURE MINIMUM REQUIREMENTS FOR GENERAL USE SWIMMING POOLS AMOUNT OF FIXTURES REQUIRED FOR OCCUPANCY LOAD BY SEX

| Type of Fixture | | Male | Female |
|-----------------|------------------|-------|--------|
| 1. Toilets | up to 120 | 1/60 | 1/40 |
| | from 121-360 add | 1/80 | 1/60 |
| | over 360 add | 1/150 | 1/100 |

| Type of Fixture | | Male | Female |
|-----------------|---|-------|--------|
| 2. Urinals | up to 120 | 1/60 | NA |
| | from 121-360 add | 1/80 | |
| | over 360 add | 1/150 | |
| 3. Showers | up to 120 | 1/40 | 1/40 |
| | from 121-360 add | 1/60 | 1/60 |
| | over 360 add | 1/100 | 1/100 |
| 4. Sinks | up to 200 | 1/100 | 1/100 |
| | from 201-400 add | 1/200 | 1/200 |
| | over 400 add | 1/400 | 1/400 |
| 5. Hose bibs | One hose bib accessible to each locker room and provided with a vacuum breaker. | | |
| 6. Janitor sink | One* | | |

NOTE:

*Required for pools 1500 square feet or greater.

TABLE ((050-8)) 090.10

PLUMBING FIXTURE MINIMUM REQUIREMENT FOR LIMITED USE SWIMMING POOLS

| Pools with: | Toilets | Showers | Sinks | Dress.Rm. |
|--|---------|---------|-------|-----------|
| 1. Living units within 100 feet and less than 3 stories | - | - | - | - |
| 2. Living units >100 feet but <500 feet and less than 3 stories. | 1 | - | 1 | - |
| 3. Living units within 1/4 mile and/or with 3 or more stories.* | 1(M) | - | 1(M) | - |
| | 1(F) | - | 1(F) | - |
| 4. Living units greater than 1/4 mile.** | 1(M) | 1(M) | 1(M) | 1(M) |
| | 1(F) | 1(F) | 1(F) | 1(F) |

NOTE:

*Consideration for elevators adjacent to pool may allow variance from this requirement.

**When pool bathing load for the proposed facility exceeds a capacity of 150 people, the fixture units provided at limited use facilities shall conform with the general use requirements in Table ((050-7)) 090.9.

(c) If owners limit the number of people within their facility to a certain number and post maximum occupancy loading, the number of plumbing fixture units may be based on that maximum occupancy.

(30) Lighting. Owners shall design and maintain pool facility lighting to:

(a) Illuminate indoor facilities, outdoor facilities used after dusk, and locker room facilities with a minimum lighting intensity maintained thirty inches above any walking surface, pool deck, or pool area of:

- (i) Thirty foot-candles at indoor facilities;
- (ii) Fifteen foot-candles at outdoor facilities;
- (iii) Twenty foot-candles in locker rooms.

(b) Allow lifeguards or attendants to clearly see pool areas and walking surfaces;

(c) Meet any additional lighting requirements deemed necessary by the department or local health officer;

(d) Provide protective shielding for all lighting fixtures above walking surfaces and pool areas; and

(e) Provide all indoor facilities with one or more pool area emergency lights designed to turn on in the event of a power failure. The emergency lighting shall conform to requirements of UL standard 924.

(31) Emergency equipment. Owners shall provide first aid and emergency equipment readily available during operating hours as follows:

(a) General use swimming pool facilities:

(i) A telephone within the facility with a prominently displayed list of emergency medical service response numbers;

(ii) Sufficient and suitable area provided to accommodate persons within the facility requiring first aid treatment and necessary first aid equipment;

(iii) A supplied first aid kit as follows:

(A) For general use pools fifteen hundred square feet or more, a standard twenty-four unit kit;

(B) For general use pools less than fifteen hundred square feet and limited use pools, a standard sixteen unit kit;

(iv) Two or more blankets reserved for emergency use;

(v) A backboard with means to secure victim to board and provide immobilization of head, neck, and back at pools requiring lifeguards;

(vi) Devices to aid victims in distress as follows:

(A) For pools with width less than twenty-four feet, rescue poles one-half the pool width or more;

(B) For pools with width twenty-four feet or more, rescue poles twelve feet or more in length;

(C) One or more of the poles with a double crook life hook in pools without lifeguards;

(D) One or more reaching poles for every fifteen hundred square feet of pool surface area;

(E) Throwing ring buoy, heaving jug, heaving line, throw-rope bag, or other similar devices with rope the width of the pool or fifty feet, whichever is less for reaching and retrieving victim;

(F) Rescue tube or rescue buoy at each lifeguard station.

(b) Limited use swimming pool facilities:

(i) During period facility is open for use, one of the following:

(A) A telephone within one minute access;

(B) Alternate means of reaching emergency medical service response numbers;

(C) Provision of an audible emergency alarm to alert others at area of need to respond.

(ii) Comply with requirements under subsection (31)(a)(iii), (iv), and (vi) of this section.

(32) Lifeguard chairs. Owners shall provide lifeguard chairs as follows:

(a) Where lifeguards are required and pools have depths greater than five feet, at least one lifeguard chair shall be provided adjacent to the deep area of the pool;

(b) Installed to manufacturer standards.

(33) Signs. Owners shall provide signs at pools which must convey the following conditions, but may be conveyed by any combination of words, pictures, or symbols:

(a) Prohibition of running or horseplay;

(b) Prohibition of use by persons with communicable diseases;

(c) Prohibition of use by persons under the influence of alcohol or drugs;

(d) Requirement for a cleansing shower before entering the pool;

(e) Warning that persons refusing to obey the regulations are subject to removal from the premises;

(f) Prohibition of food or drink in the pool water;

(g) In pools where lifeguards are not present, post requirements for facility use as described under WAC ((248-98-060)) 246-260-100 (3)(b)(iii) and (c);

(h) Location of nearest telephone for emergency use or emergency notification procedure.

(34) Food service. When food service is provided, owners shall:

(a) At general use pool facilities, ensure food and beverage sale and consumption areas are separated from pool and deck enclosure areas. Special provisions may be made for allowing food and beverage service on the walkway provided a minimum six feet clear area is maintained between the pool edge and any tables or chairs provided for special facility functions;

(b) At limited use pool facilities, prohibit food and beverage in the pool water and maintain a minimum four foot clear area between pool edge and any tables and chairs provided for food service;

(c) At general use pool facilities, prohibit alcohol;

(d) At limited use pool facilities, when alcohol is sold within the pool facility, provide an attendant at the pool area;

(e) Provide trash containers;

(f) Prohibit glass containers in the pool facility.

(35) Drinking fountain. Owners shall provide an operable drinking fountain at general use swimming pools fifteen hundred square feet or more. Drinking fountains shall conform with American Standards Association requirements.

(36) Foot baths. Owners shall prohibit the use of foot baths at water recreation facilities. This does not preclude use of foot showers, provided the area is well drained.

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

WAC 246-260-100 OPERATION OF SWIMMING POOL FACILITIES. (1) Operation plan. Owners shall ensure proper operation to protect the public health, safety, and water quality by establishing practices and developing an operations manual addressing each of the following:

(a) Physical pool facility components;

- (b) Personnel;
- (c) Users and spectators;
- (d) Environmental conditions.

(2) Physical components. Owners shall provide routine checks of the physical components:

(a) Ensuring all structural facilities which the users come in contact are intact and free from undue wear or fatigue and replaced as needed;

(b) Eliminating adverse affects of water ponding on walking surfaces;

(c) Ensuring preventive maintenance on equipment essential for protection of the public health, safety, and water quality;

(d) Ensuring any necessary emergency equipment is available and in good repair;

(e) Maintaining barrier protection;

(f) Ensuring common articles such as towels, bathing suits, bathing caps, etc., for patron use are sanitized before reuse if provided for patrons; and

(g) Ensuring treatment and turnover times are continuous twenty-four hours a day during seasons or periods of use and do not exceed six hours provided:

(i) Allowances shall be made for minor equipment maintenance;

(ii) Pools previously approved with turnover rates varying from subsection (2)(g)(i) of this section may continue to operate if water quality conditions conform with WAC ((~~248-98-030~~) 246-260-070).

(3) Required personnel. Owners shall ensure appropriate personnel at pool facilities as follows:

(a) General use pool facilities having one or more pools fifteen hundred square feet or more in surface area shall have lifeguards present at all times pools are in use, except:

(i) Pools having surface area less than twenty-five hundred square feet, four and one-half feet or less in depth, limiting use from two to ten adults in the pool are not required to have a lifeguard;

(ii) When swim teams are facility users, the owner may allow substitution of qualified coaches. See subsection (5) of this section to substitute for a lifeguard for guarding of a swim team.

(b) General use pool facilities less than fifteen hundred square feet shall provide lifeguards or attendants as follows:

(i) Lifeguards shall be present:

(A) If pool facility provides training for water safety and basic swimming instruction for children twelve years of age or under; or

(B) If pool facility provides training for safety and basic swimming instruction for adults and the pool is over four feet deep; or

(C) When pool facility provides training, practice, and/or meets for swim teams, substitution may occur as described under subsection (3)(a)(ii) of this section.

(ii) Attendants or lifeguards shall be present when organized programs are provided at the pool facility, for example, teaching of adult swimming lessons in water four feet or less, formal exercise classes, and the like;

(iii) When no lifeguard or attendant is present, the facility use shall be limited by the following conditions:

(A) When pool is used by children twelve years of age or under, a responsible adult eighteen years of age or older shall accompany the children and be at the pool or pool deck at all times the children use the facility;

(B) When used by persons seventeen years of age or under, a minimum of two people at the pool facility at all times the pool is in use;

(C) Subdivision (b)(iii)(A) and (B) of this subsection posted.

(c) When lifeguards are not provided at limited use pool facilities, within the conditions noted in the definition for a limited use pool, use of the facility shall be limited by the following conditions:

(i) When the pool is used by children twelve years of age or under, a responsible adult eighteen years of age or older shall accompany the children and be at the pool or pool deck at all times the children use the facility;

(ii) When used by persons seventeen years of age or under, a minimum of two people at the pool facility at all times the pool is in use;

(iii) Subdivision (c)(i) and (ii) of this subsection posted and ongoing provisions to notify the responsible person of conditions for use of the facility.

(d) A water treatment operator.

(4) Personnel duties and equipment. Owners shall ensure the specific duties and equipment of designated personnel include:

(a) Lifeguards during periods of lifeguarding, guard users of the pool facility in areas assigned;

(b) Assistant lifeguards when provided at the pool used under the following conditions:

(i) Fifty percent or more of the persons assigned to guard on the deck are lifeguards;

(ii) Assistant lifeguards limited to guarding responsibility of areas four feet or less in depth; and

(iii) One or more lifeguards on duty trained at the equivalent of "lifeguard training" as recognized by the ARC or equivalent as recognized by the department.

(c) Attendants, when provided at pools not requiring lifeguards, oversee pool use by the bathers and provide supervision and elementary rescues such as reaching assists to bathers in need. This does not mean the person is qualified or trained to make swimming rescues;

(d) Qualified swimming coaches when substituting for lifeguards, guard swimming team at the pool facility in areas assigned;

(e) Water treatment operator oversees that the water treatment components are functioning adequately to protect public health, safety, and water quality;

(f) Notification of responsible persons on the conditions for facility use at pool facilities not requiring lifeguards, and for which no lifeguards or attendants are present. A responsible person means a person having responsibility for overseeing users seventeen years of age or under including, but not limited to a person:

(i) Renting an apartment, hotel, motel, RV camp site; or

(ii) Who is an owner or member of a condominium, homeowner's association, mobile home park, or private club with a pool facility.

(g) Lifeguards, assistant lifeguards, or attendants:

(i) Wearing a distinguishing suit, uniform, or emblem; and

(ii) Equipped with a whistle or a signaling device.

(5) Personnel training. Owners shall require training for each type of personnel including:

(a) Lifeguards shall maintain current certificates in the following:

(i) Standard first aid and adult, single rescue CPR through ARC or the American Heart Association; and

(ii) Advanced lifesaving, advanced lifesaving review, or lifeguard training through ARC; or

(iii) YMCA lifeguarding or crossover course through the YMCA; or

(iv) Lifeguard through the National Lifeguard Service, Canadian; or

(v) Lifeguard through the National Pool and Waterpark Lifeguard Training Course; or

(vi) Basic lifeguard through advanced lifeguard training international; or

(vii) Other training the department determines equivalent; and

(viii) Thirty-six months after enactment of the personnel training provisions of this chapter, the department will no longer recognize training for lifeguards in advanced lifesaving or advanced lifesaving review through the ARC.

(b) Assistant lifeguards shall maintain current certificates and meet the requirements in the following:

(i) Adult, single rescue CPR through ARC or the American Heart Association; and

(ii) Emergency water safety with ARC; or

(iii) Bronze medallion award through the Royal Lifesaving Society of Canada;

(iv) Shallow water lifeguard through the National Pool and Waterpark Lifeguard Training; or

(v) Other training the department determines equivalent; and

(vi) Be fourteen years of age or older.

(c) Swim coaches substituting for lifeguards with swim teams shall maintain current certificates through the following:

(i) Standard first aid and adult, single rescue CPR through ARC or the American Heart Association; and

(ii) Safety training for swim coaches through ARC; or

(iii) Other training the department determines equivalent.

(d) Attendant shall maintain current certificates and meet the requirements in the following:

(i) Adult, single rescue CPR through ARC or the American Heart Association; and

(ii) Basic water safety with ARC; or

(iii) Other training the department determines equivalent; and

(iv) Be sixteen years of age or older.

(e) Water treatment operator shall have specific knowledge in provision of pool water chemistry, filtration, pumping equipment, and rules and regulations pertaining to pool facilities;

(f) When pool facility is using chlorine gas, an operator shall have specific training as follows:

(i) Proper operation of the chlorination equipment and routine maintenance procedures;

(ii) Basic understanding of physical and chemical properties of chlorine gas under pressure;

(iii) Basic understanding on use of leak detection and emergency safety equipment;

(iv) Basic knowledge of proper first-aid procedures and response for accidental inhalation of chlorine gas;

(v) Six hours or more of formal instruction once every three years or three hours or more every eighteen months with certificate of training provided.

(g) Persons shall be exempt from having current CPR or standard first-aid certificates if the persons hold current certificates in any of the following:

(i) Community CPR in the place of adult, single rescue CPR;

(ii) In the place of standard first aid:

(A) Advanced first aid;

(B) First responder;

(C) Emergency medical technician; or

(D) Paramedic.

(iii) Other training the department recognizes as equivalent or exceeding current requirements.

(6) Emergency response plan. Owners shall ensure emergency response provisions as follows:

(a) In pool facilities where lifeguards, assistant lifeguards, or swim coaches are required:

(i) Sufficient qualified personnel, for example, lifeguards, assistant lifeguards, or swim coaches where appropriate, located to provide a response time not to exceed thirty seconds to all pool users;

(ii) Based on, but not limited to, the following:

(A) Pool depth;

(B) Line of sight;

(C) Bather load;

(D) Training procedures;

(E) Emergency procedures, and

(F) Lifeguard rotation.

(iii) Emergency response drills to meet the response time including:

(A) Drills two or more times each year;

(B) Testing documentation.

(iv) Where SCUBA or kayaking lessons are performed at the pool, personnel guarding these activities shall be provided special in-service training.

(b) In pool facilities where no lifeguards are provided:

(i) Posting and ongoing notification and enforcement of conditions for pool use. See subsection (3)(b) and (c) of this section;

(ii) Enforcement of conditions by owner and authorized personnel;

(iii) Emergency equipment specified under WAC ((248-98-050)) 246-260-090(31), readily available during operating hours.

(c) Ongoing training and evaluation of the lifeguarding skills and/or assistant, coach, or attendant skills;

(d) In facilities where chlorine gas is used:

(i) Annual emergency drills;

(ii) Identification of the location of accessible chlorine cylinder repair kits.

(7) Bather use. Owners shall establish rules of conduct for facility users to ensure health and safety as follows:

(a) Signage noted under WAC ((248-98-050)) 246-260-090(33);

(b) Facilities used for swimming instruction courses may allow diving into water depths recognized as adequate by the organization providing the certificates, for example ARC or YMCA, provided the divers are supervised by instructors.

(8) Environmental conditions. Owners shall monitor various environmental conditions affecting the facility or the user and take appropriate action in response to these factors, including electrical storms, fog, wind, visibility problems, etc.

(9) Closure. Owners shall close the facility when the facility or portion thereof presents an unhealthful, unsafe, or unsanitary condition. These conditions include lack of compliance with the water quality or

operation requirements as detailed under WAC ((248-98-030 and 248-98-060)) 246-260-070 and 246-260-100.

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

WAC 246-260-110 SPA POOL ((GENERAL)) DESIGN, CONSTRUCTION, AND EQUIPMENT. (1) Location. Owners shall locate pools to:

(a) Minimize pollution by dust, smoke, soot, and other undesirable substances;

(b) Eliminate pollution from surrounding surface drainage; and

(c) Ensure pump house, trees, and other structure locations are fifteen feet or more away from the pool or provide barriers or other means to prevent ready access from any such structure. Structures shall not be construed to include:

(i) Building walkways above the second story or roofs of any building structure; or

(ii) Any barriers provided to prevent unauthorized pool access, for example, fencing.

(2) Materials. Owners shall use only structure and equipment materials which are nontoxic, durable, inert, impervious to water, and easily cleanable.

(3) Walking surfaces. Owners shall design and maintain walking surfaces:

(a) Uniformly sloping away from the pool or pools with a minimum of one-fourth inch per foot and a maximum of one-half inch per foot;

(b) Of a nonslip finish not presenting a tripping hazard;

(c) Equipped with sufficient drains to prevent standing water;

(d) Of easily cleanable impervious finishes;

(e) Providing a minimum unobstructed six feet by seven feet area adjacent to the pool;

(f) Continuous and four feet wide or more extending around the entire pool if perimeter is equal to or greater than forty feet;

(g) Forty inches or less below horizontal ledge of elevated pool. Elevated pools over twelve inches above deck level shall have a maximum ledge thickness of twelve inches, except in the area of stairs;

(h) Continuously extending, and four feet wide or more, around fifty percent or more of the pool, if the pool is over forty inches above the primary walkway; and

(i) In conformance with department-established guidelines for any resilient artificial surfaces.

(4) Barriers. Owners shall provide barrier protection to prevent unauthorized access ((including:)).

(a) ((In outdoor facilities;)) A barrier ((of)) shall be sixty inches or more in height ((with)) and:

(i) ((Barrier:

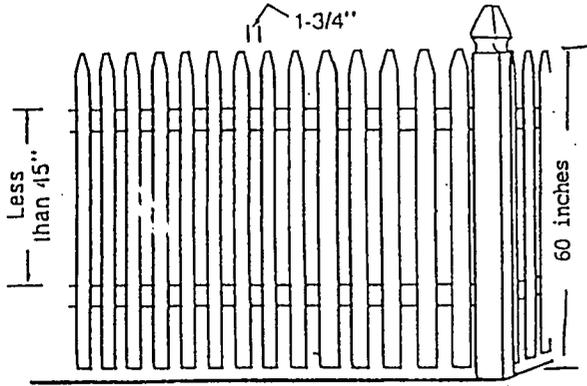
(A) Not allowing)) Shall not allow passage of a four-inch diameter sphere;

((B) Horizontal members with less than forty-five inches spacing between the tops of the horizontal members shall have vertical members not exceeding one and three quarter inches in width; or

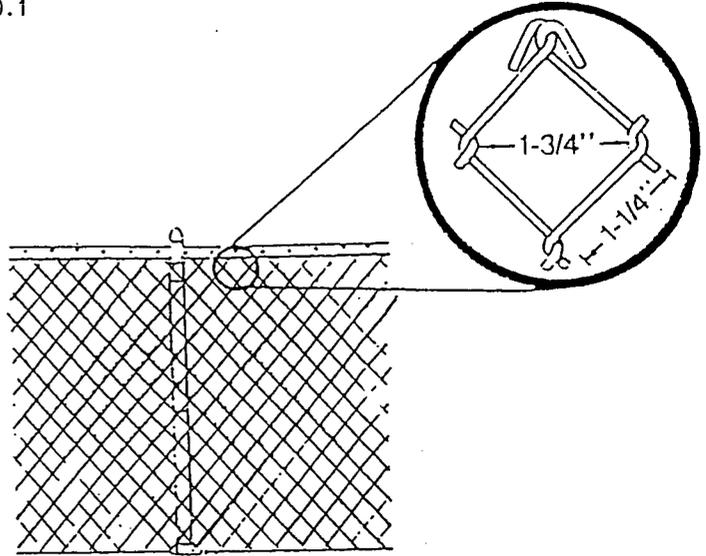
(C) Horizontal members with forty-five inches or more spacing between tops of the horizontal members shall have vertical members not exceeding four inches in width.))

(ii) If it has horizontal members that are spaced less than forty-five inches between the tops of the horizontal members, shall have spaces between the vertical members no greater than a width of one and three-quarter inches (see Figure 110.1); or

FIGURE 110.1

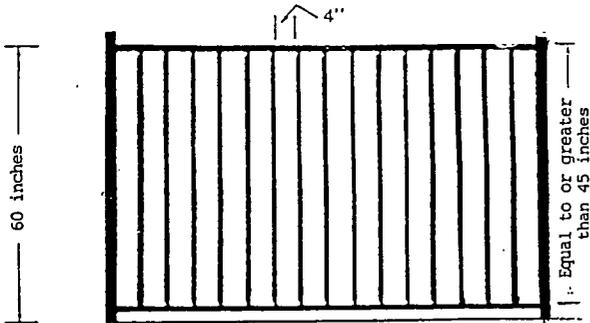


IF HORIZONTAL MEMBERS ARE LESS THAN 45 INCHES APART, VERTICAL SPACING SHALL NOT EXCEED 1 AND 3/4 INCHES



1 AND 3/4 INCH INSIDE DIAMETER ON CHAIN LINK OR 1 AND 1/4 INCH LENGTH ON THE SQUARE

(iii) If it has horizontal members that are spaced at, or more than, forty-five inches between the tops of the horizontal members, shall have spaces between the vertical members no greater than a four-inch width (see Figure 110.2); and



IF HORIZONTAL MEMBERS ARE EQUAL TO OR MORE THAN 45 INCHES APART, VERTICAL SPACING SHALL NOT EXCEED 4 INCHES

(iv) Shall have lockable gates and entrances provided with a self-closing, self-latching mechanism fifty-four inches or more from the ground with a clear space fifty inches deep on the latch side of the door to position a wheelchair. When a latching mechanism is provided at any lower height, the latching mechanism shall be of a type remaining continuously locked, and only opening with the use of a key or other access control system.

(b) ((Indoor facility barriers sixty inches or more in height suitable to prevent access of unauthorized individuals;

(c)) Restricted area service entrances shall be exempt from door or gate requirements providing no public access is available;

((c)) (c) Lifeguarded pools are not required to have a self-closing, self-latching gate during the period a pool is in use. Facility gates shall be closed and locked during ((non-use)) nonuse periods; and

((d)) (d) An entrance to the pool area which shall not serve as a required exit from another part of a building when there is a conflict with other codes or regulations.

(5) Spa pool structure. Owners shall ensure general pool requirements include:

(a) Pool surfaces which are nontoxic, impervious, smooth, easily cleanable, and enduring. Pools one hundred square feet or more shall be a white or light color;

(b) A dimensional design providing for safety, circulation, and quality of the water including, but not be limited to:

(i) Surfaces not causing cutting, pinching, puncturing, entanglement, or an abrasion hazard under casual contact;

(ii) Construction tolerances conforming with current NSPI public spa standards;

(iii) Uniform floor slopes not exceeding one foot of drop in twelve feet of run sloped to drain;

(iv) A minimum height between the top of the pool rim and the ceiling shall be seven feet; and

(v) Maximum operational depth of four feet measured from the water line. Exceptions may be made for special purpose designed pools.

(c) Adequate means to routinely drain or otherwise remove water from the pool.

(6) Spa pool appurtenances. Owners shall ensure pools contain:

(a) Handholds around the pool perimeter two feet or more in depth. Handholds shall be four feet apart or less and consist of any one or a combination of the following:

(i) Coping, ledges, radius flanges, or decks along the immediate top edge of the pool or suitable slip-resisting handholds located twelve inches or less above the water line;

(ii) Ladders or steps; or

(iii) Secured rope or railing twelve inches or less above the water line.

(b) Stairs:

(i) Meeting the following construction requirements:

(A) Nonslip tread finishes;

(B) Contrasting color stair tread edges clearly visible to users;

(C) Handrails with the leading edge for stairs at pool entry/exit being neither eighteen inches or more beyond nor eight inches or more inside (horizontally) the vertical plane of the bottom riser;

(D) Less than or equal to twenty feet of any point within the spa measured at the wall at the point of entry;

(E) Riser treads with a minimum unobstructed, horizontal, ten-inch tread depth and a minimum two-hundred-forty-inch surface area;

(F) Riser heights on spa pools over forty feet in perimeter, uniform and seven and one-half inches or less, except the bottom riser may be less than uniform height; and

(G) Riser heights on spa pools of forty feet or less in perimeter, uniform and have a preferred seven and one-half inch height, but not

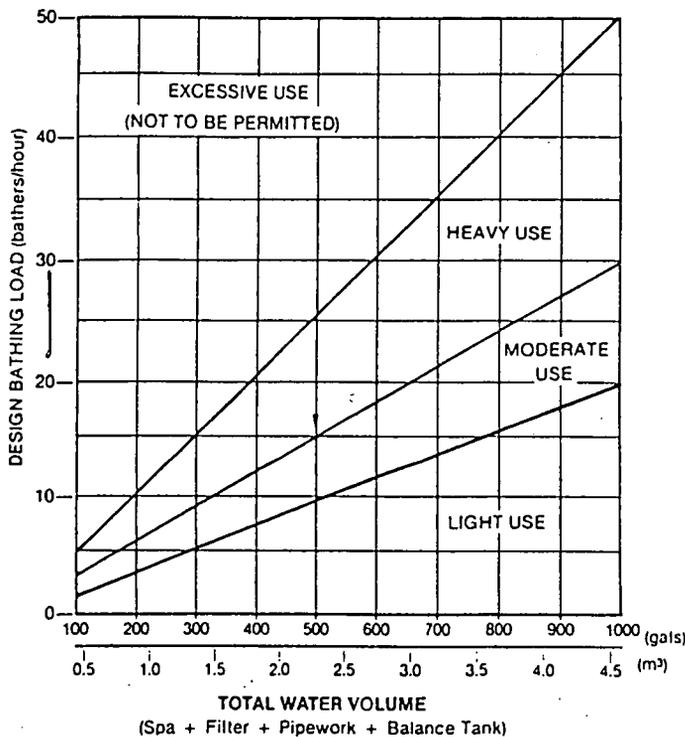
greater than ten inches, except the bottom riser may be less than uniform height.

(7) Spa pool bather design capacity and load. Owners shall design and control the pool use to not exceed a maximum bather capacity and load as designated below:

(a) The maximum bather capacity is one person per four square feet. Maximum bather capacity is the maximum number of bathers at any one time; and

(b) Bather loads are designated in terms of three different loading conditions: Light, moderate, and heavy use as shown under Graph 040.1. Maximum bather load is the maximum number of bathers in a one-hour period. Interpret a single bather use to mean a bather using the pool for a fifteen minute duration. For pools with volumes greater than noted on the graph, loadings shall be based on the continued slope of the line above each use category.

GRAPH ((040-1)) 110.3 SPA DESIGN FOR BATHER LOAD AND TURNOVER



(8) Turnover. Owners shall ensure pools turn over entire pool water volume at rates in accordance with designated bather load as determined from Graph ((040-1)) 110.3 noted in subsection (7) of this section.

(a) Minimum turnover time for treatment recirculation shall be:

- (i) For light use pool facilities, thirty minutes;
- (ii) For moderate use pool facilities, twenty minutes;
- (iii) For heavy use pool facilities, ten minutes.

(b) Exceptions to recirculation requirements may be made for flow-through pools in the following conditions:

(i) Where water supply is sufficient to provide the same turnover period specified for recirculation pools;

(ii) The source water supply meets the quality requirements and is subject to a disinfection method outlined under WAC ((248-98-030) 246-260-070(3));

(iii) The introduction of fresh treated pool water is accomplished by the same type of inlet and outlet design required for recirculation pools; and

(iv) The pool water quality complies with WAC ((248-98-030) 246-260-070.

(9) Inlets. Owners shall provide pool inlets:

(a) Submerged and located to produce uniform water and chemical circulation throughout the pool;

(b) Located on the bottom of pools ten thousand gallons or more, unless otherwise justified by the design engineer to either the department's or local health officer's satisfaction.

(10) Outlets. Owners shall provide pool outlets with:

(a) Overflow and main drain grating systems each designed to carry one hundred percent of the total recirculation filter flow, and main drain piping designed to carry fifty percent or more of the total recirculation filter flow;

(b) Overflow outlets maintaining:

(i) A minimum of sixty percent of filter recirculation flow at all times; and

(ii) An overflow channel which may be used on any pool and required on pools ten thousand gallons or more on the pool perimeter to promote uniform circulation and skimming action of the upper water layer with:

(A) A design preventing all matter entering the channel from returning to the pool;

(B) Dimensions minimizing bather hazards, such as catching arms or feet;

(C) One one-hundredth of a foot slope per foot or more;

(D) Drains sufficiently spaced and sized to collect and remove overflow water to return line and filter, where applicable; and

(E) Size sufficient to prevent flooded suction conditions on the overflow system and to properly drain water away from the pool. Displacement shall be computed at twenty gallons per bather. Balancing tanks use is optional dependent on the overflow channel volume and design.

(iii) Skimmers in lieu of pool overflow channels up to ten thousand gallons if:

(A) Weir provided in skimmer has a maximum flow rate through skimmer not exceeding four gpm per inch of weir;

(B) Devices are recessed in the pool wall so no part protrudes beyond the plane of the wall into the pool;

(C) The skimmer is equipped with a device to prevent air lock in the recirculation suction line, such as, an equalizer line;

(D) The skimmer is equipped with a removable and cleanable screen designed to trap large solids;

(E) Automatically adjustable and operates freely with continuous skimming action to continue through all loading rates as the skimmer is designed. Displacement shall be computed at twenty gallons per bather.

(c) Main drains in all pools with:

(i) Location of one main drain or more at the lowest point of the pool floor, or means to readily drain the entire pool water readily available;

(ii) A minimum of two main drains with equivalent recirculation capacity and net surface open area; or on spa pools with fifteen hundred gallon volume or less, a large single main drain twelve inches square or more in surface area;

(iii) A design to aid in hair entrapment prevention when main drains are on vertical walls;

(iv) Total open area of grates sized to prevent a suction or entrapment hazard dangerous to user;

(v) Grates on drains with a:

(A) Maximum flow of one and one-half feet per second; or

(B) Net outlet area four times or more the area of the discharge pipe;

(vi) Openings ((one-half inch or less wide)) not allowing a sphere over one-half inch in diameter to pass;

(vii) Grates designed to withstand forces of users;

(viii) Grates removable only with specific tools; and

(ix) Means to control flow from recirculation pump or balancing tank.

(11) Flow. Owners shall maintain pool recirculation flow not to exceed:

(a) Six feet per second in the valved suction or discharge side of the pump; and

(b) Ten feet per second in open discharge pipes on the pressure side of the pump or filter discharge. The recirculation flow limit does not apply to the return inlet and the last two feet of pipe leading to the inlet.

(c) The recirculation piping of the spa pool shall not inter-mix back with any companion swimming pool water.

(12) Pumps. Owners shall have and maintain recirculation pumps with adequate capacity to:

(a) Provide design flows and pressure for water recirculation over the entire operating filter pressure;

(b) Allow proper backwashing of filters when specified;

(c) Have self-priming capability when installed above the pool water level; and

(d) Ensure the recirculation pump system shall have a separate water treatment pump than that used for hydrotherapy spa action, unless

automatic flow control valving is provided to limit filter flow to required design.

(13) Strainers. Where pumps precede the filter, owners shall equip pool recirculation facilities with hair and lint strainers which shall:

- (a) Be located upstream of recirculation pumps;
- (b) Provide strainer screen sufficiently strong to prevent collapse when clogged;
- (c) Have an operable cover; and
- (d) Provide valving to isolate the strainer when located below pool water level.

(14) Valves. Owners shall provide valves at appropriate locations to allow equipment isolation and maintenance.

(15) Equipment rooms. Owners shall provide equipment rooms for a spa pool with:

- (a) Ten thousand gallons or more in water volume or for spa pools provided adjacent to a swimming pool at the same facility with:
 - (i) Enclosed pumps, disinfection equipment, filters, and other electrical and mechanical feed equipment and associated chemicals. Storage of chemicals shall conform to manufacturer requirements;
 - (ii) Working space and access to perform routine operation;
 - (iii) A forty-six-square-foot minimum floor area and provides a three-foot minimum access area to service equipment;
 - (iv) One floor drain or more and a floor slope to the drain at a one-fourth-inch-per-foot minimum;
 - (v) If below grade, ready access;
 - (vi) Ventilation;
 - (vii) Twenty foot candles or more of light measured thirty inches from the floor; and
 - (viii) Kept locked.
- (b) Less than ten thousand gallons in water volume or for spa pools not provided at the same facility as a swimming pool complying with subsection (15)(a)(i), (ii), (v), and (viii) of this section.

(16) Make-up water. Owners shall ensure a source of make-up water and associated piping at the pool:

- (a) Providing sufficient quantity to replace daily pool water losses;
- (b) Coming from a supply conforming with chapter ((248-54)) 246-290 WAC;
- (c) Preventing cross connections using a minimum air gap of two pipe diameters or approved backflow prevention devices between the make-up water source and the pool water or waste water; and
- (d) If using a pool fill spout, not projecting greater than one inch into the space above the water surface area and shielded to not create a deck hazard.

(17) Filters. Owners shall equip pools with filtration equipment:

- (a) Meeting the applicable NSF standards or equivalent;
- (b) Using acceptable type and filter rates described under Table 040.2 of this section;
- (c) Having pressure or vacuum gauges for measuring loss of head through the filter with a minimum of one gauge preceding and one gauge following the filter;
- (d) Having a rate of flow indicator to measure a flow with accuracy, repeatability, and durability equivalent to flow meters meeting NSF standards; and
- (e) Having means of discharging filter backwash to waste with:
 - (i) Discharge in a manner not creating a public nuisance;
 - (ii) Disposal in accordance with applicable local laws or regulations;
 - (iii) Minimum air gap of two pipe diameters to prevent cross-connection from waste discharge and recirculation system piping;
 - (iv) Discharge receptor and sufficient size piping to accept backwash water and to prevent flooding; and
 - (v) Ability to monitor filter effluent during backwash, that is, use of sight glass.
- (f) Providing means to release air entering the filter tank on pressure filters;
 - (g) When cartridge filters are used:
 - (i) Provide with an extra set of cartridges; and
 - (ii) Have any bypass valves in a permanently closed position.
 - (h) When using pressure DE filters with separation tanks:
 - (i) Providing a means of air release or a lid providing a slow and safe release of pressure; and
 - (ii) Showing a readily visible user warning that the air release must be opened before starting the circulation pump.

TABLE ((040-2)) 110.4

SPA POOL FILTER RATE APPLICATION RATES

| Type of Filter Media | Rates in gpm/Square Feet | | |
|----------------------|---|--------------------|----------------|
| | Minimum | Maximum | |
| Sand | Rapid Sand or Pressure Sand
High Rate Sand Pressure
or Vacuum | — | 3 |
| | | 10 | 15 |
| DE | Pressure
Vacuum | Continuous
Feed | Manual
Feed |
| | | 0.8 | 1.0 |
| Cartridge* | | 1.0 | 1.35 |
| | | | .375 |

NOTE:

*Cartridge filters shall have a nominal micron rating of twenty microns or less.

(18) Disinfection equipment. Owners shall provide disinfection equipment:

- (a) Providing a continuous and effective disinfectant residual in the water;
 - (b) Using a disinfectant with an easily monitored residual;
 - (c) Having a design feed rate providing effective disinfection levels when the pool is in peak demand conditions;
 - (d) Having easily cleanable equipment and piping used to apply chemicals and with provisions to prevent undue clogging. All materials shall be resistant to action of chemicals used;
 - (e) Conforming to NSF standards if the disinfection equipment contains:
 - (i) Adjustable output rate chemical feed equipment for liquid solutions. The equipment shall:
 - (A) Feed under positive pressure in the recirculation system;
 - (B) Provide means for dosage adjustment;
 - (C) Have provisions to prevent hypochlorite solution siphoning when equipment is turned off. This applies when the disinfection equipment is above pool water level.
 - (ii) Flow through chemical feed for solid feed materials. Solid tablets or granules shall not be placed in skimmer baskets accessible to the public.
 - (f) Allowing hand feeding on an emergency basis only;
 - (g) Meeting the following conditions when using chlorine gas:
 - (i) Chlorine rooms shall:
 - (A) Be above ground level;
 - (B) Be constructed so all openings or partitions with adjoining rooms are sealed;
 - (C) Be located with consideration of prevailing winds to dissipate leaked chlorine away from the pool facility;
 - (D) Have door opening outward only and to the out-of-doors; and
 - (E) Provide a sign on the door exterior reading DANGER CHLORINE. The sign shall be large enough to be read twenty-five feet away.
 - (ii) Chlorine rooms shall have mechanical exhausting ventilation including:
 - (A) Air inlet located as far as possible from fan intake to promote good air circulation patterns;
 - (B) Minimum of one air change per minute in the chlorine room when fan is operating;
 - (C) A remote switch outside the room or a door-activated switch to turn on fan before entering;
 - (D) Suction for fan near the floor;
 - (E) Exhaust for fan and chlorinator vent located to prevent contaminating air intake and prevent undue hazard for pool facility users; and
 - (F) Screened chlorinator vent.
 - (iii) Gas chlorine systems shall:
 - (A) Be vacuum injection type, with vacuum actuated cylinder regulators;
 - (B) Provide integral backflow and anti-siphon protection at the injector;
 - (C) Provide taring (net weight of cylinder gas) scales to determine chlorine weight.
 - (iv) Breathing protection available in an accessible area for the operator outside of the chlorine room including:
 - (A) Self-contained breathing apparatus designed for use in a chlorine atmosphere for working with chlorine leaks and maintained in accordance with department of labor and industries standards; or

(B) Provisions to substitute breathing protection at the site, if procedures can be established and documented with emergency service fire districts or other approved organization within the area for promptly responding to chlorine leaks.

- (v) Means for automatic shutoff when pool flow is interrupted;
- (vi) Chlorine gas cylinders shall:
 - (A) Be stored only in chlorine rooms;
 - (B) Have approved valve-stem cylinder wrench on the valve stem to shut the system down in an emergency event;
 - (C) Be properly secured to prevent tipping;
 - (D) Be tagged to indicate cylinders are empty or full; and
 - (E) Not exceed one hundred fifty pounds tare weight per cylinder. If one-ton cylinder use is desired, an engineer specializing in chlorine design shall prepare a design proposal for department consideration.

(19) Chemical feeding equipment for pH control. Owners applying chemicals for controlling pH through chemical feed equipment shall provide equipment with:

- (a) Adequate size and design to allow routine cleaning and maintenance;
- (b) Materials resistant to chemical action;
- (c) Means for automatic shut off when pool flow is interrupted;
- (d) Chemical feed equipment for pH control on pools ten thousand gallons or greater;
- (e) Any pool feeding with:
 - (i) Caustic soda (NaOH);
 - (ii) Carbon dioxide (CO₂); or
 - (iii) Other chemicals the department determines necessary to require metered and controlled feeding.

(20) Heaters. Where pool heating equipment is provided, owners shall:

- (a) Locate equipment so any standing pilot is readily accessible;
- (b) Install equipment per NEC and UMC.

(21) Ventilation. Owners shall provide indoor pool facility ventilation conforming with ASHRAE pool facility standards.

(22) Testing equipment. Owners shall use testing equipment as noted in the water quality section under WAC ((248-98-030) 246-260-070(6).

(23) Chemical storage. Owners shall ensure chemical storage design and placement minimizes safety risks.

(24) Restroom and plumbing fixtures. Owners shall provide restrooms and plumbing facilities at pools as follows:

- (a) In the spa pool facilities provided in conjunction with general use and limited use swimming pools, wading pools, or other water recreation facilities, the spa pool bathing load shall be added to the total load for consideration of plumbing fixture units;
- (b) If a spa pool is the sole water recreation facility at a site, plumbing fixtures, as noted under Table ((040-3)) 110.5, including:
 - (i) Flush toilets and toilet tissue in dispensers;
 - (ii) Shower facilities that:
 - (A) Deliver water at a temperature range of ninety to one hundred ten degrees Fahrenheit; and
 - (B) Provide single service soap in nonglass dispensers.
 - (iii) Sinks provided with:
 - (A) Tempered or hot and cold running water;
 - (B) Single service soap in nonglass dispensers; and
 - (C) Single service towels or electric hand dryer.
 - (iv) Hose bibs with vacuum breakers conveniently accessible to pool and within one hundred feet; and
 - (v) Sewage disposed in a manner approved by the department or local health officer.
- (c) If owners limit the number of people within their facility to a certain number and post maximum occupancy loading, the number of plumbing fixtures may be based on the maximum occupancy.

TABLE ((040-3)) 110.5

PLUMBING FIXTURE MINIMUM REQUIREMENTS FOR SOLE FACILITY SPA POOLS

| Spa Pools With: | Minimum Number of Fixture Units | | | | |
|---|---------------------------------|--------|------|-----------------------|-------------|
| | Toilet | Shower | Sink | Dress-
ing
Room | Hose
Bib |
| 1. Limited spa use with living units* within 100 feet and less than 3 stories | - | - | - | - | 1 |

| Spa Pools With: | Minimum Number of Fixture Units | | | | |
|---|---------------------------------|--------------|--------------|-----------------------|-------------|
| | Toilet | Shower | Sink | Dress-
ing
Room | Hose
Bib |
| 2. Limited spa use with living units > 100 ft. and < 500 ft. and < three stories** | 1 | - | 1 | - | 1 |
| 3. Limited spa use with living units > 500 ft. and < 1/4 mi. and/or > three stories** | 1(M)
1(F) | 1(M)
1(F) | 1(M)
1(F) | -
- | 1
- |
| 4. Limited spa use with living units > 1/4 mile or general use spa pool*** | 1(M)
1(F) | 1(M)
1(F) | 1(M)
1(F) | 1(M)
1(F) | 1
- |

NOTE:

- **Living unit* means all the units the facility serves.
- **Consideration for elevators adjacent to pool may allow variance from this requirement.
- ***When bathing load exceeds 40 of either sex, the fixture units provided shall conform to general use requirements for swimming pools.

(25) Lighting. Owners shall design and maintain pool facility lighting to:

(a) Illuminate indoor facilities, outdoor facilities used after dusk, and locker room facilities with a minimum lighting intensity maintained thirty inches above any walking surface, pool deck, or pool area of:

- (i) Thirty foot candles at indoor facilities;
- (ii) Fifteen foot candles at outdoor facilities; and
- (iii) Twenty foot candles in locker rooms.

(b) Allow lifeguards or attendants to clearly see pool areas and walking surfaces;

(c) Meet any additional lighting requirements deemed necessary by the department or local health officer;

(d) Provide protective shielding for all lighting fixtures above walking surfaces and pool areas; and

(e) Provide all indoor facilities with one or more pool-area emergency lights designed to turn on in the event of a power failure. The emergency lighting shall conform to requirements of UL standard 924.

(26) Emergency equipment. Owners shall provide first aid and emergency equipment readily available during operating hours as follows:

(a) Spa pool facilities ten thousand gallons or more or used in conjunction with a general use swimming pool:

- (i) A telephone within the facility with a prominently displayed list of emergency medical service response numbers;
- (ii) Sufficient and suitable area provided to accommodate persons within the facility requiring first aid treatment and necessary first aid equipment;
- (iii) A standard sixteen unit first aid kit;
- (iv) Two or more blankets reserved for emergency use;
- (v) A clearly marked emergency shut off switch for shutting off all pumps, accessible to the public within twenty feet of the pool. Spa pool facilities shall also provide an audible alarm with the emergency shut off switch; and
- (vi) Heater thermostat switches shall be inaccessible to bathers.

(b) Spa facilities containing less than ten thousand gallons:

(i) During the period the facility is open for use, one of the following is required:

- (A) Telephone within one minute access;
- (B) Alternate means of reaching emergency medical service response numbers; or

(C) Provision of an audible emergency alarm to alert others at the area of need to respond.

(ii) Comply with subsections (26)(a)(iii), (iv), (v), and (vi) of this section.

(27) Signs. Owners shall provide signs at pools which must convey the following conditions, but may be conveyed by any combination of words, pictures, or symbols:

- (a) Prohibition of running or horseplay;
- (b) Prohibition of use by persons with communicable diseases;
- (c) Prohibition of use by persons under the influence of alcohol or drugs;
- (d) Requirement for a cleansing shower before pool entry;

(e) Caution that persons suffering from heart disease, diabetes, or high blood pressure should consult a physician before spa pool use;

(f) Caution for women who are or may be pregnant to seek the advice of a physician regarding spa use and to limit the women's time in the pool;

(g) Persons should limit the stay in the pool to fifteen minutes at any one session;

(h) All children twelve years of age or under shall be accompanied by a responsible adult observer. No child six years of age or under should use the pool;

(i) No person seventeen years of age or under shall use the pool alone;

(j) Maximum bathing capacity of pool shall be posted;

(k) Prohibition of food or drink in the pool water;

(l) In pools where lifeguards or attendants are not present, post requirements for facility use as described under WAC ((~~248-98-045~~) 246-260-120(3)); and

(m) Location of the nearest telephone or emergency notification procedure.

(28) Food service. When owners allow or make provisions for food service:

(a) At general use pool facilities, ensure food and beverage sale and consumption areas are separated from pool and deck. Special provisions may allow food and beverage service on the walkway provided a minimum six feet clear area is maintained between the pool and any tables or chairs provided for food service for special facility functions;

(b) At limited use spa pool facilities, prohibit food and beverage in the pool water and maintain a minimum four foot clear area between pool edge and any tables and chairs provided for food service;

(c) At general use pool facilities, prohibit alcoholic beverages;

(d) At limited use pool facilities, when alcohol is sold within the pool facility, provide an attendant at the pool area;

(e) Provide trash containers; and

(f) Prohibit glass containers in the pool facilities.

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

WAC 246-260-120 OPERATION(==) OF SPA POOL(S) FACILITIES. (1) Operation plan. Owners shall ensure proper operation to protect the public health, safety, and water quality by establishing practices and developing an operations manual addressing each of the following:

(a) Physical pool facility components;

(b) Personnel;

(c) Users and spectators; and

(d) Environmental conditions.

(2) Physical components. Owners shall provide routine checks of the physical components:

(a) Ensuring all structural facilities which the users come in contact are intact and free from undue wear or fatigue and replaced as needed;

(b) Eliminating adverse affects of water ponding on walking surfaces;

(c) Ensuring preventive maintenance on equipment essential for protection of the public health, safety, and water quality;

(d) Ensuring any necessary emergency equipment is available and in good repair;

(e) Having means for routine oxidation of spa pool water provided after heavy use, for example, super chlorination;

(f) Maintaining barrier protection;

(g) Ensuring common articles such as towels, bathing suits, bathing caps, etc., for patron use shall be sanitized before re-use if provided for patrons; and

(h) Ensuring a continuous twenty-four-hour-a-day treatment and turnover during periods of use not exceeding:

(i) Thirty minutes in lightly loaded spas; or

(ii) Twenty minutes in moderately loaded spas; or

(iii) Ten minutes in heavily loaded spas.

(iv) Turnover rates designated in subsection (2) of this section, except allowance shall be made for minor equipment maintenance and existing pools with turnover rates varying from this section may continue to operate if water quality conditions conform with WAC ((~~248-98-030~~) 246-260-070).

(3) Required personnel. Owners shall ensure appropriate personnel at pool facilities as follows:

(a) A lifeguard or attendant. If no lifeguard or attendant is present, pool facility use shall be subject to the following conditions:

(i) When pool is used by children twelve years of age or under, a responsible adult eighteen years of age or older shall accompany the children and be at the pool or the pool deck at all times the children use the facility;

(ii) When used by persons seventeen years of age or under, a minimum of two people at the pool facility at all times the pool is in use;

(iii) At general use pools, subdivision (a)(i) and (ii) of this subsection be posted; and

(iv) At limited use pools, subdivision (a)(i) and (ii) of this subsection be posted and ongoing provisions notifying the responsible person of the conditions.

(b) A water treatment operator.

(4) Personnel duties and equipment. Owners shall ensure the specific duties and equipment of designated personnel include:

(a) Lifeguards, during periods of lifeguarding, guard users of the pool facility in areas assigned;

(b) Assistant lifeguards when provided at the pool used under the following conditions:

(i) Assistant lifeguard limited to guarding responsibility of areas four feet or less in depth; and

(ii) A lifeguard overseeing the activities of the assistant lifeguard;

(c) Attendants, when provided, at pools not requiring lifeguards oversee use of the pool by bathers and provide supervision and elementary rescues such as reaching assists to bathers in need;

(d) Water treatment operator oversees that the water treatment components are adequately functioning to protect public health, safety, and water quality;

(e) Notification of responsible persons on the conditions for facility use at pool facilities not requiring lifeguards, and where no lifeguards or attendants are present. A responsible person means a person having responsibility for overseeing users seventeen years of age or under, including but not limited to a person:

(i) Renting an apartment, hotel, motel, RV camp site; or

(ii) Who is an owner or member of a condominium, home owner's association, mobile home park, or private club with a pool facility.

(f) Lifeguards, assistant lifeguards, or attendants:

(i) Wear distinguishing suit, uniform, or emblem; and

(ii) Equipped with a whistle or a signaling device.

(5) Personnel training. Owners shall require training for each type of personnel including:

(a) Lifeguards shall maintain current certificates in the following:

(i) Standard first aid and adult, single rescue CPR through ARC or American Heart Association; and

(ii) Advanced lifesaving, advanced lifesaving review, or lifeguard training through ARC; or

(iii) YMCA lifeguarding or crossover course through the YMCA; or

(iv) Lifeguard through the National Lifeguard Service, Canada; or

(v) Lifeguard through the National Pool and Waterpark Lifeguard Training; or

(vi) Basic lifeguard through advanced lifeguard training international; or

(vii) Other training the department determines equivalent; and

(viii) Thirty-six months after enactment of personnel training provisions of this chapter, the department shall no longer recognize training for lifeguards in advanced lifesaving or advanced lifesaving review through the ARC.

(b) Assistant lifeguards shall maintain current certificates and meet the requirements in the following:

(i) Adult, single rescue CPR through ARC or American Heart Association; and

(ii) Emergency water safety with ARC; or

(iii) Bronze medallion award through the Royal Lifesaving Society of Canada; or

(iv) Shallow water lifeguard through the National Pool and Waterpark Lifeguard Training; or

(v) Other training the department determines equivalent; and

(vi) Be fourteen years of age or older.

(c) Attendant shall maintain current certificates and meet the requirements in the following:

(i) Adult, single rescue CPR through ARC or American Heart Association; and

(ii) Basic water safety with ARC; or

(iii) Lifesaver with YMCA; or

(iv) Bronze medallion award through the Royal Lifesaving Society of Canada; or

(v) Other training the department determines equivalent; and

(vi) Be sixteen years of age or older.

(d) Water treatment operator shall have specific knowledge in the provision of pool water chemistry, filtration, pumping equipment, and rules and regulations pertaining to pool facilities;

(e) When the pool facility is using chlorine gas, an operator shall have specific training as follows:

(i) Proper operation of the chlorination equipment and routine maintenance procedures;

(ii) Basic understanding of physical and chemical properties of chlorine gas under pressure;

(iii) Basic understanding on use of leak detection and emergency safety equipment;

(iv) Basic knowledge of proper first aid procedures and response for accidental chlorine gas inhalation; and

(v) Six hours or more of formal instruction once every three years or three hours or more every eighteen months with certificate of training provided.

(f) Persons shall be exempt from having a current CPR or standard first aid certificate if the person holds a current certificate in any of the following:

(i) Community CPR, in place of adult, single rescue CPR;

(ii) In place of standard first aid:

(A) Advanced first aid;

(B) First responder;

(C) Emergency medical technician; or

(D) Paramedic.

(iii) Other training the department recognizes as equivalent or exceeding current requirements.

(g) Emergency response plan. Owners shall ensure emergency response provisions as follows:

(a) In pool facilities where lifeguards or assistant lifeguards are provided:

(i) Lifeguard, or assistant lifeguard where provided, is located to provide a response time not to exceed thirty seconds to all pool users;

(ii) Based on, but not limited to, the following:

(A) Pool depth;

(B) Line of sight;

(C) Bather load;

(D) Training procedures;

(E) Emergency procedures; and

(F) Lifeguard rotation.

(iii) Emergency response drills to meet the response time including:

(A) Drills two or more times each year;

(B) Testing documentation.

(b) In pool facilities where no lifeguard or assistant is provided:

(i) Posting and ongoing notification and enforcement of conditions of pool use described under subsection (3) of this section;

(ii) Enforcement of conditions by owner and authorized personnel;

(iii) Emergency equipment specified under WAC ((248-98-040)) 246-260-110(26) readily available during operating hours.

(c) In pool facilities where chlorine gas is used:

(i) Annual emergency drills; and

(ii) Identification of the location of accessible chlorine cylinder repair kits.

(7) Bather use. Owners shall establish rules of conduct for facility users to ensure health and safety. The rules shall include signage noted under WAC ((248-98-040)) 246-260-110(27) of this chapter.

(8) Environmental conditions. Owners shall monitor various environmental conditions affecting the facility or the user and take appropriate action in response to these factors, including electrical storms, fog, wind, visibility problems, etc.

(9) Closure. Owners shall close the facility when the facility or portion thereof presents an unhealthful, unsafe, or unsanitary condition. These conditions would include lack of compliance with the water quality or operation requirements as detailed under WAC ((248-98-030 and 248-98-045)) 246-260-070 and 246-260-120.

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

WAC 246-260-130 WADING POOL(S) DESIGN, CONSTRUCTION, AND EQUIPMENT. (1) Location. Owners shall locate pools to:

(a) Minimize pollution by dust, smoke, soot, and other undesirable substances;

(b) Eliminate pollution from surrounding surface drainage; and

(c) Ensure pump house, trees, and other structures are located fifteen feet or more from the pool or provide barriers or other means to prevent ready access from the structures. Structure shall not be construed to include:

(i) Building walkways above the second story or roofs of any building structure; or

(ii) Any barriers provided to prevent unauthorized pool access, for example, fencing.

(2) Materials. Owners shall use only structure and equipment materials which are nontoxic, durable, inert, impervious to water, and easily cleanable.

(3) Walking surfaces. Owners shall design and maintain pool walking surfaces:

(a) Uniformly sloping away from the pool or pools a minimum of one-fourth inch per foot and a maximum of one-half inch per foot;

(b) Of a nonslip finish not presenting a tripping hazard;

(c) Equipped with sufficient drains to prevent standing water;

(d) Of easily cleanable, impervious finishes;

(e) Four feet or more in width;

(f) At facilities with swimming pools fifteen hundred square feet or more associated with the wading pool, provide a minimum of sixteen square feet per bather; and

(g) In conformance with department-established guidelines for any resilient artificial surface.

(4) Barriers. Owners shall provide barrier protection to prevent unauthorized access ((including:)).

(a) ((In outdoor facilities;)) A barrier ((of)) shall be sixty inches or more in height ((with)) and:

(i) ((Barrier:

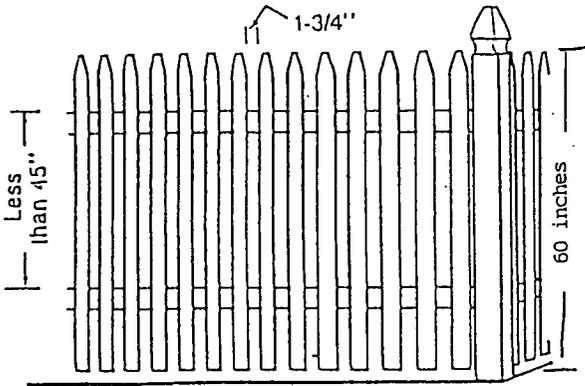
(A) Not allowing)) Shall not allow passage of a four-inch diameter sphere;

((B) Horizontal members with less than forty-five inches spacing between the tops of the horizontal members shall have vertical members not exceeding one and three-quarters inches in width;

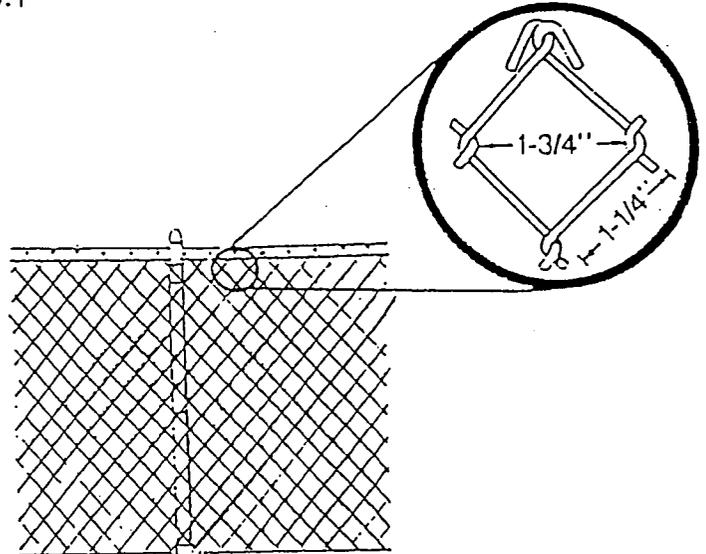
(C) Horizontal members with forty-five inches or more spacing between tops of horizontal members shall have vertical members not exceeding four inches in width.))

(ii) If it has horizontal members that are spaced less than forty-five inches between the tops of the horizontal members, shall have spaces between the vertical members no greater than a width of one and three-quarter inches (see Figure 130.1); or

FIGURE 130.1



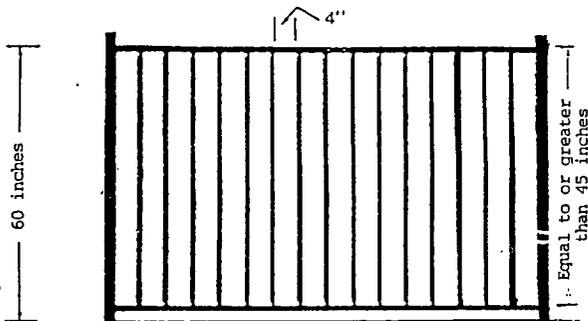
IF HORIZONTAL MEMBERS ARE LESS THAN 45 INCHES APART, VERTICAL SPACING SHALL NOT EXCEED 1 AND 3/4 INCHES



1 AND 3/4 INCH INSIDE DIAMETER ON CHAIN LINK OR 1 AND 1/4 INCH LENGTH ON THE SQUARE

(iii) If it has horizontal members that are spaced at, or more than, forty-five inches between the tops of the horizontal members, shall have spaces between the vertical members no greater than a four-inch width (see Figure 130.2); and

FIGURE 130.2



IF HORIZONTAL MEMBERS ARE EQUAL TO OR MORE THAN 45 INCHES APART, VERTICAL SPACING SHALL NOT EXCEED 4 INCHES

(iv) Shall have lockable gates and entrances provided with a self-closing, self-latching mechanism fifty-four inches or more from the ground with a clear space fifty inches deep on the latch side of the door to position a wheelchair. When a latching mechanism is provided at any lower height, the latching mechanism shall be of a type remaining continuously locked, and only opening with the use of a key or other access control system.

(b) ((Indoor facility barriers sixty inches or more in height, suitable to prevent access of unauthorized individuals;

(c)) Restricted area service entrances shall be exempt from door or gate requirements providing no public access is available;

((c)) (c) Lifeguarded pools are not required to have a self-closing, self-latching gate during the period a pool is in use. Facility gates shall be closed and locked during ((non-use)) nonuse periods; and

((d)) (d) An entrance to the pool area which shall not serve as a required exit from another part of a building when there is a conflict with other codes or regulations.

(5) Pool surfaces. Owners shall ensure pool surfaces with:

- (a) Materials complying with subsection (2) of this section;
- (b) Water tight and nonabrasive construction;

(c) White or light color finish not obscuring the view of objects or surfaces;

(d) Surfaces not causing cutting, pinching, puncturing, entanglement, or abrasion hazard under casual contact; and

(e) Construction tolerances conforming with current NSPI public pool standards.

(6) Wading pool floor and wall dimensional design. Owners shall ensure pool dimensional designs for floors and walls provide for safety, circulation, and water quality including, but not limited to:

(a) All corners formed by intersection of walls with floor shall be coved;

(b) Uniform pool floor slopes not exceeding one foot of drop in twelve feet of run.

(7) Wading pool entry and exit. Owners shall provide means of entry and exit on all pools including one of the following:

(a) Stairs when provided meeting the following construction requirements:

(i) Nonslip tread finish;

(ii) Contrasting color stair tread edges clearly visible to users;

(iii) Handrails with the leading edge for stairs at entry/exit being neither eighteen inches or more beyond nor eight inches or more inside (horizontally) the vertical plane of the bottom riser;

(iv) Riser treads with a minimum unobstructed, horizontal, ten-inch tread depth and minimum two-hundred-forty-inch surface area;

(v) Riser height uniform and seven and one-half inches or less, except last step leading into pool may be less than uniform height.

(b) Shallow pool entry seven and one-half inches or less in depth;

(c) Ramp entry into the pool meeting the following construction requirements:

(i) Handrail extending over the deck edge and extending to the bottom of the ramp for entering and leaving the wading pool;

(ii) Ramp edges protruding into the pool of contrasting color;

(iii) Ramp slope not to exceed one foot in seven feet.

(d) Designs permitting entry and exit for impaired or handicapped persons are encouraged.

(8) Turnover. Owners shall ensure pools turn over entire pool water volume in three hours or less and:

(a) Where wading pools are recirculated jointly with swimming pools, means to ensure efficient turnover and treatment are maintained;

(b) Exceptions to recirculation requirements may be made for flow through pools in the following conditions:

(i) Where water supply is sufficient to provide the same turnover period specified for recirculation pools;

(ii) The water supply source meets the quality requirements and is subject to a disinfection method as outlined under WAC ((~~248-98-030~~) 246-260-070(3));

(iii) The introduction of fresh treated pool water is accomplished by the same type of inlet and outlet design required for recirculation pools; and

(iv) The pool water quality complies with WAC ((~~248-98-030~~) 246-260-070).

(9) Pool depth markings. Owners shall provide depth markings:

(a) Plainly marking the water depth in feet on the horizontal surface of the coping or deck edge;

(b) Located on the coping or deck within eighteen inches of the water edge and positioned to be read while standing on the deck facing the water;

(c) Which are slip resistant;

(d) Placed at the maximum and minimum water depths;

(e) Spaced at intervals not exceeding twenty-five feet;

(f) Uniformly arranged on both sides and ends of the pool; and

(g) With a four inch minimum height.

(10) Bather load. Owners shall ensure maximum number of bathers permitted in the wading pool facility at any one time not exceed one bather per seven square feet.

(11) Inlets. Owners shall provide pool inlets:

(a) Submerged and located to produce uniform water and chemical circulation throughout the pool; and

(b) Located on the bottom of pools twenty-five hundred square feet or more, unless otherwise justified by the design engineer to the department's or local health officer's satisfaction.

(12) Outlets. Owners shall provide pool outlets with:

(a) Overflow and main drain grating systems each designed to carry one hundred percent of the total recirculation filter flow and main drain piping designed to carry fifty percent or more of total recirculation filter flow;

(b) Overflow outlets that maintain:

(i) A minimum of sixty percent of filter recirculation flow at all times; and

(ii) An overflow channel which may be used on any pool and required on pools twenty-five hundred square feet or more on the pool perimeter to promote uniform circulation and skimming action of the upper water layer with:

(A) A design preventing all matter entering the channel from returning to the pool;

(B) Dimensions minimizing the hazard for bathers, such as catching arms or feet;

(C) One one-hundredth of a foot slope per foot or more;

(D) Drains sufficiently spaced and sized to collect and remove overflow water to return line and filter, where applicable; and

(E) Size sufficient to carry one hundred percent of the recirculation flow plus the surge flow equivalent to one-fifth of the balancing tank expressed in gallons per minute.

(iii) Skimmers in lieu of pool overflow channels up to twenty-five hundred square feet if:

(A) Weir provided in skimmer has a maximum flow rate through skimmer not exceeding four gpm per inch of weir;

(B) Devices are recessed in the pool wall so no part protrudes beyond the plane of the wall into the pool;

(C) The skimmer is equipped with a device to prevent air lock in the recirculation suction line, such as, an equalizer line;

(D) The skimmer is equipped with a removable and cleanable screen designed to trap large solids;

(E) Automatically adjustable and operates freely through all designed loading rates. Displacement shall be computed at ten gallons per bather.

(c) Main drains in all pools with:

(i) Location at the pool's low points;

(ii) A minimum of two main drains spaced:

(A) Twenty feet or less apart nor closer than six feet; or

(B) As far as possible from each other in pools seven feet or less linear floor distance.

(iii) Total open area of grates sized to prevent a suction or entrapment hazard dangerous to user;

(iv) Grates on drains with:

(A) Maximum flow of one and one-half feet per second; or

(B) Net outlet area four times or more the area of the discharge pipe.

(v) Openings (~~one-half inch or less wide~~) not allowing a sphere over one-half inch in diameter to pass;

(vi) Grates designed to withstand forces of users;

(vii) Grates removable only with specific tool; and

(viii) Means to control flow from recirculation pump or balancing tank.

(13) Flow. Owners shall maintain pool recirculation flow not to exceed:

(a) Six feet per second in valved suction or discharge side of the pump; and

(b) Ten feet per second in open discharge pipes on the pressure side of the pump or filter discharge. The recirculation flow limit does not apply to the return inlet and the last two feet of pipe leading to the inlet.

(14) Balancing tanks. Owners with overflow channels requiring balancing tanks shall:

(a) Maintain volume equivalent to seven times maximum bathing load expressed in gallons; and

(b) Increase capacity as necessary to provide volume for make-up water and to prevent air lock in the pump suction line.

(15) Pumps. Owners shall have and maintain wading pool recirculation pumps with adequate capacity to:

(a) Provide design flows and pressure for water recirculation over the entire operating filter pressure;

(b) Allow proper back washing of filters when specified; and

(c) Have self-priming capability when installed above pool water level.

(16) Strainers. Where pumps precede the filter, owners shall equip pool recirculation facilities with hair and lint strainers which shall:

(a) Be located upstream of recirculation pumps;

(b) Provide strainer screen sufficiently strong to prevent collapse when clogged;

(c) Have an openable cover; and

(d) Provide valving to isolate the strainer when located below pool water level.

(17) Valves. Owners shall provide valves at appropriate locations to allow isolation and maintenance of equipment.

(18) Equipment rooms. Owners shall provide equipment rooms:

(a) Enclosing pumps, disinfection equipment, filters and other electrical and mechanical feed equipment and associated chemicals. Chemical storage shall conform to manufacturer requirements;

(b) Providing work space and access to perform routine operations;

(c) With a forty-six-square-foot minimum floor area and provide a three-foot minimum of access area to service equipment;

(d) With one floor drain or more and a floor slope to the drain at a one-fourth-inch-per-foot minimum;

(e) Ready access if below grade;

(f) Ventilation;

(g) Twenty foot-candles or more of light measured thirty inches from the floor; and

(h) Kept locked.

(19) Make-up water. Owners shall ensure a source of make-up water and associated piping at the pool:

(a) Providing sufficient quantity to replace daily pool losses;

(b) Coming from a supply conforming with chapter ((~~248-54~~) 246-290 WAC;

(c) Preventing cross connections using a minimum air gap of two pipe diameters or approved backflow prevention devices between the make-up water source and the pool water or waste water; and

(d) If using a pool fill spout, not projecting greater than one inch into the space above the water surface area and shielded to not create a deck hazard.

(20) Filters. Owners shall equip pools with filtration equipment:

(a) Meeting the applicable standards of NSF or equivalent;

(b) Using acceptable type and filter rates described under Table 080.1 of this section;

(c) Having pressure or vacuum gauges for measuring loss of head through the filter with a minimum of one gauge preceding and one gauge following the filter;

(d) Having a rate of flow indicator to measure flow which has accuracy, repeatability, and durability equivalent to flow meters meeting NSF standards; and

(e) Having a means of discharging filter backwash to waste with:

(i) Discharge in a manner not creating a public nuisance;

(ii) Disposal in accordance with applicable local laws or regulations;

(iii) Minimum air gap of two pipe diameters to prevent cross-connection from waste discharge and recirculation system piping;

(iv) Discharge receptor and piping of sufficient size to accept backwash water and prevent flooding; and

- (v) Ability to monitor filter effluent during backwash, that is, use of a sight glass.
- (f) Providing means to release air entering the filter tank on pressure filters;
- (g) When cartridge filters are used:
 - (i) Provide with an extra set of cartridges; and
 - (ii) Have any bypass valves in a permanently closed position.
- (h) When using pressure DE filters with separation tanks:
 - (i) Provide means of air release or a lid providing a slow and safe release of pressure; and
 - (ii) Show a readily visible user warning that the air release must be opened before starting the circulation pump.

TABLE ((080-1)) 130.3

TYPE AND RANGES OF FILTERS FOR WADING POOLS

| Range of Acceptable Filter Rate
Type of Filter Media | Expressed in gpm/Square Feet | | |
|---|------------------------------|----------------|---------|
| | Minimum | | Maximum |
| Sand | | | |
| Rapid Sand and Pressure Sand
Wading Pools less than
10,000 gallons | — | | 3 |
| High Rate Sand Pressure
or Vacuum
Wading Pools greater than
10,000 gallons | 10 | | 15 |
| High Rate Sand Pressure*
or Vacuum* | 10 | 18 | |
| | Continuous
Feed | Manual
Feed | |
| D.E. | | | |
| Pressure | 1.0 | 1.35 | 2.0 |
| Vacuum | 0.8 | 1.0 | 2.0 |
| Cartridge** | | | 0.375 |

NOTE:

- *Filters sized at maximum application rate shall be equipped with flow control valves to maintain flow equilibrium to account for varying filter pressures and consequent flow production.
 - **Cartridge filters shall have a nominal micron rating of twenty microns or less.
 - (21) Disinfection equipment. Owners shall provide disinfection equipment:
 - (a) Providing a continuous and effective disinfectant residual in the water;
 - (b) Using a disinfectant with an easily monitored residual;
 - (c) Having a design feed rate providing effective disinfection levels when the pool is in peak demand conditions;
 - (d) Having easily cleanable equipment and piping used to apply chemicals and with provisions to prevent undue clogging. All materials shall be resistant to action of chemicals used;
 - (e) Conforming to NSF standards if the disinfection equipment has:
 - (i) Adjustable output rate chemical feed equipment for liquid solutions. When using this equipment, it shall:
 - (A) Feed under positive pressure in the recirculation system;
 - (B) Provide means for dosage adjustment;
 - (C) Have provisions to prevent hypochlorite solution siphoning when equipment is turned off, this applies when the disinfection equipment is above pool water level.
 - (ii) Flow through chemical feed for solid feed material. Solid tablets or granules shall not be placed in skimmer baskets accessible to the public.
 - (f) Allowing hand feeding on an emergency basis only;
 - (g) Meeting the following conditions when using chlorine gas:
 - (i) Chlorine rooms shall:
 - (A) Be above ground level;
 - (B) Be constructed so all openings or partitions with adjoining rooms are sealed;
 - (C) Be located with consideration of prevailing winds to dissipate leaked chlorine away from the pool facility;
 - (D) Have door opening outward only and to the out-of-doors;
 - (E) Provide a sign on the door exterior reading DANGER CHLORINE. The sign shall be large enough to be read twenty-five feet away.
 - (ii) Chlorine rooms shall have mechanical exhausting ventilation including:
 - (A) Air inlet located as far as possible from fan intake to promote good air circulation patterns;
 - (B) Minimum of one air change per minute in the chlorine room when fan is operating;
 - (C) A remote switch outside the room or a door-activated switch to turn on fan before entering;
 - (D) Suction for fan near the floor;
 - (E) Exhaust for fan and chlorinator vent located to prevent contaminating air intake and prevent undue hazard for the pool facility users; and
 - (F) Screened chlorinator vent.
 - (iii) Gas chlorine systems shall:
 - (A) Be vacuum injection type, with vacuum-actuated cylinder regulators;
 - (B) Provide integral backflow and anti-siphon protection at the injector; and
 - (C) Provide taring (net weight of cylinder gas) scales for determining chlorine weight.
 - (iv) Breathing protection available in an accessible area for the operator outside of the chlorine room including:
 - (A) Self-contained breathing apparatus designed for use in a chlorine atmosphere for working with chlorine leaks and maintained in accordance with department of labor and industries standards; or
 - (B) Provisions to substitute breathing protection at the site, if procedures can be established and documented with emergency service fire districts or other approved organization within the area for promptly responding to chlorine leaks.
 - (v) Means for automatic shutoff when pool flow is interrupted; and
 - (vi) Chlorine gas cylinders shall:
 - (A) Be stored only in chlorine rooms;
 - (B) Have approved valve-stem cylinder wrench on the valve stem to shut the system down in an emergency event;
 - (C) Be properly secured to prevent tipping;
 - (D) Be tagged to indicate cylinders are empty or full; and
 - (E) Not exceed one hundred fifty pounds tare weight per cylinder. If one-ton cylinder use is desired, an engineer specializing in chlorine design shall prepare a design proposal for department consideration.
- (22) Chemical feeding equipment for pH control. Owners applying chemicals for controlling pH through chemical feed equipment shall provide equipment with:
 - (a) Adequate size and design to allow routine cleaning and maintenance;
 - (b) Materials resistant to chemical action;
 - (c) Means for automatic shut off when pool flow is interrupted;
 - (d) Chemical feed equipment for pH control on pools fifty thousand gallons volume or greater;
 - (e) Any pool feeding with:
 - (i) Caustic soda (NAOH);
 - (ii) Carbon dioxide (CO₂); or
 - (iii) Other chemicals the department determines necessary to require metered and controlled feeding.
- (23) Heaters. Where pool heating equipment is provided, owners shall:
 - (a) Locate equipment so any standing pilot is readily accessible; and
 - (b) Install equipment per NEC and UMC.
- (24) Ventilation. Owners shall provide indoor pool facility ventilation conforming with ASHRAE pool facility standards.
- (25) Testing equipment. Owners shall use testing equipment as noted in the water quality section under WAC ((248-98-030)) 246-260-070(6).
- (26) Chemical storage. Owners shall ensure chemical storage design and placement minimizes safety risks.
- (27) Restroom and plumbing fixtures. Owners shall provide restroom and plumbing facilities at pools as follows:
 - (a) Where wading pool facilities are provided in conjunction with general use and limited use swimming pools, spas, or other water recreation facilities, the wading pool bathing load shall be added to the total load for consideration of plumbing fixture units;
 - (b) If a wading pool is the sole water recreation facility at a site, plumbing fixtures as described under Table ((080-2)) 130.4 including:
 - (i) Flush toilets and toilet tissue in dispensers;
 - (ii) Shower facilities that:
 - (A) Deliver water at a temperature range of ninety to one hundred ten degrees Fahrenheit;
 - (B) Provide single service soap in nonglass dispensers.
 - (iii) Sinks provided with:
 - (A) Tempered or hot and cold running water;

- (B) Single service soap in nonglass dispensers; and
- (C) Single service towels or electric hand dryers.
- (iv) Hose bibs with vacuum breakers conveniently accessible to pool and within one hundred feet; and
- (v) Sewage disposed of in a manner approved by the department or local health officer.

TABLE ((880-2)) 130.4

PLUMBING FIXTURE MINIMUM REQUIREMENTS FOR SOLE FACILITY WADING POOLS

| Wading Pools with: | Toilets | Sinks | H.B. | Showers |
|--|--------------|--------------|------|--------------|
| 1. Limited use wading pools with living units* within 100 feet and less than 3 stories | - | - | 1 | - |
| 2. Limited use wading pools with living units >100 feet but <500 feet and less than 3 stories.** | 1 | 1 | 1 | - |
| 3. Limited use wading pools with living units >500 feet but <1/4 mile and/or with 3 or more stories.** | 1(M)
1(F) | 1(M)
1(F) | 1 | - |
| 4. Limited use wading pools with living units >1/4 mile or general use wading pools.*** | 1(M)
1(F) | 1(M)
1(F) | 1 | 1(M)
1(F) |

NOTE:

- **Living Units" means all units associated with limited use facilities intended to be served.
- **Consideration for elevators adjacent to pool may allow variance from this requirement.
- ***When wading pool bathing load exceeds 40 of either sex, the fixture units provided shall conform with the general use requirements for swimming pools.

(c) If owners limit the number of people within their facility to a certain number and post maximum occupancy loading, the number of plumbing fixture units may be based on that maximum occupancy.

(28) Lighting. Owners shall design and maintain pool facility lighting to:

(a) Illuminate indoor facilities, outdoor facilities used after dusk, and locker room facilities with a minimum lighting intensity maintained thirty inches above any walking surface, pool deck, or pool area of:

- (i) Thirty foot-candles at indoor facilities;
- (ii) Fifteen foot-candles at outdoor facilities;
- (iii) Twenty foot-candles in locker rooms.

(b) Allow lifeguards or attendants to clearly see pool areas and walking surfaces;

(c) Meet any additional lighting requirements deemed necessary by the department or local health officer;

(d) Provide protective shielding for all lighting fixtures above walking surfaces and pool areas;

(e) Provide all indoor facilities with one or more pool area emergency lights designed to turn on in the event of a power failure. The emergency lighting shall conform to requirements of UL standard 924.

(29) Signs. Owners shall provide signs at pools which must convey the following conditions, but may be conveyed by any combination of words, pictures, or symbols:

- (a) Prohibition of running or horseplay;
- (b) Prohibition of use by persons with communicable diseases;
- (c) Prohibition of use by persons under the influence of alcohol or drugs;
- (d) Prohibition of food or drink in the pool water;

(e) In pools where lifeguards or attendants are not present, post requirements for facility use as required under WAC ((248-98-085)) 246-260-140(3).

(30) Food service. When food service is provided, owners shall:

(a) At general use pool facilities, ensure food and beverage sale and consumption areas are separated from pool and deck. Special provisions may be made for allowing food and beverage service on the walkway provided a minimum six feet clear area is maintained between the pool edge and any tables or chairs provided for special facility functions;

(b) At limited use pool facilities, prohibit food and beverage in the pool water and maintain a minimum four foot clear area between pool edge and any tables and chairs provided for food service;

(c) Provide trash containers;

(d) Prohibit glass containers in the pool facility.

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

WAC 246-260-140 OPERATION((=)) OF WADING POOL((S)) FACILITIES. (1) Operation plan. Owners shall ensure proper operation to protect the public health, safety, and water quality by establishing practices and developing an operations manual addressing each of the following:

- (a) Physical pool facility components;
- (b) Personnel;
- (c) Users and spectators;
- (d) Environmental conditions.

(2) Physical components. Owners shall provide routine checks of the physical components:

(a) Ensuring all structural facilities the users come in contact are intact and free from undue wear or fatigue and replaced as needed;

(b) Eliminating adverse effects of water ponding on walking surfaces;

(c) Ensuring preventative maintenance on equipment essential for protection of the public health, safety, and water quality;

(d) Maintaining barrier protection;

(e) Ensuring treatment turnover is continuous twenty-four hours a day during seasons or periods of use and does not exceed three hours provided:

(i) Allowances shall be made for minor equipment maintenance;

(ii) Pools previously approved with turnover rates varying from subsection (2)(e)(i) of this section may continue to operate if water quality conditions conform with WAC ((248-98-030)) 246-260-070.

(3) Required personnel. Owners shall ensure appropriate personnel at pool facilities as follows:

(a) A water treatment operator oversees that the water treatment components are adequately functioning to protect public health, safety, and water quality; and

(b) At pool facilities with no lifeguards, assistant lifeguards, or attendants, use shall be subject to the following conditions:

(i) When the pool is used by children twelve years of age or under, a responsible adult eighteen years of age or older shall accompany the children and be at the pool or pool deck at all times the children use the facility;

(ii) When used by persons seventeen years of age or under, a minimum of two people are at the pool facility at all times the pool is in use;

(iii) At general use pools, subdivision (b)(i) and (ii) of this subsection be posted; and

(iv) At limited-use pools, subdivision (b)(i) and (ii) of this subsection be posted and ongoing provisions notifying the responsible person of the conditions.

(4) Personnel duties and equipment. Owners shall ensure the specific duties and equipment of designated personnel include:

(a) Lifeguards, during periods of lifeguarding, guard pool facility users in areas assigned;

(b) Assistant lifeguards when provided at the pool used under the following conditions:

(i) Assistant lifeguard limited to guarding responsibility of areas four feet or less in depth; and

(ii) A lifeguard overseeing the activities of the assistant lifeguard.

(c) Attendants when provided oversee use of the pool by the bathers and provide supervision and elementary rescues, such as reaching assists to bathers in need;

(d) Water treatment operators oversee, as needed, the water treatment components are functioning adequately to protect public health, safety, and water quality;

(e) Notification of responsible persons on the conditions for use at pool facilities not requiring lifeguards, and for which no lifeguards or attendants are present. A responsible person means a person having responsibility for overseeing users, including but limited to a person:

(i) Renting an apartment, hotel, motel, RV camp site; or

(ii) Who is an owner or member of a condominium, homeowner's association, mobile home park, or private club with a pool facility.

(f) Lifeguards, assistant lifeguards, or attendants:

(i) Wear distinguishing suit, uniform, or emblem; and

(ii) Equipped with a whistle or a signaling device.

(5) Personnel training. Owners shall require training for each type of personnel including:

- (a) Lifeguards shall maintain a current certificate in the following:
 - (i) Standard first aid and adult, single rescue CPR through ARC or American Heart Association; and
 - (ii) Advanced lifesaving, advanced lifesaving review, or lifeguard training through ARC; or
 - (iii) YMCA lifeguarding or crossover course through the YMCA; or
 - (iv) Lifeguard through the National Lifeguard Service, Canadian; or
 - (v) Lifeguard through National Pool and Waterpark Lifeguard Training; or
 - (vi) Basic lifeguard through advanced lifeguard training international; or
 - (vii) Other training the department determines equivalent; and
 - (viii) Thirty-six months after enactment of the personnel training provisions of this chapter, the department shall no longer recognize training for lifeguards in advanced lifesaving, or advanced lifesaving review through the ARC.
- (b) Assistant lifeguards shall maintain current certificates and meet the requirements in the following:
 - (i) Adult, single rescue CPR through ARC or American Heart Association; and
 - (ii) Emergency water rescue with ARC; or
 - (iii) Bronze medallion award through the Royal Lifesaving Society of Canada; or
 - (iv) Shallow water lifeguard through the National Pool and Waterpark lifeguard training; or
 - (v) Other training the department determines equivalent; and
 - (vi) Be fourteen years of age or older.
- (c) Attendant shall maintain current certificates and meet the requirements in the following:
 - (i) Adult, single rescue CPR through ARC or the American Heart Association; and
 - (ii) Basic water safety with ARC; or
 - (iii) Other training the department determines equivalent; and
 - (iv) Be sixteen years of age or older.
- (d) Water treatment operator shall have specific knowledge in provision of pool water chemistry, filtration, pumping equipment and rules and regulations pertaining to pool facilities;
- (e) When pool facility is using chlorine gas, an operator shall have specific training as follows:
 - (i) Proper operation of the chlorination equipment and routine maintenance procedures;
 - (ii) Basic understanding of physical and chemical properties of chlorine gas under pressure;
 - (iii) Basic understanding on use of leak detection and emergency safety equipment;
 - (iv) Basic knowledge of proper first aid procedures and response for accidental inhalation of chlorine gas;
 - (v) Six hours or more of formal instruction once every three years or three hours or more every eighteen months with certificate of training provided.
- (f) Persons shall be exempt from having current CPR or standard first aid certificates if the persons hold current certificates in any of the following:
 - (i) Community CPR in place of adult, single rescue CPR;
 - (ii) In place of standard first aid:
 - (A) Advanced first aid;
 - (B) First responder;
 - (C) Emergency medical technician; or
 - (D) Paramedic.
 - (iii) Other training the department recognizes as equivalent or exceeding current requirements.
- (6) Bather use. Owners shall establish conduct rules for users to ensure health and safety. The rules shall include signage noted under WAC ((~~248-98-080~~) 246-260-130(29)).
- (7) Environmental conditions. Owners shall monitor various environmental conditions affecting the facility or the user and take appropriate action in response to these factors, including electrical storms, visibility problems, etc.
- (8) Closure. Owners shall close the facility when the facility or portion thereof presents an unhealthy, unsafe, or unsanitary condition. These conditions include lack of compliance with the water quality or operation requirements as detailed under WAC ((~~248-98-030 and 248-98-085~~) 246-260-070 and 246-260-140).

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

WAC 246-260-150 SPRAY POOL(S) DESIGN, CONSTRUCTION, AND EQUIPMENT. (1) Location. Owners shall locate pools to:

- (a) Minimize pollution by dust, smoke, soot, and other undesirable substances; and
- (b) Eliminate pollution from surrounding surface drainage.
- (2) Materials. Owners shall only use structure and equipment materials which are nontoxic, durable, inert, impervious to water and easily cleanable.
- (3) Walking surfaces. Owners shall design and maintain walking surfaces:
 - (a) Uniformly sloping away from the pool or pools a minimum of one-fourth inch per foot and a maximum of one-half inch per foot;
 - (b) Of a nonslip finish not presenting a tripping hazard;
 - (c) Equipped with sufficient drains to prevent standing water;
 - (d) Of easily cleanable impervious finishes;
 - (e) Four feet or more in width, extending around fifty percent or more of the spray pool;
 - (f) In conformance with department-established guidelines for any resilient artificial surfaces.
- (4) Pool structure. Owners shall ensure general pool requirements include:
 - (a) Pool surfaces with nonslip finishes and impervious to water;
 - (b) Uniform pool floor slopes not to exceed one foot in twelve feet;
 - (c) Provision for using an approved potable water supply. Water shall not be recirculated, but drain to waste after use in the spray pool; or
 - (d) If a spray pool facility is used in conjunction with a swimming pool over thirty thousand gallons in volume, recirculated swimming pool water may be used in the spray pool if:
 - (i) Means for treatment of the water draining from the spray pool is provided including filtration, disinfection, and recirculation through a separate spray pool treatment system;
 - (ii) Such system is sized on the maximum introduction rate of water from the recirculated swimming pool water;
 - (iii) Treated spray pool water is introduced into the swimming pool recirculation system;
 - (iv) Proper safeguards are employed to prevent interruption of proper swimming pool facility operation; and
 - (v) Design and construction of treatment equipment and associated facilities conform with swimming pool design requirements.
- (5) Inlets and outlets. Owners shall provide pool inlets and outlets with:
 - (a) Spray nozzles not inflicting damage to users. Maximum flow through nozzles within close proximity to bathers shall not exceed fifteen fpm at the nozzle;
 - (b) The drain located at the low point of the pool and with sufficient capacity and design to prohibit water accumulation in the pool. The outlet drain shall:
 - (i) Be located at the low point of the pool;
 - (ii) Have openings ((~~one-half inch or less wide~~)) not allowing a sphere over one-half inch in diameter to pass;
 - (iii) Use grate design to withstand forces of users;
 - (iv) Have grates removable only with specific tools; and
 - (v) On grates attached to recirculating pumps, have:
 - (A) Total open area of grates sized to prevent a suction hazard dangerous to the user;
 - (B) Grates on drains with a maximum flow of one and one-half feet per second, or net area of outlet four times or more the discharge pipe area.
 - (6) Valves. Owners shall provide valves at appropriate locations to allow isolation and maintenance of equipment.
 - (7) Make-up water. Owners shall ensure a source of make-up water and associated pool piping:
 - (a) Coming from a supply conforming with chapter ((~~248-54~~) 246-290 WAC;
 - (b) Preventing cross connections using a minimum air gap of two pipe diameters or approved backflow prevention devices between the make-up water source and the spray pool water or waste water.
 - (8) Waste water discharge. Water used in a pool shall be disposed of in a manner acceptable to the local health jurisdiction.
 - (9) Signs. Owners shall provide signs at pools about general requirements for facility use. Owners may use any combination of words, pictures, or symbols conveying the prohibition of the following conditions:

- (a) Running or horseplay;
- (b) Use by persons with communicable diseases;
- (c) Use by persons under the alcohol or drug influence;
- (d) Food or drink in pool water.

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

WAC 246-260-160 OPERATION((=)) OF SPRAY POOL((S)) FACILITIES. (1) Operation plan. Owners shall ensure proper operation to protect the public health, safety, and water quality. An operations plan shall address each of the following:

- (a) Physical pool facility components;
 - (b) Personnel;
 - (c) Users and spectators;
 - (d) Environmental conditions.
- (2) Physical components. Owners shall provide routine checks of the physical components:
- (a) Ensuring all structural facilities which the users come in contact are intact and free from undue wear or fatigue and replace as needed;
 - (b) Eliminating adverse effects of water ponding on walking surfaces;
 - (c) Ensuring preventative maintenance on equipment essential for protection of the public health, safety, and water quality.
- (3) Required personnel and duties. Owners shall provide personnel to oversee the spray pool facility ensuring proper operation and maintenance. When the facility is using recirculated water, a water treatment operator shall oversee water quality and equipment operation.
- (4) Bather use. Owners shall establish rules of conduct for users to ensure health and safety. The rules shall include conditions noted under WAC ((248-98-090)) 246-260-150(9).
- (5) Environmental conditions. Owners shall monitor various environmental conditions affecting the facility or the user and take appropriate action in response to these factors, including electrical storms, visibility problems, etc.
- (6) Closure. Owners shall close the facility when the facility or portion thereof presents an unhealthy, unsafe, or unsanitary condition. The conditions include lack of compliance with the water quality and/or operation requirements as detailed under WAC ((248-98-030 and 248-98-095)) 246-260-070 and 246-260-160.

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

WAC 246-260-200 WATER RECREATION INDUSTRY REQUIREMENTS. All owners of companies selling swimming pools, spa pools, wading pools or spray pools, and their associated facilities regulated by chapter ((248-98)) 246-260 WAC shall furnish each purchaser a complete set of operating instructions and shall include detailed information on the safe use of the facilities including:

- (1) Proper treatment methods to ensure water quality and sanitation;
- (2) Proper safety procedures to reduce injury risks;
- (3) Specific safety instructions for use at facilities having water temperatures ninety-five degrees Fahrenheit or more on the health effects of hot water and a specific caution and explanation on the health effects of hot water on pregnant women and young children.

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

WAC 246-260-210 TECHNICAL ADVISORY COMMITTEE.

- (1) The department shall appoint a technical advisory committee to assist in the following:
- (a) Reviewing and drafting of proposed rules;
 - (b) Development of guidelines for use of new products, equipment, procedures, and periodic program review.
- (2) The technical advisory committee shall have meetings whenever the department determines necessary.
- (3) The technical advisory committee water recreation pool facility membership shall include representation from the following:
- (a) General use pool facility;
 - (b) Limited use pool facility;
 - (c) Local representative from the spa and pool industry (NSPI);
 - (d) Washington recreation and parks association representative;
 - (e) Engineer or architect design consultant;
 - (f) Eastern and western Washington local environmental health authority representatives;

- (g) Department representative;
 - (h) RWCF owner representative, as appropriate, as described under chapter ((248-97)) 246-262 WAC.
- (4) The technical advisory committee may appoint subcommittees as the committee determines appropriate to address specific issues.
- (5) The department shall maintain minutes of meetings.

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

WAC 246-260-240 SUBSTITUTION. The board authorizes the department to allow substitutions of equipment, facilities, or procedures required by chapter ((248-98)) 246-260 WAC when, in the sole determination of the department, data and/or research provide sufficient evidence that such substitution is equivalent to the requirement and will adequately provide for the protection of the public health and safety of persons using the water recreation facility.

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

WAC 246-260-250 ENFORCEMENT. (1) The department or, if enforcement responsibility is assigned under a joint plan of operation in WAC ((248-98-005)) 246-260-020, the local health officer:

- (a) Shall enforce chapter ((248-98)) 246-260 WAC rules; or
 - (b) May refer cases within the department's or local health officer's jurisdiction to the local prosecutor's office or the office of the attorney general, as appropriate.
- (2) When a water recreation facility (WRF) is in violation of chapter 70.90 RCW provisions or chapter ((248-98)) 246-260 WAC rules, appropriate enforcement action may be initiated by the department, local health officer, local prosecutor's office, or office of the attorney general. Enforcement actions may include any one or a combination of the following:
- (a) Informal administrative conferences to explore facts and resolve problems, convened at the request of the department, local health officer, or owner;
 - (b) Orders directed to the water recreation facility (WRF) owner and/or operator and/or the person causing or responsible for the violation of the chapter ((248-98)) 246-260 WAC rules;
 - (c) Imposition of civil penalties of up to five hundred dollars per violation per day as authorized under RCW 70.90.200;
 - (d) Denial, suspension, or revocation of operating permits; and
 - (e) Civil or criminal action initiated by the local prosecutor's office or by the office of the attorney general.
- (3) Orders authorized under this section include, but are not limited to the following:
- (a) Requiring corrective measures necessary to effect compliance with chapters ((248-98)) 246-260 WAC or 70.90 RCW. Such orders may or may not include a compliance schedule; and
 - (b) Orders to stop work and/or refrain from using any WRF or portion thereof or improvement thereto until all permits, certifications, and approvals required by statute or rule are obtained.
- (4) An order issued under this section shall:
- (a) Be in writing;
 - (b) Name the facility and the person or persons to whom the order is directed;
 - (c) Briefly describe each action or inaction constituting a violation of chapters 70.90 RCW or ((248-98)) 246-260 WAC rules;
 - (d) Specify any required corrective action, if applicable;
 - (e) Provide notice, as appropriate, that continued or repeated violation may subject the violator to:
 - (i) Civil penalties of up to five hundred dollars;
 - (ii) Denial, suspension, or revocation of the facility's operating permit; or
 - (iii) Referral to the county prosecutor or attorney general's office.
 - (f) Provide the name, business address, and phone number of an appropriate staff person who may be contacted regarding an order.
- (5) Service of an order shall be made:
- (a) Personally, unless otherwise provided by law; or
 - (b) By certified mail return receipt requested.
- (6) Under department or local health officer adopted rules or policies, civil penalties of up to five hundred dollars per day may be assessed against any person violating provisions of chapter((s)) 70.90 RCW or ((248-98)) 246-260 WAC.
- (7) The department or local health officer shall have cause to deny the operating permit application or reapplication or to revoke or suspend a required operating permit of any person who has:

- (a) Previously had:
- (i) An operating permit suspended or revoked; or
 - (ii) An operating permit application denied for reason.
- (b) Failed or refused to comply with provisions of chapters 70.90 RCW and (~~248-98~~) 246-260 WAC or any other statutory provision or rule regulating the WRF construction or operation; or
- (c) Obtained or attempted to obtain an operating permit or any other required certificate or approval by fraudulent means or misrepresentation.
- (8) For the purposes of subsection (7) of this section, a person shall be defined to include:
- (a) Applicant;
 - (b) Reapplicant;
 - (c) Permit holder; or
 - (d) An individual associated with subsection (8)(a), (b), or (c) of this section including, but not limited to:
 - (i) Board members;
 - (ii) Officers;
 - (iii) Managers;
 - (iv) Partners;
 - (v) Association members;
 - (vi) Agents; and
 - (vii) In addition, third persons acting with the knowledge of such persons.
- (9) The department or local health officer may summarily suspend an operating permit, other required permit, license, or certification without a prior hearing if the department or local health officer:
- (a) Finds public health, safety, or welfare imperatively requires emergency action; and
 - (b) Incorporates a finding to that effect in its notice or order.

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

WAC 246-260-260 HEARINGS. (1) A person aggrieved by the department's or local health officer's denial, suspension, or revocation of any permit may request an administrative hearing.

(a) A hearing requested to contest a local health officer's action shall be governed by the local health jurisdiction's rules for hearings.

(b) A hearing requested to contest the department's action shall be governed by (~~RCW 43-20A-205~~) section 377, chapter 3, Laws of 1991. The applicant's and permit holder's right to an adjudicative proceeding is in the same law.

(c) The procedure for the adjudicative proceeding is in this chapter and in chapter (~~248-08~~) 246-08 WAC.

(2) Any person aggrieved by the department's or local health officer's application of civil penalties may request an administrative hearing.

(a) A hearing requested to contest a local health officer's action shall be governed by the local health jurisdiction's rules for hearings.

(b) A hearing requested to contest the department's action shall be governed by (~~RCW 43-20A-205~~) section 377, chapter 3, Laws of 1991. When the department imposes a civil fine, the right of a person to an adjudicative proceeding is in the same law.

(c) The procedure for the adjudicative proceeding is in this chapter and in chapter (~~248-08~~) 246-08 WAC.

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

WAC 246-262-010 DEFINITIONS. (1) "Advanced first aid" means a course of instruction recognized by the American Red Cross, department of labor and industries, the U.S. Bureau of Mines, or fire services training program.

(2) "ANSI" means American National Standards Institute.

(3) "Approved" means the department or local health officer has stated in writing that the design plans and specifications are in accordance with chapter (~~248-97~~) 246-262 WAC.

(4) "ARC" means American Red Cross.

(5) "Architect" means a registered architect currently licensed under chapter 18.08 RCW in Washington state.

(6) "ASTM" means American Society for Testing Material.

(7) "Attendant" means a person trained to operate an attraction and control the users in a safe orderly manner.

(8) "Attraction or ride" means any of the specific types of recreational facilities involving partial or total immersion or intentional contact with the water designated for public recreational use.

(9) "Biomechanics" means the study of the human body as a system operating under the laws of Newtonian mechanics and the biological laws of life.

(10) "Board" means the state board of health.

(11) "Boogie or mini-surf board" means any semirigid device used in a wave pool for flotation or as a riding device.

(12) "Centerline" means the path defined by geometric midpoints of a component or structure, generally used in consideration of the slide path in flume rides.

(13) "Communication system" means any combination of devices permitting the passage of or exchange of messages between park operating personnel and between operating personnel and users. Systems can include, but are not limited to, two-way radios, hardwired intercoms, horns, whistles, hand signals, direct voice, signs, or equivalent.

(14) "Contaminant" means any physical, chemical or biological substance present in the RWCF water which may adversely affect the health or safety of the user and/or the quality of the water.

(15) "CNCA" means Council for National Cooperation in Aquatics.

(16) "Cross-connection" means any physical arrangement connecting:

(a) A potable water system directly or indirectly, with anything other than another potable water system; or

(b) A RWCF to any potable or nonpotable water source capable of contaminating either the RWCF or potable water source as a result of backflow.

(17) "Department" means the department of (~~social and~~) health (~~services~~).

(18) "Discharge section" means the component or components making up the exit of the water slide, water tube, inner tube ride, speed slide, ramp slide, drop slide or drop tube, or kiddie flume. These components are the elements controlling the final direction and speed of the user.

(19) "Diving envelope" means the minimum dimensions of an area within the pool necessary to provide entry from a diving board, platform, or attraction segment where users enter above pool water level.

(20) "Drop slide or drop tube ride" means a sloped trough, chute, or tube exiting the user above the pool operating water level.

(21) "Engineer" means a registered professional engineer currently licensed under chapter 18.43 RCW in Washington state.

(22) "Entry access points" means the areas where users enter an attraction.

(23) "Entry rate" means the frequency at which users are permitted access to the attraction.

(24) "Ergonomics" means a multidisciplinary activity dealing with the interactions between humans and their environment plus the traditional environmental elements atmosphere, heat, light, and sound, as well as objects with which the user comes in contact.

(25) "FINA" means Federation Internationale de Natation Amateur.

(26) "Flume or tube entry" means the area at which users enter a water slide, water tube, inner tube ride, speed slide, drop slide, drop tube, or kiddie flume.

(27) "fps" means feet per second.

(28) "gpm" means gallons per minute.

(29) "IAAPA" means International Association of Amusement Parks and Attractions.

(30) "Injury or illness report" means the written record of all facts regarding an injury or illness associated with the RWCF.

(31) "Inner tube ride" means an attraction where users ride inner tube-like devices through a series of chutes, channels, flumes, and pools.

(32) "Innovative recreational water contact facility" means any type of RWCF currently unregulated.

(33) "Intermediate pool" means any pool between the entry and exit pools in attractions using a series of pools.

(34) "Kiddie flume or tube attraction" means a flume, chute, or tube designated for and restricted to use by small children.

(35) "Lifeguard" means an individual currently certified by red cross in advanced lifesaving or lifeguard training, or YMCA senior lifesaver, or equivalent certification through the royal Canadian lifeguard services.

(36) "Lifeguard station" means the designated work station of the lifeguard.

(37) "Local health officer" means the health officer of the city, county, or city-county department or district or a representative authorized by the local health officer.

(38) "mg/l" means milligrams per liter.

(39) "Multi-activity pool" means a pool with more than one type of attraction (i.e., an adult activity pool with a series of tubes, chutes, cable rides, etc., intended for use by individuals with specific swimming abilities).

(40) "NSF" means National Sanitation Foundation.

(41) "NSPI" means National Spa and Pool Institute.

(42) "Operating levels" means water levels maintained within attractions during use for proper operation of facility and for controlling safety and sanitation.

(43) "Operations" means all aspects of a RWCF which must be controlled to make the facility safe, healthy, and usable for the purpose intended.

(44) "Owner" means a person owning and responsible for a RWCF or authorized agent.

(45) "Person" means an individual, firm, partnership, co-partnership, corporation, company, association, club, government entity, or organization of any kind.

(46) "Ponding" means a condition where water fails to drain from walking surfaces.

(47) "ppm" means parts per million.

(48) "Primary zone of visual coverage" means the area assigned to a lifeguard or attendant for primary visual surveillance of user activity.

(49) "Radius of curvature" means the radius arc which denotes the curved surface from the point of departure from the vertical sidewall (springline) of the pool to the pool bottom.

(50) "Ramp slide" means a slide allowing one or more users to slide in unison down a straight incline to a runoff or a receiving pool.

(51) "Recirculation filter water" means water which is recirculated by the RWCF for treatment purposes, i.e., filtration and disinfection.

(52) "Response time" means elapsed time between bather distress and initiation of rescue assistance by a lifeguard (or attendant where applicable).

(53) "RWCF" means recreational water contact facility which is an artificial water associated facility with design and operational features that provide patron recreational activity which is different from that associated with a conventional swimming pool and purposefully involves immersion of the body partially or totally in the water and includes, but is not limited to, water slides, wave pools, and water lagoons.

(54) "Secretary" means the secretary of the department of ((social and)) health ((services)).

(55) "Serious injury" means any injury requiring admission to a hospital.

(56) "Speed slide or speed tube" means a sloped trough, flume, tube, or roller track having long straight and/or steep drops where users sustain speeds of twenty miles per hour or more.

(57) "Springline" means the point from which the pool wall breaks from vertical and begins its arc in the radius of curvature (for coved construction) to the bottom of the pool.

(58) "Surfboard" means a rigid device used in a wave pool for riding.

(59) "Tail coverage" means providing insurance coverage for a given period of time for discovery of claims made after the policy term for "claims made" type of insurance.

(60) "Total turnover" means the time it takes for the pool attraction water volume to be recirculated as a sum of the flows from treatment turnover and attraction recirculation systems turnover.

(61) "Treatment turnover" means the minimum time necessary to circulate the entire attraction water volume through the recirculation filter system.

(62) "T.U." means turbidity unit as measured by the nephelometric method.

(63) "Wading activity pool" means a pool or area less than twenty-four inches in total water depth with activities intended for younger children.

(64) "Walking surface" means any direct access surface to the attractions or change rooms where the user will be in bare feet. Areas set aside for picnicking, sunbathing, and lounging are excluded.

(65) "Water slide or water tube" means a sloped trough-like flume or tube structure of varying slope and direction using water as a lubricant and/or method of regulating the rider speed.

(66) "Water treatment operator" means the person appointed to operate the mechanical equipment and perform related water quality monitoring for proper operation of the physical facility.

(67) "Wave pool" means a recreational pool producing waves which usually begin at the deep end and proceed toward and dissipate at the shallow end.

(68) "WWA" means World Waterpark Association.

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

WAC 246-262-040 OPERATING PERMIT. (1) No person shall operate a RWCF without a current operating permit issued by the department or local health officer.

(2) To obtain an operating permit, owners of an RWCF must provide information to the department or local health officer that shows the RWCF is in compliance with these rules.

(3) Operating permits shall be:

(a) Valid for one year;

(b) Renewed annually; and

(c) Nontransferable without written consent of the department or local health officer. For purposes of this section, a change in management of a corporation, partnership, association, or other nonindividual business entity shall create a new person requiring either consent to a permit transfer or issuance of a new permit upon proper application.

(4) The department or local health officer issuing the operating permit may revoke or suspend the permit if the RWCF is not operated in accordance with chapter 70.90 RCW or chapter ((248-97)) 246-262 WAC.

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

WAC 246-262-060 GENERAL DESIGN, CONSTRUCTION, AND EQUIPMENT. (1) Owners shall locate RWCFs to:

(a) Minimize pollution by dust, smoke, soot, and other undesirable substances;

(b) Eliminate pollution from surrounding surface drainage; and

(c) Ensure pools within the RWCF are more than fifteen feet from any structure, object, or land formation (i.e., pumphouse, tree, etc.), which would provide a user with the opportunity to jump from such a structure into the pool. This does not include any barriers provided to prevent unauthorized access to pool or segments of attractions which enter pool.

(2) Owners shall use only materials in the structure and equipment which are nontoxic, durable, inert, impervious to water, and easily cleaned.

(3) Owners shall design and maintain walking surfaces which are:

(a) Sloped a minimum one-fourth inch per foot;

(b) Of a nonslip finish;

(c) Equipped with sufficient drains to prevent standing water;

(d) Free of resilient coverings, e.g., carpeting; and

(e) At least four feet in width.

(4) Owners shall provide adequate barrier protection to prevent unauthorized access including:

(a) In outdoor facilities, a barrier six feet or more in height with:

(i) Openings, holes, or gaps not to exceed four inches except openings protected by gates or doors; and

(ii) Lockable gates and entrances either regulated during periods of use or provided with a self-closing, self-latching mechanism a minimum of forty-two inches from the ground.

(b) In indoor facilities, suitable barriers to prevent access by unauthorized individuals or pool access by unattended small children.

(5) Owners shall ensure that pools:

(a) Comply with all provisions of chapter ((248-98)) 246-260 WAC where pool facilities are a separate attraction;

(b) Have surfaces with:

(i) Materials complying with subsection (2) of this section;

(ii) Watertight and nonabrasive construction;

(iii) Nonslip finish where users are walking; and

(iv) White or light color finish not obscuring the view of objects or surfaces.

(c) Are dimensionally designed to provide for the safety of the user and circulation of the water including, but not limited to:

(i) Absence of protrusions, extensions, means of entanglement, or other obstruction which can cause entrapment or injury;

(ii) Construction tolerances conforming with current ANSI public pool standards;

(iii) Uniform pool floor slopes as follows:

(A) Not exceeding one foot of drop in seven feet of run for pools serving as landing or exiting pools, where total water depth is less than forty-eight inches; and

(B) Providing a maximum slope of one foot of drop in twelve feet of run up to a depth of five and one-half feet in pools where users enter and participate in extended activities.

(iv) Vertical walls for a minimum distance noted in Table 4 of this section, which may be curved (not to exceed allowable radius) to join the floor.

(A) Vertical means walls not greater than eleven degrees from plumb.

(B) Coving or portion of the side wall of a diving area in the pool shall conform as described in subsection (5)(c)(vi) of this section.

(C) In new construction or alterations to existing construction, ledges are prohibited.

(D) Requirements in subsection (5)(c) of this section do not apply to spas.

(v) A maximum intrusion beyond the vertical (as defined in subsection (5)(c)(iv)(A) of this section) with any configuration not to exceed a transitional radius from wall to floor where floor slopes join walls and which:

(A) Has its center of radius no less than the minimum vertical depth specified in Table 4 of this section below the water level;

(B) Has arc of radius tangent to the wall; and

(C) Has a maximum radius of coving (or any intrusion into the pool wall/floor interface) determined by subtracting the vertical wall depth from the total pool depth.

**TABLE 4
MAXIMUM RADIUS COVING OR POOL INTRUSION
DIMENSIONS BETWEEN POOL FLOOR AND WALL***

| Pool Depth | 2'0" | 2'6" | 3'0" | 3'6" | 4'0" | 4'6" | 5'0" | >5'0" |
|----------------------------------|------|-------|------|------|-------|------|------|--|
| Minimum Side Wall Vertical Depth | 1'6" | 1'10" | 2'2" | 2'6" | 2'10" | 3'2" | 3'6" | >3'6" |
| Maximum Radius of Curvature | 6" | 8" | 10" | 12" | 1'2" | 1'4" | 1'6" | **Maximum radius equals pool depth minus the vertical wall depth |

Note:

* For pool depths which fall between the depths listed, values can be interpolated.

** Radius of coving cannot intrude into pool within diving envelope or deep water entry area for attractions entering above pool water level.

(vi) Provision of diving envelopes in pools or areas of pools designated for diving activities to include:

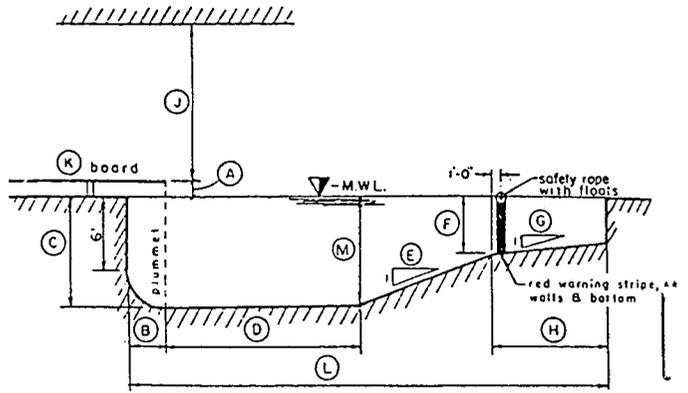
(A) A diving envelope of no less than the CNCA standard configuration* noted in Figure 1 of this section in areas where user would enter from deck level, diving board, or platform at a height of less than one-half meter (twenty inches).

Note:

* This requirement is based on a standard described in CNCA publication "Swimming Pools: a Guide to their Planning, Design, and Operation" 1987. Fourth edition. Human Kinetics Publisher, Inc., Champaign, Illinois. Figure 8.1

FIGURE 1:

Minimum dimensions for pools with provision for diving from deck level or providing boards or platforms at a height less than one-half meter.



| Dimension | Minimum | Preferred or Maximum |
|--|------------|----------------------|
| A Height of board above water | | 20 in. |
| B Board overhang | 2 ft 6 in. | 3 ft |
| C Depth of water at plummet | 9 ft | 10 ft * |
| D Distance from plummet to start of upslope | 16 ft | 18 ft * |
| E Inclination of upslope of bottom | | 1:3 |
| F Depth of water at breakpoint | 4 ft 6 in. | |
| G Slope of bottom in shallow portion of pool | 1:12 | 1:15 * |
| H Length of shallow section of pool | 8 ft | 14 ft * |
| I Distance to any overhead structure | 13 ft | 15 ft * |
| K Board length | | 12 ft |
| L Length of pool | 40 ft | 50 ft * |
| M Dimension not less than C minus | 6 in. | |

Note:

* Values with asterisks are not to be considered as maximums.

** Warning stripe at break point may be of any contrasting color.

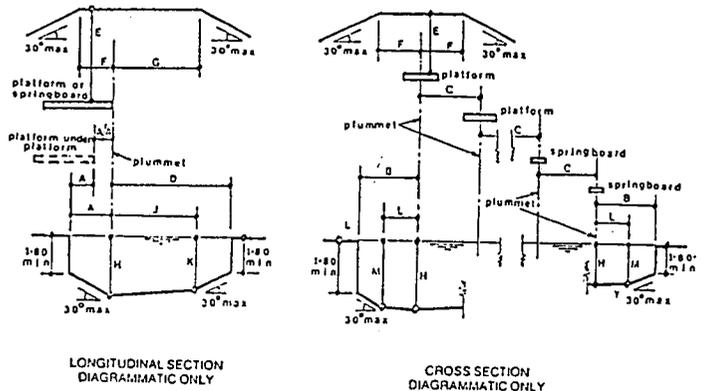
(B) A diving envelope of no less than the FINA standard configuration** noted in Figure 2 of this section in areas where user would enter from diving board or platform at a height of one-half meter (twenty inches) or greater.

Note:

** This requirement is based on a standard described in FINA publication "FINA Handbook - 1986-1988." Constitution and rules governing swimming, diving, water polo, and synchronized swimming, 1986-1988. Edited by E. Allen Harvey, Vancouver, Canada VGN 3R6, Section D, pp. 114-115.

FIGURE 2:

Minimum dimensions for pools with boards or platforms at a height of one-half meter or more.



| | Dimensions
are in Metres | SPRINGBOARD | | | | PLATFORM | | | | | | | | | |
|---|-----------------------------|-------------|------|----------|------|---|-------|-------------|-------|----------|------|-------------|-------|--------------|------|
| | | 1 Metre | | 3 Metres | | 1 Metre | | 3 Metres | | 5 Metres | | 7.5 Metres | | 10 Metres | |
| FINA | LENGTH | 4.00 | | 4.00 | | 4.50 | | 5.00 | | 6.00 | | 6.00 | | 6.00 | |
| DIMENSIONS FOR | WIDTH | 0.50 | | 0.50 | | 0.60 | | 1.50 | | 1.50 | | 1.50 | | 2.00 | |
| DIVING FACILITIES | HEIGHT | 1.00 | | 3.00 | | 0.60-1.00 | | 2.60-3.00 | | 5.00 | | 7.50 | | 10.00 | |
| Revised to 1st Jan 1987 | | HORIZ | VERT | HORIZ | VERT | HORIZ | VERT | HORIZ | VERT | HORIZ | VERT | HORIZ | VERT | HORIZ | VERT |
| A From plunnet
BACK TO POOL WALL | DESIGNATION | A-1 | | A-3 | | A-1P1 | | A-3P1 | | A-5 | | A-7.5 | | A-10 | |
| | MINIMUM | 1.00 | | 1.00 | | 0.75 | | 1.25 | | 1.25 | | 1.50 | | 1.50 | |
| A/A From plunnet
BACK TO PLATFORM
Plunnet directly below | DESIGNATION | | | | | | | | | AA5/1 | | AA7.5/3/1 | | AA10/5/3/1 | |
| | MINIMUM | | | | | | | | | 1.50 | | 1.50 | | 1.50 | |
| B From plunnet to
POOL WALL AT SIDE | DESIGNATION | B-1 | | B-3 | | B-1p1 | | B-3p1 | | B-5 | | B-7.5 | | B-10 | |
| | MINIMUM | 2.50 | | 3.50 | | 2.30 | | 2.90 | | 4.25 | | 4.50 | | 5.25 | |
| C From plunnet to
ADJACENT PLUNNET | DESIGNATION | C-1/1 | | C-3/3/1 | | C-1/1p1 | | C-3/1P1/3p1 | | C-5/3/1 | | C-7.5/5/3/1 | | C-10/7.5/5/3 | |
| | MINIMUM | 2.40 | | 2.60 | | 1.65 | | 2.10 | | 2.50 | | 2.50 | | 2.75 | |
| D From plunnet to
POOL WALL AHEAD | DESIGNATION | D-1 | | D-3 | | D-1p1 | | D-3p1 | | D-5 | | D-7.5 | | D-10 | |
| | MINIMUM | 9.00 | | 10.25 | | 0.00 | | 9.50 | | 10.25 | | 11.00 | | 13.50 | |
| E On plunnet, from
BOARD TO CEILING | DESIGNATION | E-1 | | E-3 | | E-1p1 | | E-3p1 | | E-5 | | E-7.5 | | E-10 | |
| | MINIMUM | 5.00 | | 5.00 | | 3.50 | | 3.50 | | 3.50 | | 3.50 | | 5.00 | |
| F CLEAR OVERHEAD
behind and each
side of plunnet | DESIGNATION | F-1 | E-1 | F-3 | E-3 | F-1p1 | E-1p1 | F-3p1 | E-3p1 | F-5 | E-5 | F-7.5 | E-7.5 | F-10 | E-10 |
| | MINIMUM | 2.50 | 5.00 | 2.50 | 5.00 | 2.75 | 3.50 | 2.75 | 3.50 | 2.75 | 3.50 | 2.75 | 3.50 | 2.75 | 5.00 |
| G CLEAR OVERHEAD
ahead of plunnet | DESIGNATION | C-1 | E-1 | C-3 | E-3 | G-1p1 | E-1p1 | G-3p1 | E-3p1 | G-5 | E-5 | G-7.5 | E-7.5 | G-10 | E-10 |
| | MINIMUM | 5.00 | 5.00 | 5.00 | 5.00 | 5.00 | 3.50 | 5.00 | 3.50 | 5.00 | 3.50 | 5.00 | 3.50 | 6.00 | 5.00 |
| H DEPTH OF WATER
at plunnet | DESIGNATION | H-1 | | H-3 | | H-1p1 | | H-3p1 | | H-5 | | H-7.5 | | H-10 | |
| | MINIMUM | 3.50 | | 3.00 | | 3.30 | | 3.60 | | 3.00 | | 4.50 | | 5.00 | |
| J DISTANCE AND DEPTH
ahead of plunnet | DESIGNATION | J-1 | K-1 | J-3 | K-3 | J-1p1 | K-1p1 | J-3p1 | K-3p1 | J-5 | K-5 | J-7.5 | K-7.5 | J-10 | K-10 |
| | MINIMUM | 5.00 | 3.40 | 6.00 | 3.70 | 5.00 | 3.20 | 6.00 | 3.50 | 6.00 | 3.70 | 8.00 | 4.40 | 11.00 | 4.75 |
| K DISTANCE AND DEPTH
each side of plunnet | DESIGNATION | L-1 | M-1 | L-3 | M-3 | L-1p1 | M-1p1 | L-3p1 | M-3p1 | L-5 | M-5 | L-7.5 | M-7.5 | L-10 | M-10 |
| | MINIMUM | 1.50 | 3.40 | 2.00 | 3.70 | 1.40 | 3.20 | 1.80 | 3.50 | 4.25 | 3.70 | 4.50 | 4.40 | 5.25 | 4.75 |
| M MAXIMUM SLOPE TO
REDUCE DIMENSIONS
beyond full requirements | POOL DEPTH | 30 degrees | | NOTE | | Dimensions C (plunnet to adjacent plunnet) apply for Platform with widths as detailed. For wider Platforms increase C by half the additional width(s) | | | | | | | | | |
| | CEILING HT | 30 degrees | | | | | | | | | | | | | |

(d) Have adequate handholds around the perimeter in pools designed for extended swimming and bathing activity and excluding wave pools; and

(e) Stairs, ladders, or stepholes with:

(i) Stairs, when provided, meeting the following construction requirements:

(A) Treads of a nonslip finish;
(B) Stair tread edges colored to contrast with the color of the pool and clearly visible to the users;

(C) Recessed in pool areas used for lap swimming or provided with wave action; and

(D) Equipped with handrails extending over the edge of the deck.

(ii) Ladders or stepholes which:

(A) Furnish exit from pools greater than four feet in depth except in landing pools bringing the user toward a shallow area after entering the water;

(B) Are spaced a minimum of one for every fifty feet of pool perimeter greater than four feet deep;

(C) Are provided at both sides of the deep end in pools over thirty feet in width; and

(D) Are equipped with a handrail at the top of both sides extending over the coping or edge of the deck.

(iii) User access at the shallow end of pool.

(6) Owners shall ensure treatment turnover at rates no less than designated as follows:

(a) In receiving pools for water slides, water tubes, inner tube rides, speed slides or tubes, drop slides or tubes, and kiddie flume slides, treatment turnover time can be based on any of the following:

(i) Total attraction volume in one-hour period;

(ii) Treatment turnover equals design peak usage (maximum users per hour) expressed in gpm;

(iii) A rate of one hour for 20,000 gallons per two or less attraction segments. Treatment turnover times may increase proportionately for larger pool volumes per two or less attraction segments;

(iv) Alternative methods where provisions to reduce contaminants are justified to the satisfaction of the department or local health officer; and

(v) Treatment turnover times not to exceed six hours.

(b) For wave pools, a minimum treatment turnover time of two hours; and

(c) For activity pools, a minimum treatment turnover time of four hours.

(7) Owners shall provide pool inlets which are:

(a) Submerged and located to produce uniform circulation of water and chemicals throughout the pool; and

(b) Located on the bottoms of pools greater than two thousand five hundred square feet, unless otherwise justified by the engineer to the satisfaction of the department or local health officer.

(8) Owners shall provide pool outlets with:

(a) Overflow and main drain with each designed to carry one hundred percent of total recirculation filter flow;

(b) Overflow outlets that have:

(i) Design to maintain a minimum of sixty percent of filter recirculation flow at all times;

(ii) An overflow channel on the pool perimeter to promote uniform circulation and skimming action of the upper water layer for pools greater than twenty-five hundred square feet, with:

(A) Design preventing matter entering channel from returning to the pool;

(B) Dimensions minimizing the hazard for bathers, such as catching arms or feet in an overflow channel;

(C) 0.01 foot slope per foot or more;

(D) Drains sufficiently spaced and sized to collect and remove overflow water to return line to filter where applicable;

(E) Size sufficient to carry one hundred percent of the recirculation flow plus the surge flow equivalent to one-fifth of the balancing tank expressed in gallons per minute.

(iii) Skimmers, when used on pools up to twenty-five hundred square feet, if:

- (A) Demonstrated to operate properly under design conditions;
- (B) Turbulence is not expected to interfere with operation;
- (C) Maximum flow rate through skimmers does not exceed four gpm per inch of weir;
- (D) Devices are recessed in the wall of the pool so that no part protrudes beyond the plane of the wall into the pool;
- (E) The skimmer is equipped with a device to prevent air lock in the recirculation suction line (i.e., an equalizer line); and
- (F) The skimmer is equipped with a removable and cleanable screen designed to trap large solids.
 - (iv) Sidewall channels, when used on pools up to twenty-five hundred square feet, which accept the total recirculation volume of the pool through the upper side of the pool if:
 - (A) Overall flow through the channel exceeds four times the treatment recirculation rate;
 - (B) Design of channel prevents entrapment of the user;
 - (C) Openings of any screens have less than one-half inch slots;
 - (D) Channel openings do not allow access beyond the pool, except with the use of specific tools requiring their opening;
 - (E) Open area of grates prevent a suction or entrapment hazard which could be dangerous to the user; and
 - (F) The channel provides an action pulling water from the top of the pool to remove floatable debris and oils.
 - (c) Main drains in all pools with:
 - (i) Location at the low points of the pool;
 - (ii) A minimum of two main drains spaced not further than twenty feet apart nor closer than six feet or spaced as far as possible from each other in pools less than six feet linear floor distance;
 - (iii) Total open area of grates preventing a suction or entrapment hazard which could be dangerous to user;
 - (iv) Flat grate drains having:
 - (A) Maximum flow of 1.5 feet per second; or
 - (B) Net area of outlet being at least four times the area of the discharge pipe.
 - (v) Maximum flow of four feet per second in anti-vortex drains;
 - (vi) Openings (~~less than one-half inch in width~~) not allowing a sphere over one-half inch in diameter to pass;
 - (vii) Grate design to withstand forces of users;
 - (viii) Grates removable only with specific tools; and
 - (ix) Means to control flow from recirculation pump or balancing tank.
- (9) Owners shall maintain recirculation flow which:
 - (a) Does not exceed six feet per second in suction or valved discharge side of pump; and
 - (b) Does not exceed ten feet per second in open discharge pipes on the pressure side of the pump or filter discharge. This limit does not apply to the return inlet and the last two feet of pipe leading to the inlet.
- (10) Owners shall provide a surge chamber or surge area in RWCFs with an entry pool to:
 - (a) Accommodate at least two minutes of the total turnover; and
 - (b) Maintain proper water levels for treatment and operation of the attraction.
- (11) Owners having RWCFs with overflow channels requiring balancing tanks shall:
 - (a) Maintain volume equivalent to fifteen times maximum bathing load expressed in gallons; and
 - (b) Increase capacity as necessary to provide volume for make-up water and to prevent air lock in the pump suction line.
- (12) Owners shall have and maintain recirculation pumps with adequate capacity to:
 - (a) Provide design flows and pressure for recirculation of the RWCF water over the entire operating pressure of the filter;
 - (b) Allow proper capacity for backwashing of filters when specified; and
 - (c) Have self-priming capability when installed above the pool water level.
- (13) Where pumps precede the filter, owners shall install hair and lint strainers, which shall:
 - (a) Be located upstream of recirculation pumps;
 - (b) Be of corrosion-resistant material sufficiently strong to prevent collapse when clogged;
 - (c) Have an operable cover; and
 - (d) Provide valving to isolate the strainer when located below pool water level.
- (14) Owners shall provide valves at appropriate locations to allow isolation and maintenance of equipment.

- (15) Owners shall provide equipment rooms which:
 - (a) Enclose pumps, disinfection equipment, filters, and other electrical and mechanical equipment and associated chemicals;
 - (b) Provide adequate working space and access to perform routine operations;
 - (c) Provide lighting and ventilation of the equipment room; and
 - (d) Are not accessible to the public.
- (16) Owners shall ensure the source of make-up water and associated piping in the RWCF:
 - (a) Provides sufficient quantity to replace daily losses from the pool;
 - (b) Comes from a supply conforming with chapter ((248-54)) 246-290 WAC; and
 - (c) Prevents cross-connections using a minimum air gap of two pipe diameters or approved backflow prevention devices between the make-up water source and the RWCF attraction water or waste water.
- (17) Owners shall equip RWCFs with filtration equipment which:
 - (a) Meets the applicable standards of NSF or equivalent;
 - (b) Uses acceptable types and filter rates described in Table 5 of this section:

TABLE 5
FILTER TYPES AND ACCEPTABLE RATES

| Type of Filter | Range of Acceptable Filter Rate
Expressed in gpm/sq. ft. | |
|--------------------------------------|---|----------------|
| | Minimum | Maximum* |
| Sand | | |
| Rapid & pressure | — | 3 |
| Pressure high rate | 10 | 18 |
| Vacuum high rate | 10 | 18 |
| DE | Continu-
ous feed | Manual
feed |
| Vacuum | 0.8 | 1.0 |
| Pressure | 1.0 | 1.35 |
| Cartridge** | | |
| Applied in
temperature
ranges: | | |
| <95°F. | — | 0.375 |
| >95°F. | — | 0.188 |

Note:

- * Filters sized at maximum application rate shall use flow control valves.
- ** Cartridge filters shall have a nominal micron rating of twenty microns or less.
 - (c) Has pressure or vacuum gauges for measuring loss of head (pressure) through the filter with minimum of one gauge preceding and one gauge following the filter;
 - (d) Has a flow indicator to measure treatment turnover; and
 - (e) Has means of discharging filter backwash to waste with:
 - (i) Discharge in a manner not creating a public nuisance;
 - (ii) Disposal in accordance with applicable local law or regulation;
 - (iii) Minimum air gap of two pipe diameters to prevent cross-connection from waste discharge and recirculation system piping;
 - (iv) Discharge receptor and piping of sufficient size to accept backwash water and prevent flooding; and
 - (v) Provisions to monitor filter effluent during backwash.
- (18) Owners shall provide disinfection equipment which:
 - (a) Provides a continuous and effective residual of disinfectant in the water;
 - (b) Uses a disinfectant with a residual that is easily monitored;
 - (c) Conforms with NSF standards when liquid or solid feed materials are used;
 - (d) Has a design feed rate which will provide effective disinfection levels when RWCFs are in use;
 - (e) Meets the following conditions if chlorine gas is used:
 - (i) Chlorine rooms shall:
 - (A) Be above ground level;
 - (B) Be constructed so all openings or partitions with adjoining rooms are sealed;
 - (C) Be located with consideration of prevailing winds to dissipate leaked chlorine away from the RWCF;
 - (D) Have door opening outward only and to the out-of-doors.
 - (ii) Mechanical exhaust ventilation of the chlorine room including:

- (A) Air inlet located as far as possible from fan intake to promote good air circulation patterns;
- (B) Minimum of one air change per minute in the chlorine room when fan is operating;
- (C) A remote switch outside the room or a door-activated switch to turn on fan prior to entering;
- (D) Suction for fan near the floor; and
- (E) Exhaust for fan and chlorinator vent located to prevent contaminating air intakes or prevent undue hazard for the users of the RWCF.
 - (iii) Gas chlorine systems which:
 - (A) Are vacuum injection type, with vacuum actuated cylinder regulators; and
 - (B) Provide adequate-sized backflow and anti-siphon protection at the ejector.
 - (iv) Breathing protection available in an accessible area for the operator outside of the chlorine room including:
 - (A) Instructions about limitations with chlorine concentrations and concentrations of oxygen if chlorine-type canister masks are used; and
 - (B) Self-contained breathing apparatus designed for use in a chlorine atmosphere as preferred equipment for working with chlorine leaks.
 - (v) Means for automatic shutoff when the recirculation filter pump is off or flow to the pool is interrupted;
 - (vi) Chlorine gas cylinders shall:
 - (A) Be stored only in chlorine rooms; and
 - (B) Not exceed one hundred fifty pounds tare weight per cylinder; except, wave pools, where one-ton cylinders may be used. Only a single, one-ton cylinder shall be stored on the premise at any time.
- (19) Owners applying chemicals other than disinfectant shall provide chemical feed equipment with:
 - (a) Adequate size and design to allow routine cleaning and maintenance;
 - (b) Materials resistant to action of the chemicals to be used; and
 - (c) Means for automatic shut off when the recirculation filter pump is off or flow to the pool is interrupted.
- (20) Owners shall have testing equipment to provide means for measuring disinfectant residuals, pH, alkalinity, and any other chemicals used routinely in the RWCF water. In pools where compressed chlorine gas is used, means to detect leaks shall be provided, i.e., use of proper strength ammonia vapor.
- (21) Owners shall provide easily accessible change room facilities at all RWCFs with:
 - (a) Dressing rooms, showers, toilets, urinals, and sinks;
 - (b) Change room design including:
 - (i) Separate facilities for both sexes;
 - (ii) Floors of a nonslip finish with suitable drains;
 - (iii) Junctions between walls and floors coved for ease of cleaning;
 - (iv) Adequate ventilation to prevent build-up of moisture in the facility; and
 - (v) Provisions to minimize cross traffic with nonusers.
 - (c) Plumbing fixtures as described in Table 6 of this section.

**TABLE 6
MINIMUM PLUMBING FIXTURE REQUIREMENTS
BASED ON MAXIMUM PEAK PERIOD OCCUPANCY**

| Type of Fixture | Occupancy/Sex | Number of Fixtures Required Per Occupancy Load | |
|-----------------|-----------------------|--|--------|
| | | Male | Female |
| 1. Toilets | First 600 | 1/200 | 1/100 |
| | Portion exceeding 600 | 1/450 | 1/300 |
| 2. Urinals | First 600 | 1/200 | - |
| | Portion exceeding 600 | 1/450 | - |
| 3. Showers | First 300 | 1/100 | 1/100 |
| | Portion exceeding 300 | 1/200 | 1/200 |
| 4. Sinks | First 400 | 1/200 | 1/200 |
| | Next 350 | 1/350 | 1/350 |
| | Portion exceeding 750 | 1/500 | 1/500 |
| 5. Hose bibs | | 1 accessible to change rooms | |
| 6. Janitor sink | | 1 within the RWCF | |

(d) Showers:

- (i) Delivering water at a temperature range between ninety and one hundred ten degrees Fahrenheit; and
- (ii) Providing liquid or powdered soap in nonglass dispensers.
- (e) Flush toilets and toilet tissue in dispensers;
- (f) Sinks providing:
 - (i) Tempered or hot and cold running water,
 - (ii) Liquid or powdered soap in nonglass dispensers, and
 - (iii) Disposable towels or electric hand dryers.
- (g) Sewage disposed of in a manner approved by the department or local health officer; and
- (h) Hose bibs with vacuum breakers provided at convenient locations.
- (22) Owners shall design and maintain lighting at RWCF attractions or change rooms to:
 - (a) Illuminate indoor attractions, outdoor attractions used after dusk, or change rooms with a minimum lighting intensity maintained thirty inches above any walking surface, pool deck, or pool area of:
 - (i) Thirty foot-candles at indoor facilities;
 - (ii) Fifteen foot-candles at outdoor facilities; or
 - (iii) Twenty foot-candles in change rooms.
 - (b) Allow lifeguards or attendants to clearly see every part of pool waters and walking surfaces; and
 - (c) Meet any additional lighting requirements deemed necessary by the department or local health officer.
- (23) Owners shall provide first aid facilities in every RWCF including:
 - (a) A twenty-four package first aid kit per WAC 296-24-065;
 - (b) Two or more blankets reserved for emergency use;
 - (c) A telephone with a prominently displayed list of emergency medical service response numbers;
 - (d) A backboard meeting the specifications of the ARC; and
 - (e) Sufficient and suitable area to accommodate persons requiring treatment and necessary first aid equipment.
- (24) Owners shall provide signs at RWCF entrances and change rooms. Any combination of words, pictures, or symbols may be used to convey the following conditions:
 - (a) Prohibition of use by persons with communicable diseases;
 - (b) Prohibition of use by persons under the influence of alcohol or drugs;
 - (c) Requirement for a cleansing shower before entering the attractions;
 - (d) Warning that persons refusing to obey the attendants are subject to removal from the premises; and
 - (e) Prohibition of food and drink in pool, change room, or on walking surfaces.
- (25) If owners allow or make provision for food service:
 - (a) Food and beverage sale and consumption areas shall be separate from pool, change room, and walking surfaces;
 - (b) Trash containers shall be provided; and
 - (c) No glass containers shall be allowed in the RWCF.
- (26) Owners shall prevent users or spectators access to mechanical, electrical, or chemical equipment facilities.
- (27) Owners shall provide an operable drinking fountain of the angle jet type design meeting the requirements of the American Standards Association.

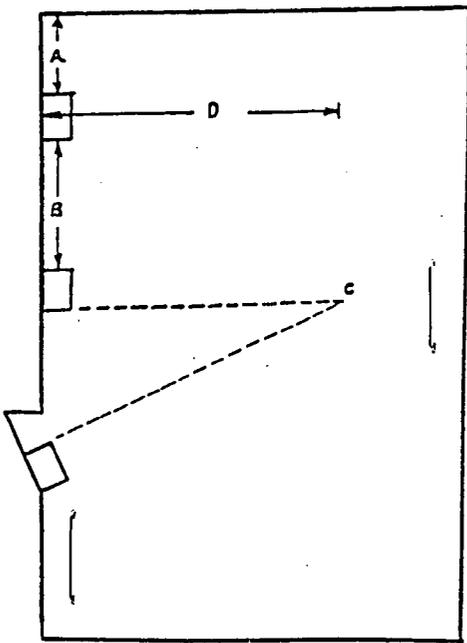
AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

- WAC 246-262-070 SPECIFIC DESIGN, CONSTRUCTION, AND EQUIPMENT.** (1) Owners shall provide specific design, construction, and equipment for the various types of RWCF attractions.
- (2) Owners and manufacturers shall ensure adherence to recognized design and construction standards including, but not limited to:
- (a) ASTM F-24 Standards on Amusement Rides and Devices;
 - (b) "Suggested Health and Safety Guidelines for Recreational Water Slide Flumes" U.S. Department of Health and Human Services, Centers for Disease Control, Atlanta, Georgia, 30333;
 - (c) "World Waterpark Association Considerations for Operating Safety" published by the World Waterpark Association, 7474 Village Drive, Prairie Village, Kansas, 66208; and
 - (d) Department recognized or approved guidelines, criteria, or standards.
- (3) Owners shall ensure design and construction for water slides or tubes, inner-tube rides, kiddie flumes, or ramp slides meet the following minimum standards:
- (a) Flume or tube entry access points shall have:
 - (i) Means to control unauthorized entrance;

- (ii) Handrails or slip-resistant surfaces provided to assist users; and
- (iii) Attendant stations which provide:
 - (A) User entry spacing control;
 - (B) Attendant line of sight to the attraction; and
 - (C) Attendant access to a communication system.
- (b) Receiving pools shall have:
 - (i) Clearances and minimum distances as noted in Figure 3 of this section for tube or flume entrances into pools.

FIGURE 3
MINIMUM CLEARANCES FOR FLUME OR TUBE ENTRY TO RECEIVING POOLS

| VALUE | MINIMUM DISTANCE | DESCRIPTION |
|-------|------------------|--|
| A | 5 feet | Minimum distance from edge of flume to side of pool. |
| B | 6 feet | Minimum distance between sides of parallel flumes. |
| C | 20 feet | Minimum distance between two flumes or tubes that are not parallel shall be so constructed so that the intersecting lines of each closest side does not intersect for a distance of at least twenty feet from the end of each flume. |
| D | 20 feet | Minimum distance where flume terminates to opposite side of pool. |



- (ii) Flume or tube sliding surface ending below the pool operating water level when users ride unaided or on mats;
- (iii) Flume or tube perpendicular for a minimum of ten feet to the wall of entry;
- (iv) Handrails, when steps are provided for exiting; and
- (v) Attendant and/or lifeguard stations with:
 - (A) Unobstructed access to users; and
 - (B) Ready access to communication system for contacting control station attendant and first aid personnel.
- (4) Owners shall design and construct barriers to prevent unauthorized entry or exit from any intermediate pool.
- (5) Owners shall ensure design and construction of speed slides meet the following minimum standards:
 - (a) Entry points conforming with subsection (3)(a) of this section;
 - (b) Roller- or sled-type slides designed to prevent accidental flipping of the sleds or coasters when entering the water;
 - (c) Provision of sufficient transition zones for deceleration preventing unsafe user impact; and
 - (d) Maintenance of critical water operation levels providing proper braking action of the user.
 - (6) Owners shall ensure design and construction of wave pools meet the following minimum standards:

- (a) Walls of wave pools shall be vertical with minimum six inch radius of curvature between wall and pool bottom;
- (b) Pool bottom sloped:
 - (i) Not exceeding one foot of drop in twelve feet of run where pool depths range from zero to three and one-half feet; or
 - (ii) Not exceeding one foot of drop in nine feet of run where depths range from three and one-half feet to six and one-half feet.
- (c) Recessed ladders or step holes with vertical grab bars at depths above three and one-half feet:
 - (i) For emergency exit only;
 - (ii) Spaced at intervals of fifty feet or less where pool water depths are greater than three and one-half feet. Pool water depths are measured without wave action.
- (d) Deck width of at least ten feet along the shallow end;
- (e) A fence or restrictive barrier a minimum of forty-two inches in height and at least two feet out from the pool/deck interface at the side walls of wave pools, with emergency exit openings.
- (f) Lifeguard station locations appropriate to prevailing conditions;
- (g) A push-button system to shut off the wave-making equipment with:
 - (i) Shut offs installed on sidewall decks and spaced at intervals no greater than one hundred feet, readily accessible to the lifeguards; and
 - (ii) Shock hazard protection.
- (h) A communication system for use by authorized personnel which is clearly audible to all portions of the pool;
- (i) A communication system for interaction between authorized personnel; and
- (j) Maximum bathing load (users) not to exceed a value equal to $S/12 + D/68$ where:
 - (i) "S" equals surface area in square feet where depth is less than three and one-half feet;
 - (ii) "D" equals surface area in square feet where pool depth is three and one-half feet deep or greater; and
 - (iii) Pool depths are measured without wave action.
- (7) If inner tubes, boogie boards, or surf boards are used, the owner shall ensure the design and operation of the wave pool provides for such activity, including:
 - (a) The establishment of rules for use;
 - (b) Operating and emergency procedures; and
 - (c) Crowd control.
- (8) Owners shall ensure design and construction of any wading activity pool meets the following minimum standards. Wading activity pool areas are:
 - (a) Built with maximum water depth of two feet;
 - (b) Constructed with pool walls so that distance from deck to water level is six inches or less for at least seventy-five percent of the pool perimeter;
 - (c) Equipped with floors uniformly sloped to drain with a maximum slope of one foot of drop in twelve feet of run;
 - (d) Separated by at least a four foot high barrier when distance to any water area greater than four feet in depth is less than ten feet; and
 - (e) Protected from water areas greater than two feet by providing:
 - (i) A float line separating the two areas;
 - (ii) A six inch contrasting color line on pool bottom and side walls at float line; and
 - (iii) A transition zone with a maximum floor slope not exceeding one foot of drop in twelve feet of run.
- (9) Owners shall ensure design and construction of drop slides or drop tubes meet the following minimum standards:
 - (a) Entry in accordance with subsection (3)(a) of this section;
 - (b) Receiving pool envelope:
 - (i) Conforming to CNCA standards noted in WAC ((248-97-070)) 246-262-060 (5)(c)(vi)(A) if the point of exit is less than one-half meter (or twenty inches);
 - (ii) Conforming to FINA standards noted in WAC ((248-97-070)) 246-262-060 (5)(c)(vi)(B) if the point of exit is one-half meter (or twenty inches) or greater.
 - (iii) Increasing in size to ensure user safety if warranted by angle of entry or speed of the user.
 - (c) Sufficient distance between slides or tubes to prevent collisions of users. Parallel exits are recommended.
 - (d) Direct line of sight and direct communication between entry access point and receiving pool.
- (10) Owners shall provide signs for specific RWCF attractions. Words, pictures, or symbols may be used to convey the following as appropriate:

- (a) Prohibition of running, standing, kneeling, tumbling, horseplay, or stopping in the flumes or tubes;
- (b) Failure to follow directions of attendant or failure to obey posted rules may result in removal from the RWCF;
- (c) Prohibition of diving from flume;
- (d) Prohibition of multiple user chains if applicable to ride;
- (e) Requirement to leave the landing area promptly after exiting;
- (f) Recommended minimum or maximum age or height for using this attraction; and
- (g) Prohibition of head first sliding if applicable to ride.
- (h) Additional information on wave pools including:
 - (i) Warning that wave pools can be very tiring;
 - (ii) Warning for small children and poor swimmers to use personal flotation devices in designated areas;
 - (iii) Requirement for adult supervision for children;
 - (iv) Prohibition of diving, jumping, or entering from sides of pool; and
 - (v) Prohibition of using surf boards during periods of general public use.

(11) If the proposed attraction design is not addressed by or exceeds limitations of standards and guidelines specified by this section, owners shall submit:

- (a) Justification to the department or local health officer prepared by an engineer; and
- (b) Information on the construction, maintenance, and operation of the proposed attraction.

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

WAC 246-262-080 OPERATION. (1) Owners shall ensure proper operation to protect the public health and safety of the users and the water quality of the RWCF.

(2) Owners shall prepare and use an operations manual for the RWCF.

(3) Owners shall routinely inspect, maintain, and repair the physical components to:

- (a) Ensure all structural facilities are intact and free from corrosion, wear, or stress;
- (b) Prevent water ponding on walking surfaces;
- (c) Ensure equipment is available and operable including:
 - (i) Disinfection, filtration, and related equipment;
 - (ii) Lifesaving equipment; and
 - (iii) Communication systems.
- (4) Owners shall ensure user health and safety by adequately staffing the RWCF during operation. Staffing shall include:

(a) Advanced first aid personnel at all times facility is open to the public;

(b) Lifeguards and/or attendants as appropriate at all times facility is open to the public; and

(c) Water treatment operator as needed.

(5) Owners shall ensure each type of personnel performs the following duties:

(a) Advanced first aid personnel shall provide emergency medical treatment;

(b) Lifeguard shall have sole responsibility for guarding users in area assigned;

(c) Attendants shall have sole responsibility for assuring proper user control in areas assigned; and

(d) Water treatment operator shall oversee water treatment operations and conduct necessary water quality monitoring.

(6) Owners shall ensure each type of personnel meets the designated training requirements:

(a) Advanced first aid personnel with:

(i) A current advanced first aid certification or equivalent or higher levels of training including:

- (A) First responder;
- (B) Emergency medical technician; or
- (C) Paramedic.

(ii) Training on management of spinal injuries in the aquatic environment if lifeguards with lifeguard training are not at the RWCF.

(b) Lifeguards with a current lifeguard certificate through any of the recognized programs in the definition (WAC ((~~248-97-020~~) 246-262-010(23));

(c) Attendants with training determined appropriate by the owner to respond to user safety needs at the attractions, and:

(i) Attendants stationed at shallow pool facilities (less than four feet water depth) with documented training regarding their response in at least the following:

- (A) Safety instruction on basic methods of water rescue, reaching, and extension assists;
- (B) Cardiopulmonary resuscitation (CPR) and airway management;
- (C) Basic bleeding control;
- (D) Basic fracture management; and
- (E) Specific instruction on management of spinal injuries related to the aquatic environment.

(ii) Attendants stationed at entry access areas with basic training including:

- (A) Controlling and supervising users in areas where attendant is responsible;
- (B) Controlling timing of user entry rate where appropriate;
- (C) Use of communication systems; and
- (D) Knowledge of CPR by at least one attendant on duty.

(d) Water treatment operators knowledgeable in pool water chemistry, filters, and pumping equipment; and

(e) When gas chlorine is used, the manager or the operator with specific training in:

- (i) Proper operation and maintenance procedures of the chlorination equipment;
- (ii) Physical and chemical properties of chlorine gas under pressure;
- (iii) Use of emergency safety equipment; and
- (iv) Proper first aid procedures and response for accidental inhalation of chlorine gas and leaks.

(7) Owners shall ensure adequate emergency response with:

(a) Lifeguards (and attendants where appropriate) located to provide a response time not to exceed thirty seconds to all users in pools;

(b) Backup lifeguard (or attendant where appropriate) provisions so response time is maintained during multiple rescues;

(c) Lifeguards at all pools. Attendants may substitute for lifeguards at pools less than four feet in depth which:

- (i) Are strictly used as receiving pools for attractions where users leave the pool immediately after entering; or
- (ii) Are strictly used for wading activity; and
- (iii) Attendants meet the training requirements specified in subsection (6)(c)(i) of this section.

(d) Provisions for emergency response drills to meet the response time and actions noted in WAC ((~~248-97-090~~) 246-262-080) including:

- (i) Drills at least twice each operating season; and
- (ii) Documentation of testing.

(8) Owners shall regulate activities of users and spectators including:

(a) Requirement to obey RWCF rules related to health and safety; and

(b) Warning that failure to comply with rules constitutes grounds for exclusion from the premises or management action as necessary.

(9) Owners shall ensure RWCF user control in specific attractions by requiring:

(a) On speed slides, completion of the ride by one user before allowing another user to enter;

(b) On ramp slides, clearing of the slide by one group prior to second group entering; and

(c) On drop slide or tube, clearing of the pool entry area prior to allowing another user to enter.

(10) Owners shall monitor various environmental conditions which affect facility safety. Weather conditions, including electrical storms, fog, wind, sun glare creating visibility problems, and other such factors shall be evaluated. Appropriate action shall be taken in response to these factors to ensure user safety.

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

WAC 246-262-090 MONITORING, REPORTING, AND RECORD KEEPING. (1) Owners shall:

(a) Provide information requested by the department or local health officer for statewide injury and illness surveillance reports; and

(b) Notify the department or local health officer within forty-eight hours of any drowning, near drowning, death, or serious injury or illness occurring at the RWCF.

(2) Owners shall monitor and maintain records on the following for at least three years:

- (a) Water quality conditions including:

- (i) Testing for residual disinfectant concentration three or more different periods daily, except once a day if electronic monitoring and control equipment is provided;
 - (ii) Hydrogen ion (pH) concentration tested daily;
 - (iii) Alkalinity monitored at least weekly;
 - (iv) Any other chemical added to water including alum, algicides, cyanurate compounds, acid, and alkalinity compounds, etc.;
 - (v) Pressure or vacuum gauge readings; and
 - (vi) Any gross contamination to the water (i.e., vomiting, feces, etc.).
- (b) Routine preventive maintenance provided on all hazardous equipment, e.g., gas chlorination equipment;
 - (c) Number of users of the facility; and
 - (d) Credentials, training, and/or certifications required for personnel per WAC ((248-97-090)) 246-262-080 of this chapter.
- (3) Owners shall notify the department in the event an incident occurs with a chemical creating a problem of health or safety significance (e.g., chlorine gas leak).
- (4) Owners shall make records available for department review upon request.

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

WAC 246-262-100 INSPECTION. (1) Owners shall permit the department or local health officer to perform on-site inspections as necessary in the discretion of the enforcing agency to ensure compliance with standards in chapter 70.90 RCW and chapter ((248-97)) 246-262 WAC.

(2) Employees of the enforcing agency shall provide appropriate identification when entering for purpose of routine inspections.

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

WAC 246-262-120 ENFORCEMENT. (1) The department or, if enforcement responsibility has been assigned under a joint plan of operation, the local health officer:

- (a) Shall enforce the rules of chapter ((248-97)) 246-262 WAC; or
- (b) May refer cases within their jurisdiction to the local prosecutor's office or office of the attorney general, as appropriate.

(2) When a RWCF is in violation of provisions of chapter 70.90 RCW or the rules of chapter ((248-97)) 246-262 WAC, appropriate enforcement action may be initiated by the department, local health officer, local prosecutor's office, or office of the attorney general. Enforcement actions may include any one or a combination of the following:

(a) Informal administrative conferences, convened at the request of the department, local health officer, or owner, to explore facts and resolve problems;

(b) Orders directed to the owner and/or operator of the RWCF and/or the person causing or responsible for the violation of the rules of chapter ((248-97)) 246-262 WAC;

(c) Imposition of civil penalties of up to five hundred dollars per violation per day as authorized under RCW 70.90.200;

(d) Denial, suspension, or revocation of operating permits; and

(e) Civil or criminal action initiated by the local prosecutor's office or by the office of the attorney general.

(3) Orders authorized under this section include, but are not limited to, the following:

(a) Orders requiring corrective measures necessary to effect compliance with chapter ((248-97)) 246-262 WAC or chapter 70.90 RCW. Such orders may or may not include a compliance schedule; and

(b) Orders to stop work and/or refrain from using any RWCF or portion thereof or improvement thereto until all permits, certifications, and approvals required by statute or rule are obtained.

(4) An order issued under this section shall:

(a) Be in writing;

(b) Name the facility and the person or persons to whom the order is directed;

(c) Briefly describe each action or inaction constituting a violation of chapter 70.90 RCW or the rules of chapter ((248-97)) 246-262 WAC;

(d) Specify any required corrective action or forbearance together with a schedule for completing such corrective action, if applicable;

(e) Provide notice, as appropriate, that continued or repeated violation may subject the violator to:

(i) Civil penalties of up to five hundred dollars;

(ii) Denial, suspension, or revocation of the facilities operating permit; or

(iii) Referral to the office of the county prosecutor or attorney general.

(f) Provide the name, business address, and phone number of an appropriate staff person who may be contacted in regard to an order.

(5) Service of an order shall be made:

(a) Personally, unless otherwise provided by law; or

(b) By certified mail return receipt requested.

(6) Under such rules or policies as the department or local health officer may adopt, civil penalties of up to five hundred dollars per violation per day may be assessed against any person violating the provisions of chapter 70.90 RCW or chapter ((248-97)) 246-262 WAC.

(7) The department or local health officer shall have cause to deny the application or reapplication for an operating permit or to revoke or suspend a required operating permit of any person who has:

(a) Previously had:

(i) An operating permit suspended or revoked; or

(ii) An application for an operating permit denied for any reason whether in this state or any other state.

(b) Failed or refused to comply with the provisions of chapter 70.90 RCW, chapter ((248-97)) 246-262 WAC, or any other statutory provision or rule regulating the construction or operation of a RWCF; or

(c) Obtained or attempted to obtain an operating permit or any other required certificate or approval by fraudulent means or misrepresentation.

(8) For the purposes of subsection (7) of this section, a person shall be defined to include:

(a) Applicant;

(b) Reapplicant;

(c) Permit holder; or

(d) Any individual associated with subsection (8)(a), (b), or (c) of this section including, but not limited to:

(i) Board members,

(ii) Officers,

(iii) Managers,

(iv) Partners,

(v) Association members,

(vi) Employees,

(vii) Agents, and in addition

(viii) Third persons acting with the knowledge of such persons.

(9) The department or local health officer may summarily suspend an operating permit, other required permit, license, or certification without a prior hearing if the department or local health officer:

(a) Finds that public health, safety, or welfare imperatively requires emergency action; and

(b) Incorporates a finding to that effect in its notice or order.

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

WAC 246-262-130 NOTICE OF DECISION—ADJUDICATIVE PROCEEDING. (1) A hearing requested to contest a local health officer's action shall be governed by the local health jurisdiction's rules for hearings.

(2)(a) The department's notice of a denial, suspension, modification, or revocation of a license shall be consistent with ((RCW 43.20A.205; as applicable to the department of health under RCW 43.70.900)) section 377, chapter 3, Laws of 1991. An applicant or license holder has the right to an adjudicative proceeding to contest the decision.

(b) A department notice of imposition of a civil fine shall be consistent with ((RCW 43.20A.215; as applicable to the department of health under RCW 43.70.900)) section 378, chapter 3, Laws of 1991. A person the department imposes a civil fine on has the right to an adjudicative proceeding to contest the decision.

(c) A license applicant or holder or a person the department imposes a fine on contesting a department decision shall within twenty-eight days of receipt of the decision:

(i) File a written application for an adjudicative proceeding by a method showing proof of receipt with the ((Office of Appeals, P.O. Box 2465)) Administrative Hearings Unit, Department of Health, 1300 Quince Street, S.E., Mailstop: EY-17, Olympia, WA 98504; and

(ii) Include in or with the application:

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

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

(C) A copy of the contested department decision.

(d) The proceeding is governed by the Administrative Procedure Act (chapter 34.05 RCW), this chapter, and chapter ((248-08)) 246-08

WAC. If a provision in this chapter conflicts with chapter ~~((248-08))~~ 246-08 WAC, the provision in this chapter governs.

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

WAC 246-262-150 COMPLIANCE. Existing RWCFs not complying with the design, construction, and equipment requirements outlined in WAC ~~((248-97-070 and 248-97-080))~~ 246-202-060 and 246-262-070 of these regulations may continue in use, provided the facility is operated in continuous compliance of the safety, sanitation, and water quality provisions of chapter ~~((248-97))~~ 246-292 WAC as outlined in WAC ~~((248-97-060, 248-97-090, 248-97-100, and 248-97-140))~~ 246-262-050, 246-262-080, 246-262-090, and 246-262-140.

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

WAC 246-262-160 VARIANCE. The board may grant a variance from requirements of chapter ~~((248-97))~~ 246-262 WAC if, in the sole discretion of the board, data and/or research provides sufficient evidence that the RWCF (attraction, device, equipment, procedure, etc.), will adequately protect public health and safety, as well as water quality.

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

WAC 246-262-170 INNOVATIONS—SUBSTITUTIONS. The board authorizes the department:

- (1) To review new innovations, and if accepted for use, prepare appropriate amendments to chapter ~~((248-97))~~ 246-262 WAC.
- (2) To allow substitution of equipment, facilities, or procedures required by chapter ~~((248-97))~~ 246-262 WAC when, in the sole discretion of the department, data and/or research provide sufficient evidence that such substitution is equivalent to the requirement and will adequately provide for the protection of the public health and safety of persons using the RWCF.

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

WAC 246-264-020 SCOPE OF CHAPTER—SIZE AND DEPTH. Water safety teaching stations not more than thirty-six inches in depth and having a surface area not greater than eight hundred square feet shall comply with the requirements of this chapter. Water safety teaching stations deeper than thirty-six inches or larger than eight hundred square feet shall comply with the requirements for ~~((public))~~ general use pools.

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

WAC 246-264-030 APPROVAL FOR CONSTRUCTION. The design, construction, and equipment of a water safety teaching station must be approved by the ~~((division of health of the))~~ department of ~~((social and))~~ health ~~((services))~~, and shall meet the requirements of WAC ~~((248-98-050))~~ 246-260-090 (1); (2); ~~((11))~~(c), (d), (g), (h), (i), (j2), (k), (l), (13 as applied to semipublic pools), (17), and ~~((24))~~ (8)(b), (20)(b), (21), (22), (23), (27), (29)(a)(vi), and (30).

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

WAC 246-264-050 PLANS AND SPECIFICATIONS—APPROVAL—NOTICE TO LOCAL HEALTH OFFICER. Plans and specifications for sites and appurtenances for water safety teaching stations shall be submitted to and receive the approval of the ~~((assistant))~~ secretary (or authorized representative), ~~((division))~~ of the department of health. Subsequently, the local health officer shall be notified thirty days prior to moving the pool to a new location so that a site inspection can be made by the local health officer: PROVIDED, That one day's notice is sufficient when the pool is moved to a site previously and currently approved by the local health department.

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

WAC 246-264-080 ENCLOSURE AND COVER. Unless housed in a building or other protective structure, the water safety teaching station shall be enclosed by a suitable fence or barrier in conformance with WAC 246-260-090(4) to restrict entrance of unauthorized persons, and shall be covered when not in use.

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

WAC 246-264-120 WATER QUALITY. The water in water safety teaching stations at all times while in use shall meet the requirements pertaining to water quality as outlined in WAC ~~((248-98-030))~~ 246-260-070; except, that the turbidity shall not exceed 0.5 JTU (Jackson Turbidity Unit).

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

WAC 246-264-140 WATER RECIRCULATION. Water safety teaching stations shall be so operated that the entire volume of the pool shall be recirculated in not more than four hours. Recirculation facilities shall comply with WAC ~~((248-98-050 (10)(b) for either public or semipublic pools))~~ 246-260-090 (14)(b)(iii).

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

WAC 246-264-150 OPERATION AND SANITARY CONTROL. In the operation of water safety teaching stations, the requirement pertaining to operation and sanitary control of swimming pools as outlined in WAC ~~((248-98-060))~~ 246-260-100 (1), (2), (3), (4), (5), ~~((6))~~ (7), (8), ~~((10 and 12))~~ and (9) shall apply.

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

WAC 246-264-200 HEALTH MENACE PROHIBITED. No water safety teaching station shall be maintained or operated when such pool is determined by the local health officer, subject to the review of the ~~((assistant))~~ secretary (or authorized representative), ~~((division))~~ department of health, to constitute a menace to health.

WSR 91-21-116
PROPOSED RULES
DEPARTMENT OF HEALTH
(Veterinary Board of Governors)
[Filed October 22, 1991, 4:22 p.m.]

Original Notice.

Title of Rule: WAC 246-935-020 Applications—Animal technicians; 246-935-040 Responsibilities of veterinarian supervising an animal technician or unregistered assistant; 246-935-060 Approval of post high school courses; and 246-935-061 Eligibility for examination as animal technician.

Purpose: To establish current operating procedures promulgated by board policy as WAC rule. A new rule will expand the criteria for qualifying an individual for the animal technicians examination. The proposed rules also make housekeeping-type corrections.

Statutory Authority for Adoption: RCW 18.92.030.

Summary: These rules prescribe information required when applying for an animal technician registration, responsibilities for supervising animal technicians and [no further information supplied by agency].

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Jackson D. Melton, 1300 S.E. Quince Street, Olympia, WA, 586-6355.

Name of Proponent: Veterinary Board of Governors, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 246-935-020 will require applicants for animal technician registration to document their training and experience by sworn statement. This rule will establish current board policy as a WAC rule; WAC 246-935-040 clarifies the responsibilities of the veterinarian to examine an animal before delegating animal technician tasks; WAC 246-935-060 will be revoked and replaced by WAC 246-935-061; and WAC 246-935-061 establishes new criteria for qualifying individuals for the animal technician examination. The rule will recognize additional educational achievements other than only a two year AVMA animal technician program. It is anticipated more individuals will qualify for animal technician registration.

Proposal Changes the Following Existing Rules: WAC 246-935-020 and 246-935-040 amend existing rules to reflect changes recommended by the Veterinarians Board of Governors. All amended rules incorporate housekeeping-type changes and formalize existing operating procedures.

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

Hearing Location: Holiday Inn—Sea—Tac, LaGuardia Room, 17338 Pacific Highway South, Seattle, WA 98188, on December 2, 1991, at 9:15 a.m.

Submit Written Comments to: Jackson D. Melton, 1300 S.E. Quince Street, EY-22, Olympia, WA 98504, by November 27, 1991.

Date of Intended Adoption: December 2, 1991.

October 21, 1991
Jackson D. Melton
Program Manager

AMENDATORY SECTION (Amending Order 108B, filed 12/28/90, effective 1/31/91)

WAC 246-935-020 APPLICATIONS — ANIMAL TECHNICIANS. Applications for registration as an animal technician shall be made on forms prepared by the ((director)) secretary of the department of ((licensing)) health and submitted to the division of professional licensing. Applications must be received at least forty-five days prior to the scheduled examination. The application, in addition to the required fee, shall be accompanied by satisfactory evidence of experience and/or official transcripts or other evidence of completion of educational courses approved by the board. Said application shall be signed by the applicant and sworn before some person authorized to administer oaths. When such application and the accompanying evidence are found satisfactory, the secretary shall notify the applicant of eligibility to be scheduled for the animal technician examination.

AMENDATORY SECTION (Amending Order 108B, filed 12/28/90, effective 1/31/91)

WAC 246-935-040 RESPONSIBILITIES OF VETERINARIAN SUPERVISING AN ANIMAL TECHNICIAN OR AN UNREGISTERED ASSISTANT. (1) No veterinarian shall:

(a) Permit any registered animal technician in his/her employ to perform any animal health care services not authorized by WAC ((308-156-045)) 246-935-040 or ((308-156-050)) 246-935-050.

(b) Permit any unregistered assistant to perform any animal health care services not authorized by WAC ((308-156-045)) 246-935-040 or ((308-156-050)) 246-935-050.

(2) For purposes of the rules and regulations applicable to animal health care tasks for animal technicians and unregistered assistants, the supervising veterinarian of an animal technician or unregistered assistant shall:

(a) Have legal responsibility for the health, safety and welfare of the animal patient which the animal technician or unregistered assistant serves.

(b) Not delegate an animal health care task to an animal technician or unregistered assistant who is unqualified to perform the particular task.

(c) Not use a level of supervision which is lower than that designated for a specific task.

(d) Make all decisions relating to the diagnosis, treatment, management, and future disposition of an animal patient.

(e) Not authorize more than two unregistered assistants to act under indirect supervision at any single time.

(3) A supervising veterinarian shall have examined the animal patient prior to the delegation of any animal health care task to either an animal technician or unregistered assistant. The examination of the animal patient shall be conducted at such times and in such manner as acceptable veterinary medicine practice requires, consistent with the particular delegated animal health care task.

(4) Where an animal technician is authorized, pursuant to these regulations, to provide supervision for an unregistered assistant performing a specified health care task, the animal technician shall be under the same degree of supervision by the veterinarian, as specified in these regulations, as if the animal technician were performing the task.

(5) Unless specifically so provided by regulation, a veterinarian shall not authorize an animal technician or an unregistered assistant to perform the following functions:

- (a) Surgery, other than injections or inoculations;
- (b) Diagnosis and prognosis of animal disease;
- (c) Prescribing of drugs, medicines and appliances.

NEW SECTION

WAC 246-935-061 ELIGIBILITY FOR EXAMINATION AS ANIMAL TECHNICIAN. Applicants must meet one of the following criteria to be eligible for the examination.

(1) Completion of a post high school course for animal or veterinary technology accredited by the Committee on Veterinary Technician Education and Activities (CVTEA) of the American Veterinary Medical Association (AVMA). The examination may not be taken prior to three months preceding graduation from the program of instruction.

(2) Award of a baccalaureate or higher academic degree in a field or specialty related to animal or human health, including but not limited to animal husbandry, biology or medicine and twenty-four (24) months of full-time experience under the supervision of a licensed veterinarian who shall attest to the completion of that experience.

(3) Graduation from a two-year curriculum in animal health or veterinary technology which is not accredited by the CVTEA plus a minimum of twenty-four (24) months of full-time experience under the supervision of a licensed veterinarian who shall attest to the completion of that experience.

(4) Award of a D.V.M. or V.M.D. degree or equivalent from a college of veterinary medicine approved, accredited, or listed by the AVMA.

(5) Applicant is registered, certified, or licensed as an animal health or veterinary technician in one or more states and has obtained thirty-six (36) months of full-time experience under the supervision of a licensed veterinarian.

(6) Completion of a veterinary animal technician course as a member of the United States military and completion of a tour of active duty as a veterinary animal technician or specialist.

(7) Five years full-time animal technician experience under the supervision of a licensed veterinarian(s) who shall attest to the completion of that experience.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 246-935-060 Approval of Post High School Courses.

WSR 91-21-117
PROPOSED RULES
DEPARTMENT OF HEALTH
(Board of Dental Examiners)
 [Filed October 22, 1991, 4:25 p.m.]

Original Notice.

Title of Rule: Chapter 246-818 WAC, Dentists—Board of dental examiners.

Purpose: To make housekeeping amendments to update references to agency, WAC numbers, etc.

Statutory Authority for Adoption: WAC 246-818-020, 246-818-060, 246-818-070, 246-818-090, 246-818-110, 246-818-120, and 246-818-130 is RCW 18.32.035; and WAC 246-818-080 is RCW 18.32.035 and 70.24.270.

Summary: Housekeeping changes to update.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Judy Mayo, 1300 Quince Street S.E., Olympia, (206) 753-2461.

Name of Proponent: Board of Dental Examiners, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Housekeeping changes, no change in meaning.

Proposal Changes the Following Existing Rules: Housekeeping.

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

Hearing Location: WestCoast Hotel, Sea-Tac, Cascade Room, 18220 Pacific Highway South, Seattle, WA 98188, on December 6, 1991, at 9:00 a.m.

Submit Written Comments to: Leslie Baldwin, Rules Coordinator, 1300 Quince Street S.E., Olympia, WA 98504, by November 20, 1991.

Date of Intended Adoption: December 6, 1991.

October 17, 1991

Judy E. Mayo

Program Administrator

AMENDATORY SECTION (Amending Order 101B, filed 12/6/90, effective 1/31/91)

WAC 246-818-020 EXAMINATION ELIGIBILITY AND APPLICATION. (1) To be eligible for the dental examination, the applicant must be a graduate from a dental school approved by the Washington state board of dental examiners. The board of dental examiners adopts those standards of the American Dental Association's Commission on Accreditation which were relevant to accreditation of dental schools and current in January 1981 and has approved all and only those dental schools which were accredited by the commission as of January 1981. Other dental schools which apply for board approval and which meet these adopted standards to the board's satisfaction will be approved, but it is the responsibility of a school to apply for approval and of a student to ascertain whether or not a school has been approved by the board.

(2) To be eligible for the dental examination the applicant must provide certification of the successful completion of the National Dental Examination Parts I and II.

(3) Applications for the examination may be secured from the state of Washington department of ((licensing)) health. The application must be completed in every respect, and reach the state of Washington department of ((licensing)) health at least sixty days prior to the examination.

(4) The only acceptable proof of graduation from an approved dental school is an official transcript from such school, or a verified list of graduating students from the dean of the dental school. The verified

list of students will only be acceptable from applicants who have graduated within forty-five days of the examination for which they are applying. An applicant may complete his/her other application requirements and be scheduled for the examination before he/she has graduated, but no applicant will be admitted to the examination unless the official transcript or the verified list from the dean has been received by the department of ((licensing)) health on or before the first day of the examination.

(5) In case of applicant having previously been in practice, the board requires a sworn statement covering history of practice for a five-year period immediately preceding application for this examination. This statement must accompany the application when returning it to the department of ((licensing)) health.

(6) Upon establishing examination eligibility, the department of ((licensing)) health will mail to each applicant examination forms, instructions and schedule. It is imperative that the applicant bring this information to the examination as it will be used by the board throughout the practical examination.

AMENDATORY SECTION (Amending Order 101B, filed 12/6/90, effective 1/31/91)

WAC 246-818-060 PRACTICAL EXAMINATION REVIEW PROCEDURES. (1) Any candidate who takes the practical examination for licensure as a dentist and does not pass may request informal review by the examining board of his or her examination results. This request must be in writing and must be received by the department within twenty days of the postmark of notification of the examination results. The examining board will not set aside its prior determination unless the candidate shows, by a preponderance of evidence, significant error in examination procedure, or bias, prejudice, or discrimination in the examination process.

(2) The procedure for filing an informal review is as follows:

(a) Contact the department of ((licensing)) health office in Olympia to request that copies of the score sheets on the failed practical portion of the examination be provided.

(b) The candidate will be provided a form to complete in defense of examination performance. Such form must be returned to the department within fifteen days.

(c) The candidate must specifically identify the challenged portion(s) of the examination and must state the specific reason or reasons why the candidate feels the results of the examination should be changed.

(d) The candidate will be identified only by candidate number for the purpose of this review. Letters of reference, requests for special consideration, or reexamination of the patient will not be considered by the examining board.

(e) The examining board will schedule a closed session meeting to review the examination, score sheets, and form completed by the candidate for the purpose of informal review.

(f) The candidate will be notified in writing of the results.

(3) Any candidate who is not satisfied with the result of the informal examination review may submit a written request for a formal hearing to be held before the examining board, pursuant to the Administrative Procedure Act. Such written request for hearing must be received by the department of ((licensing)) health within twenty days of the postmark of the notification of the results of the board's informal review of the examination results. The written request must specifically identify the challenged portion(s) of the examination and must state the specific reason(s) why the candidate feels the results of the examination should be changed. The examining board will not set aside its prior determination unless the candidate shows, by a preponderance of evidence, significant error in examination procedure, or bias, prejudice, or discrimination in the examination process.

(4) Before the hearing is scheduled the parties shall attempt by informal means to resolve the following:

(a) The simplification of issues;

(b) Amendments to the candidate's notice identifying the challenged portion(s) of the examination and the statement of the specific reason(s) why the candidate feels the results of the examination should be changed;

(c) The possibility of obtaining stipulations, admission of facts, and documents;

(d) The limitation of the number of expert witnesses;

(e) A schedule for completion of all discovery; and

(f) Such other matters as may aid in the disposition of the proceeding.

If the parties are unable to resolve any of these issues informally, either party shall request a prehearing conference to be held before an administrative law judge or a board member, as decided by the board.

(5) In the event there is a prehearing conference, the administrative law judge or board member shall enter an order which sets forth the actions taken at the conference, the amendments allowed to the pleading, and the agreements made by the parties of their qualified representatives as to any of the matters considered, including the settlement or simplification of issues. The prehearing order limits the issues for hearing to those not disposed of by admissions or agreements. Such order shall control the subsequent course of the proceeding unless modified for good cause by subsequent prehearing order.

(6) Candidates will receive at least twenty days notice of the time and place of the formal hearing. The hearing will be restricted to the specific portion(s) of the examination the candidate has identified as the basis for his or her challenge of the examination results unless amended by a prehearing order. The board will not consider reexamination of the patient. The issues raised by the candidate at the formal hearing shall be limited to those issues raised by the candidate for consideration at the informal review unless amended by a prehearing order.

AMENDATORY SECTION (Amending Order 101B, filed 12/6/90, effective 1/31/91)

WAC 246-818-070 WRITTEN EXAMINATION REVIEW PROCEDURES. (1) Any candidate who takes the written examination phase of the dental examination and does not pass may request informal review by the examining board of his or her examination results. This request must be in writing and must be received by the department within twenty days of the postmark of notification of the examination results. The examining board will not set aside its prior determination unless the candidate shows, by a preponderance of evidence, significant error in examination content or procedure, or bias, prejudice, or discrimination in the examination process.

(2) The procedure for filing an informal review is as follows:

(a) The department of ((licensing)) health office will schedule in Olympia an appointment to appear personally to review the score sheets on the failed written portion of the examination.

(b) The candidate will be provided a form to complete in the department of ((licensing)) health office in Olympia in defense of examination performance.

(c) The candidate must specifically identify the challenged portion(s) of the examination and must state the specific reason or reasons why the candidate feels the results of the examination should be changed.

(d) The candidate will be identified only by candidate number for the purpose of this review. Letters of reference or requests for special consideration will not be read or considered by the examining board.

(e) The candidate may not bring in notes, texts, or other individuals except for an attorney, for use while completing the informal review form.

(f) The candidate will not be allowed to take any notes or materials from the office upon leaving.

(g) The examining board will schedule a closed session meeting to review the examination, score sheets and form completed by the candidate for the purpose of informal review.

(h) The candidate will be notified in writing of the results.

(3) Any candidate who is not satisfied with the result of the informal examination review may submit a written request for a formal hearing to be held before the examining board, pursuant to the administrative procedure act. Such written request for hearing must be received by the department of ((licensing)) health within twenty days of the postmark of the notification of the results of the board's informal review of the examination results. The written request must specifically identify the challenged portion(s) of the examination and must state the specific reason(s) why the candidate feels the results of the examination should be changed. The examining board will not set aside its prior determination unless the candidate shows, by a preponderance of evidence, significant error in examination content or procedure, or bias, prejudice, or discrimination in the examination process.

(4) Before the hearing is scheduled the parties shall attempt by informal means to resolve the following:

(a) The simplification of issues;

(b) Amendments to the candidate's notice identifying the challenged portion(s) of the examination and the statement of the specific reason(s) why the candidate feels the results of the examination should be changed;

(c) The possibility of obtaining stipulations, admission of facts and documents;

(d) The limitation of the number of expert witnesses;

(e) A schedule for completion of all discovery; and,

(f) Such other matters as may aid in the disposition of the proceeding.

If the parties are unable to resolve any of these issues informally, either party shall request a prehearing conference to be held before an administrative law judge or a board member, as decided by the board.

(5) In the event there is a prehearing conference, the administrative law judge or board member shall enter an order which sets forth the actions taken at the conference, the amendments allowed to the pleading and the agreements made by the parties of their qualified representatives as to any of the matters considered, including the settlement or simplification of issues. The prehearing order limits the issues for hearing to those not disposed of by admissions or agreements. Such order shall control the subsequent course of the proceeding unless modified for good cause by subsequent prehearing order.

(6) Candidates will receive at least twenty days notice of the time and place of the formal hearing. The hearing will be restricted to the specific portion(s) of the examination the candidate has identified as the basis for his or her challenge of the examination results unless amended by a prehearing order. The issues raised by the candidate at the formal hearing shall be limited to those issues raised by the candidate for consideration at the informal review unless amended by a prehearing order.

AMENDATORY SECTION (Amending Order 101B, filed 12/6/90, effective 1/31/91)

WAC 246-818-080 APPLICATION FOR LICENSURE—AIDS EDUCATION REQUIREMENTS. (1) Definitions.

(a) "Acquired immunodeficiency syndrome" or "AIDS" means the clinical syndrome of HIV-related illness as defined by the board of health by rule.

(b) "Office on AIDS" means that section within the department of ((social and)) health ((services)) or any successor department with jurisdiction over public health matters as defined in chapter 70.24 RCW.

(2) Application for licensure. Effective May 1, 1990 persons applying for licensure shall submit, in addition to the other licensure requirements, evidence to show compliance with the education requirements of subsection (3) of this section.

The board will accept courses taken since January 1, 1986 which fulfill the requirements of the hours and topics listed in subsection (3) of this section.

(3) AIDS education and training. Acceptable education and training. The board will accept formal lecture-type education and training that is consistent with the topical outline available from the Office on AIDS. Such education and training shall be a minimum of seven clock hours. As an alternative to formal lectures, the board will also accept education and training obtained through videos and/or self-study materials: PROVIDED, That such videos and/or self-study materials must include a written examination that is graded by the provider of the materials.

All education and training shall include the subjects of prevention, transmission and treatment of AIDS.

(4) Documentation. The applicant shall:

(a) Certify, on forms provided, that the minimum education and training has been completed after January 1, 1986;

(b) Keep records for two years documenting attendance and description of the learning;

(c) Be prepared to validate, through submission of these records, that attendance has taken place.

AMENDATORY SECTION (Amending Order 101B, filed 12/6/90, effective 1/31/91)

WAC 246-818-090 GRADUATES OF NONACCREDITED SCHOOLS. The following requirements apply to persons who are graduates of dental schools or colleges not accredited by the American Dental Association Commission on Accreditation.

(1) A person who has issued to him or her a degree of doctor of dental medicine or doctor of dental surgery by a nonaccredited dental school listed by the World Health Organization, or by a nonaccredited dental school approved by the board of examiners, shall be eligible to take the examination given by the board in the theory and practice of the science of dentistry upon furnishing all of the following:

(a) Certified copies of dental school diplomas.

- (b) Official dental school transcripts.
- (c) Proof of identification by an appropriate governmental agency; provided, however, that alternate arrangements may be made for political refugees.
- (d) Effective February 1, 1985, satisfactory evidence of the successful completion of at least two additional predoctoral or postdoctoral academic years of dental school education at a dental school approved pursuant to WAC ((~~308-40-101~~)) 246-818-020(1) and a certification by the dean of that school that the candidate has achieved the same level of didactic and clinical competence as expected of a graduate of that school.
- (2) Upon completion of the requirements in subsection (1) of this section, an applicant under this section will be allowed to take the examination pursuant to WAC ((~~308-40-102~~)) 246-818-030 and will be subject to the applicable provisions of WAC ((~~308-40-101~~)) 246-818-020: PROVIDED, HOWEVER, That individuals who had fulfilled the requirements for application prior to the requirement of subsection (1)(d) of this section and who have applied by January 31, 1985, may be allowed one opportunity to pass the clinical (practical) examination in 1985.

AMENDATORY SECTION (Amending Order 101B, filed 12/6/90, effective 1/31/91)

WAC 246-818-120 LICENSURE WITHOUT EXAMINATION FOR DENTISTS—ELIGIBILITY. The Washington board of dental examiners may grant licensure without an examination to dentists licensed in other states who:

- (1) Have graduated from an educational program approved by the board of dental examiners; provided that graduates of non-accredited schools must meet the requirements of WAC ((~~308-40-110~~)) 246-818-090.
- (2) Have successfully completed Parts I and II of the National Dental Board examination.
- (3) Have been issued a license, registration or certificate to practice dentistry, without restrictions, in another state by successful completion of an examination, if the other state's current licensing standards are substantively equivalent to the licensing standards of the state of Washington. The board of dental examiners will determine if the other state's current licensing standards are substantively equivalent to licensing standards in this state, pursuant to WAC ((~~308-40-152~~)) 246-818-140.
- (4) Are currently engaged in the practice of dentistry in another state pursuant to WAC ((~~308-40-151~~)) 246-818-130(11).
- (5) Have completed the AIDS education requirement defined in WAC ((~~308-40-107~~)) 246-818-080.
- (6) Are certified as having been licensed by the state board(s) of dentistry in all the state(s) in which the applicant has held a dental license.
- (7) Have completed the jurisprudence requirement as determined by the Washington board of dental examiners.
- (8) Participate in a personal interview with the board, if requested by the Washington board of dental examiners.

AMENDATORY SECTION (Amending Order 101B, filed 12/6/90, effective 1/31/91)

WAC 246-818-130 LICENSURE WITHOUT EXAMINATION FOR DENTISTS—APPLICATION PROCEDURE. The applicant is responsible for obtaining and furnishing to the Washington board of dental examiners all materials required by the board to establish eligibility for a license without examination. Any fees for verification of requirements must be paid by the applicant.

A license issued based on the succeeding criteria, may be revoked upon evidence of misinformation or substantial omission.

The following must be submitted to the board:

- (1) A completed application for licensure without examination to include the payment of the required application fee. The application must be signed and notarized. All information must be completed and received within 180 days of receipt of the initial application. Only completed applications will be reviewed by the board. Completed applications will be acted on at the next scheduled board meeting; provided that the board may extend application reviews to the following meeting or meetings if required by the number of completed applications or the board's other business.
- (2) A statement by the applicant as to whether he/she has been the subject of any disciplinary action in the state(s) of licensure and

whether he/she has engaged in unprofessional conduct as defined in RCW 18.130.180.

(3) A statement by the applicant that he/she is not an impaired practitioner as defined in RCW 18.130.170.

(4) A certification by the state board(s) of dentistry (or equivalent authority) that, based on successful completion of an examination, the applicant was issued a license, registration, certificate or privilege to practice dentistry, without restrictions, and whether he/she has been the subject of final or pending disciplinary action.

(5) Documentation to substantiate that standards defined in WAC ((~~308-40-152~~)) 246-818-140 have been met.

(6) A certification from each state or jurisdiction where the applicant holds or has held a license to practice dentistry and whether he/she has been the subject of final or pending disciplinary action.

(7) An official dental school transcript showing the degree and date of graduation. This transcript shall be mailed from the school directly to the board.

(8) The national board scores certified by the Joint Commission on National Dental Examinations.

(9) A current photograph duly identified and attested.

(10) Proof of completion of AIDS education as required by WAC ((~~308-40-107~~)) 246-818-080.

(11) Proof that the applicant is currently engaged in the practice of dentistry in another state, and has been for at least five years, as demonstrated by the following information:

- (a) Address of practice location(s);
- (b) Length of time at the location(s);
- (c) Certification of a minimum of twenty hours per week in dental practice, as defined by RCW 18.32.020;
- (d) Malpractice insurance carrier(s) and years when insured;
- (e) Federal or state tax numbers;
- (f) DEA number if any; and
- (g) A copy of the applicant's current dental license.

Dentists serving in the United States federal services as described in RCW 18.32.030(2), for the period of such service, need not provide (a) through (f) ((above)) of this subsection, but must provide documentation from their commanding officer regarding length of service, duties and responsibilities and a copy of their current license. Such dental service, including service within the state of Washington, shall be credited toward the dental practice requirement.

Dentists employed by a teaching institution, for the period of such dental practice, need not provide (a) through (f) ((above)) of this subsection, but must provide documentation from the dean or appropriate administrator of the institution regarding the length and terms of employment and their duties and responsibilities, and a copy of their current license. Such dental practice, including practice within the state of Washington, shall be credited toward the dental practice requirement.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 246-818-110 AIDS PREVENTION AND INFORMATION EDUCATION REQUIREMENTS.

WSR 91-21-118
PROPOSED RULES
DEPARTMENT OF HEALTH
(Board of Health)

[Filed October 22, 1991, 4:28 p.m.]

Original Notice.

Title of Rule: Chapter 246-205 WAC, Contractor certification for decontamination of illegal drug manufacturing and storage sites.

Purpose: To update WAC and RCW numbers referenced in text; and housekeeping.

Statutory Authority for Adoption: RCW 64.44.060 and 64.44.070.

Summary: This rule change is housekeeping only. This will update RCW and WAC references.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Leslie Baldwin, 1300 Quince Street S.E., Olympia, WA, (206) 586-6894.

Name of Proponent: State Board of Health and Department of Health, private.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Housekeeping action to update rules. No substantive changes.

Proposal Changes the Following Existing Rules: Housekeeping.

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

Hearing Location: W. R. Giedt Public Health Laboratory, 1610 N.E. 50th, Seattle, WA 98155, on December 11, 1991, at 9:30 a.m.

Submit Written Comments to: Leslie Baldwin, Rules Coordinator, 1300 Quince Street S.E., Olympia, WA 98504, by December 9, 1991.

Date of Intended Adoption: December 11, 1991.

October 22, 1991
Sherman Cox
for Kristine M. Gebbie
Secretary
Department of Health
Sylvia Beck
Executive Director
Board of Health

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

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

- (1) "Authorized contractor" means any person or persons:
 - (a) Registered under chapter 18.27 RCW; and
 - (b) Certified by the department to decontaminate, demolish, or dispose of contaminated property as required by chapter 64.44 RCW and this chapter.
- (2) "Basic course" means a training course which has been sponsored or approved by the department for workers and supervisors who perform or supervise decontamination on illegal drug manufacturing or storage sites.
- (3) "Certificate" means a department issued written approval under this chapter.
- (4) "Certified" means a person who has department issued written approval under this chapter.
- (5) "Contaminated" or "contamination" means polluted by hazardous chemicals so that the property is unfit for human habitation or use due to immediate or long-term hazards. Property that at one time was contaminated but has been satisfactorily decontaminated according to procedures established by the state board of health is not "contaminated."
- (6) "Decontamination" means the process of reducing levels of known contaminants to the lowest practical level using currently available methods and processes.
- (7) "Department" means the Washington state department of health.
- (8) "Disposal of contaminated property" means the disposition of contaminated property under the provisions of chapter 70.105 RCW.
- (9) "Hazardous chemicals" means the following substances used in the manufacture of illegal drugs:
 - (a) Hazardous substances as defined in RCW 70.105D.020; and
 - (b) Precursor substances as defined in RCW 69.43.010 which the state board of health, in consultation with the state board of pharmacy, has determined present an immediate or long-term health hazard to humans.

(10) "Illegal drug manufacturing or storage site" means any property where the manufacture or storage of controlled substances occurred or there are reasonable grounds to believe it occurred in violation of chapter ((69-41 or 69-52)) 69.43 or 69.50 RCW.

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

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

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

(14) "Local health officer" means a health officer or authorized representative as defined under chapters 70.05, 70.08, and 70.46 RCW.

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

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

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

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

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

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

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

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

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

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

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

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

- (a) The breadth of knowledge and experience required to properly train workers or supervisors;
- (b) Adequacy and accuracy of content; and
- (c) Training techniques.

(3) Department approved training courses shall provide at a minimum, information on:

- (a) Rules and regulations:
 - (i) ((RCW 69.50.505 and 69.50.511)) Chapters 69.43 and 69.50 RCW;
 - (ii) Federal Occupational Health and Safety Act and Washington Industrial Safety and Health Act requirements.
 - (b) Chemical terminology and classifications:
 - (i) Definitions, physical and chemical properties, class characteristics and hazards, special cases;
 - (ii) Equipment such as heating mantle, condenser, glassware;
 - (iii) Concepts such as acid, base, and pH;
 - (iv) Solvents;
 - (v) Metals and salts;
 - (vi) Corrosives;
 - (vii) Precursor substances;

- (viii) By-products and contaminants;
 - (ix) Poisons such as cyanide and phosphine.
 - (c) Surface properties of chemicals:
 - (i) Absorption;
 - (ii) Adsorption;
 - (iii) Chemical bonding;
 - (iv) Specific chemicals such as 1-phenyl-2-propanone and phenylacetic acid.
 - (d) Illegal drug laboratories:
 - (i) Laboratory types including:
 - (A) Methamphetamine/Amphetamine;
 - (B) Hallucinogens;
 - (C) Others such as cocaine and opiates.
 - (ii) Chemicals;
 - (iii) Equipment;
 - (iv) An overview of synthetic processes used; and
 - (v) Booby traps.
 - (e) Health effects:
 - (i) General:
 - (A) Effects of exposure to classes of chemicals;
 - (B) Use of literature such as Material Safety Data Sheet and Chemical Hazards Handbook.
 - (ii) Toxicology:
 - (A) Routes of exposure; and
 - (B) Exposure limits such as time weighted averages and threshold limit value.
 - (iii) Symptomatology; and
 - (iv) First aid.
 - (f) Incompatibility of chemicals related to clean-up:
 - (i) General concepts such as heat generation and poisonous gas formation; and
 - (ii) Specific hazards such as lithium, aluminum hydride and water, phosphorous and air.
 - (g) Decontamination:
 - (i) Structures and vehicles including cars and boats, covering:
 - (A) Different techniques and required equipment;
 - (B) Applications of specific clean-up techniques using hypothetical case examples and correlating site status with appropriate techniques; and
 - (C) Decision making about and prioritization of techniques based upon case-specific information.
 - (ii) Contents, specifically removal vs. cleaning; and
 - (iii) Personal decontamination of crew members prior to leaving a decontamination site.
 - (h) Handling of contaminated materials:
 - State/federal requirements for dealing with hazardous chemicals specific to:
 - (i) Disposal;
 - (ii) Transportation; and
 - (iii) Storage.
 - (i) Reporting requirements.
 - (j) Site characterization which shall be required for supervisors only:
 - How to acquire and review existing site specific information including:
 - (i) Source of data from health department, property owner, law enforcement, or ecology department;
 - (ii) Site walk-through and assessment;
 - (iii) Sampling before and after cleanup including:
 - (A) Who;
 - (B) When;
 - (C) What;
 - (D) How; and
 - (E) Where.
 - (k) Recordkeeping and reporting which shall be required for supervisors only:
 - (i) Initial site assessment;
 - (ii) Obtaining necessary information;
 - (iii) Initial site testing;
 - (iv) Workplan including:
 - (A) Scope;
 - (B) Content; and
 - (C) Format.
 - (v) Final site testing;
 - (vi) Report completion;
 - (vii) Other responsibilities of authorized contractors;
 - (viii) Penalties and liability.
 - (4) Sponsors of basic and refresher training courses proposed for department approval shall submit:
 - (a) Course location and fees;
 - (b) Copies of course handouts;
 - (c) A detailed description of course content and the amount of time allotted to each major topic;
 - (d) A description of teaching methods to be utilized and a list of all audio-visual materials;
 - (e) A list of all personnel involved in course preparation and presentation and a description of their qualifications;
 - (f) When specifically requested by the department, copies of all audio-visual materials proposed for utilization; and
 - (g) A list of two hundred questions for development of an examination.
 - (5) Sponsors seeking initial and renewal department approval of training courses shall:
 - (a) Apply on forms provided by the department;
 - (b) Submit to the department completed application with the required fee as specified under WAC 246-205-990;
 - (c) Ensure initial course approval applications are received by the department sixty or more days before the requested approval date; and
 - (d) Ensure training course renewal applications are received by the department thirty or more days before expiration of the current approval.
 - (6) The department shall:
 - (a) Approve basic and refresher training courses;
 - (b) Issue the course sponsor an approval valid for two years from the date of issuance;
 - (c) Require additional subjects to be taught to update information on new technology and determine the amount of time to be allotted to adequately cover these subjects;
 - (d) Provide a detailed outline of subject matter developed by the department to the sponsor for required incorporation into the training course.
 - (7) The course sponsor shall provide the department with a list of the names, addresses, and Social Security numbers of all persons completing a basic or refresher training course ten days or less after a course is completed.
 - (8) The course sponsor shall:
 - (a) Notify the department in writing thirty or more days before a training course is scheduled to begin; and
 - (b) Include the date, time, and address of the locations where training will be conducted; and
 - (c) Obtain department approval in advance for any changes to a training course.
 - (9) A department representative may, at the department's discretion, attend a training course as an observer to verify the course sponsor conducts the training course in accordance with the program approved by the department.
 - (10) Course sponsors conducting training outside the state of Washington shall:
 - (a) Reimburse the department at current state of Washington per diem and travel allowance rates for travel expenses associated with department observance of the training courses; and
 - (b) Submit reimbursement to the department within thirty days of receipt of the billing notice.
 - (11) The training course sponsor shall limit each class to a maximum of thirty participants.
 - (12) The department may terminate the training course approval if in the department's judgment the sponsor fails to:
 - (a) Maintain the course content and quality as initially approved;
 - (b) Make changes to a course as required by the department.
- AMENDATORY SECTION** (Amending Order 125SB, filed 1/24/91, effective 4/1/91)
- WAC 246-205-080 RECIPROCITY. (1) The department may provide reciprocal certification for contractors, supervisors, and workers trained and certified in another state if standards and training are substantially equivalent to those of this chapter.
- (2) Applicants for reciprocity shall submit to the department:
 - (a) A completed application on a form provided by the department;
 - (b) Documentation of specialized training for illegal drug manufacturing or storage site decontamination;
 - (c) Evidence of successful completion of training required by Federal Occupational Safety and Health Act, (~~and~~) Washington Industrial Safety and Health Act regulations, and WAC 296-62-3040 (~~and 29 Code of Federal Regulations 1910.120~~); and

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

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

- (a) Additional information;
- (b) A refresher course; or
- (c) A department-administered examination.

WSR 91-21-119

EMERGENCY RULES

DEPARTMENT OF HEALTH

[Order 206—Filed October 22, 1991, 4:33 p.m.]

Date of Adoption: October 22, 1991.

Purpose: Amend WACs to implement HB 2037, remove outdated language and correct obsolete WAC references.

Citation of Existing Rules Affected by this Order: Amending WAC 246-926-020, 246-926-030, 246-926-040, 246-926-060, 246-926-070, 246-926-080, 246-926-090, 246-926-110, 246-926-120, 246-926-130, 246-926-150, 246-926-160, 246-926-170, 246-926-190, 246-926-200, and 246-926-990.

Statutory Authority for Adoption: WAC 246-926-020, 246-926-030, 246-926-040, 246-926-060, 246-926-070, 246-926-080, 246-926-090, and 246-926-200 is RCW 18.84.040; WAC 246-926-110, 246-926-120, 246-926-130, 246-926-150, and 246-926-190 is RCW 18.84.080; WAC 246-926-990 is RCW 18.84.100; and WAC 246-926-160 and 246-926-170 is RCW 18.84.110.

Statute Being Implemented: WAC 246-926-020, 246-926-030, 246-926-040, 246-926-060, 246-926-070, 246-926-080, and 246-926-090 is RCW 18.130.070; WAC 246-926-110, 246-926-120, 246-926-130, 246-926-150, 246-926-160, 246-926-170, 246-926-190, and 246-926-990 is RCW 18.84.040; and WAC 246-926-200 is RCW 70.24.270.

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

Reasons for this Finding: It is imperative that rules be implemented as soon as possible to meet the January 1, 1992, deadline for registration of all x-ray technicians as outlined in HB 2037. Rules must be in place before any applications for registration can be mailed. Estimate 4,000 to 5,000 applicants, must allow for processing time of applications to be in compliance with mandatory registration by January 1, 1992, and to ensure public health and safety.

Effective Date of Rule: Immediately.

October 22, 1991
Sherman Cox
for Kristine Gebbie
Secretary

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

WAC 246-926-020 GENERAL PROVISIONS.

(1) "Unprofessional conduct" as used in this chapter shall mean the conduct described in RCW 18.130.180.

(2) "Hospital" means any health care institution licensed pursuant to chapter 70.41 RCW.

(3) "Nursing home" means any health care institution which comes under chapter 18.51 RCW.

(4) "Department" means the department of (~~licensing, whose address is:~~) health.

~~((Department of Licensing
Professional Programs Management Division
P.O. Box 9012
Olympia, Washington 98504-8001))~~

(5) "Radiological technologist" means a person certified pursuant to chapter 18.84 RCW.

(6) "Registered x-ray technician" means a person who is registered with the department, and who applies ionizing radiation at the direction of a licensed practitioner.

(7)(a) "Immediate supervision" means the appropriate licensed practitioner is in audible or visual range of the patient and the person treating the patient.

(b) "Direct supervision" means the appropriate licensed practitioner is on the premises, is quickly and easily available.

(c) "Indirect supervision" means the appropriate licensed practitioner is on site no less than half-time.

(8) "Mentally or physically disabled ((radiological technologist))" means a radiological technologist or x-ray technician who is currently mentally incompetent or mentally ill as determined by a court, or who is unable to practice ((radiological technology)) with reasonable skill and safety to patients by reason of any mental or physical condition and who continues to practice while so impaired.

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

WAC 246-926-030 MANDATORY REPORTING. (1) All reports required by this chapter shall be submitted to the department as soon as possible, but no later than twenty days after a determination is made.

(2) A report should contain the following information if known:

(a) The name, profession, address, and telephone number of the person making the report.

(b) The name and address and telephone numbers of the radiological technologist or x-ray technician being reported.

(c) The case number of any client whose treatment is a subject of the report.

(d) A brief description or summary of the facts which gave rise to the issuance of the report, including dates of occurrences.

(e) If court action is involved, the name of the court in which the action is filed along with the date of filing and docket number.

(f) Any further information which would aid in the evaluation of the report.

(3) Mandatory reports shall be exempt from public inspection and copying to the extent permitted under RCW 42.17.310 or to the extent that public inspection or copying of the report or any portion of the report would invade or violate a person's right to privacy as set forth in RCW 42.17.255.

(4) A person is immune from civil liability, whether direct or derivative, for providing information to the department pursuant to RCW 18.130.070.

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

WAC 246-926-040 HEALTH CARE INSTITUTIONS. The chief administrator or executive officer or their designee of any hospital or nursing home shall report to the department when any radiological technologist's or x-ray technician's services are terminated or are restricted based on a determination that the radiological technologist or x-ray technician has either committed an act or acts which may constitute unprofessional conduct or that the radiological technologist or x-ray technician may be unable to practice with reasonable skill or safety to clients by reason of a mental or physical condition.

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

WAC 246-926-060 PROFESSIONAL LIABILITY CARRIERS. Every institution or organization providing professional liability insurance directly or indirectly to radiological technologists or x-ray technicians shall send a complete report to the department of any malpractice settlement, award, or payment in excess of twenty thousand dollars as a result of a claim or action for damages alleged to have been caused by an insured radiological technologist's or x-ray technician's incompetency or negligence in the practice of radiology technology. Such institution or organization shall also report the award, settlement, or payment of three or more claims during a twelve-month period as a result of the radiological technologist's or x-ray technician's alleged incompetence or negligence.

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

WAC 246-926-070 COURTS. The department requests the assistance of the clerk of trial courts within the state to report all professional malpractice judgments and all convictions of ((certified)) radiological technologists or x-ray technicians, other than minor traffic violations.

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

WAC 246-926-080 STATE AND FEDERAL AGENCIES. The department requests the assistance of

executive officers of any state or federal program operating in the state of Washington, under which a radiological technologist or x-ray technician is employed to provide client care services, to report to the department whenever such a radiological technologist or x-ray technician has been judged to have demonstrated his/her incompetency or negligence in the practice of radiological technology, or has otherwise committed unprofessional conduct, or is a mentally or physically disabled radiological technologist. These requirements do not supersede any federal or state law.

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

WAC 246-926-090 COOPERATION WITH INVESTIGATION. (1) A certificant or registrant must comply with a request for records, documents, or explanation from an investigator who is acting on behalf of the ((director)) secretary of the department of ((licensing)) health by submitting the requested items within fourteen calendar days of receipt of the request by either the certificant, registrant or their attorney, whichever is first. If the certificant or registrant fails to comply with the request within fourteen calendar days, the investigator will contact that individual or their attorney by telephone or letter as a reminder.

(2) Investigators may extend the time for response if the request for extension does not exceed seven calendar days. Any other requests for extension of time may be granted by the ((director)) secretary or the ((director's)) secretary's designee.

(3) If the certificant or registrant fails to comply with the request within three business days after receiving the reminder, a subpoena will be served to obtain the requested items. A statement of charges may be issued pursuant to RCW 18.130.180(8) for failure to cooperate. If there is sufficient evidence to support additional charges, those charges may be included in the statement of charges.

(4) If the certificant or registrant complies with the request after the issuance of the statement of charges, the ((director)) secretary or the ((director's)) secretary's designee will decide if the charges will be prosecuted or settled. If the charges are to be settled the settlement proposal will be negotiated by the ((director's)) secretary's designee. Settlements are not considered final until the ((director)) secretary signs the settlement agreement.

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

WAC 246-926-110 DIAGNOSTIC RADIOLOGIC TECHNOLOGIST—ALTERNATIVE TRAINING. An individual must possess the following alternative training qualifications to be certified as a diagnostic radiologic technologist.

(1) Have obtained a high school diploma or GED equivalent, a minimum of four clinical years supervised practice experience in radiography, and completed the course content areas outlined in subsection (2) of this section; or have obtained an associate or higher degree

in an allied health care profession or meets the requirements for certification as a therapeutic radiologic technologist or nuclear medicine technologist, have obtained a minimum of three clinical years supervised practice experience in radiography, and completed course content areas outlined in subsection (2) of this section.

(2) The following course content areas of training may be obtained directly by supervised clinical practice experience: Introduction to radiography, medical ethics and law, medical terminology, methods of patient care, radiographic procedures, radiographic film processing, evaluation of radiographs, radiographic pathology, introduction to quality assurance, and introduction to computer literacy. Clinical practice experience must be verified by the approved clinical evaluators.

The following course content areas of training must be obtained through formal education: Human anatomy and physiology - 100 contact hours; principles of radiographic exposure - 45 contact hours; imaging equipment - 40 contact hours; radiation physics, principles of radiation protection, and principles of radiation biology - 40 contact hours.

(3) Must satisfactorily pass an examination approved or administered by the ((director)) secretary.

(4) Individuals who are registered as a diagnostic radiologic technologist with the American Registry of Radiologic Technologists shall be considered to have met the alternative education and training requirements.

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

WAC 246-926-120 THERAPEUTIC RADIOLOGIC TECHNOLOGIST—ALTERNATIVE TRAINING. An individual must possess the following alternative training qualifications to be certified as a therapeutic radiologic technologist.

(1) Have obtained a baccalaureate or associate degree in one of the physical, biological sciences, or allied health care professions, or meets the requirements for certification as a diagnostic radiologic technologist or nuclear medicine technologist, have obtained a minimum of five clinical years supervised practice experience in therapeutic radiologic technology, and completed course content areas outlined in subsection (2) of this section.

(2) The following course content areas of training may be obtained by supervised clinical practice experience: Orientation to radiation therapy technology, medical ethics and law, methods of patient care, computer applications, and medical terminology. At least fifty percent of the clinical practice experience must have been in operating a linear accelerator. Clinical practice experience must be verified by the approved clinical evaluators.

The following course content areas of training must be obtained through formal education: Human anatomy and physiology - 100 contact hours; oncologic pathology - 22 contact hours; radiation oncology - 22 contact hours; radiobiology, radiation protection, and radiographic imaging - 73 contact hours; mathematics (college level algebra or above) - 55 contact hours; radiation physics - 66 contact hours; radiation oncology technique - 77 contact hours; clinical dosimetry - 150 contact

hours; quality assurance - 12 contact hours; and hyperthermia - 4 contact hours.

(3) Must satisfactorily pass an examination approved or administered by the ((director)) secretary.

(4) Individuals who are registered as a therapeutic radiologic technologist by the American Registry of Radiologic Technologists shall be considered to have met the alternative education and training requirements.

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

WAC 246-926-130 NUCLEAR MEDICINE TECHNOLOGIST—ALTERNATIVE TRAINING. An individual must possess the following alternative training qualifications to be certified as a nuclear medicine technologist.

(1) Have obtained a baccalaureate or associate degree in one of the physical, biological sciences, allied health care professions, or meets the requirements for certification as a diagnostic radiologic technologist or a therapeutic radiologic technologist, have obtained a minimum of four clinical years supervised practice experience in nuclear medicine technology, and completed course content areas outlined in subsection (2) of this section.

(2) The following course content areas of training may be obtained by supervised clinical practice experience: Methods of patient care, computer applications, department organization and function, nuclear medicine in-vivo and in-vitro procedures, and radionuclide therapy. Clinical practice experience must be verified by the approved clinical evaluators.

The following course content areas of training must be obtained through formal education: Radiation safety and protection - 10 contact hours; radiation biology - 10 contact hours; nuclear medicine physics and radiation physics - 80 contact hours; nuclear medicine instrumentation - 22 contact hours; statistics - 10 contact hours; radionuclide chemistry and radiopharmacology - 22 contact hours.

(3) Must satisfactorily pass an examination approved or administered by the ((director)) secretary.

(4) Individuals who are registered as a nuclear medicine technologist with the American Registry of Radiologic Technologists or with the nuclear medicine technology certifying board shall be considered to have met the alternative education and training requirements.

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

WAC 246-926-150 CERTIFICATION DESIGNATION. A certificate shall be designated in a particular field of radiologic technology by:

(1) The educational program completed; diagnostic radiologic technologist - radiography program; therapeutic radiologic technologist - radiation therapy technology program; and nuclear medicine technologist - nuclear medicine technology program; or

(2) By meeting the alternative training requirements established in WAC ((308-183-100, 308-183-110, or 308-183-120)) 246-926-100, 246-926-110, 246-926-120, or 246-926-130.

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

WAC 246-926-160 (~~CERTIFICATION~~) RENEWALS (~~REGISTRATION DATE~~). (1) Certification renewal.

(a) Individuals receiving initial certification will be issued a certificate to expire on their next birth anniversary date.

~~((2))~~ (b) Certifications shall be renewed upon a biennial basis on or before the ((individual's)) birth anniversary date. Certifications not renewed on or before the ((individual's biennial birth)) expiration date shall expire immediately ((. Any representation engaged in after a certification has expired shall be deemed unauthorized representation)) and are considered lapsed.

(c) Upon payment of the renewal and late fee, a lapsed certificate may be renewed.

(d) Illegal practice - Any person practicing as a radiologic technologist during the time that such individual's certificate has lapsed shall be considered an illegal practitioner and may be subjected to the penalties provided for violators under the provisions of RCW 18.130.190, unless such practitioner maintains a current valid registration as an x-ray technician.

(2) Initial registration x-ray technician.

(a) All persons applying ionizing radiation on human beings as outlined in chapter 18.84 RCW must complete the application process by January 1, 1992.

(b) Individuals receiving initial registration will be issued a registration to expire on their next birth anniversary date.

(c) Applicants who are registered before January 1, 1992, will be selected randomly for either an annual or a biennial renewal. For those selected for annual renewal, consecutive renewals shall be upon a biennial basis. Registrations placed on the one time annual renewal will be charged one-half the biennial renewal fee.

(d) Individuals applying for registration after January 1, 1992, will be issued an initial registration to expire on the next birth anniversary date and consecutive registrations will be renewed on a biennial basis.

(3) Registration renewal.

(a) Registrations not renewed on or before the expiration date shall expire immediately and are considered lapsed.

(b) Upon payment of the renewal and late fee a lapsed registration may be renewed.

(c) Illegal practice - Any person practicing as an x-ray technician during the time that such registration has lapsed shall be considered an illegal practitioner and may be subjected to the penalties provided for violators under the provisions of RCW 18.130.190.

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

WAC 246-926-170 REINSTATEMENT (~~FEE ASSESSMENT~~). A certificate which has lapsed for ~~((three years may be reinstated by paying a reinstatement fee and demonstrating competence by the standards established by the director. A single reinstatement fee shall be assessed for the lapsed certification period))~~

two years or more may be reinstated by submitting an original application, application fee, and late renewal penalty.

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

WAC 246-926-190 STATE EXAMINATION/ EXAMINATION WAIVER/ EXAMINATION APPLICATION DEADLINE. (1) The American Registry of Radiologic Technologists certification examinations for radiography, radiation therapy technology, and nuclear medicine technology shall be the state examinations for certification as a radiologic technologist.

(a) The examination for certification as a radiologic technologist shall be conducted three times a year in the state of Washington, in March, July, and October.

(b) The examination shall be conducted in accordance with the American Registry of Radiologic Technologists security measures and contract.

(c) Examination candidates shall be advised of the results of their examination in writing.

(2) Applicants taking the state examination must submit the application, supporting documents, and fees to the department of ~~((licensing))~~ health no later than the fifteenth day of December, for the March examination; the fifteenth day of April, for the July examination; and the fifteenth day of July, for the October examination.

(3) A scaled score of seventy-five is required to pass the examination.

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

WAC 246-926-200 AIDS PREVENTION AND INFORMATION EDUCATION REQUIREMENTS. (1) Definitions.

(a) "Acquired immunodeficiency syndrome" or "AIDS" means the clinical syndrome of HIV-related illness as defined by the board of health by rule.

(b) "Office on AIDS" means that section within the department of social and health services or any successor department with jurisdiction over public health matters as defined in chapter 70.24 RCW.

(2) ~~((Application for certification. Effective January 1, 1989))~~ Persons applying for certification or registration shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection ((4)) (3) of this section.

(3) ~~((1989 Renewal of certificate. Effective for the 1989 renewal period beginning January 1, 1989 all persons making application for certification renewal shall submit, in addition to the other requirements, evidence to show compliance with the education requirements of subsection (4). Those persons who must renew during 1989 shall submit evidence of compliance with the education requirements of subsection (4) with their renewal application. Those persons who must renew during 1990 shall submit evidence of compliance with subsection (4) on or before December 31, 1989. Persons whose 1989 certificate expires on or before March 31, 1989 will, upon written application, be granted an extension to~~

~~April 15, 1989, to meet the AIDS education requirement. Renewal applicants who have documented hardship that prevents obtaining the required education may petition for an extension.~~

~~(4)) AIDS education and training.~~

~~(a) Acceptable education and training. The ((director)) secretary will accept education and training that is consistent with the topical outline supported by the office on AIDS. Such education and training shall be a minimum of seven clock hours and shall include, but is not limited to, the following: Etiology and epidemiology; testing and counseling; infection control guidelines; clinical manifestations and treatment; legal and ethical issues to include confidentiality; and psychosocial issues to include special population considerations.~~

~~(b) ((Implementation. Effective January 1, 1989, the requirement for certification, renewal, or reinstatement of any certificate on lapsed, inactive, or disciplinary status shall include completion of AIDS education and training. All persons affected by this section shall show evidence of completion of an education and training program, which meets the requirements of subsection (a):~~

~~(c)) Documentation. The applicant shall:~~

~~(i) Certify, on forms provided, that the minimum education and training has been completed after January 1, 1987;~~

~~(ii) Keep records for two years documenting attendance and description of the learning;~~

~~(iii) Be prepared to validate, through submission of these records, that attendance has taken place.~~

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

WAC 246-926-990 CERTIFICATION AND REGISTRATION FEES~~((=RADIOLOGIC TECHNOLOGISTS)). ((The figures below are the fees to be charged radiologic technologists to cover the costs of the program:~~

| | |
|----------------------------|----------|
| Application | \$ 50.00 |
| Duplicate license | 15.00 |
| Verification/certification | 25.00 |
| Renewal | 50.00 |
| Late renewal penalty | 25.00)) |

The following fees shall be charged by the professional licensing division of the department of health:

| <u>Title of Fee</u> | <u>Fee</u> |
|-----------------------------|------------|
| Application - certification | \$50.00 |
| Exam fee - certification | 30.00 |
| Application - registration | 35.00 |
| Certification renewal | 50.00 |
| Registration renewal | 35.00 |
| Late renewal penalty | 30.00 |
| Verification | 15.00 |
| Duplicate | 15.00 |

WSR 91-21-120

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 91-121—Filed October 22, 1991, 4:34 p.m., effective October 23, 1991, 6:00 p.m.]

Date of Adoption: October 22, 1991.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:
Repealing WAC 220-36-02300K.

Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: Management quotas on the harvestable numbers of coho and chinook in Grays Harbor have been reached.

Effective Date of Rule: 6:00 p.m., October 23, 1991.

October 22, 1991

Judith Merchant

Deputy

for Joseph R. Blum

Director

REPEALER

The following section of the Washington Administration Code is repealed, effective 6:00 p.m. October 23, 1991:

WAC 220-36-02300K GRAYS HARBOR SALMON—FALL FISHERY. (91-117)

Reviser's note: The spelling error in the above repealer occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

WSR 91-21-121

PROPOSED RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Public Assistance)

[Filed October 23, 1991, 9:54 a.m.]

Original Notice.

Title of Rule: WAC 388-49-520 Prospective income budgeting.

Purpose: To conform WAC 388-49-520 to the requirements of 7 CFR 273.21(b).

Statutory Authority for Adoption: RCW 74.04.510.

Statute Being Implemented: RCW 74.04.510.

Summary: This issuance sets forth at WAC 388-49-520 (1), (2), and (3) that income, income deductions, and income exclusions are considered prospectively for certain types of households and certain types of income. This is for clarification only and is not a new policy.

Reasons Supporting Proposal: Current federal regulations found at 7 CFR 273.21(b) mandate households not

subject to mandatory monthly reporting must have their eligibility and benefits determined prospectively.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Charles Henderson, Income Assistance, 753-4912.

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

Rule is necessary because of federal law, 7 CFR 273.21(b).

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Existing Rules: See above.

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

Hearing Location: OB-2 Auditorium, 12th and Franklin, Olympia, Washington, on November 26, 1991, at 10:00 a.m.

Submit Written Comments to: Troyce Warner, Chief, Office of Issuances, Department of Social and Health Services, Mailstop 5805, Olympia, Washington 98504, by November 26, 1991.

Date of Intended Adoption: December 10, 1991.

October 23, 1991
Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 3184, filed 5/31/91, effective 7/1/91)

WAC 388-49-520 PROSPECTIVE INCOME BUDGETING.

(1) The department shall budget income, income deductions, and income exclusions prospectively for the first two beginning months.

(2) The department shall budget income, income deductions, and income exclusions prospectively for the entire certification period for:

(a) Households in which all adult members are elderly or disabled and do not have:

- (i) Earned income; or
- (ii) Recent work history as defined in WAC 388-49-020(65);
- (b) Migrant households;
- (c) Seasonal farmworker households; and
- (d) Households in which all members are homeless individuals.

(3) The department shall budget the following income and attendant deductions and exclusions prospectively, except as provided under WAC 388-49-535(6):

- (a) Monthly student financial aid, except for work study;
- (b) Public assistance;
- (c) Supplemental security income (SSI); and
- (d) Income from a new household member for the first two months of participation when the:
 - (i) Household timely reports the new member; and
 - (ii) New member has not received benefits within the last calendar month.

~~((4) The department shall consider income exclusions and deductions prospectively when budgeting income for households defined in subsections (1) and (2) of this section:))~~

WSR 91-21-122
PERMANENT RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)

[Order 3267—Filed October 23, 1991, 9:56 a.m.]

Date of Adoption: October 23, 1991.

Purpose: To revise the schedule of charges for the state operated mental health facilities. The charges are

based on the cost of operations. Costs rise each year due to staff compensation increases authorized by the legislature and due to inflation. Increased rates result in additional revenue to the state to cover the rise in costs of operations.

Citation of Existing Rules Affected by this Order: Amending WAC 275-16-030 Schedule of charges.

Statutory Authority for Adoption: RCW 43.20B.335.

Pursuant to notice filed as WSR 91-18-048 on August 30, 1991.

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

October 23, 1991
Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 3155 [3235], filed 3/26/91 [8/20/91], effective 4/26/91 [9/20/91])

WAC 275-16-030 SCHEDULE OF CHARGES. Under RCW 43.20B.325, the department shall base hospitalization charges for patients in state hospitals on the actual operating costs of such hospitals (~~for the previous year~~). The department shall require patient's hospitalization charges ((are)) due and payable on or before the tenth day of each calendar month for services rendered to department patients ((of the department)) during the preceding month, based upon the following schedule:

(1) COSTING AND BILLING RATES

| | Western
State
Hospital | Child
Study
and
Treat-
ment
Center | Eastern
State
Hospital |
|--|------------------------------|---|------------------------------|
|--|------------------------------|---|------------------------------|

(a) INPATIENT SERVICES -

| | | | |
|---------------------------------------|-----------------------|-------------------|---------------------|
| Hospital Costs Per Day | \$(224.00) | 288.23 | 228.49)) |
| | 243.84 | 320.00 | 251.17 |
| Physician Costs | * | 15.56 | * |
| ((Clozapine Costs Per Week | 172.00 | | 172.00)) |

*The department shall bill the client for physician costs on a fee-for-service basis.

(b) OUTPATIENT SERVICES -
Per diem

| | | | |
|------------------|---|----------------------|---|
| Outpatient | — | — | — |
| Day Care Per Day | — | ((89.30)) | — |
| | | 80.48 | |
| Per Hour | — | ((15.92)) | — |
| | | 11.50 | |

(c) ANCILLARY SERVICES -
Per relative value unit ¹/₂

| | | | |
|----------------------|--------------------|-----------------|----------------------|
| Radiology | ((4.20) | 4.20 | 5.90)) |
| | 4.91 | 4.91 | 7.70 |
| Pathology | ((.31) | .31 | .29)) |
| | .42 | .42 | .31 |
| Medical Clinics | ((1.78) | 1.78 | 7.31)) |
| | 1.89 | 1.89 | 8.66 |
| Electroencephalogram | ((1.09) | 1.09 | 1.09)) |
| | .93 | .93 | .93 |
| Electrocardiogram | .18 | .18 | ((.62)) |
| | | | .52 |
| Physical Therapy | ((5.06) | 5.06 | 12.05)) |
| | 5.74 | 5.74 | 12.91 |
| Occupational Therapy | — | — | ((26.89)) |
| | | | 28.01 |

| | Western State Hospital | Child Study and Treatment Center | Eastern State Hospital |
|----------------|------------------------|----------------------------------|------------------------|
| Speech Therapy | — | — | ((16.68))
23.51 |
| Dental | ((29.46))
36.25 | 29.60
36.25 | 40.60
42.98 |
| Podiatry | 1.28 | 1.28 | 1.00 |

(d) RESIDENTIAL SERVICES -

| Costs Per Day | Pals | Portal |
|---------------|--------|--------|
| | 133.22 | 83.70 |

(2) The department shall purchase services required by the patient, not provided by hospital staff, from private sources and the patient shall be charged actual cost of services.

¹/California Medical Association. Relative Value Studies. Fifth edition. San Francisco: 693 Sutter Publication, Inc., 1969, 135 pp.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

**WSR 91-21-123
PERMANENT RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)**

[Order 3268—Filed October 23, 1991, 9:58 a.m.]

Date of Adoption: October 23, 1991.

Purpose: To incorporate into the rules changes in the hospital payment process for the medically indigent.

Citation of Existing Rules Affected by this Order: Amending WAC 388-87-070 Patient—Hospital inpatient services; and 388-87-072 Patient—Hospital outpatient services.

Statutory Authority for Adoption: RCW 74.08.090.

Pursuant to notice filed as WSR 91-18-050 on August 30, 1991.

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

October 23, 1991
Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 3161, filed 4/23/91, effective 5/24/91)

WAC 388-87-070 PAYMENT—HOSPITAL INPATIENT SERVICES. (1) For eligible recipients, the department shall pay for inpatient hospital services when:

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

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

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

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

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

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

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

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

(A) The report's completion date ~~((of the report))~~; and

(B) The circumstances prohibiting compliance with the report due date.

(iii) Maintain~~((s))~~ adequate records for:

(A) Audit and review purposes; and

(B) Assurance of cost report accuracy ~~((of cost report))~~.

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

~~((2))~~ (3) The department shall determine payment for hospital inpatient services according to a diagnosis related group (DRG) based formula payment system established by the department, except for hospitals participating in the selective contracting program as described under WAC 388-86-051 and services excluded from DRG-based reimbursement as prescribed in subsection ~~((4))~~ (5) of this section. The department shall base formula price payments on the methodology prescribed in the department's state plan under Title XIX of the Social Security Act, Methods and Standards Used for Establishing Payment Rates for Hospital Inpatient Services (hereafter referred to as the Title XIX state plan).

~~((3))~~ (4) The all inclusive-conversion factor of selective contracting hospitals for inpatient hospital services is identified in Appendix B of such selective contracts. The rate shall be inclusive of all inpatient services ~~((provided))~~ the contractor provides directly or indirectly ~~((by the contractor))~~ and constitutes the department's maximum financial obligation under the contract.

~~((4))~~ (5) Certain services are excluded from the DRG-based payment system. These exclusions shall include:

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

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

(c) Free standing psychiatric hospitals;

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

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

(f) Neonates, DRGs 385-389;

(g) Long-term hospital level care services;

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

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

(j) Department-approved services to AIDS patients.

~~((5))~~ (6) The department shall pay for non-DRG-based services based on the payment methodology as prescribed in the department's Title XIX state plan. For out-of-state hospitals, the department shall apply the Washington state-wide weighted average method to allowable charges. Border area hospitals shall be paid in the same manner as in-state hospitals.

~~((6))~~ (7) Disproportionate share payment may contain one or more of the following components:

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

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

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

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

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

(f) Intergovernmental fund transfer component.

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

~~((7))~~ (9) For dates of admission beginning October 1, 1985, payment rates established in accordance with subsections (2), ~~((4) and)~~ (5), and (6) of this section are reduced for services provided to persons eligible for the medically indigent component of the limited casualty program and recipients of medical care services. Hospitals are grouped according to the percentage of total rate setting revenue comprising medical assistance, medicare, bad debt, charity, and other contractual adjustments and rates are reduced according to the following table.

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

*Plus psychiatric hospitals

AMENDATORY SECTION (Amending Order 3161, filed 4/23/91, effective 5/24/91)

WAC 388-87-072 PAYMENT—HOSPITAL OUTPATIENT SERVICES. (1) For eligible recipients, the department shall reimburse for medically necessary hospital outpatient services when the services are medically necessary as defined under WAC 388-80-005, and the hospital provider meets the requirements under WAC 388-87-070(1).

(2) For hospital outpatient services provided prior to July 1, 1985, except for nonallowable revenue codes, reimbursement shall be determined by ~~((the application of))~~ applying the ((ratio-of)) hospital commission approved operating expenses ratio and total rate setting revenue.

(3) For hospital outpatient services, except for services in subsection (4) of this section and nonallowable revenue codes, provided from July 1, 1985, to ~~((March-))~~ June 30, 1991, reimbursement payment shall be determined by ~~((the application of))~~ applying the ((ratio-of)) hospital commission operating expenses ratio and total rate setting revenue.

(4) For hospital outpatient services provided on or after July 1, 1991, reimbursement shall be the hospital ratio of cost to charge (RCC), determined from the hospital specific HCFA 2552 Medicare Cost Report, then reduced for the average charge level inflation over the Data Research Incorporated HCFA Market Basket inflation index.

(5) For hospital outpatient laboratory, x-ray, and allowable therapy (physical, speech, and hearing) services, payment shall be the lesser of billed charges or the fee listed in the ~~((Division of))~~ Medical Assistance Administration Schedule of Maximum Allowances.

WSR 91-21-124
PERMANENT RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 3269—Filed October 23, 1991, 10:00 a.m.]

Date of Adoption: October 23, 1991.

Purpose: To implement ESHB 1330 passed by the 1991 state legislature which made the appropriations and authorized expenditures for the fiscal biennium ending January 30, 1993. The bill appropriated funds to administer a retrospective budgeting supplement for recipients of AFDC or FIP who suffer a two-month lag in receiving an assistance increase when they experience a loss of income below the payment standard due to reduced or loss of income.

Citation of Existing Rules Affected by this Order: Amending [new section] WAC 388-37-029 General assistance retrospective budgeting supplement for AFDC or FIP recipients.

Statutory Authority for Adoption: RCW 74.08.090.

Pursuant to notice filed as WSR 91-18-016 on August 26, 1991.

Effective Date of Rule: Thirty-one days after filing.
 October 23, 1991
 Leslie F. James, Director
 Administrative Services

NEW SECTION

WAC 388-37-029 GENERAL ASSISTANCE RETROSPECTIVE BUDGETING SUPPLEMENT FOR AFDC OR FIP RECIPIENTS. (1) Within funds appropriated by the legislature, the department shall provide a general assistance supplemental payment to recipients of Aid to Families with Dependent Children (AFDC) or the Family Independence Program (FIP) who experience a temporary reduction in monthly income below their entitled benefit payment level. The temporary reduction occurs due to the retrospective budgeting of income.

(2) To qualify for the supplement, the recipient's loss of income must be due to one of the following reasons:

(a) Loss or reduction of wages due to termination of employment or reduction of regularly scheduled hours; or

(b) Loss of unemployment benefits.

(3) The department shall authorize payment based on the following conditions:

(a) The amount of the general assistance supplement shall equal the difference between the appropriate AFDC or FIP grant payment standard, including authorized additional requirements and FIP incentives, for the assistance unit and the total amount of the net income actually received; and

(b) In determining net income, the department shall not allow as deductions from gross income:

(i) Grant reductions for repayment of overpayments;

(ii) Earned income exemptions; or

(iii) Income lost that is not an allowable deduction according to AFDC or FIP income rules.

(4) General assistance supplements paid under this section shall be exempt income when determining eligibility or payment amount for the AFDC or FIP programs.

(5) The authorization of this retrospective budgeting supplement is limited to the specific amount of money the legislature appropriated for this supplemental assistance. When the department has expended the amount appropriated, the supplemental assistance benefit will end.

WSR 91-21-125

PROPOSED RULES

DEPARTMENT OF AGRICULTURE

[Filed October 23, 1991, 10:15 a.m.]

Original Notice.

Title of Rule: Chapter 16-104 WAC, Shell eggs—Standards, grades and weight classes.

Purpose: Adds sections to rules outlining minimum standards for facilities, equipment, sanitation and refrigeration requirements for shell egg grading and packing facilities.

Statutory Authority for Adoption: Chapter 69.25 RCW, Washington Wholesome Eggs and Egg Products Act.

Statute Being Implemented: RCW 69.25.030.

Summary: Establishes minimum requirements for facility design, operational practices for shell egg grading and packing facilities and adds mandatory refrigeration requirements to egg handling, packing, grading and transportation of shell eggs to be used for human consumption.

Reasons Supporting Proposal: The rules for facility design and operation parallel USDA requirements that already affect 95% of the facilities operating in Washington state. Implementation of state rules would bring all firms into compliance with minimum federal standards and identify WSDA as the enforcement agency. The mandatory refrigeration requirements are in response to industry and public concern regarding health issues primarily involving salmonella enteritidis (S.E.).

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: J. Allen Stine, Olympia, Washington, (206) 753-7005.

Name of Proponent: Washington State Department of Agriculture, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: Recommend adoption as published. Rule development has been made with the assistance and cooperation of an industry based advisory committee.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Implements minimum standards for facilities design and operations for sanitation including grading room requirements, cooler room requirements, shell egg protecting operations, shell egg cleaning operations, egg cartons, cases and packing materials, prohibited chemicals and allowed chemicals and compounds for shell egg sanitation and protective purposes. Mandatory cooling and refrigeration requirements address major public health concerns of the egg industry and public health agencies alike regarding the propagation of hazardous organisms such as salmonella enteritidis (S.E.) on the surface of shell eggs during improper handling, storage and transportation times. Proper refrigeration of shell eggs will reduce or minimize bacterial growth within shell egg packing and grading facilities, thus reducing potential effects within consumer channels.

Proposal does not change existing rules.

Proposed rules add to requirements of existing shell egg quality standards, to supplement and clarify existing state law and implement existing federal standards on a statewide basis.

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

Impact on business will be very small. Over 95% of eggs handled in Washington already conform to existing federal standards due to their use of federal inspection or involvement with state inspection for United States government contracts including the school lunch program. Similar circumstances also involve the cooling and refrigeration issue. Even though federal standards do not

exist, industry concern has resulted in the majority of the affected industry conforming very nearly to the proposed standards. The rule will have an impact on a very few firms that do not currently utilize federal standards or inspection for United States government contracts and deal in a small local distribution.

Hearing Location: Westwater Inn, 2300 Evergreen Park Drive, Room 222, Olympia, WA, on November 26, 1991, at 1:30 p.m.

Submit Written Comments to: J. Allen Stine, Assistant Director, Washington State Department of Agriculture, 406 General Administration Building, Olympia, WA 98504, by November 25, 1991.

Date of Intended Adoption: December 17, 1991.

October 23, 1991

J. Allen Stine
Assistant Director

NEW SECTION

WAC 16-104-310 MINIMUM FACILITY AND OPERATING REQUIREMENTS FOR SHELL EGG GRADING AND PACKING PLANTS. General requirements for buildings and plant facilities.

(1) Buildings shall be of sound construction so as to prevent, insofar as practicable, the entrance or harboring of vermin, including all domestic pets, insects, rodents, birds, etc. This applies to:

(a) All grading room areas.
(b) Any storage areas for eggs or cases and cartons. Egg case and carton storage shall be clean and dry, free from dust or any odorous material that could be absorbed by cases or cartons.

(2) Grading and packing rooms shall be of sufficient size to permit installation of necessary equipment and the conduct of grading and packing in a sanitary manner. These rooms shall be kept reasonably clean during grading and packing operations and shall be thoroughly cleaned at the end of each operating day.

(a) Floor shall be constructed of washable materials, tight, reasonably smooth, and in good repair.

(b) Floor drains shall be provided where floors are subjected to flood type clearing or where normal operations release or discharge water or liquid wastes onto the floor.

(c) All floor areas shall be kept clean.

(3) Adequate lavatory/toilet (rest room) accommodations shall be provided. Lavatory/toilet and locker rooms shall be maintained in a clean and sanitary condition. Hot and cold running water shall be provided. Rooms shall be ventilated to the outside of the building. Signs shall be posted in the rest rooms instructing employees to wash their hands before returning to work. Lavatory/toilet rooms shall be equipped with handwashing facilities including soap and sanitary towels.

(4) A separate refuse room or a separate designated area for the accumulation of trash must be provided in plants which do not have a system for the daily removal or destruction of such trash.

(5) Areas subjected to moisture:

(a) Wood benches, platforms, etc., in areas which are subjected to moisture shall be maintained in good repair or made from other construction materials impervious to moisture and odors.

(b) Wood walls or partitions shall be maintained in good repair or be replaced with materials impervious to moisture and odor build up.

(c) Newly constructed plants should be equipped with nonporous material benches, platforms, etc., in areas which are subjected to moisture. Wood benches, platforms, etc., are allowed when maintained in a sanitary, odor free condition.

(6) Walls and ceilings:

(a) Walls and ceilings shall be kept clean, in good repair and free of cobwebs and dust.

(b) Ceiling shall be dust tight if space overhead is used for storage or other purposes.

(7) Doors and windows: Effective means shall be provided to prevent entrance insofar as practicable of insects, rodents, birds or other vermin and dust.

NEW SECTION

WAC 16-104-320 GRADING ROOM REQUIREMENTS. (1) The grading room candling area shall be adequately darkened to make possible accurate quality determination of the candled appearances of eggs.

(2) There shall be no crossbeams of light, and light reflection from candling lights shall be kept at a minimum.

(3) Candling area/equipment shall be constructed so as to permit cleaning and provide ample shelf space for convenient placement of the different grades to be packed.

(4) The candling lights shall be capable of delivering reasonably uniform intensity of light at the candling aperture to facilitate accurate quality determinations. In operations utilizing mechanical grading equipment, adequate light shall be provided to facilitate necessary quality determinations, including the detection and removal of stained and dirty shells and the condition of the packing material.

(5) Individual egg scales shall be provided to check accuracy of weight classing.

(6) Weighting equipment, whether manual or automatic, shall be kept clean and maintained in a manner to assure accurate operation.

(7) Ventilation and lighting:

(a) Adequate lighting shall be provided to assure accurate and safe grading room operations.

(b) Adequate ventilation shall be maintained to keep the area free from undesirable odors, dust, and condensation.

NEW SECTION

WAC 16-104-330 COOLER ROOM REQUIREMENTS. (1) After processing and grading, shell eggs packed in consumer containers shall be refrigerated at maximum of forty-five degrees Fahrenheit, ambient air temperature. All containers shall be clearly labeled with the words "keep refrigerated," in lettering as follows:

| | |
|--------------------|------------------|
| Cartons: | 1/8 inch minimum |
| Cases: | 1 inch minimum |
| Baskets and racks: | 1 inch minimum |

This provision shall apply to baskets, racks, cases and cartons acquired after January 1, 1992.

(2) Accurate thermometers shall be provided in egg coolers and egg storage facilities to monitor required ambient air temperatures.

(3) Egg coolers and egg storage facilities shall be free from objectionable odors and mold, and shall be maintained in a sanitary condition.

(4) All facilities where eggs are offered for sale to consumers, shall be maintained in a clean and sanitary condition. Display and storage temperatures shall be maintained at a maximum of forty-five degrees Fahrenheit ambient air temperature.

(5) Shell eggs stored prior to grading shall be refrigerated at a maximum of fifty-five degrees Fahrenheit ambient air temperature, when time prior to processing/grading exceeds twenty-four hours. When time during transport of ungraded eggs will exceed three hours, refrigeration at fifty-five degrees Fahrenheit maximum is required. Transport time of shell eggs prior to processing/grading of three hours or less in unrefrigerated vehicles is allowed, however, that time shall be included as part of the twenty-four hours.

(6) Inedibles shall be held under refrigeration in covered containers, clearly labeled and stored to prevent possible odor contamination of graded or ungraded eggs.

(7) All shell egg coolers shall be equipped with a hygrometer or portable equipment such as a psychrometer to determine that relative humidity is at least seventy percent. When necessary, humidifying equipment capable of maintaining seventy percent relative humidity, to minimize shrinkage, shall be provided.

(8) Refrigeration is required during all transit of graded product when transit time will require an excess of one hour. Temperatures during all transit of graded product shall be maintained at a maximum of forty-five degrees Fahrenheit ambient air temperature.

NEW SECTION

WAC 16-104-340 SHELL EGG PROTECTING OPERATIONS. Shell egg protecting (oil processing) operations shall be conducted in a manner to avoid contamination of the product and maximum conservation of its quality.

(1) Eggs with moisture on the shell shall not be shell protected.

(2) Oil having any off odor, or that is obviously rancid or contaminated, shall not be used in shell egg protection.

(3) Processing oil that has been previously used and which has become contaminated shall be filtered and heat treated at one hundred eighty degrees Fahrenheit for three minutes prior to re-use.

(4) Shell egg protecting equipment shall be washed, rinsed, and treated with a bactericidal agent each time the oil is removed. It is preferable to filter and heat treat processing oil and clean processing equipment daily when in use.

(5) Adequate coverage and protection against dust and dirt shall be provided when the equipment is not in use.

NEW SECTION

WAC 16-104-350 SHELL EGG CLEANING OPERATIONS.

(1) Shell egg cleaning equipment shall be kept in good repair and shall be cleaned after each day's use or more frequently, if necessary.

(2) The temperature of the wash water shall be maintained at ninety degrees Fahrenheit or higher, and shall be at least twenty degrees Fahrenheit warmer than the temperature of the eggs to be washed. Rinse water temperature shall be at least ten degrees Fahrenheit warmer than the final wash water temperature. These temperatures shall be maintained throughout the cleaning cycle.

(3) An approved cleaning compound shall be used in the wash water. It must be approved by the United States Department of Agriculture or the Washington state department of agriculture. The use of metered equipment for dispensing the compound into solution is recommended.

(4) Wash water shall be changed approximately every four hours, or more often if needed, to maintain cleanliness and sanitary conditions, and at the end of each shift. Measures shall be taken to prevent excess foaming during the egg washing operation.

(5) Replacement water shall be added continuously to the wash water of washers to maintain a continuous overflow. Rinse water, chlorine, or quaternary sanitizing rinse may be used as part or all of the replacement water: PROVIDED, That they are compatible with the washing compound. Iodine sanitizing rinse may not be used as part of the replacement water.

(6) Water supply shall be of a safe sanitary quality. Only potable water under two parts per million iron content shall be used, without equipment to correct the excess. Water under pressure shall be available to grading and candling area or room for cleaning purposes. Frequency of testing for potability of the water supply shall be determined by the director, however, must also comply with state and local health department requirements. When the water source is changed, new tests are required.

(7) Waste water from the egg washing operation shall be continuously removed through appropriate drains to prevent standing water from accumulating.

(8) The washing and drying operation shall be continuous and shall be completed as rapidly as possible. Eggs shall not be allowed to stand or soak in water. Immersion-type washers shall not be used.

(9) Pre-wetting shell eggs prior to washing may be accomplished by spraying a continuous flow of water over the eggs in a manner which permits the water to drain away, or other methods which may be approved by the director. The temperature of the water shall be the same as prescribed in subsection (2) of this section.

(10) Washed eggs shall be spray rinsed with warm water containing an approved sanitizer of not less than 50 p/m nor more than 200 p/m of available chlorine or its equivalent.

(11) Test kits shall be available and used to determine the strength of the sanitizing solution.

(12) During any rest period or other line shutdown, preventative measures shall be taken to prevent overheating and/or partial cooking of eggs in the washing, rinsing, and scanning areas.

(13) Washed eggs shall be dry before cartoning or casing.

(14) When steam or vapors originate from the washing operation, they shall be continuously and directly removed to the outside of the building.

(15) Every reasonable precaution should be exercised to prevent "sweating" of eggs.

(16) Eggs may be dry cleaned or washed. If eggs are dry cleaned, the equipment shall be of a sanitary type, and kept clean and in good repair.

(17) Cloth or wash rags shall not be used for cleaning eggs unless they are of a sanitary single service type. Single service paper toweling may be used.

NEW SECTION

WAC 16-104-360 EGG CARTONS, CASES, AND PACKING MATERIALS. Eggs which are to be distributed with consumer grademarks shall be packaged only in new or good used cases and packing materials. Cases and packing materials must be reasonably clean, free of mold, mustiness and off odors and must be of sufficient strength and durability to adequately protect the eggs during normal distribution.

NEW SECTION

WAC 16-104-370 CHEMICALS AND COMPOUNDS. (1) The following list of compounds shall be handled in accordance with the manufacturers' instructions. They shall be stored away from the grading area and not be allowed to come in contact with the shell eggs being processed, or with egg cases or cartons: Pesticides including herbicides, insecticides, fungicides and rodenticides; inks, oils, cleaning compounds, form control agents, sanitizers, and any common cleaners used in the plant.

This paragraph is not intended to prohibit eggs being contacted by certain materials when those materials are used in the normal shell egg cleaning process and the materials have been authorized for such usage in the "List of Proprietary Substance and Non-Food Compounds Authorized for Use Under USDA Inspection And Grading Program."

(2) Health and hygiene of personnel.

(a) No person known to be affected by a communicable or infectious disease shall be permitted to come in contact with the egg product or with any equipment, cartons, cases, or packing material that will come into contact with the egg product.

(b) Plant personnel coming into contact with the product shall wear clean clothing.

WSR 91-21-126

OFFICE OF THE ATTORNEY GENERAL

[October 23, 1991]

NOTICE OF PUBLIC MEETINGS OFFICE OF THE ATTORNEY GENERAL

PROPOSED PROCEDURE AND DRAFT ADVISORY MEMORANDUM FOR EVALUATION OF REGULATORY OR ADMINISTRATIVE ACTIONS TO AVOID UNCONSTITUTIONAL TAKINGS OF PRIVATE PROPERTY

The Washington Attorney General's Office is requesting public review and comment on a proposed procedure and draft advisory memorandum relating to regulatory takings of private property. The Washington State Legislature has directed the Attorney General to develop a process to guide state agencies and local governments which regulate private property to assure that such actions do not result in constitutional violations.

The Attorney General's Office recommendation and proposed draft advisory memorandum are provided below.

Public hearings are scheduled as follows:

December 3, 1991 – Office of the Attorney General, 24th Floor, Bank of California Center, 900 Fourth Avenue, Seattle, Washington, 1:30-5:00 p.m.

December 3, 1991 – Bellevue Community College, Upper Campus, Multi-Purpose Room, J-116, 14844 S.E. 22nd, Bellevue, Washington, 7-10 p.m.

December 5, 1991 – Spokane Falls Community College, Student Union Building, Building 17, W. 3410 Fort George Wright Drive, Spokane, Washington, 1:30–5:00 p.m. and 7–10 p.m.

December 10, 1991 – Capitol Campus, House of Representatives, Legislative Office Building, Hearing Room A, Olympia, Washington, 1:30–5:00 p.m.

December 10, 1991 – Office of the Attorney General, Conference Center, 4224 6th Avenue S.E., Bldg. 1, Lacey, Washington, 7–10 p.m.

Written comments will also be accepted until December 15, 1991 and should be addressed to: Martin Schultz, Assistant Attorney General, Office of the Attorney General, Mail Stop PB-71, 7th Floor, Highways-Licenses Building, Olympia, Washington 98504, telephone (206) 586-0728.

Attorney General's Office Recommendation

The Washington State Legislature enacted amendments to the Growth Management Act during the 1991 legislative session. Section 18 of the Act requires the Office of the Attorney General to develop a process that better enables state agencies and local governments to evaluate proposed regulatory or administrative actions to assure that such actions do not result in unconstitutional takings of private property.

Government sensitivity to private property rights and the constitutional limitations on the scope of regulatory authority has increased over the past few years. Recent opinions by both the Washington and the United States Supreme Courts have provided more guidance on the nature and extent of these limitations. As a result, government agencies have become more aware of the fiscal consequences of exceeding the constitutional limitations.

The Attorney General's Office believes that government sensitivity regarding private property rights can be further increased if agency decisionmakers at all levels of government have consistent authoritative guidance on the applicable constitutional limitations. This is particularly important for potential property uses which may be subject to the regulatory jurisdiction of multiple agencies.

The Attorney General's Office recommends that an advisory memorandum on constitutional limits be prepared and distributed to all levels of government which exercise regulatory authority impacting private property. This advisory memorandum should include the most recent Supreme Court decisions, along with examples of specific types of situations which raise constitutional questions. The identification of "warning signals" for potential problems can serve as a checklist for those proposed regulations or actions which require further agency assessment. Attachment A is an example of an advisory memorandum.

The recommended process is that agency decisionmakers use the advisory memorandum or similar information to assess whether proposed regulations or ordinances may involve warning signals of potential constitutional issues. If so, agencies should further review specific impacts on property subject to the action along with regulatory alternatives. It also may be desirable to consult with legal counsel.

Whether this process needs to be formalized in any particular way is an open question. Many government agencies already assess proposed actions in a similar manner. The extent of the assessment necessarily depends on the type of regulatory action, the specific impact on private property, and the potential fiscal consequences to the agency of exceeding the constitutional limitations. It must be emphasized that the nature of any applied takings analysis is *ad hoc*, based on the specific facts at hand.

Government agencies should have the discretion to determine the extent of the assessment, along with the form and distribution of any reports. See Laws of 1991, 1st Ex. Sess., ch. 32, § 18(4). At a minimum, however, state agency and local government actions implementing the Growth Management Act programs, such as planning under the Growth Management Act, should be assessed by both staff and legal counsel to the government entity. Examples of these actions include the adoption of development regulations and designations for natural resource lands and critical areas, and the establishing of policies or guidelines for conditions, exactions or impact fees incident to permit approvals.

As noted above, the Attorney General's Office will hold public hearings to accept public comment on (1) whether a more formal assessment process by government agencies is necessary or desirable; and (2) whether an advising memorandum should be distributed to government agencies and what information should be included.

STATE OF WASHINGTON ATTORNEY GENERAL'S DRAFT ADVISORY MEMORANDUM FOR EVALUATION OF PROPOSED REGULATORY OR ADMINISTRATIVE ACTIONS TO AVOID UNCONSTITUTIONAL TAKINGS OF PRIVATE PROPERTY

INTRODUCTION

Government agencies, exercising regulatory authority which impacts the use of property, must be sensitive to the constitutional limits on their authority, and thereby respect private property rights. The failure to recognize these constitutional limits erodes public confidence in government. It may also subject the government agency to liability for costs and damages associated with the invalidation of the governmental regulatory action, or the imposition of an obligation to pay compensation for the taking of the property.

The purpose of this advisory memorandum is to provide a tool to assist state agencies and local government in evaluating whether proposed administrative or regulatory actions may violate constitutional limitations. The

memorandum focuses on regulatory actions which impact real property rather than personal property. This memorandum is intended as an internal management tool for agency decisionmakers and should not be construed as an opinion by the Attorney General on whether a specific action constitutes a taking or a violation of substantive due process. Legal counsel should be consulted for advice as to any particular action which may involve a constitutional taking or due process violation.

I. GENERAL PRINCIPLES.

A. Takings Clause.

The fifth amendment to the United States Constitution provides that private property shall not be taken for public use without just compensation. Article 1, section 16 of the Washington Constitution provides that private property "may not be taken or damaged . . . without just compensation." The government may not, therefore, take property except for public purposes within its constitutional authority and only upon payment of just compensation.

The government has historically used the formal exercise of the power of eminent domain for acquiring private property for public use. The government may become liable for the payment of just compensation to private property owners whose land has been either physically occupied or invaded by the government on a permanent or temporary basis.

Land use regulation does not ordinarily constitute a taking of property. A regulation, however, which destroys a fundamental attribute of ownership, or enhances a publicly owned right in the property, may constitute a taking of property. The remedy for a regulatory taking is the payment of compensation to the property owner. If the government abandons the action found to be a taking, the government may nonetheless be liable for damages relating to the temporary deprivation of any property rights.

B. Substantive Due Process.

The fourteenth amendment to the United States Constitution has been interpreted by courts to include a right of substantive due process which protects an individual's property from excessively burdensome regulation. There is also a due process clause in article 1, section 3 of the Washington Constitution. All police power regulation is subject to this limitation. If a land use regulation or ordinance is found to excessively burden an individual's property interest, the remedy is invalidation of the regulation or ordinance. A property owner who prevails in a successful challenge to a government regulation may be eligible for recovery of attorney's fees under the Civil Rights Attorney's Fees Awards Act of 1976, 42 U.S.C. § 1988, and possibly damages under 42 U.S.C. § 1983.

C. Government Regulatory Authority.

The government has the authority and responsibility to protect the public health, safety and welfare. This is an inherent attribute of sovereignty. Pursuant to this authority the government may properly regulate or limit the use of property.

The government may take action to regulate property use for public health and safety purposes. Examples include abatement of public nuisances, termination of illegal activity, and the establishment of building codes, safety standards or sanitary requirements. The regulations must be designed to counter the identified risk and advance public health and safety. They must not be more restrictive than necessary to alleviate the risk.

The government may limit the use of property through land use planning, zoning ordinances, setback requirements and environmental regulations. The land use regulation however may not go too far. The regulation may not have the effect of taking so much value from the property that it has no profitable use to the owner. Resolution of this question generally involves an analysis of the nature and purpose of the regulation and the impact on the property in question.

The government may establish conditions or requirements for potential uses of property which may have adverse impacts. Conditions may include the granting of easements, donation of property for public use, and the payment of impact fees in certain situations. Those conditions however must tend to mitigate the potential adverse impact of the desired use and substantially advance the public interest.

There is a presumption of validity to governmental action. A person challenging an action or ordinance generally must exhaust available administrative remedies before seeking court review and has the burden of proving that the action or ordinance violates the constitutional provision.

II. THE WASHINGTON SUPREME COURT'S ANALYTICAL APPROACH.

A recent opinion of the Washington Supreme Court provides a useful analytical framework for the application of both the takings and substantive due process provisions. See Presbytery of Seattle v. King Cy., 114 Wn.2d 320, 787 P.2d 907 (1990). This opinion is a necessary starting point for agency decisionmakers because the opinion will be utilized by courts and lawyers in resolving constitutional challenges arising in state courts. This opinion should be carefully read in the context of United States Supreme Court decisions on specific points. Appendix A is a list of relevant cases.

The opinion initially explains when each constitutional limitation applies. All regulations are subject to the substantive due process "unduly oppressive" constraint. The Washington Supreme Court indicated, however, that the takings clause applies only to a narrow range of regulatory activity. To determine whether the takings clause may be applicable in a particular situation, the court must make a threshold inquiry.

If the purpose of the regulation is to prevent a public harm, that is, if it is intended to safeguard the public interest in health, safety, the environment, or the fiscal integrity of the area, then it is subject to the substantive due process requirements only, but not the takings clause. If, however, the regulation goes beyond preventing a public harm and actually enhances a publicly owned right in the property, it is subject to both the

substantive due process and the takings clauses of the constitution.

If the regulation denies the owner a fundamental attribute of ownership (i.e., the right to possess, to exclude others, or to dispose of property), it will be subject to both the substantive due process and takings provisions of the constitution.

A. Substantive Due Process.

All land use regulations are subject to substantive due process requirements. In assessing whether a regulation has exceeded constitutional limitations, the court must consider three questions. First, is the regulation aimed at achieving a legitimate public purpose? There must be a public problem or "evil" for there to be a legitimate public purpose. Second, is the method used in the regulation reasonably necessary to achieve the public purpose? The regulation must tend to solve the public problem. Third, is the regulation unduly oppressive on the landowner? If so, there may be a due process violation. The "unduly oppressive" inquiry involves balancing the public's interests against those of the regulated landowner.

Factors to be considered in analyzing whether a regulation is unduly oppressive include:

1. The nature of the harm sought to be avoided.
2. The availability and effectiveness of less drastic protective measures.
3. The economic loss suffered by the property owner.
4. Other factors.
 - a. On the public's side, the seriousness of the public problem, the extent to which the owner's land contributes to it, the degree to which the proposed regulation solves it and the feasibility of less oppressive solutions.
 - b. On the owner's side, the amount and percentage of value loss, the extent of remaining uses, past, present and future uses, the temporary or permanent nature of the regulation, the extent to which the owner should have anticipated such regulation and how feasible it is for the owner to alter present or currently planned uses.

The remedy for a violation of substantive due process is invalidation of the regulation. A property owner may also recover attorney fees and possibly damages in some situations.

B. Regulatory Takings.

If the regulation denies a fundamental attribute of ownership or enhances a publicly owned right in the property, the court must assess whether there has been a violation of the takings clause. First, the court must ask whether the regulation substantially advances a legitimate state interest. If it does not, then a taking has occurred and compensation is required.

If the regulation substantially advances a legitimate state interest, the court must then consider the extent of

the economic impact on the property subject to the regulation. If it is alleged that the application of the regulation to any property would constitute a taking (referred to as a facial challenge to the regulation), the challenger must show that the regulation denies all economically viable use of the property subject to the regulation.

If the challenge is to the way the regulation is applied to a particular property, the court must consider the following factors: (1) the economic impact of the regulation on the property; (2) the extent of the regulation's interference with investment-backed expectations; and (3) the character of the governmental action.

If the court determines that a taking has occurred, then just compensation is mandated. If the taking was due to an overly severe land use regulation, and was temporary and reversible, the government has the option of curing the taking, or maintaining the status quo by exercising its eminent domain power. Whichever it chooses, just compensation must be paid for the period during which the taking is effective.

III. WARNING SIGNALS.

A principal factor in the determination of whether there has been an unconstitutional taking or a violation of substantive due process is the nature and extent of the impact on the property. The following are examples of situations which may raise constitutional issues and should be carefully reviewed by government agencies and their attorneys.

1. Regulation which denies a fundamental attribute of ownership.

Regulations which deny the landowner a fundamental right of ownership, including the right to possess, exclude others, and dispose of all or a portion of the property are potential takings.

The United States Supreme Court has held that the following types of regulations have effected takings: compelling an owner of waterfront property to grant a public easement; allowing public navigation of a formerly non-navigable private pond; and barring the inheritance of certain interests in land held by individual members of an Indian tribe.

Similarly, Washington courts have considered as takings regulations which precluded houseboat moorage owners from terminating leases to regain possession; compelled a landowner to dedicate a strip of property to widen a public road; and barred a landowner from exercising an easement.

The magnitude of the economic impact on the entire property is irrelevant if the regulation destroys a fundamental attribute of ownership. The economic impact would, however, be relevant to the issue of compensation.

An important qualification to the general

rule involves requiring a landowner to grant public access or to dedicate land to public facilities, as a condition for approving a requested use. If the regulatory exaction is reasonably and specifically designed to prevent or compensate for adverse impacts of the proposed development on legitimate public interests worthy of government protection, there is no taking.

2. Regulation or action resulting in a permanent physical occupation and use of private property.

Regulation or action resulting in a permanent physical occupation and use of all or a portion of private property will generally constitute a taking. For example, a regulation which required landlords to allow the installation of cable television boxes in their apartments was found to constitute a taking. The right to exclusively occupy property is considered a fundamental property right.

As noted above, however, a regulatory exaction may not constitute a taking if the purpose is to compensate for impacts created by the landowner.

3. Deprivation of all economically viable uses of property.

Deprivation of all economically viable uses of the property may constitute a substantive due process violation or a taking.

Unlike warning signals one and two, it is important to analyze the regulation's effect on the property as a whole, and not just the impact on a portion of the property. It is also important to assess whether there is any profitable use of the property available. The remaining use does not necessarily have to be the owner's planned use, a prior use or the highest and best use of the property.

4. Regulation which has a significant impact on the landowner's economic interest.

A regulation which has a significant impact on the owner's economic interest may violate substantive due process. If the economic impact is excessively burdensome under the circumstances considering the public goal, or the goal could have been achieved by less oppressive means, the regulation may be invalidated.

Severe reductions in property value conceivably could constitute a taking. A number of court decisions, however, involving regulatory actions which resulted in substantial reductions in property values did not find a taking.

5. Excessive impact fees as a condition of issuing a permit.

Impact fees which are reasonably related and proportional to the regulated activity and the public objective at issue do not constitute a taking if they are imposed for the purposes stated in the Growth Management Act, chapter 36.70A RCW, and also chapter 82.02 RCW. However, an impact fee which is disproportionately high may be considered a taking. See RCW 82.02.050-060. See also chapter 64.40 RCW. Under chapter 64.40 RCW, a property owner also has a cause of action for damages if an agency has made a decision on a permit which it actually knew, or should have known, was unlawful or in excess of its authority.

6. Excessive dedications of property as a condition of issuing a permit.

As noted above, a regulation may require a landowner to dedicate property rights for public use if the regulatory exaction is reasonably calculated to prevent, or compensate for, adverse public impacts of the proposed development. If the requested dedication is not reasonably calculated to prevent or compensate for adverse impacts, it may raise a takings issue.

APPENDIX A AUTHORITIES

I. FEDERAL CASES

1. Nollan v. California Coastal Comm'n, 483 U.S. 825 (1987).
2. First English Evangelical Lutheran Church v. County of Los Angeles, 82 U.S. 304 (1987).
3. Keystone Bituminous Coal Ass'n v. DeBenedictis, 480 U.S. 470 (1987).
4. Williamson Cy. Reg. Planning Comm'n v. Hamilton Bank, 473 U.S. 172 (1985).
5. Loretto v. Teleprompter Manhattan CATV Corp., 458 U.S. 419 (1982).
6. Agins v. Tiburon, 447 U.S. 255 (1980).
7. Penn Central Transp. Co. v. City of New York, 438 U.S. 104 (1978).
8. Goldblatt v. Hempstead, 369 U.S. 590 (1962).
9. Village of Euclid v. Ambler Realty Co., 272 U.S. 365 (1926).
10. Pennsylvania Coal Ass'n v. Mahon, 260 U.S. 393 (1922).

II. WASHINGTON STATE CASES

1. Presbytery of Seattle v. King Cy., 114 Wn.2d 320, 787 P.2d 907, cert. denied, 111 S. Ct. 284 (1990).
2. Unlimited v. Kitsap Cy., 50 Wn. App. 723, 750 P.2d 651, review denied, 111 Wn.2d 1008 (1988).
3. Orion Corp. v. Washington, 109 Wn.2d 621, 747 P.2d 1062 (1987), cert. denied, 486 U.S. 1022 (1988) (Orion II).
4. West Main Assocs. v. Bellevue, 106 Wn.2d 47, 720 P.2d 782 (1986).

5. Orion Corp. v. Washington, 103 Wn.2d 441, 693 P.2d 1369 (1985) (Orion I).
6. Granat v. Keasler, 99 Wn.2d 564, 663 P.2d 830 (1983).
7. Department of Natural Resources v. Thurston Cy., 92 Wn.2d 656, 601 P.2d 494 (1979), cert. denied, 449 U.S. 830 (1980).
8. Duckworth v. Bonney Lake, 91 Wn.2d 19, 586 P.2d 860 (1978).
9. Rains v. Department of Fisheries, 89 Wn.2d 740, 575 P.2d 1057 (1978).
10. Maple Leaf Investors, Inc. v. Dep't of Ecology, 88 Wn.2d 726, 565 P.2d 1162 (1977).

**WSR 91-21-127
EMERGENCY RULES
DEPARTMENT OF
NATURAL RESOURCES**

[Order 590—Filed October 23, 1991, 12:39 p.m.]

Date of Adoption: October 23, 1991.

Purpose: Lifting outdoor rule burn restrictions in western Washington and continuation of restrictions in eastern Washington.

Citation of Existing Rules Affected by this Order: Repealing WAC 332-26-084.

Statutory Authority for Adoption: RCW 76.04.165.

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

Reasons for this Finding: Weather conditions have created a situation of decreased fire danger in western Washington, whereby the need to suspend rule burn privileges on department protected lands in western Washington is no longer needed for the protection of life and property. Restrictions remain in eastern Washington.

Effective Date of Rule: Immediately.

October 23, 1991
Brian J. Boyle
Commissioner of
Public Lands

NEW SECTION

WAC 332-26-086 AMENDED OUTDOOR RULE SUSPENSION. *Effective midnight Wednesday, October 23, 1991 to midnight Thursday, October 31, 1991 privileges to have an outdoor fire without a written burning permit, as allowed by WAC 332-24-201 and WAC 332-24-205, on lands protected by the Department of Natural Resources in Chelan, Kittitas, Yakima, Klickitat, Walla Walla, Garfield, Columbia, Asotin, Okanogan, Ferry, Stevens, Pend Oreille, Spokane, and Lincoln counties continue suspended: PROVIDED, That campfires and barbecues in established and approved campgrounds are exempt from these restrictions.*

The outdoor rule burn suspension in Whatcom, Skagit, Snohomish, San Juan, Island, King, Pierce, Kitsap, Mason, Jefferson, Clallam, Grays Harbor, Thurston, Lewis, Pacific, Wahkiakum, Cowlitz, Clark, and Skamania counties is lifted.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 332-26-084 Suspending Rule Burns

**WSR 91-21-128
NOTICE OF PUBLIC MEETINGS
FOREST PRACTICES BOARD
[Memorandum—October 23, 1991]**

**WATERSHED ANALYSIS AND WETLANDS—
PREPROPOSAL PACKAGE**

The Forest Practices Board and the Department of Ecology are considering the development and adoption of regulations relating to forest practices, including rules addressing the cumulative effects of forest management operations and wetland rules. As part of this effort, the board and ecology are developing a watershed analysis system to address concerns relating to forest practices. The current approach to the watershed analysis system is in WAC 222-16-040 (see WSR 91-17-071; part B).

The board and ecology plan to propose permanent watershed analysis rules and wetland rules no later than March of 1992. The board and ecology requests that oral or written comments be provided on a number of key elements associated with development of a watershed analysis system and on a number of issues related to regulation of forest practices in and around wetlands. Please note the board and DOE are seeking public input prior to developing proposed rule language. The final proposal will receive additional public comment during the formal Administrative Procedure Act rule adoption process.

A detailed review package has been prepared that provides background information on a field analysis process, identifies key elements of a watershed analysis system, describes possible approaches, includes one example of a watershed analysis system and raises a series of questions on which the board and ecology seek input. The package also contains a discussion of alternative ways to regulate forest practices in and around wetlands. Copies of this package are available in the Department of Natural Resources regional offices or from Ed Summerfield, 1007 South Washington Street, Mailstop EL-03, Olympia, WA 98504, (206) 753-5315 or David Roberts, Mailstop PV-11, P.O. Box 47600, Olympia, WA 98504-7600, (206) 438-7088.

Informal public hearings will be at the following dates to explain the watershed analysis concept and receive public comments on possible approaches:

Wednesday
November 13
Spokane
7:00 p.m.
Spokane County Health Department
Auditorium Room 140
West 1101 College Avenue
Spokane, WA 99201

Thursday
November 14
Yakima
7:00 p.m.
Martin Luther King Room-Hops SUB
Yakima Valley Community College
Nob Hill Boulevard and 16th Avenue
Yakima, Washington 98902

Tuesday
November 19
Everett
7:00 p.m.
Jackson Center
Everett Community College
801 Wetmore Everett, WA 98201

(Directions: Enter ECC main parking lot from Tower Street, off Broadway)

Wednesday
November 20
Port Angeles
7:00 p.m.
Port Angeles High School Library
304 East Park
Port Angeles, WA 98362

Thursday
November 21
Longview
7:00 p.m.
Cowlitz County PUD
Public Service Room
960 Commerce Avenue
Longview, WA 98632

A brief overview of the watershed analysis and forest wetland materials will be provided at these hearings followed by a period for public comments. Because of anticipated interest in these hearings, it may be necessary to limit oral comments to three minutes. Please provide written comments.

Written comments may be submitted at the hearings or sent to the board and ecology via Ed Summerfield or David Roberts at the above addresses. Comments must be received no later than December 15, 1991. Any questions about this process should be addressed to Ed Summerfield or David Roberts.

WSR 91-21-129
PROPOSED RULES
HIGHER EDUCATION
PERSONNEL BOARD
[Filed October 23, 1991, 1:24 p.m.]

Original Notice.

Title of Rule: WAC 251-01-395 Supervisor.

Purpose: To establish how many employees over which one must have supervisory responsibility in order to meet the requirements of the definition.

Statutory Authority for Adoption: RCW 28B.16.100.

Statute Being Implemented: Chapter 28B.16 RCW.

Summary: Proposal would require supervision of at least two full-time equivalent employees to be considered a supervisor.

Reasons Supporting Proposal: Modification creates consistency between the executive exemption criteria of the Fair Labor Standards Act and the supervisor definition.

Name of Agency Personnel Responsible for Drafting: Jamie McNamara, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-0653; Implementation and Enforcement: John Spitz, Director, 1202 Black Lake Boulevard, FT-11, Olympia, 98504, 753-3730.

Name of Proponent: Higher Education Personnel Board staff, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The existing rule does not specify how many employees must be supervised in order to meet the supervisor definition. This proposal would formally establish a minimum number to be supervised.

Proposal Changes the Following Existing Rules: Interpretation of existing rule may allow one who supervises one FTE to qualify as supervisor. That would change to two.

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

Hearing Location: South Campus Center, Room #248/250, University of Washington, Seattle, Washington, on December 5, 1991, at 10:00 a.m.

Submit Written Comments to: Jamie McNamara, 1202 Black Lake Boulevard, FT-11, Olympia, WA 98504, by December 4, 1991.

Date of Intended Adoption: December 5, 1991.

October 23, 1991

John A. Spitz
Director

AMENDATORY SECTION (Amending Order 147, filed 4/22/86)

WAC 251-01-395 SUPERVISOR. Any individual having authority, in the interest of the employer, to hire, transfer, suspend, lay-off, recall, promote, discharge, assign, reward or discipline ((~~other~~)) two or more full-time equivalent employees, or responsibility to direct them or adjust their grievances, or effectively to recommend such action if in connection with the foregoing the exercise of such authority is not of a merely routine or clerical nature, but requires the use of independent judgment.

WSR 91-21-130
PROPOSED RULES
DEPARTMENT OF HEALTH
(Board of Health)

[Filed October 23, 1991, 2:08 p.m.]

Original Notice.

Title of Rule: Chapter 246-100 WAC, Communicable and certain other diseases; chapter 246-110 WAC, Contagious diseases—School districts and day care centers; chapter 246-203 WAC, General sanitation; chapter 246-271 WAC, Public sewage; chapter 246-272 WAC, On-site sewer system; chapter 246-280 WAC, Recreational shellfish beaches; chapter 246-282 WAC, Sanitary control of shellfish; chapter 246-334 WAC, Disposition of human remains; chapter 246-358 WAC, Temporary-worker housing (formerly labor camps); chapter 246-360 WAC, Transient accommodations; chapter 246-366 WAC, Primary and secondary schools; chapter 246-374 WAC, Outdoor music festivals; chapter 246-376 WAC, Camps; chapter 246-378 WAC, Mobile home parks; chapter 246-490 WAC, Vital statistics; chapter 246-520 WAC, Kidney centers; chapter 246-650 WAC, Newborn screening; and chapter 246-760 WAC, Auditory and visual standards—School districts.

Purpose: To make housekeeping changes to update references regarding: Obsolete WACs and RCWs; agency name and address information; terminology used by the board; and to improve readability.

Statutory Authority for Adoption: WAC 246-100-011 is RCW 43.20.050 and 70.24.130; WAC 246-100-016 is RCW 43.20.050 and 70.24.130; WAC 246-100-021 is RCW 43.20.050, 70.24.130 and 70.104.055; WAC 246-100-026 is RCW 43.20.050; WAC 246-100-031 is RCW 43.20.050; WAC 246-100-036 is RCW 43.20.050 and 70.24.130; WAC 246-100-041 is RCW 43.20.050; WAC 246-100-046 is RCW 43.20.050; WAC 246-100-071 is RCW 43.20.050; WAC 246-100-072 is RCW 43.20.050 and 70.24.130; WAC 246-100-076 is RCW 43.20.050; WAC 246-100-081 is RCW 43.20.050; WAC 246-100-086 is RCW 43.20.050 and 70.104.055; WAC 246-100-171 is RCW 43.20.050; WAC 246-100-176 is RCW 43.20.050; WAC 246-100-181 is RCW 43.20.050; WAC 246-100-196 is RCW 43.20.050; WAC 246-100-201 is RCW 43.20.050; WAC 246-100-206 is RCW 43.20.050 and 70.24.130; WAC 246-100-207 is RCW 43.20.050 and 70.24.130; WAC 246-100-208 is RCW 43.20.050 and 70.24.130; WAC 246-100-209 is RCW 43.20.050 and 70.24.130; WAC 246-100-217 is RCW 43.20.050 and 70.104.055; WAC 246-100-226 is RCW 43.20.050; WAC 246-100-231 is RCW 43.20.050; WAC 246-100-236 is RCW 43.20.050; chapter 246-110 WAC is RCW 43.20.050; chapter 246-203 WAC is RCW 43.20.050; chapter 246-271 WAC is RCW 43.20.050; chapter 246-272 WAC is RCW 43.20.050; chapter 246-280 WAC is RCW 43.20.050; chapter 246-282 WAC is RCW 69.30.030; chapter 246-334 WAC is RCW 43.20.050; chapter 246-358 WAC is RCW 43.20.050 and 70.54.110; chapter 246-360 WAC is RCW 70.62.240; chapter 246-366 WAC is RCW 43.20.050; chapter 246-374 WAC is RCW 43.20.050 and 70.108.040; chapter 246-376 WAC

is RCW 43.20.050; chapter 246-378 WAC is RCW 43.20.050 and 59.20.190; chapter 246-490 WAC is RCW 43.20.050; chapter 246-520 WAC is RCW 43.20.050; chapter 246-650 WAC is RCW 43.20.050 and 70.83.050; and chapter 246-760 WAC is RCW 43.20.050 and 28A.210.020.

Summary: This rule action makes only housekeeping changes.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Leslie Baldwin, 1300 Quince Street S.E., Olympia, WA, 586-6894.

Name of Proponent: State Board of Health, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: This rule action makes housekeeping changes to correct references regarding: Obsolete WACs and RCWs; agency name and address information; terminology used by the board; and improves readability.

Proposal does not change existing rules.

Housekeeping changes.

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

Hearing Location: W. R. Giedt Public Health Laboratory, 1610 N.E. 50th, Seattle, WA 98155, on December 11, 1991, at 9:30 a.m.

Submit Written Comments to: Leslie Baldwin, Rules Coordinator, 1300 Quince Street S.E., Olympia, WA 98504, by December 10, 1991.

Date of Intended Adoption: December 11, 1991.

October 22, 1991

Sylvia Beck

Executive Director

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

WAC 246-100-011 DEFINITIONS. The following definitions shall apply in the interpretation and enforcement of chapter (~~246-100~~) 246-100 WAC:

(1) "Acquired immunodeficiency syndrome (AIDS)" means an illness characterized by the diseases and conditions defined and described by the Centers for Disease Control, U.S. Public Health Services, Morbidity and Mortality Weekly Report (MMWR), August 14, 1987, Volume 36, Number 1S.

(2) "AIDS counseling" means counseling directed toward:

(a) Increasing the individual's understanding of acquired immunodeficiency syndrome; and

(b) Assessing the individual's risk of HIV acquisition and transmission; and

(c) Affecting the individual's behavior in ways to reduce the risk of acquiring and transmitting HIV infection.

(3) "Board" means the Washington state board of health.

(4) "Carrier" means a person harboring a specific infectious agent and serving as a potential source of infection to others, but who may or may not have signs and/or symptoms of the disease.

(5) "Case" means a person, alive or dead, having been diagnosed to have a particular disease or condition by a health care provider with diagnosis based on clinical or laboratory criteria or both.

(6) "Category A disease or condition" means a reportable disease or condition of urgent public health importance, a case or suspected case of which must be reported to the local or state health officer immediately at the time of diagnosis or suspected diagnosis.

(7) "Category B disease or condition" means a reportable disease or condition of public health importance, a case of which must be reported to the local health officer no later than the next working day following date of diagnosis.

(8) "Category C disease or condition" means a reportable disease or condition of public health importance, a case of which must be reported to the local health officer within seven days of diagnosis.

(9) "Child day care facility" means an agency regularly providing care for a group of children for less than twenty-four hours a day and subject to licensing under chapter 74.15 RCW.

(10) "Communicable disease" means an illness caused by an infectious agent which can be transmitted from one person, animal, or object to another person by direct or indirect means including transmission via an intermediate host or vector, food, water, or air.

(11) "Contact" means a person exposed to an infected person, animal, or contaminated environment which might provide an opportunity to acquire the infection.

(12) "Department" means the Washington state department of social and health services.

(13) "Detention" or "detainment" means physical restriction of activities of an individual by confinement, consistent with WAC ((~~248-100-206~~) 246-100-206(8)), for the purpose of monitoring and eliminating behaviors presenting imminent danger to public health and may include physical plant, facilities, equipment, and/or personnel to physically restrict activities of the individual to accomplish such purposes.

(14) "Food handler" means any person preparing, processing, handling, or serving food or beverages for people other than members of his or her household.

(15) "Food service establishment" means any establishment where food or beverages are prepared for sale or service on the premises or elsewhere, and any other establishment or operation where food is served or provided for the public with or without charge.

(16) "Health care facility" means:

(a) Any facility or institution licensed under chapter 18.20 RCW, boarding home, chapter 18.46 RCW, maternity homes, chapter 18.51 RCW, nursing homes, chapter 70.41 RCW, hospitals, or chapter 71.12 RCW, private establishments, clinics, or other settings where one or more health care providers practice; and

(b) In reference to a sexually transmitted disease, other settings as defined in chapter 70.24 RCW.

(17) "Health care provider" means any person having direct or supervisory responsibility for the delivery of health care or medical care who is:

(a) Licensed or certified in this state under Title 18 RCW; or

(b) Is military personnel providing health care within the state regardless of licensure.

(18) "HIV testing" means conducting a laboratory test or sequence of tests to detect the human immunodeficiency virus (HIV) or antibodies to HIV performed in accordance with requirements to WAC ((~~248-100-207~~) 246-100-207).

(19) "Infection control measures" means the management of infected persons, persons suspected to be infected, and others in such a manner as to prevent transmission of the infectious agent.

(20) "Isolation" means the separation or restriction of activities of infected persons, or of persons suspected to be infected, from other persons to prevent transmission of the infectious agent.

(21) "Laboratory director" means the director or manager, by whatever title known, having the administrative responsibility in any medical laboratory.

(22) "Local health department" means the city, town, county, or district agency providing public health services to persons within the area, as provided in chapter 70.05 RCW and chapter 70.08 RCW.

(23) "Local health officer" means the individual having been appointed under chapter 70.05 RCW as the health officer for the local health department, or having been appointed under chapter 70.08 RCW as the director of public health of a combined city-county health department.

(24) "Medical laboratory" means any facility analyzing specimens of original material from the human body for purposes of patient care.

(25) "Nosocomial infection" means an infection acquired in a hospital or other health care facility.

(26) "Outbreak" means the occurrence of cases of a disease or condition in any area over a given period of time in excess of the expected number of cases.

(27) "Post-test counseling" means counseling after the HIV test when results are provided and directed toward:

(a) Increasing the individual's understanding of human immunodeficiency virus (HIV) infection;

(b) Affecting the individual's behavior in ways to reduce the risk of acquiring and transmitting HIV infection;

(c) Encouraging the individual testing positive to notify persons with whom there has been contact capable of spreading HIV;

(d) Assessing emotional impact of HIV test results; and

(e) Appropriate referral for other community support services.

(28) "Pretest counseling" means counseling provided prior to HIV testing and aimed at:

(a) Helping an individual to understand:

(i) Ways to reduce the risk of human immunodeficiency virus (HIV) transmission;

(ii) The nature, purpose, and potential ramifications of HIV testing;

(iii) The significance of the results of HIV testing; and

(iv) The dangers of HIV infection; and

(b) Assessing the individual's ability to cope with the results of HIV testing.

(29) "Principal health care provider" means the attending physician or other health care provider recognized as primarily responsible for diagnosis and treatment of a patient or, in the absence of such, the health care provider initiating diagnostic testing or therapy for a patient.

(30) "Quarantine" means the separation or restriction on activities of a person having been exposed to or infected with an infectious agent, to prevent disease transmission.

(31) "Reportable disease or condition" means a disease or condition of public health importance, a case of which, and for certain diseases, a suspected case of which, must be brought to the attention of the local health officer.

(32) "School" means a facility for programs of education as defined in RCW 28A.31.102 (preschool and kindergarten through grade twelve).

(33) "Sexually transmitted disease (STD)" means a bacterial, viral, fungal, or parasitic disease or condition which is usually transmitted through sexual contact, including:

(a) Acute pelvic inflammatory disease;

(b) Chancroid;

(c) Chlamydia trachomatis infection;

(d) Genital and neonatal herpes simplex;

(e) Genital human papilloma virus infection;

(f) Gonorrhea;

(g) Granuloma inguinale;

(h) Hepatitis B infection;

(i) Human immunodeficiency virus infection (HIV) and acquired immunodeficiency syndrome (AIDS);

(j) Lymphogranuloma venereum;

(k) Nongonococcal urethritis (NGU); and

(l) Syphilis.

(34) "State health officer" means the person designated by the secretary of the department to serve as statewide health officer, or, in the absence of such designation, the person having primary responsibility for public health matters in the state.

(35) "Suspected case" means a person whose diagnosis is thought likely to be a particular disease or condition with suspected diagnosis based on signs and symptoms, laboratory evidence, or both.

(36) "Unusual communicable disease" means a communicable disease which is not commonly seen in the state of Washington but which is of general public health concern including, but not limited to, Lassa fever, smallpox, typhus, and yellow fever.

(37) "Veterinarian" means an individual licensed under provisions of chapter 18.92 RCW, veterinary medicine, surgery, and dentistry and practicing animal health care.

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

WAC 246-100-016 CONFIDENTIALITY. Identifying information about any individual with a reportable disease or condition pursuant to chapter ((~~248-100~~) 246-100 WAC shall be protected by persons with knowledge of such identity.

(1) Health care providers, employees of a health care facility or medical laboratory, and other individuals with knowledge of a person with sexually transmitted disease, following the basic principles of health care providers, which respect the human dignity and confidentiality of patients:

(a) May disclose identity of a person or release identifying information only as specified in RCW 70.24.105; and

(b) Shall establish and implement policies and procedures to maintain confidentiality related to a patient's medical information.

(2) For the purpose of RCW 70.24.105(6), customary methods for exchange of medical information shall be limited as follows:

(a) Health care providers may exchange confidential medical information related to HIV testing, HIV test results, and confirmed HIV or confirmed STD diagnosis and treatment in order to provide health care services to the patient. Meaning:

(i) The information shared impacts the care or treatment decisions concerning the patient; and

(ii) The health care provider requires the information for the patient's benefit.

(b) "Health care services to the patient" means personal interaction, treatment, consultation, or intervention for patient care.

(c) Health care facility administrators are authorized to permit access to medical information as necessary to fulfill professional duties. Health care facility administrators shall advise those persons permitted access under this section of the requirement to maintain confidentiality of such information as defined under this section and chapter 70.24 RCW. Professional duties means the following or functionally similar activities:

- (i) Medical record or chart audits;
- (ii) Peer reviews;
- (iii) Quality assurance;
- (iv) Utilization review purposes;
- (v) Research review board reviews under chapter 42.48 RCW;
- (vi) Risk management; and
- (vii) Reviews required under federal or state law or rules.

(d) Health care facility administrators and health care providers responsible for office management are authorized to permit access to a patient's medical information and medical record by health care facility and medical staff or office staff to carry out duties required for care and treatment of a patient and the management of medical information and the patient's medical record.

(e) Health care facility administrators are authorized to permit exchange of medical information for training and teaching of health care providers and students when exchange of confidential medical information is necessary for such training and specifically related to the care of the patient.

(3) Health care providers, employees of a health care facility or medical laboratory, and other individuals with knowledge of a person with a reportable disease or condition, other than those specified in subsections (1) and (2) of this section, shall release identifying information only to other individuals responsible for protecting the health and well being of the public through control of communicable and certain other diseases.

(4) Local and state health department personnel shall maintain individual case reports as confidential records consistent with WAC ((~~248-100-091~~)) 246-100-091.

(5) The Washington state public health laboratory, other laboratories approved as public health referral laboratories, and any persons, institutions, or facilities submitting specimens or records containing patient-identifying information shall maintain the identifying information accompanying submitted laboratory specimens as confidential records.

(6) Statistical summaries and epidemiologic studies based on individual case reports may be public information provided no individual is identified.

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

WAC 246-100-021 RESPONSIBILITIES AND DUTIES—HEALTH CARE PROVIDERS. Every health care provider, as defined in chapter ((~~248-100~~)) 246-100 WAC, shall:

(1) Provide adequate, understandable instruction in control measures designed to prevent the spread of disease to:

- (a) Each patient with a communicable disease under his or her care,
- (b) Family of a patient with a communicable disease,
- (c) Contacts and others as appropriate to prevent spread of disease.

(2) Ensure notification of the local health officer or local health department regarding:

(a) Cases of reportable diseases and conditions. See WAC ((~~248-100-071, 248-100-076, and 248-100-081~~)) 246-100-071, 246-100-076, and 246-100-081;

(b) Outbreaks or suspected outbreaks of disease. See WAC ((~~248-100-071, 248-100-076, and 248-100-081~~)) 246-100-071, 246-100-076, and 246-100-081;

(c) Known barriers which might impede or prevent compliance with orders for infection control or quarantine; and

(d) Name, address, and other pertinent information for any case or carrier refusing to comply with prescribed infection control measures.

(3) Cooperate with public health authorities during investigation of:
(a) Circumstances of a case or suspected case of a reportable disease or condition or other communicable disease, and

(b) An outbreak or suspected outbreak of illness.

Comply with requirements in WAC ((~~248-100-206, 248-100-211, and 248-100-217~~)) 246-100-206, 246-100-211, and 246-100-217.

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

WAC 246-100-026 RESPONSIBILITIES AND DUTIES—VETERINARIANS. (1) Veterinarians shall:

(a) Notify the local health officer of any human case, suspected case, outbreak, or suspected outbreak of reportable disease listed in WAC ((~~248-100-076~~)) 246-100-076;

(b) Notify the state veterinarian, Washington state department of agriculture, within one working day of any animal case, suspected case, outbreak, or suspected outbreak of:

- (i) Anthrax,
- (ii) Brucellosis,
- (iii) Equine encephalitis,
- (iv) Plague,
- (v) Rabies,
- (vi) Psittacosis, and
- (vii) Tuberculosis.

(2) Upon receipt of a report of human disease, the state health officer shall immediately notify the state veterinarian of reports of:

- (a) Anthrax,
- (b) Brucellosis,
- (c) Psittacosis,
- (d) Equine encephalitis,
- (e) Plague,
- (f) Rabies, and
- (g) Tuberculosis in an animal handler.

(3) Upon receipt of a report of animal disease, the state veterinarian shall notify the state health officer of reports of:

- (a) Anthrax,
- (b) Brucellosis excluding Strain 19 disease,
- (c) Psittacosis,
- (d) Equine encephalitis,
- (e) Plague,
- (f) Rabies, and
- (g) Tuberculosis.

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

WAC 246-100-031 RESPONSIBILITIES AND DUTIES—LABORATORY DIRECTORS. The director of each medical laboratory in the state shall:

(1) Register the laboratory with the department as described in WAC ((~~248-100-221~~)) 246-100-221.

(2) Submit microbiologic cultures or subcultures or appropriate clinical material to the Washington state public health laboratory or other laboratory designated by the state health officer, as described in WAC ((~~248-100-231~~)) 246-100-231.

(3) Report to the local health officer or state health officer certain positive test results, as described in WAC ((~~248-100-236~~)) 246-100-236.

(4) Cooperate with local and state health department personnel in the investigation of an outbreak, suspected outbreak, case, suspected case, carrier, or contact of a communicable disease or reportable disease or condition, as described in WAC ((~~248-100-241~~)) 246-100-241.

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

WAC 246-100-036 RESPONSIBILITIES AND DUTIES—LOCAL HEALTH OFFICERS. (1) The local health officer shall review and determine appropriate action for:

- (a) Each reported case or suspected case of a reportable disease or condition;
- (b) Any disease or condition considered a threat to public health;
- (c) Each reported outbreak or suspected outbreak of disease, requesting assistance from the department in carrying out investigations when necessary; and

(d) Instituting disease prevention and infection control, isolation, detention, and quarantine measures necessary to prevent the spread of communicable disease, invoking the power of the courts to enforce these measures when necessary.

(2) Local health officers shall:

(a) Submit reports to the state health officer as required in chapter ~~((248-100))~~ 246-100 WAC;

(b) Establish a system at the local health department for maintaining confidentiality of written records and written and telephoned disease case reports consistent with WAC ~~((248-100-016))~~ 246-100-016;

(c) Notify health care providers within the health district regarding requirements in this chapter;

(d) Distribute appropriate report forms to persons responsible for reporting;

(e) Notify the principal health care provider, if possible, prior to initiating a case investigation by the local health department;

(f) Make HIV testing, AIDS counseling, and pretest and post-test counseling, as defined in this chapter, available for voluntary, mandatory, and anonymous testing and counseling as required by RCW 70.24.400;

(g) Make information on anonymous HIV testing, AIDS counseling, and pretest and post-test counseling, as described under WAC ~~((248-100-208 and 248-100-209))~~ 246-100-208 and 246-100-209, available;

(h) Use identifying information on HIV-infected individuals provided according to WAC ~~((248-100-072))~~ 246-100-072 only;

(i) For purposes of contacting the HIV-positive individual to provide test results and post-test counseling; or

(ii) To contact sex and injection equipment-sharing partners; and

(j) Destroy documentation of referral information established in WAC ~~((248-100-072))~~ 246-100-072 and this subsection containing identities and identifying information on HIV-infected individuals and at-risk partners of those individuals immediately after notifying partners or within three months, whichever occurs first.

(3) Each local health officer has the authority to:

(a) Carry out additional steps determined to be necessary to verify a diagnosis reported by a health care provider;

(b) Require any person suspected of having a reportable disease or condition to submit to examinations required to determine the presence of the disease or condition; and

(c) Investigate any case or suspected case of a reportable disease or condition or other illness, communicable or otherwise, if deemed necessary.

(4) Local health officers shall conduct investigations and institute control measures consistent with those indicated in the ~~((fourteenth))~~ fifteenth edition ~~((1985))~~ 1990 of Control of Communicable Diseases in Man, edited by Abram S. Benenson, published by the American public health association, except:

(a) When superseded by more up-to-date measures, or

(b) When other measures are more specifically related to Washington state.

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

WAC 246-100-041 RESPONSIBILITIES AND DUTIES—STATE HEALTH OFFICER. (1) The state health officer shall have authority to:

(a) Require reporting of cases and suspected cases of disease and conditions in addition to those required in WAC ~~((248-100-076))~~ 246-100-076 for a period of time less than thirty-six months when:

(i) The disease or condition is newly recognized or recently acknowledged as a public health concern, and

(ii) Epidemiologic investigation based on reports of cases may contribute to understanding of the disease or condition, and

(iii) Written notification is provided to all local health officers regarding:

(A) Additional reporting requirements, and

(B) Rationale or justification for specifying the disease or condition as reportable.

(b) Require laboratories to submit specimens indicative of infections in addition to those required in WAC ~~((248-100-231))~~ 246-100-231 for a period of time less than thirty-six months, provided:

(i) The infection is of public health concern, and

(ii) Written notification is provided to all local health officers and all directors of medical laboratories registered as described in WAC ~~((248-100-221))~~ 246-100-221 explaining:

(A) Actions required, and

(B) Reason for the addition.

(2) The state health officer's authorization to require reporting of cases or submission of laboratory specimens, other than those specified in WAC ~~((248-100-076 and 248-100-231))~~ 246-100-076 and 246-100-231, shall expire thirty-six months from the date of written notification of local health officers and laboratory directors unless amended rules are adopted by the state board of health.

(3) The state health officer shall distribute periodic epidemiologic summary reports and an annual review of public health issues to local health officers and local health departments.

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

WAC 246-100-046 RESPONSIBILITIES AND DUTIES—CASES, SUSPECTED CASES, CARRIERS, CONTACTS, AND OTHERS. (1) Persons shall cooperate with public health personnel during:

(a) Investigation of the circumstances of a case, suspected case, outbreak, or suspected outbreak of a communicable or other disease or condition; and

(b) Implementation of infection control measures, including isolation and quarantine measures.

(2) Individuals having knowledge of a person with a reportable disease or condition may notify the local health officer as described in WAC ~~((248-100-071))~~ 246-100-071.

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

WAC 246-100-071 RESPONSIBILITY FOR REPORTING TO AND COOPERATING WITH THE LOCAL HEALTH DEPARTMENT. (1) A principal health care provider in attendance on a case of any reportable disease or condition shall report the case to the local health department as required in this chapter.

(2) Other health care providers in attendance on a case of a reportable disease or condition shall report the case to the local health department unless the case has already been reported.

(3) Health care facilities where more than one health care provider may be in attendance on a case of a reportable disease or condition may establish administrative procedures to assure forwarding of reports to the local health department without duplication. Neither the submission of a specimen to a public health laboratory as required in WAC ~~((248-100-231))~~ 246-100-231 nor the laboratory reporting a positive test result as required in WAC ~~((248-100-236))~~ 246-100-236 relieves the principal health care provider or health care facility from responsibility for reporting to the local health department.

(4) Individuals knowing about a person suspected to have any reportable disease or condition may report the name, other identifying information, and other known information described in WAC ~~((248-100-081))~~ 246-100-081 to the local health department.

(5) School principals, school nurses, and day care center operators knowing of a case or suspected case of a reportable disease or condition in the school or center shall notify the local health department.

(6) Each school teacher and day care worker knowing of a case or suspected case of a reportable disease or condition shall report the name and other identifying information to the principal, school nurse, or day care center operator.

(7) Medical laboratories shall report laboratory evidence of certain reportable diseases to the local or state health department as described in WAC ~~((248-100-236))~~ 246-100-236.

(8) Health care providers, health care facilities, laboratory directors, and individuals shall cooperate with the local health officer in the investigation of a case or suspected case of a reportable disease or condition, and shall, when requested by the local health officer, provide in a timely manner any information related to the clinical, laboratory, and epidemiologic circumstances of the case or suspected case.

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

WAC 246-100-072 RULES FOR NOTIFICATION OF PARTNERS AT-RISK OF HIV INFECTION. (1) A health care provider may consult with the local health officer or an authorized representative about an HIV-infected individual without identifying the individual.

(2) Only under the specific circumstances listed below, a principal health care provider shall report the identity of sex or injection equipment-sharing partners of an HIV-infected individual to the local health officer or an authorized representative:

(a) After being informed of the necessity to notify sex and injection-equipment sharing partners, the HIV-infected individual either refuses or is unable to notify partners that partners:

(i) May have been exposed to and infected with HIV; and
(ii) Should seek HIV-pretest counseling and consider HIV testing; and

(b) The HIV-infected individual neither accepts assistance nor agrees to referral to the local health officer or an authorized representative for assistance in notifying partners.

(3) Only in the specific circumstances listed below, a principal health care provider shall report the identity of an individual with a positive HIV test result to the local health officer or an authorized representative:

(a) The principal health care provider provided pretest counseling as described in WAC ((248-100-209)) 246-100-209(1) before the individual was tested; and

(b) The principal health care provider made efforts, but was unable to meet face-to-face with the individual to notify the individual of the HIV-test result and to provide post-test counseling as required in WAC ((248-100-209)) 246-100-209 in order to assure partner notification.

(4) A health care provider shall not disclose the identity of an HIV-infected individual or the identity of sex and injection equipment-sharing partners at risk of HIV infection, except as authorized in RCW 70.24.105, WAC ((248-100-072, or 248-100-076)) 246-100-072, or 246-100-076.

(5) Local health officers and authorized representatives shall:

(a) Confirm conditions in subsections (2) and (3) of this section were met prior to initiating partner notification or receiving referral of identity of an HIV-infected individual; and

(b) Use identifying information, provided according to this section, on HIV-infected individuals only for contacting the HIV-infected individual to provide post-test counseling or to contact sex and injection equipment-sharing partners; and

(c) Destroy documentation of referral information established under this subsection, containing identities and identifying information on the HIV-infected individual and at-risk partners of that individual, immediately after notifying partners or within three months of the date information was received, whichever occurs first.

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

WAC 246-100-076 REPORTABLE DISEASES AND CONDITIONS. (1) The following diseases and conditions shall be reported as individual case reports to the local health department in accordance with requirements and procedures described throughout chapter ((248-100)) 246-100 WAC:

(a) Category A diseases require an immediate report at the time a case is suspected or diagnosed and include:

- (i) Anthrax,
- (ii) Botulism (including food-borne, infant, and wound),
- (iii) Cholera,
- (iv) Diphtheria, noncutaneous,
- (v) Measles (rubeola),
- (vi) Paralytic shellfish poisoning,
- (vii) Plague,
- (viii) Poliomyelitis, and
- (ix) Rabies.

(b) Category B diseases or conditions require a case report within one day of diagnosis and include:

- (i) Brucellosis,
- (ii) Gastroenteritis of suspected food-borne or waterborne origin,
- (iii) Hemophilus influenzae invasive disease (excluding otitis media) in children age five years and under,
- (iv) Hepatitis A and B, acute,
- (v) Leptospirosis,
- (vi) Listeriosis,
- (vii) Meningococcal disease,
- (viii) Paratyphoid fever (see salmonellosis),
- (ix) Pertussis,
- (x) Rubella, including congenital,
- (xi) Salmonellosis, including paratyphoid fever and typhoid fever,
- (xii) Shigellosis,

(xiii) Syphilis—primary, secondary, or congenital (for other, see Category C),

(xiv) Typhoid fever, including carrier (see salmonellosis),

(xv) Unusual communicable disease (see definition WAC ((248-100-011)) 246-100-011).

(c) Category C diseases or conditions require a case report within seven days of diagnosis and include:

(i) Acquired immunodeficiency syndrome (AIDS) and class IV human immunodeficiency virus (HTLV III or LAV diseases classified by centers for disease control, United States public health service, MMWR, 5/23/86),

(ii) Amebiasis,

(iii) Campylobacteriosis,

(iv) Chancroid,

(v) Chlamydia trachomatis infection,

(vi) Ecoli 0157:H7 infection,

(vii) Encephalitis, viral,

(viii) Giardiasis,

(ix) Gonorrhea,

(x) Granuloma inguinale,

(xi) Herpes simplex, initial genital infection,

(xii) Herpes simplex, neonatal,

(xiii) Hepatitis non-A, non-B, and unspecified,

(xiv) Kawasaki syndrome,

(xv) Legionellosis,

(xvi) Leprosy (Hansen's disease),

(xvii) Lyme disease,

(xviii) Lymphogranuloma venereum,

(xix) Malaria,

(xx) Mycobacteriosis, including tuberculosis,

(xxi) Mumps,

(xxii) Nongonococcal urethritis,

(xxiii) Pelvic inflammatory disease, acute,

(xxiv) Pseudomonas folliculitis of suspected waterborne origin,

(xxv) Psittacosis,

(xxvi) Q fever,

(xxvii) Relapsing fever (borreliosis),

(xxviii) Reye Syndrome,

(xxix) Rheumatic fever,

(xxx) Rocky mountain spotted fever,

(xxxi) Syphilis—other (see also Category B),

(xxxii) Tetanus,

(xxxiii) Tick paralysis,

(xxxiv) Toxic shock syndrome,

(xxxv) Trichinosis,

(xxxvi) Tuberculosis,

(xxxvii) Tularemia,

(xxxviii) Vibriosis,

(xxxix) Yersiniosis, and

(xxxx) Severe adverse reaction to immunization.

(2) Any cluster or pattern of cases, suspected cases, deaths, or increased incidence of any disease or condition beyond that expected in a given period which may indicate an outbreak, epidemic, or related public health hazard shall be reported immediately by telephone to the local health officer. Such patterns include, but are not limited to, suspected or confirmed outbreaks of food borne or waterborne disease, chickenpox, influenza, viral meningitis, nosocomial infection suspected due to contaminated products or devices, or environmentally related disease.

(3) Local health officers may require reporting of additional diseases and conditions.

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

WAC 246-100-081 . REPORTS—CONTENT—TIME—HOSPITAL MONTHLY REPORT PERMITTED FOR CERTAIN DISEASES. (1) Health care providers, health care facilities, and others as required in chapter ((248-100)) 246-100 WAC shall report each case of a reportable disease or condition (Category A, B, and C), to the local health officer including the following information:

(a) Name,

(b) Address,

(c) Age,

(d) Sex,

(e) Diagnosis or suspected diagnosis of disease or condition,

(f) Identity of the principal health care provider (minimally first and last name), and

(g) Name and address or telephone number of the person providing the report.

(2) Local health officers may require other information of epidemiologic or public health value including but not limited to:

- (a) Immunization status,
- (b) History and circumstances of possible exposure or source,
- (c) Identity of contacts at risk for disease, if known,
- (d) Occupation, school, or day care of case,
- (e) Date of onset of disease or condition, and
- (f) Race.

(3) Health care providers, health care facilities, and others required in chapter ~~((248-100))~~ 246-100 WAC to report cases of disease or conditions shall:

(a) Immediately telephone the report of each case or suspected case of Category A disease or condition, WAC ~~((248-100-076))~~ 246-100-076, to the local health department,

(b) Telephone a report of Category B disease or condition, WAC ~~((248-100-076))~~ 246-100-076, to the local health department no later than one working day following diagnosis,

(c) Submit a written report of each Category C disease or condition, WAC ~~((248-100-076))~~ 246-100-076, to the local health department within seven days of diagnosis including:

(i) Completion of an individual case report form provided or approved by the local health department, or

(ii) A telephone report if:

(A) Telephone reports are approved by the local health officer, and

(B) The local health officer assumes responsibility for completion of the written case report form.

(4) Hospitals may:

(a) Elect a monthly reporting system only for certain category C diseases or conditions including:

- (i) Chlamydia trachomatis infection;
- (ii) Kawasaki syndrome;
- (iii) Leprosy (Hansen's disease);
- (iv) Mumps;
- (v) Mycobacteriosis, excluding tuberculosis;
- (vi) Pelvic inflammatory disease, acute including those diseases classified as pelvic inflammatory disease in international classification of diseases, 9th revision, clinical modification, volume I and II, 1980;
- (vii) Reye syndrome; and
- (viii) Toxic shock syndrome.

(b) Be waived from requirements to report:

- (i) Initial genital herpes simplex infection,
- (ii) Nongonococcal urethritis, and
- (iii) Pseudomonas folliculitis of suspected waterborne origin.

(5) Hospitals shall:

(a) Report immediately by telephone any outbreak or suspected outbreak (see WAC ~~((248-100-076))~~ 246-100-076).

(b) Include in monthly reports permitted only for certain diseases specified in subsection (4) of this section, at least:

- (i) Name of case,
- (ii) Date of admission or outpatient visit, and
- (iii) Name of principal health care provider.

(6) Principal health care providers shall report each case of disease or condition, including those listed in subsection (4) of this section within seven days of diagnosis and as specified in subsection (3) of this section.

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

WAC 246-100-086 REPORTING DISEASES AND CONDITIONS DIRECTLY TO DEPARTMENT. (1) Health care providers and health care facilities shall telephone reports directly to the department for diseases and conditions under WAC ~~((248-100-076))~~ 246-100-076 when:

(a) A local health department is closed at the time a case or suspected case of a category A reportable disease occurs, and

(b) A local health department is closed at the time an outbreak or suspected outbreak occurs (see WAC ~~((248-100-076))~~ 246-100-076).

(2) The twenty-four hour department telephone number for reporting diseases or conditions under WAC ~~((248-100-076))~~ 246-100-076 is (206) 361-2914 or SCAN 245-2914.

(3) Health care providers and health care facilities shall telephone reports of pesticide poisoning cases or suspected pesticide poisoning cases under RCW 70.104.055 directly to the department of health by dialing the twenty-four hour toll-free telephone number 1-800-356-2323.

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

WAC 246-100-171 SPECIAL SETTINGS—FOOD SERVICE ESTABLISHMENTS. (1) Food handlers with communicable disease in an infectious or carrier state shall not handle food or beverages if the infectious agent can be transmitted through food or beverages.

(2) Employers or persons in charge of food service establishments shall prohibit persons from work as food handlers with a known disease, condition, and/or carrier state including, but not limited to:

- (a) Amebiasis;
- (b) B hemolytic streptococcal infection;
- (c) Campylobacter;
- (d) Cholera;
- (e) Hepatitis A and Hepatitis unspecified;
- (f) Salmonellosis, including typhoid and paratyphoid;
- (g) Shigellosis;
- (h) Staphylococcal infections; and
- (i) Signs of undiagnosed infection including:

(A) Diarrhea (with episodes of over forty-eight hours requiring approval by a health care provider or local health officer prior to return to work);

- (B) Skin lesions;
- (C) Vomiting; or
- (D) Fever.

(3) Work restrictions, control measures, and removal of work restrictions on food handlers and food service establishments shall be consistent with:

(a) Control of Communicable Diseases in Man, ~~((14th))~~ 15th edition, Abram S. Benenson (editor), American public health association, ~~((1985))~~ 1990;

(b) Chapter ~~((248-84))~~ 246-215 WAC food service sanitation, rules, and regulations of the Washington state board of health; and

(c) Chapter 69.06 RCW, food and beverage establishments, workers permits.

(4) Employers and persons in charge of food service establishments shall:

(a) Require notification or approval of removal of work restriction by a health care provider or local health officer for persons working with diseases, carrier states, conditions and signs listed in subsection (2) of this section; and

(b) Cooperate with public health officials investigating cases, outbreaks, or suspected outbreaks.

(5) The local health department has authority to:

(a) Require an examination of a person or persons to determine presence of infection,

(b) Adopt more stringent rules for excluding a food handler from work, and

(c) Protect public safety consistent with chapter ~~((248-84))~~ 246-215 WAC by ordering food items to be:

- (i) Placed under a hold order,
- (ii) Destroyed immediately,
- (iii) Surrendered,
- (iv) Sampled, and
- (v) Submitted for laboratory testing.

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

WAC 246-100-176 SPECIAL SETTINGS—SCHOOLS. Private and public schools, vocational schools, colleges, and universities shall cooperate with local and state health officers in carrying out requirements in chapters ~~((248-101 and 248-100))~~ 246-110 and 246-100 WAC.

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

WAC 246-100-181 SPECIAL SETTINGS—CHILD DAY CARE FACILITIES. Child day care facilities shall:

(1) Establish policy and procedures for prevention and control of communicable diseases in employees, voluntary staff, and children that:

(a) Are consistent with "child health care plan guidelines" available from division of health, office of licensing and certification, personal care facilities survey section, ET-33, Olympia, Washington 98504; and/or

(b) Are consistent with additional or more stringent recommendations of the local health department; and

(c) Include a provision for reporting illness to the local health department when required in chapter ((248-100)) 246-100 WAC and WAC 388-73-056.

(2) Consult with a health care provider or the local health department for information about infectious or communicable disease, as necessary.

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

WAC 246-100-196 ANIMAL BITES—REPORT TO LOCAL HEALTH DEPARTMENT. Health care providers shall:

(1) Report all cases of humans exposed to secretions or bitten by domestic or wild animals, especially bats and carnivores, to the local health department or designated local authority;

(2) Report bites of rodents and lagomorphs only when an animal exhibits unusual behavior; and

(3) Use protocols established in Communicable Diseases in Man, ((14th)) 15th edition, Abram S. Benenson, editor, ((1985)) 1990, when treating wounds caused by animal bites.

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

WAC 246-100-201 BIRDS—MEASURES TO PREVENT PSITTACOSIS. (1) Definitions specific to this section:

(a) "Breeder" means a person or persons propagating birds for purpose of sale, trade, gift, or display;

(b) "Displayer" means a person, owner, or entity other than a public or private zoological park showing, exhibiting, or allowing a person or persons to handle or access a bird in a place open to the public or in a health care facility;

(c) "Leg band" means a smooth plastic or metal cylinder, either open (seamed) or closed (seamless), designed to be used to encircle a leg of a bird including permanent inscription of identification indicating:

(i) Code for individual bird, and
(ii) Code for breeder source except when open bands identify vendor rather than breeder.

(d) "Psittacine bird" or "bird" means all birds commonly known as:

- (i) Parrots,
- (ii) Macaws,
- (iii) Cockatoos,
- (iv) Lovebirds,
- (v) Parakeets, and
- (vi) All other birds of the order psittaciformes.

(e) "Vendor" means a person or entity selling, trading, or giving a bird to another person or entity.

(2) A person selling, trading, or otherwise transferring a bird shall identify each bird by:

(a) A coded and closed (seamless) leg band;
(b) A United States department of agriculture open (seamed) leg band; or

(c) An open (seamed) leg band only in cases where an original and closed (seamless) leg band was lost or required replacement due to injury or potential injury to the bird.

(3) A vendor transferring a bird to other than the general public shall maintain a record of transfer including acquisition, sales, and trade of a bird, for at least one year and including:

(a) Date of transaction;
(b) Name and address of the recipient and source;
(c) Number and type, including the common name of the bird transferred; and

(d) Leg band codes, including breeder or vendor and individual bird codes, omitting individual bird code only upon initial transfer of a bird propagated by the breeder.

(4) A vendor transferring a bird to the general public shall provide each buyer or recipient with:

(a) A sales slip or written document including all information required in subsection (3)(a), (b), (c), and (d) of this section; and

(b) A written warning or caution notice including:

(i) Information about possible human infection or disease caused by birds, especially psittacosis, parrot fever, and ornithosis;

(ii) Signs of infection or a sick bird including:

- (A) Nasal discharge,
- (B) Sneezing,

- (C) Coughing,
- (D) Ruffled feathers,
- (E) Lethargy, and
- (F) Diarrhea.

(iii) Signs and symptoms of an illness in a human including, but not limited to:

- (A) Chills,
- (B) Fever,
- (C) Headache,
- (D) Cough, and
- (E) Muscle aches.

(iv) Information that nasal discharge and droppings of an infected or sick bird may cause illness in humans; and

(v) Advice to consult veterinarian or health care provider, as appropriate, if signs or symptoms occur.

(5) A vendor shall post a readable sign in a public area with a warning described in subsection (4)(b) of this section.

(6) When investigation of a human case of psittacosis indicates probable infection from a bird, the local health officer shall:

(a) Order collection of blood or other appropriate samples from the suspect bird or birds for appropriate laboratory tests to rule out disease; or

(b) Use protocols established in Communicable Diseases in Man, ((14th)) 15th edition, Abram S. Benenson, editor, ((1985)) 1990; and

(c) Have authority to enforce requirements of this section on a nonsittacine bird or birds when:

- (i) There is suspected exposure to an infected bird, or
- (ii) There is evidence a bird caused a disease.

(7) When a local health officer orders a quarantine of a bird or birds, the vendor shall:

- (a) Cooperate with the local health officer, and
- (b) Assume costs associated with action.

(8) Upon confirmation of psittacosis, vendors shall follow directions issued by the local health officer to:

- (a) Place the birds under antibiotic treatment with environmental cleaning and sanitizing; or
- (b) Destroy all birds on the premises followed by environmental cleaning and sanitizing; and

(c) Assume costs associated with psittacosis prevention and control action ordered by local and state health officer;

(d) Prohibit sale or addition of birds to inventory; and

(e) Prevent contact of any bird with the public.

(9) A person exhibiting or displaying a bird or birds in a place or area used or occupied by the public shall exhibit the bird or birds in a manner preventing human exposure to the birds and bird discharges except:

(a) In single-purpose pet shops and aviaries, and

(b) At bird shows if:

(i) A room containing a bird or birds is separated from other areas and activities, and

(ii) The room entrance has a sign warning a person about potential exposure to psittacosis.

(10) Shipment and embargo of birds.

(a) Any person or entity receiving a psittacine bird or birds from points outside Washington state shall:

(i) Comply with Title 9 CFR, parts 92.3 and 92.8(b);

(ii) Refuse receipt of any bird originating from premises where psittacosis infection is suspected or known; and

(iii) Refuse receipt of any bird from a premise quarantined for psittacosis.

(b) The state health officer is authorized to:

(i) Order placement and removal of an embargo upon shipment of a live bird or birds into Washington state, and

(ii) Order any action necessary to control an outbreak or potential outbreak of psittacosis in Washington state.

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

WAC 246-100-206 SPECIAL DISEASES—SEXUALLY TRANSMITTED DISEASES. (1) Definitions.

(a) "Behaviors presenting imminent danger to public health (BPID)" means the following activities, under conditions specified below, performed by an individual with a laboratory confirmed HIV infection:

- (i) Anal or vaginal intercourse without a latex condom; or
- (ii) Shared use of blood-contaminated injection equipment;

- (iii) Donating or selling HIV-infected blood, blood products, or semen; and
- (iv) Under the following specified conditions:
 - (A) The infected individual received post-test counseling as described in WAC ((~~248-100-209~~)) 246-100-209 prior to repeating activities in subsection (1)(a)(i) and (ii) of this section; and
 - (B) The infected individual did not inform the persons, with whom activities described in subsection (1)(a)(i) and (ii) of this section occurred, of his or her infectious status.
- (b) "Behaviors presenting possible risk" means:
 - (i) Actual actions resulting in "exposure presenting a possible risk" limited to:
 - (A) Anal, oral, or vaginal intercourse excluding conjugal visits; or
 - (B) Physical assault; or
 - (C) Sharing of injection equipment or sharp implements; or
 - (D) Throwing or smearing of blood, semen, or vaginal fluids; or
 - (ii) Threatened action if:
 - (A) The threatening individual states he or she is infected with HIV; and
 - (B) The threatened behavior is listed in subsection (1)(b)(i)(A), (B), (C), and (D) of this section; and
 - (C) The threatened behavior could result in "exposure presenting a possible risk."
 - (c) "Conduct endangering public health" means:
 - (i) Anal, oral, or vaginal intercourse for all sexually transmitted diseases;
 - (ii) For HIV and Hepatitis B:
 - (A) Anal, oral, or vaginal intercourse; and/or
 - (B) Sharing of injection equipment; and/or
 - (C) Donating or selling blood, blood products, body tissues, or semen; and
 - (iii) Activities described in subsection (1)(d)(i) and (ii) of this section resulting in introduction of blood, semen, and/or vaginal fluids to:
 - (A) Mucous membranes;
 - (B) Eyes;
 - (C) Open cuts, wounds, lesions; or
 - (D) Interruption of epidermis.
 - (d) "Exposure presenting possible risk" means one or more of the following:
 - (i) Introduction of blood, semen, or vaginal fluids into:
 - (A) A body orifice or a mucous membrane;
 - (B) The eye; or
 - (C) An open cut, wound, lesion, or other interruption of the epidermis.
 - (ii) A needle puncture or penetrating wound resulting in exposure to blood, semen, and/or vaginal fluids.
 - (e) "Reasonably believed" or "reason to believe," in reference to a sexually transmitted disease, means a health officer's belief which:
 - (i) For the purpose of investigating the source and spread of disease, is based upon a credible report from an identifiable individual indicating another person is likely to have a sexually transmitted disease (STD) or to have been exposed to a STD; and
 - (ii) For the purpose of issuing a written order for an individual to submit to examination, counseling, or treatment is based upon:
 - (A) Laboratory test results confirming or suggestive of a STD; or
 - (B) A health care provider's direct observation of clinical signs confirming an individual has or is likely to have a STD; or
 - (C) Obtaining information directly from an individual infected with a STD about the identity of his or her sexual or needle-sharing contacts when:
 - (I) Contact with the infected individual occurred during a period when the disease may have been infectious; and
 - (II) The contact was sufficient to transmit the disease; and
 - (III) The infected individual is, in the health officer's judgment, credible and believable.
 - (f) "Substantial exposure" means physical contact resulting in exposure presenting possible risk, limited to:
 - (i) A physical assault upon the exposed person involving blood or semen;
 - (ii) Intentional, unauthorized, nonconsensual use of needles or sharp implements to inject or mutilate the exposed person;
 - (iii) An accidental parenteral or mucous membrane or nonintact skin exposure to blood, semen, or vaginal fluids.
 - (2) Health care providers shall:
 - (a) Report each case of sexually transmitted disease as required in chapter ((~~248-100~~)) 246-100 WAC, and
 - (b) Instruct each patient regarding:

- (i) Communicability of the disease, and
- (ii) Requirements to refrain from acts that may transmit the disease to another.
- (c) Ensure completion of a prenatal serologic test for syphilis in each pregnant woman pursuant to RCW 70.24.090 including:
 - (i) Submission of a blood sample for syphilis to a laboratory approved to perform prenatal serologic tests for syphilis, as required in RCW 70.24.090, at the time of the first prenatal visit, and
 - (ii) Decide whether or not to omit the serologic test for syphilis if the test was performed elsewhere during the current pregnancy.
- (3) Laboratories, health care providers, and other persons shall deny issuance of a certificate or statement implying an individual is free from sexually transmitted disease.
- (4) Local health officers, health care providers, and others, in addition to requirements in chapter ((~~248-100~~)) 246-100 WAC, shall comply with the provisions in chapter 70.24 RCW.
 - (5) Prevention of ophthalmia neonatorum.
 - (a) Health care providers diagnosing or caring for a patient with gonococcal or chlamydial ophthalmia neonatorum shall report the case to the local health officer or local health department in accordance with the provisions of this chapter.
 - (b) The principal health care provider attending or assisting in the birth of any infant or caring for an infant after birth, shall ensure instillation of a department-approved prophylactic ophthalmic agent into the conjunctival sacs of the infant within the time frame established by the department in policy statement of ophthalmia agents approved for the prevention of ophthalmia neonatorum in the newborn, issued June 19, 1981.
 - (6) State and local health officers or their authorized representatives shall:
 - (a) Have authority to conduct or cause to be conducted an interview and investigation of persons infected or reasonably believed to be infected with a sexually transmitted disease; and
 - (b) Use procedures and measures described in WAC ((~~248-100-036~~)) 246-100-036(4) in conducting investigations.
 - (7) State and local health officers and their authorized representatives shall have authority to:
 - (a) Issue written orders for medical examination, testing, and/or counseling under chapter 70.24 RCW, only after:
 - (i) All other efforts to protect public health have failed, including reasonable efforts to obtain the voluntary cooperation of the person to be affected by the order; and
 - (ii) Having sufficient evidence to "reasonably believe" the individual to be affected by the order:
 - (A) Has a sexually transmitted disease; and
 - (B) Is engaging in "conduct endangering public health"; and
 - (iii) Investigating and confirming the existence of "conduct endangering public health" by:
 - (A) Interviewing sources to assess their credibility and accuracy; and
 - (B) Interviewing the person to be affected by the order; and
 - (iv) Including in a written order all information required in RCW 70.24.024.
 - (b) Issue written orders for treatment under RCW 70.24.022 only after laboratory test results, or direct observation of clinical signs or assessment of clinical data by a physician, confirm the individual has, or is likely to have, a sexually transmitted disease;
 - (c) Issue written orders to cease and desist from specified activities, under RCW 70.24.024 only after:
 - (i) Determining the person to be affected by the order is engaging in "conduct endangering public health"; and
 - (ii) Laboratory test results, or direct observation of clinical signs or assessment of clinical data by a physician, confirm the individual has, or is likely to have, a sexually transmitted disease; and
 - (iii) Exhausting procedures described in subsection (7)(a) of this section; and
 - (iv) Enlisting, if appropriate, court enforcement of the orders described in subsections (7)(a) and (b) of this section; and
 - (d) Seek court orders for detention under RCW 70.24.034, only for persons infected with HIV and only after:
 - (i) Exhausting procedures described in subsection (7)(a), (b), and (c) of this section; and
 - (ii) Enlisting, if appropriate, court enforcement of orders to cease and desist; and
 - (iii) Having sufficient evidence to "reasonably believe" the person is engaging in "behaviors presenting an imminent danger to public health."

(8) Conditions for detainment of individuals infected with sexually transmitted disease.

(a) A local health officer may notify the state health officer if he or she determines:

(i) The criteria for "behaviors presenting imminent danger to public health (BPID)" are met by an individual; and

(ii) Such individual fails to comply with a cease and desist order affirmed or issued by a court.

(b) A local or state health officer may request the prosecuting attorney to file an action in superior court to detain an individual specified in subsection (8)(a) of this section.

(c) The requesting local or state health officer or authorized representative shall:

(i) Notify the department prior to recommending the detainment setting where the individualized counseling and education plan may be carried out consistent with subsections (8)(d), (e), and (f) of this section;

(ii) Make a recommendation to the court for placement of such individual consistent with subsections (8)(d) and (f) of this section; and

(iii) Provide to the court an individualized plan for education and counseling consistent with subsection (8)(e) of this section.

(d) State board of health requirements for detainment of individuals demonstrating BPID:

(i) Sufficient number of staff, caregivers, and/or family members to:

(A) Provide round-the-clock supervision, safety of detainee, and security; and

(B) Limit and restrict activities to prevent BPID; and

(C) Make available any medical, psychological, or nursing care when needed; and

(D) Provide access to AIDS education and counseling; and

(E) Immediately notify the local or state health officer of unauthorized absence or elopement; and

(ii) Sufficient equipment and facilities to provide:

(A) Meals and nourishment to meet nutritional needs; and

(B) A sanitary toilet and lavatory; and

(C) A bathing facility; and

(D) Bed and clean bedding appropriate to size of detainee; and

(E) A safe detention setting appropriate to chronological and developmental age of detainee; and

(F) A private sleeping room; and

(G) Prevention of sexual exploitation.

(iii) Sufficient access to services and programs directed toward cessation of BPID and providing:

(A) Linguistically, socially, culturally, and developmentally appropriate ongoing AIDS education and counseling; and

(B) Psychological and psychiatric evaluation and counseling; and

(C) Implementation of court-ordered plan for individualized counseling and education consistent with subsection (8)(e) of this section.

(iv) If required, provide access to isolation and/or restraint in accordance with restraint and seclusion rules in WAC 275-55-263 (2)(c);

(v) Maintain a safe, secure environment free from harassment, physical danger, and sexual exploitation.

(e) Washington state board of health standards for an individualized counseling and education plan for a detainee include:

(i) Consideration of detainee's personal and environmental characteristics, culture, social group, developmental age, and language;

(ii) Identification of habitual and addictive behavior and relapse pattern;

(iii) Identification of unique risk factors and possible cross-addiction leading to behavior presenting imminent danger to public health;

(iv) Identification of obstacles to behavior change and determination of specific objectives for desired behavior;

(v) Provision of information about acquisition and transmission of HIV infection;

(vi) Teaching and training of individual coping skills to prevent relapse to BPID;

(vii) Specific counseling for chemical dependency, if required;

(viii) Identification of and assistance with access to community resources, including social services and self-help groups appropriate to provide ongoing support and maintenance of behavior change; and

(ix) Designation of a person primarily responsible for counseling and/or education who:

(A) Completed pretest and post-test counselor training approved by the office on AIDS; and

(B) Received training, as approved by the office on AIDS, focused on facilitating behavior change related to preventing BPID; and

(C) Has a post-graduate degree in social work, psychology, counseling, psychosocial nursing, or other allied profession; and

(D) Completed at least one year clinical experience after post-graduate education with a primary focus on individualized behavior change; and

(E) Is a certified counselor under chapter 18.19 RCW.

(x) Designation and provision of a qualified counselor under WAC 275-19-145 when the detainee is assessed to have a drug or alcohol problem.

(f) The state board of health designates the following settings appropriate for detainment provided a setting meets requirements in subsection (8)(d)(i), (ii), (iii), (iv), and (v) of this section:

(i) Homes, care facilities, or treatment institutions operated or contracted by the department;

(ii) Private homes, as recommended by the local or state health officer;

(iii) Boarding homes licensed under chapter 18.20 RCW;

(iv) Nursing homes licensed under chapter 18.51 RCW;

(v) Facilities licensed under chapter 71.12 RCW, including:

(A) Psychiatric hospitals, per chapter ((248-22)) 246-322 WAC;

(B) Alcoholism treatment centers if certified for substance use under chapter 275-19 WAC;

(C) Adult residential rehabilitation centers, per chapter ((248-25)) 246-325 WAC;

(D) Private adult treatment homes, per chapter ((248-25)) 246-325 WAC;

(E) Residential treatment facilities for psychiatrically impaired children and youth, per chapter ((248-23)) 246-323 WAC;

(vi) A hospital licensed under chapter 70.41 RCW.

(9) Jail administrators may order pretest counseling, post-test counseling, and HIV testing of persons detained in jail according to RCW 70.24.360 only under the following conditions:

(a) The jail administrator documents and reports to the local health officer, within seven days after the incident, any incident perceived to be actual or threatened "behaviors presenting possible risk"; and

(b) The local health officer:

(i) Determines the documented behavior or behaviors meet the criteria established in the definition of "behaviors presenting a possible risk"; and

(ii) Interviews the detained individual to evaluate the factual basis for alleged actual or threatened behavior; and

(iii) Makes a fact determination, based upon the documented behavior, the interview with the detained individual, and/or independent investigation, that sufficient factual evidence exists to support the allegation of actual or threatened "behaviors presenting possible risk"; and

(iv) Arranges for testing of the individual who is the source of the behavior to occur within seven days of the request from the jail administrator; and

(v) Reviews with the detained individual who is the source of the behavior the documentation of the actual or threatened behavior to try to assure understanding of the basis for HIV testing; and

(vi) Provides written approval of the jail administrator's order prior to HIV testing in accordance with subsection (7)(a)(i) of this section.

(c) The jail administrator maintains HIV test results and identity of the tested individual as a confidential, nondisclosable record, as provided in RCW 70.24.105.

(10) When an individual experiences a substantial exposure to another individual's body fluids and requests HIV testing of that other individual, the state and local health officers have authority to order pretest counseling, HIV testing, and post-test counseling of that other individual providing:

(a) The alleged exposure occurred when the individual was employed or acting as an authorized volunteer in one of the following employment categories:

(i) Law enforcement officer;

(ii) Firefighter;

(iii) Health care provider;

(iv) Staff of health care facilities; and

(b) The alleged substantial exposure occurred on the job; and

(c) The request to the health officer for testing and counseling of the individual was made within seven days of the occurrence of the alleged exposure; and

(d) The local health officer:

(i) Determines that the alleged exposure meets the criteria established in the definition of "substantial exposure"; and

(ii) Ensures that pretest counseling of the individual to be tested, or a legal representative, occurs; and

(iii) Arranges for testing of the individual who is the source of the exposure to occur within seven days of the request from the person exposed; and

(e) The exposed individual agrees to be tested for HIV if such testing is determined appropriate by the health officer; and

(f) Records on HIV testing ordered by a health officer are maintained only by the ordering health officer.

(11) For the purpose of RCW 49.60.172 concerning the absence of HIV infection as a bona fide occupational qualification only, "significant risk" means a job qualification which requires person-to-person contact likely to result in direct introduction of blood into the eye, an open cut or wound, or other interruption of the epidermis, when:

(a) No adequate barrier protection is practical; and

(b) Determined only on case-by-case basis consistent with RCW 49.60.180.

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

WAC 246-100-207 HUMAN IMMUNODEFICIENCY VIRUS (HIV) TESTING—ORDERING—LABORATORY SCREENING—INTERPRETATION—REPORTING. (1) Any person ordering or prescribing an HIV test for another, except for seroprevalent studies under chapter 70.24 RCW or provided under subsections (2) and (3) of this section, shall:

(a) Provide or refer for pretest counseling described under WAC ((248-100-209)) 246-100-209;

(b) Obtain or ensure informed specific consent of the individual to be tested separate from other consents prior to ordering or prescribing an HIV test, unless excepted under provisions in chapter 70.24 RCW; and

(c) Provide or refer for post-test counseling described under WAC ((248-100-209)) 246-100-209 if HIV test is positive for or suggestive of HIV infection.

(2) Blood banks, tissue banks, and others collecting or processing blood, sperm, tissues, or organs for transfusion/transplanting shall:

(a) Obtain or ensure informed specific consent of the individual prior to ordering or prescribing an HIV test, unless excepted under provisions in chapter 70.24 RCW;

(b) Explain that the reason for HIV testing is to prevent contamination of the blood supply, tissue, or organ bank donations; and

(c) At the time of notification regarding a positive HIV test, provide or ensure at least one individual counseling session.

(3) Persons subject to regulation under Title 48 RCW and requesting an insured, subscriber, or potential insured or subscriber to furnish the results of an HIV test for underwriting purposes, as a condition for obtaining or renewing coverage under an insurance contract, health care service contract, or health maintenance organization agreement shall:

(a) Before drawing blood to perform an HIV test, provide written information to the individual tested explaining:

(i) What an HIV test is;

(ii) Behaviors placing a person at risk for HIV infection;

(iii) The purpose of HIV testing in this setting is to determine eligibility for coverage;

(iv) The potential risks of HIV testing; and

(v) Where to obtain HIV pretest counseling.

(b) Obtain informed specific written consent for an HIV test. The written informed consent shall include:

(i) An explanation of confidential treatment of test result reports limited to persons involved in handling or determining applications for coverage or claims for the applicant or claimant; and

(ii) Requirements under subsection (3)(c) of this section.

(c) Establish procedures to inform an applicant of the following:

(i) Post-test counseling specified under WAC ((248-100-209)) 246-100-209(4) is required if an HIV test is positive or indeterminate;

(ii) Post-test counseling is done at the time any positive or indeterminate HIV test result is given to the tested individual;

(iii) The applicant is required to designate a health care provider or health care agency to whom positive or indeterminate HIV test results are to be provided for interpretation and post-test counseling; and

(iv) When an individual applicant does not identify a designated health care provider or health care agency and the applicant's HIV test results are positive or indeterminate, the insurer, health care service contractor, or health maintenance organization shall provide the test results to the local health department for interpretation and post-test counseling.

(4) Laboratories and other places where HIV testing is performed shall demonstrate complete and satisfactory participation in an HIV proficiency testing program approved by the Department Laboratory Quality Assurance Section, Mailstop ((B17-9)) K17-9, Seattle, Washington 98104.

(5) The department laboratory quality assurance section shall accept substitutions for EIA screening only as approved by the United States Food and Drug Administration (FDA) and a published list or other written FDA communication.

(6) Medical laboratories testing for the presence of HIV shall:

(a) Send an HIV test prevalence results report by telephone or in writing to the department office on AIDS ((MS-B17-9)) Mailstop K17-9, Seattle, Washington 98104, quarterly or more often; and

(b) Include in the report:

(i) Number of samples tested;

(ii) Number of samples repeatedly reactive by enzyme immuno assay (EIA);

(iii) Number of samples tested by western blot assay (WBA) or other confirmatory test as approved by department office on AIDS;

(iv) Number of positive test results by WBA or other confirmatory test as approved by department office on AIDS;

(v) Number of specimens tested by viral culture; and

(vi) Number of positive test results from viral cultures.

(7) Persons informing a tested individual of positive laboratory test results indicating HIV infection shall do so only when:

(a) HIV is isolated by viral culture technique; or

(b) HIV antibodies are identified by a sequence of tests which are reactive and include:

(i) A repeatedly reactive screening test such as the enzyme immunoassay (EIA); and

(ii) An additional, more specific, assay such as a positive western blot assay (WBA) or other tests as defined and described in the AIDS office manual, April, 1988, DSHS, Mailstop ((LP-20)) LJ-17, Olympia, Washington 98504.

(c) Such information consists of relevant, pertinent facts communicated in such a way that it will be readily understood by the recipient.

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

WAC 246-100-208 COUNSELING STANDARD—AIDS COUNSELING. (1) Principal health care providers shall counsel or ensure AIDS counseling for:

(a) Each pregnant woman; and

(b) Each patient seeking treatment of a sexually transmitted disease.

(2) Drug treatment programs under chapter ((69-54)) 70.96A RCW shall provide or ensure provision of AIDS counseling for each person in a drug treatment program.

(3) Health care providers, persons, and organizations providing AIDS counseling shall:

(a) Assess the behaviors of each individual counseled for risk of acquiring and transmitting human immunodeficiency virus (HIV);

(b) Maintain a nonjudgmental environment during counseling which:

(i) Considers the individual's particular circumstances; and

(ii) Is culturally, socially, linguistically, and developmentally appropriate to the individual being counseled.

(c) Focus counseling on behaviors increasing the risk of HIV acquisition and transmission;

(d) Provide or ensure provision of personalized risk reduction education to individuals who:

(i) Are men who had sex with other men at any time since 1977;

(ii) Used intravenous substances at any time since 1977;

(iii) Engaged in sex for money or drugs at any time since 1977;

(iv) Have had sexual and/or injection equipment-sharing contact with persons listed in subsection (3)(d)(i), (ii), and (iii) of this section;

(v) Have been exposed to or known to have had a sexually transmitted disease at any time since 1977;

(vi) Are at increased risk of HIV infection by definition of United States Public Health Service, Centers for Disease Control;

(vii) Are enrolled in a drug treatment program under chapter 69.54 RCW; or

(viii) Received multiple transfusions of blood, plasma, or blood products from 1977 to 1985.

(e) Encourage individuals assessed to be at other than virtually no risk of HIV infection to:

(i) Receive AIDS risk reduction counseling;

- (ii) Consider information about the nature, purpose, and potential ramifications of HIV testing;
- (iii) Receive pretest counseling;
- (iv) Consider confidential or anonymous voluntary HIV testing if appropriate; and
- (v) "Virtually no risk of HIV infection" means persons with medical histories absent of and reporting none of the following factors:
 - (A) Transfusion with blood or blood products at any time since 1977;
 - (B) Residence at any time in countries where HIV is considered endemic since 1977;
 - (C) Unprotected sex between men at any time since 1977;
 - (D) Use of intravenous substances at any time since 1977, especially when sharing injection equipment;
 - (E) Engagement in sex for money or drugs at any time since 1977;
 - (F) Sexual and/or injection equipment-sharing contacts at any time since 1977 with persons listed in subsection (3)(e)(iii)(C), (D), and (E) of this section;
 - (G) Exposure to a sexually transmitted disease; and
 - (H) Increased risk of HIV infection by definition of United States Public Health Service, Centers for Disease Control.
- (4) Persons and organizations providing AIDS counseling may provide additional or more comprehensive counseling than required in this section.

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

WAC 246-100-209 COUNSELING STANDARDS—HUMAN IMMUNODEFICIENCY VIRUS (HIV) PRETEST COUNSELING—HIV POST-TEST COUNSELING. (1) Health care providers and other persons providing pretest counseling shall:

- (a) Assess the individual's risk of acquiring and transmitting HIV by evaluating information about the individual's possible risk-behaviors;
- (b) Provide at least one individual counseling session prior to HIV testing;
- (c) Inform any individual planning to be tested for HIV that:
 - (i) If the test result is positive, the tested individual needs to notify sex and injection equipment-sharing partners that partners:
 - (A) May have been exposed to and infected with HIV; and
 - (B) Should seek HIV pretest counseling and consider HIV testing; and
 - (ii) Unless HIV testing is anonymous, the principal health care provider is required to refer identities of at-risk partners to the local health officer or authorized representative if:
 - (A) The HIV-infected individual either refuses or is unable to notify partners of exposure, possible infection, and need for pretest counseling and HIV testing; or
 - (B) The HIV-infected individual neither accepts assistance nor agrees to referral to the local health officer or an authorized representative for assistance in notifying partners; and
 - (iii) Unless HIV testing is anonymous, the principal health care provider is required to refer the identify of the individual testing positive to the local health officer or an authorized representative if the principal health care provider made efforts, but was unable to meet face-to-face with the individual to:
 - (A) Notify the individual of the HIV test result; and
 - (B) Provide post-test counseling, as required in this section, to assure partner notification.
- (2) When an individual is assessed by a counselor or health care provider as "virtually no risk of HIV infection," as defined in WAC ((248-100-208)) 246-100-208 (3)(e)(v) a counselor or the health care provider shall, in addition to subsection (1)(a) of this section:
 - (a) Maintain a nonjudgmental environment during counseling which:
 - (i) Considers the individual's particular circumstances; and
 - (ii) Is culturally, socially, linguistically, and developmentally appropriate to the individual being counseled.
 - (b) Explain the nature, purpose, value, and reason for the HIV tests;
 - (c) Explain the possible effect of HIV testing and a positive HIV test result related to employment, insurance, housing, and other potential legal, social, and personal consequences;
 - (d) Develop and maintain a system of referral and make referrals that:
 - (i) Are accessible and confidential for those counseled;
 - (ii) Are acceptable to and supportive of those counseled;

- (iii) Provide assistance to those counseled in maintaining risk reduction behaviors.
- (e) Provide at least one individual counseling session at the time HIV test results are disclosed to individuals testing positive; and
- (f) Maintain disclosure and confidentiality requirements in WAC ((248-100-016)) 246-100-016.
- (3) If the individual is assessed by a health care provider to be other than "virtually no risk of HIV infection," as defined in WAC ((248-100-208)) 246-100-208 (3)(e)(v), the person providing pretest counseling shall maintain requirements in subsection (1) and (2) of this section and:
 - (a) Focus counseling on behaviors increasing the risk of HIV acquisition and transmission;
 - (b) Provide personalized risk reduction education to individuals who:
 - (i) Are men engaging in unprotected intercourse with other men at any time since 1977;
 - (ii) Used intravenous substances at any time since 1977, especially those sharing injection equipment;
 - (iii) Engaged in sex for money or drugs at any time since 1977;
 - (iv) Have had sexual and/or injection equipment-sharing contacts at any time since 1977 with persons listed in subsection (3)(b)(i), (ii), and (iii) of this section;
 - (v) Have been exposed to or diagnosed with a sexually transmitted disease;
 - (vi) Are at increased risk of HIV infection by definition of United States Public Health Services, Centers for Disease Control;
 - (vii) Are required by RCW 70.24.095 and 70.24.340 to receive HIV counseling and testing.
 - (c) Inform any individual planning to be tested for HIV of the need to notify sexual and injection equipment-sharing partners if test results are positive;
 - (d) Advise individuals listed in subsection (3)(b)(i), (ii), and (iii) of this section not to donate or sell blood, blood products, semen, organs, or other body tissues; and
 - (e) Emphasize or reemphasize the following counseling messages:
 - (i) The following will eliminate or decrease the risk of HIV infection:
 - (A) Sexual abstinence;
 - (B) A mutually monogamous relationship between uninfected people; and
 - (C) Following safer sex guidelines.
 - (ii) Do not share intravenous drugs and injection equipment;
 - (iii) Do not engage in behaviors in which blood, vaginal fluid, or semen is exchanged;
 - (iv) Condoms, even if used properly, do not supply absolute protection from HIV infection;
 - (v) Condoms may reduce risk of HIV infection if the condom is:
 - (A) Latex and used with a water-based lubricant rather than an oil-based lubricant, if a lubricant is used;
 - (B) Used in conjunction with spermicide during vaginal or anal intercourse; and
 - (C) Worn from start to finish of vaginal, oral, and anal intercourse.
 - (vi) Dental dams may reduce risk of HIV infection if the dental dam is:
 - (A) Latex; and
 - (B) Used from start to finish of oral intercourse.
 - (vii) The sexual behaviors having highest risk for HIV infection are those involving the exchange of blood or semen, especially receptive anal and vaginal intercourse;
 - (viii) Anal intercourse may increase the risk of condom failure and HIV infection;
 - (ix) Infected women should postpone pregnancy until more is known about how to prevent prenatal and perinatal transmission of HIV infection;
 - (x) Sexual negotiation skills can be learned to enhance risk reduction; and
 - (xi) Other sexually transmitted diseases, especially those causing genital ulcers, may increase the risk of acquiring or transmitting HIV infection.
 - (f) Make those counseled aware HIV retesting at a later date may be necessary or recommended.
- (4) Persons providing post-test counseling shall:
 - (a) Follow requirements in subsection (1) of this section;
 - (b) Provide at least one individual counseling session at the time HIV test results are disclosed for individuals:
 - (i) Testing positive for HIV; or

(ii) Reporting practice of behaviors listed in (3)(b)(i), (ii), and (iii) of this section.

(c) If the individual being counseled tested positive for HIV infection:

- (i) Provide assistance to persons in notifying partners; and/or
- (ii) Offer to refer individuals to the local health officer as necessary for assistance in notifying partners; and/or
- (iii) Offer to refer partners for counseling and testing; and
- (iv) Develop or adopt a system to avoid documenting the names of referred partners in the permanent record of the individual being counseled; and
- (v) Offer referral for alcohol and drug and mental health counseling, including suicide prevention, if appropriate; and
- (vi) Refer for tuberculosis screening.

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

WAC 246-100-217 SPECIAL CONDITION—PESTICIDE POISONING. (1) Definitions. For the purposes of this section, the following words and phrases have the following meanings unless the context clearly indicates otherwise:

- (a) "Case of pesticide poisoning" means a person, alive or dead, having been diagnosed as poisoned by any pesticide with the diagnosis based on clinical and/or laboratory evidence.
- (b) "Pesticide" means any pesticide defined in RCW 70.104.020, as now stated and as may be amended in the future.
- (c) "Pesticide applicator" means any person applying pesticides under the authority of the licensing provisions of chapter 15.58 RCW, as a pesticide applicator and/or operator and any person applying pesticides to more than one acre of land in a calendar year.

(d) "Pesticide poisoning" means the disturbance of function, damage to structure, or illness in humans resulting from the inhalation, absorption, ingestion of, or contact with any pesticide.

(e) "PIRT" means the pesticide incident reporting and tracking review panel established under the provisions of RCW 70.104.080 with responsibilities as described in RCW 70.104.090.

(f) "Suspected case of pesticide poisoning" means a case in which the diagnosis is thought more likely than not to be pesticide poisoning.

(2) Any attending physician or other health care provider recognized as primarily responsible for the diagnosis and treatment of a patient or, in the absence of a primary health care provider, the health care provider initiating diagnostic testing or therapy for a patient shall:

(a) Notify the department of any case or suspected case of pesticide poisoning, using the toll-free pesticide reporting telephone number (1-800-356-2323), within the following time limits:

- (i) Immediately, when:
 - (A) A hospital admission is due to pesticide poisoning or suspected pesticide poisoning;
 - (B) A death is due to pesticide poisoning or suspected pesticide poisoning; or
 - (C) A threat to public health, such as multiple cases, is perceived;
- (ii) Within four days for all other cases or suspected cases;
- (b) Within seven days, submit to the department on a department-approved form, an individual case report for each case or suspected case of pesticide poisoning (unless the department of health waives the requirement to submit an individual case report because pertinent information was provided by phone);

(c) Comply with the same confidentiality requirements established for other reportable diseases or conditions in WAC ((~~248-100-016~~) 246-100-016); and

- (d) Respond to department inquiries regarding reported cases.
- (3) Health care providers notifying the department shall provide:
 - (a) Name of patient;
 - (b) Patient's home and/or mailing address;
 - (c) Patient's home and/or work telephone number;
 - (d) Age;
 - (e) Sex;
 - (f) Race/ethnicity;
 - (g) Diagnosis or suspected diagnosis, including:
 - (i) Name of pesticide, if known;
 - (ii) Date of exposure; and
 - (iii) Date of onset;
 - (h) Name, address, and telephone number of the principal health care provider;

(i) Name, address, and telephone number of the person reporting; and

(j) Occupation and employer's name and address, if occupational exposure.

(4) The department shall:

(a) Initiate an investigation of each report of a case or suspected case of pesticide poisoning and such cases of suspected pesticide poisoning of animals that may relate to human illness to document the incident within the following time limits:

(i) Immediately after notification is received from the health care provider of:

(A) A hospital admission due to pesticide poisoning or suspected pesticide poisoning;

(B) A death due to pesticide poisoning or suspected pesticide poisoning; or

(C) A threat to public health, such as multiple cases;

(ii) Within forty-eight hours after notification is received for all other cases;

(b) Supply case report forms to health care providers for purposes of reporting cases or suspected cases of pesticide poisoning;

(c) Document the known environmental, human, and/or other variables associated with the case or suspected case of pesticide poisoning;

(d) Report the results of the pesticide investigation to the principal health care provider named in the case report form and to the local health officer in whose jurisdiction the exposure has occurred;

(e) Provide a monthly report of cases or suspected cases of pesticide poisoning to the PIRT panel, as required under RCW 70.104.055; and

(f) Complete case investigations within ninety days unless extenuating circumstances or surveillance needs require a longer investigation time.

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

WAC 246-100-226 DUTIES OF LABORATORIES—APPROVAL OF LABORATORIES TO PERFORM PRENATAL SEROLOGIC TESTS FOR SYPHILIS. (1) Laboratories performing prenatal serologic tests for syphilis shall request approval by the department in accordance with the following:

(a) Apply by registering intent with the department,

(b) provide personnel specifically trained in the serological procedures in use,

(c) Establish test methods approved by the department based on current recommendations of the United States public health service (USPHS) and consistent with the United States health care financing administration (HCFA) 42 CFR 82.27,

(d) Perform tests consistent with the manufacturer's recommendations,

(e) Establish quality control procedures consistent with the manufacturer's recommendations, and

(f) Maintain records of quality control results and patient's test results for at least two years.

(2) Approved laboratories shall:

(a) Subscribe to a proficiency testing program approved by the department based on recommendations by USPHS and acceptable to United States HCFA,

(b) Request the testing service to send a report of results to the department,

(c) Demonstrate satisfactory performance by maintaining a score of seventy percent on each shipment of test samples.

(3) Written department certification of approval depends upon:

(a) Satisfactory performance in a proficiency testing program for syphilis serology demonstrated for two consecutive sets of samples, and

(b) Continuous satisfactory performance in a proficiency testing program for syphilis serology.

(4) The department may:

(a) Perform on-site reviews of laboratories to determine compliance with WAC ((~~248-100-226~~) 246-100-226), and

(b) Decertify laboratories when conditions described in WAC ((~~248-100-226~~) 246-100-226) are not met.

(5) The department shall:

(a) Provide a list of department-approved laboratories to certified laboratories, local health departments, and others upon request, and

(b) Decertify any laboratory failing to perform satisfactorily on proficiency testing as described in subsection (2)(c) of this section.

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

WAC 246-100-231 DUTIES OF LABORATORIES—SUBMISSION OF SPECIMENS BY LABORATORIES. (1) The director of every medical laboratory shall:

(a) Submit microbiologic cultures, subcultures, or appropriate clinical material as specified in subsection (2) of this section to the Washington state public health laboratory or other laboratory designated by the state health officer for diagnosis, confirmation, or further testing;

(b) Identify each specimen on a form provided or approved by the department including:

(i) The patient's name, and, if available,

(ii) Age, sex, date of onset of illness, first and last name of principal health care provider.

(2) When test results indicate possible infection with any of the following, laboratory action shall include:

(a) Brucellosis (*Brucella* species): Submit suspicious subcultures for confirmation and final identification;

(b) Cholera (*Vibrio cholerae*): Submit subcultures for confirmation and final identification;

(c) Diphtheria (*Corynebacterium diphtheriae*): Submit subcultures for identification and for toxin study when indicated;

(d) Malaria (*Plasmodium* species): Laboratories are encouraged to submit thick and thin stained smears for conformation, final identification, and forwarding for international epidemiologic surveillance;

(e) Meningococcal infection of blood or spinal fluid (*Neisseria meningitidis*): Submit subcultures for confirmation and final identification;

(f) Plague (*Yersinia pestis*): Submit subcultures or appropriate clinical material for confirmation;

(g) Salmonellosis, including typhoid fever (*Salmonella* species): Submit subcultures for confirmation and serotyping;

(h) Shigellosis (*Shigella* species): Submit subcultures for confirmation and serotyping;

(i) Syphilis (*Treponema pallidum*): Submit reactive or weakly reactive serologic specimens for confirmation and further definitive testing;

(j) Mycobacteriosis, including tuberculosis (*Mycobacterium* species): Submit subcultures of initial isolates for:

(i) *Mycobacterium tuberculosis*,

(ii) *Mycobacterium bovis*, and

(iii) Other mycobacterial species when isolate is suspected of causing disease.

(k) Tularemia (*Francisella tularensis*): Submit subcultures or appropriate clinical material for confirmation.

(3) When clinical impression and epidemiologic circumstances indicate a possible case of botulism, laboratory action shall include the following:

(a) Infant botulism: Submit stool for clostridium botulinum identification and toxin typing,

(b) Food borne botulism:

(i) Submit serum and stool for *C. botulinum* identification and toxin typing, and

(ii) If available, submit suspect foods (ideally in original containers).

(c) Wound botulism: Submit subculture or serum, debrided tissue, or swab sample from wound for *C. botulinum* identification.

(4) The state health officer may require submission of specimens for other infections of public health concern as described in WAC ((~~248-100-044~~) 246-100-041).

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

WAC 246-100-236 DUTIES OF LABORATORIES—REPORTING OF LABORATORY RESULTS INDICATIVE OF CERTAIN REPORTABLE DISEASES. (1) By December 31, 1987, medical laboratories shall:

(a) Report each positive culture or other suggestive test results to the local health officer by phone, written report, or submission of specimen within two working days, unless specified otherwise, for:

(i) Anthrax (*Bacillus anthracis*),

(ii) Botulism (*Clostridium botulinum*),

(iii) Cholera (*Vibrio cholerae*),

(iv) Diphtheria (*Corynebacterium diphtheriae*) – toxigenic strains,

(v) Gonorrhea (*Neisseria gonorrhoeae*) (report within seven days),

(vi) Measles (rubeola) (measles virus),

(vii) Plague (*Yersinia pestis*),

(viii) Rabies (rabies virus),

(ix) Brucellosis (*Brucella* species),

(x) Leptospirosis (*Leptospira interrogans*),

(xi) Listeria infection of blood or spinal fluid (*Listeria monocytogenes*),

(xii) Meningococcal infection of blood or spinal fluid (*N. meningitidis*),

(xiii) Pertussis (*Bordetella pertussis*),

(xiv) Salmonellosis (*Salmonella* species),

(xv) Shigellosis (*Shigella* species), and

(xvi) Hepatitis A (positive anti-HAV IgM).

(b) Send a copy of the state form accompanying specimen submitted as required in WAC ((~~248-100-231~~) 246-100-231 or identifying information including:

(i) Type of specimen tested (e.g., serum or sputum),

(ii) Test result,

(iii) Name of reporting laboratory,

(iv) Date of report,

(v) Name of requesting health care provider or health care facility, and

(vi) Name of patient.

(2) By December 31, 1987, medical laboratories shall report positive cultures or other suggestive test results for chlamydial infection (*Chlamydia trachomatis*) to local health departments monthly including either:

(a) Identifying information specified in subsection (1)(b)(i-vi) of this section, or

(b) Aggregate numbers of positive tests including age, sex, and site of infection when known.

(3) Medical laboratories shall label or stamp reports appropriately with information indicating "reportable disease" and the telephone number of the local health department, if such labels or stamps are provided by the local health department.

(4) State and local health officers and health departments receiving reports from medical laboratories shall:

(a) Allow time for the laboratory to notify the principal health care provider prior to contact if:

(i) Delay is unlikely to jeopardize public health, and

(ii) The laboratory requests a delay.

(b) Try to contact the principal health care provider and discuss circumstances prior to contact of a patient when possible.

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

WAC 246-110-001 PURPOSE. The following regulations are adopted by the board of health for the purpose of governing the presence on or about any school or day care center premises of susceptible persons who have, or have been exposed to, a communicable disease. These regulations are in addition to other requirements imposed by chapter ((~~248-100~~) 246-100 WAC.

In furtherance of the purpose and intent of the law and these regulations, it is recommended that parents of students whose medical supervision seems inadequate should be encouraged to obtain the services of a physician for the child. When the economic situation warrants, the parents should be guided to the appropriate source of community-sponsored medical care. These regulations are not intended to imply that any diagnosis or treatment will be performed by school or day care center personnel.

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

WAC 246-110-020 CONTROL OF COMMUNICABLE (CONTAGIOUS) DISEASE. (1) When there is an outbreak of a contagious disease, as defined in ((~~248-101-021~~) WAC 246-110-010), such that there is the potential for a case or cases within a school or day care center, the local health officer, if appropriate, after consultation with the secretary of health or designee shall take all medically appropriate actions deemed to be necessary to control or eliminate the spread of the disease, including, but not limited to:

(a) Closing the affected school(s) or day care center(s), or part(s) thereof;

(b) Closing other schools or day care centers in the local health officer's jurisdiction;

(c) Causing the cessation of selected school or day care center activities or functions;

(d) Excluding from schools or day care centers in the local health officer's jurisdiction any students, staff, and volunteers who are infected with, or deemed to be susceptible to, the disease.

(2) Prior to taking action the health officer shall:

(a) Consult with and discuss the ramifications of action with the superintendent of the school district, or the chief administrator of the day care center or their designees on the proposed action; and

(b) Provide the board of directors and the superintendent of the school district or the chief administrator of the day care center a written decision in the form and substance of an order directing them to take action;

(3) Where these actions have been taken, the local health officer shall, in addition:

(a) Set the terms and conditions permitting schools or day care centers to reopen; activities and functions to resume; and excluded students, staff and volunteers to be readmitted; and

(b) Pursue, in consultation with the secretary of health or designee and school and/or day care officials, the investigation of the source of disease, or order those actions necessary to the ultimate control of the disease.

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

WAC 246-203-060 WATER SOLD TO THE PUBLIC FOR DRINKING PURPOSES IN BOTTLES OR OTHER CONTAINERS. (1) Quality. No water shall be sold, offered for sale or rendered available for drinking purposes in bottles or other containers unless such water is of a sanitary quality approved by the ~~((state director))~~ secretary of the department of health.

(2) Inspection. All plants for the preparation of water for sale in bottles or other containers for drinking purposes and the sources of the water supply shall be inspected as frequently as necessary by a representative of the ~~((state))~~ department of health, and samples of water collected for sanitary analyses at the ~~((state))~~ department of health laboratories.

(3) Sterilizing containers. Bottles or other containers in which water is sold for drinking purposes shall be sterilized before refilling. The method of sterilization shall be approved by the ~~((state director))~~ secretary of the department of health.

(4) Water purification. Processes of purification of waters that are to be sold for drinking purposes shall be approved by the ~~((state director))~~ secretary of the department of health before the water can be sold or offered for sale.

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

WAC 246-203-070 ICE SOLD FOR PUBLIC USE. (1) Quality. No ice shall be sold, offered for sale or rendered available for use to the public unless such ice is of a sanitary quality approved by the ~~((state director))~~ secretary of the department of health.

(2) Information. Any company, corporation, city or individual selling artificial ice for public consumption shall submit to the ~~((state))~~ department of health complete information concerning the source of water supply used for the manufacture of the ice and a detailed description of the manufacturing processes involved.

Any company, corporation, city or individual harvesting natural ice shall file full information with the ~~((state))~~ department of health with regard to the source of the ice and method of storage.

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

WAC 246-203-080 POLLUTION OF GROUND WATER PROHIBITED. (1) No privy contents, drainage from a building, or the effluent from any sewage treatment device shall be discharged directly into any well, either abandoned or constructed for that purpose, that is carried to such a depth as to penetrate the water-bearing strata.

(2) No privy contents, drainage from a building, or the effluent from any sewage treatment device shall be discharged into any crevice, sink-hole, or other opening, either natural or artificial, in a rock formation which will or may permit the pollution or contamination of ground water, except with the approval of the ~~((state director))~~ secretary of the department of health.

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

WAC 246-203-090 STREAM POLLUTION. If, after investigation by the state department of health of any stream, lake, or other body of water within the state or forming the boundaries thereof, it is found that the entrance of sewage or industrial wastes are contributing sufficient pollution to endanger the public health and welfare, and the correction thereof is both possible and practicable, the ~~((state director))~~ secretary of the department of health will issue and enforce such special orders as may be necessary for the protection of the public health and welfare.

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

WAC 246-203-100 DISPOSAL OF HUMAN EXCRETA. (1) Waters of the state defined. For the purpose of this regulation, the term "waters of the state" wherever used, shall include all streams and springs, and all bodies of surface and of ground water, whether natural or artificial, within the boundaries of the state.

(2) Privies shall be fly-proof. No privy, cesspool, septic tank, or other receptacle for human excrement shall be constructed, maintained or used so that flies have or may have access to the excrementitious matter contained therein.

(3) Privies shall not drain in any waters of the state. No privy, urinal, cesspool, septic tank or other receptacle for human excrement shall be constructed, maintained or used which directly or indirectly drains or discharges over or upon the surface of the ground, or into any waters of the state either directly or indirectly; unless the contents of such urinal, cesspool, septic tank or receptacle for human excrement are subjected to some recognized sterilization treatment approved by the ~~((state))~~ department of health.

(4) Privies shall be kept clean. All privies, urinals, cesspools, septic tanks or other receptacles for human excrement shall be cleansed at sufficiently frequent intervals to prevent the contents from overflowing.

(5) Treating excreta on watersheds of public water supplies. All schools, hamlets, villages, towns or industrial settlements which are now located or may be hereafter located on the watershed of any public water supply, not provided with a sewerage system, shall provide and maintain a reasonable system approved by the state director of health for collecting and disposing of all accumulations of human excrement within their respective jurisdiction or control.

(6) Connection with sewer. No privy, cesspool, septic tank or similar receptacle for human excrement shall be constructed, maintained or used on premises where a sewer is at all accessible which is part of a sewerage system from which sewage is lawfully discharged into the waters of the state.

(7) Use of human excreta for fertilizer prohibited. The contents of privies, cesspools, septic tanks or other receptacles for human excrement shall not be placed upon the surface of the ground or be used for fertilizing purposes for crops or gardens.

(8) No privy near foodstuffs. No privy, urinal, toilet or other receptacle for human excrement shall be constructed, maintained or used in any room, or have direct connection with any room wherein any kind of exposed foods or foodstuffs are prepared, stored or handled.

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

WAC 246-203-160 SANITATION OF PUBLIC BUILDINGS.

(1) Definition. A public building shall be construed to mean any theater, show-house, public hall, public meeting place, public transportation terminal, or any other public building not covered by specific regulations: PROVIDED, That a public building shall not be construed to include any store, market, supermarket, or other commercial establishment open to the general public for commercial purposes which does not cater to an audience.

(2) Lighting and ventilation. All public buildings shall be properly lighted and ventilated according to the type of said building and the uses to which it is put.

(3) Water supply.

(a) Any public place supplied with water under pressure shall be equipped with sanitary drinking fountains of an approved type.

(b) Where water supplied for drinking is not obtained from a public water supply, such water shall be of a quality approved by the secretary of the department of ~~((social and))~~ health ~~((services))~~. When not

under pressure, drinking water shall be stored in a covered container of an approved type.

(c) The use of the common drinking cup is prohibited.

(4) Toilet facilities. Every public building shall be provided with adequate sanitary toilet facilities for each of the sexes; and such facilities shall be convenient and accessible. Every public building which must provide adequate sanitary toilet facilities shall provide at least one free sanitary toilet facility for each of the sexes. Where toilet facilities are voluntarily provided by any store, market, supermarket, or other commercial establishment for use by customers of such establishment or the general public, there shall be at least one free sanitary toilet facility provided for each of the sexes. It shall be the duty of the owner, manager, or other responsible person in charge to see that the toilet system is properly installed and maintained in a usable and sanitary condition at all times.

The method of sewage disposal for all public buildings shall comply with the rules and regulations of the state board of health.

(5) Cleaning. All public buildings shall be kept at all times in a clean and sanitary condition and the cleaning shall be carried on under proper sanitary conditions. All rooms used for public meetings shall be cleaned after each meeting held in them, such cleaning to consist of thorough sweeping of the floors and wiping of the woodwork, together with proper airing of the rooms. No room shall be swept without the use of a proper dust-laying substance. Dry dusting is prohibited. In construing this regulation all meetings held during the course of a single day shall be regarded as one meeting.

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

WAC 246-203-170 **OBJECTIONABLE ESTABLISHMENTS AND INDUSTRIAL WASTES.** (1) No person, partnership, firm or corporation maintaining a slaughter house, rendering works, depository of dead animals, glue works, tannery, wool washing establishment, paper mill, by-product coke oven, dye works, oil refinery, dairy, creamery, cheese factory, milk station or similar establishment; or engaged in the manufacture of gas, chemicals, explosives, fertilizers, or similar products; or in the business of soap making, fish oil extraction, bone boiling or similar occupation, shall allow any noxious exhalation, odors or gases that are deleterious or detrimental to public health to escape into the air, or any substance that is deleterious or detrimental to public health to accumulate upon the premises; or be thrown or allowed to discharge into any street, roadway or public place; or be thrown or allowed to discharge into any stream or other waters of the state.

(2) All slaughter houses, rendering works, bone boiling establishments, depositories for dead animals, garbage disposal works, piggeries and similar establishments handling organic matter shall have an adequate water supply for the purpose of keeping the place clean and sanitary. All floors shall be constructed of concrete or other impervious material and shall have adequate provision for drainage to a sewer or treatment works approved by the ((state)) department of health.

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

WAC 246-271-020 **PROHIBITED METHODS OF SEWAGE DISPOSAL.** No sewage or industrial waste, or components thereof, shall be placed or permitted to be placed, or permitted to flow onto the surface of the ground, or into any waters of the state in any manner determined by the ((state director of health)) secretary to be prejudicially affecting a domestic water supply, or otherwise endangering the health and well-being of the people of the state.

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

WAC 246-271-030 **INVESTIGATIVE AND ORDER POWERS OF ((DIRECTOR)) SECRETARY.** The ((state director of health)) secretary shall investigate the methods of sewage and industrial waste disposal and if such may endanger a domestic water supply, or in any other way endanger the health or well-being of the people of the state, ((he)) the secretary shall issue and enforce such orders as may be necessary to correct the condition.

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

WAC 246-271-040 **PLANS FOR ((SEWERAGE)) SEWAGE SYSTEMS.** ((+)) Report, general layout map and specifications - Every owner or ((his)) authorized representative shall make a comprehensive study of ((his sewerage)) the proposed sewage system and prepare and submit to the ((state director of health)) department a copy of a report, a general layout map and general construction specifications of ((his)) the proposed public ((sewerage)) sewage system. Written approval of this report, general layout map and general construction specifications shall be obtained from the ((state director of health)) department before any further construction, alterations or additions are made to the system or, in case of a new system, before such system is constructed except as provided in ((a) below) subsection (1) of this section. After such approval has been received the owner ((with)) shall not be required to submit any further plans and specifications for any part of the ((sewerage)) sewage system covered by the general layout map except as required by ((b), (c) and (d) below) subsections (2), (3), and (4) of this section, but the owner shall notify the ((state director of health)) department of any portion of the system to be constructed and indicate its position on the approved general layout map. (The specifications may be submitted at the time of notification of construction.) The report and general layout map shall include but not be limited to the items listed under those headings in the appendix.

((a)) (1) In lieu of an approved report, general layout map, and specifications, any owner or ((his)) authorized representative shall submit a copy of a report, a plot plan, and specifications of each new ((sewerage)) sewage system or alterations or additions to any existing ((sewerage)) sewage system and receive written approval before construction is started. The report and plot plan shall include but not be limited to those items listed in the appendix.

((b)) (2) Whether or not a report and general layout map have been approved, if the system does not include adequate sewage treatment works as determined by the ((state director of health)) department, written approval for the construction of each addition or alteration of the ((sewerage)) sewage system must be obtained from the ((state director of health)) department before construction is started.

((c)) (3) In case an addition is to be made to a ((sewerage)) sewage system and this addition is not a part of an approved general layout map, the owner shall submit a copy of a revised general layout map or a plot plan of the area to the ((state director of health)) department and receive written approval before construction is started.

((d)) (4) Every owner shall submit a set of detailed plans and specifications of all overflow or bypass structures, pipe outlets and pumping stations with overflow structures, showing the quantities of flow for which they are designed and shall receive written approval from the ((state director of health)) department before construction is started.

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

WAC 246-271-050 **PLANS FOR SEWAGE TREATMENT WORKS.** Engineering report of sewage treatment works - Before detailed plans and specifications for new sewage treatment works or major extensions, alterations or improvements to existing sewage treatment works are prepared, every owner or ((his)) authorized agent shall submit one copy of a preliminary engineering report to the ((secretary of the)) department ((of social and health services or his designee)) and receive written approval ((of the secretary of the department of social and health services or his designee)). This report shall include the items listed under "scope of the engineering report" in the appendix.

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

WAC 246-271-060 **PLANS FOR SEWAGE TREATMENT WORKS—REQUIREMENTS FOR ENGINEERS.** All plans for new sewage treatment plants, major changes or additions to existing systems or plants shall be prepared under the supervision of a professional engineer licensed in accordance with chapter 283, Laws of 1947 (chapter 18.43 RCW). All copies of plans submitted to the ((state director of health)) department for review shall bear the seal of the professional engineer under whose supervision they have been prepared.

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

WAC 246-271-070 OPERATION OF SEWAGE TREATMENT PLANTS—EFFICIENCY. (1) Efficient operation – All sewage treatment plants shall be operated at their highest practical efficiency at all times. If, after investigation by the ~~((state director of health))~~ department, it is determined that any sewage treatment works is, because of defective design, inadequacy, incompetent supervision or inefficient operation, causing unsatisfactory conditions in the waters into which the effluent is discharged or otherwise interfering with the legitimate uses of such waters or causes a menace to public health, the owner shall make such changes in the plant or its operation as are necessary to produce satisfactory results. These changes shall be made within such time limits as are set by the ~~((state director of health))~~ department.

(2) Records – The owner shall make such tests and keep such records as are necessary to assure the effective operation of the sewage treatment works, and such records shall be made available to the ~~((state director of health))~~ department.

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

WAC 246-271-080 OPERATION OF SEWAGE TREATMENT PLANTS—FREEDOM FROM SAND AND SILT. All ~~((sewerage))~~ sewage systems shall be kept free from obstructions and deposits of sand and silt. All pumping stations in the ~~((sewerage))~~ sewage system shall be effectively maintained to insure continuous operation.

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

WAC 246-271-090 OPERATION OF SEWAGE TREATMENT PLANTS—DISINFECTION. Effective disinfection of sewage discharges shall be provided in accordance with the determination of the ~~((state director of health))~~ department. If at any time effective disinfection cannot be accomplished due to the breakdown of equipment or the need for bypassing raw or partially treated sewage, or any other reason, the owner shall immediately notify the ~~((state director of health))~~ department by telephone or ~~((telegraph))~~ by facsimile machine.

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

WAC 246-271-100 IRRIGATION WITH SEWAGE. Raw sewage, or treatment plant effluent, shall not be used for irrigation, except under conditions as may be prescribed by the ~~((state director of health))~~ department.

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

WAC 246-271-110 USE OF SEWAGE SLUDGE FOR FERTILIZER. The use of sewage sludge for fertilizing material shall be in compliance with the limitations and procedures as may be prescribed by the ~~((state director of health))~~ department; and the owner shall notify the ~~((state director of health))~~ department of any intended use of sludge as a fertilizing material.

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

WAC 246-271-130 APPENDIX—DEFINITIONS. ~~((+))~~ "Commission" – The Washington pollution control commission.

(2) "Sewage" – The water-carried waste products or discharge from human beings or other wastes from residences, public or private buildings, together with such ground, surface or storm water as may be present.

(3) "Industrial wastes" – The liquids, solids, or other wastes resulting from any process of industry, or from the development of any natural resource.

(4) "Sewage works" – A comprehensive term which includes facilities for collecting, pumping, treating, and disposing of sewage; the sewerage system and the sewage treatment works.

(5) "Sewage treatment works" – An arrangement of devices and structures for treating sewage, industrial wastes, and sludge. Sometimes used as synonymous with sewage treatment plant.

(6) "Sewerage system" – A system of sewers and appurtenances for the collection, transportation, and pumping of sewage and industrial wastes.

(7) "Industrial waste treatment works" – An arrangement of devices and structures for treating industrial wastes.

(8) "Sewer" – A pipe or conduit, generally closed, but normally not flowing full, for carrying sewage and other waste liquids.

(9) "Pumping station" – A station housing sewage pumps, and their appurtenances.

(10) "Pipe outlet" – A pipe line which conveys the effluent from a reservoir, sewage treatment plant, or other structure to its point of discharge.

(11) "Sewer outlet" – The point of final discharge of sewage or treatment plant effluent.

(12) "Owner" – The state, county, city, town, village, corporation, firm, company, institution, person or persons owning or operating any sewerage system, sewage treatment plant, or industrial waste disposal system or treatment plant.

(13) "Detailed plans" of sewerage systems – Plans used for the construction of any sewer or sewer system.

(14) "Final plans" of sewage treatment works – Plans used for the construction of any sewage treatment works: (1) "Department" – Washington state department of health.

(2) "Detailed plans" of sewage systems – Plans used for the construction of any sewer or sewer system.

(3) "Final plans" of sewage treatment works – Plans used for the construction of any sewage treatment works.

(4) "Industrial wastes" – The liquids, solids, or other wastes resulting from any process of industry, or from the development of any natural resource.

(5) "Industrial waste treatment works" – An arrangement of devices and structures for treating industrial wastes.

(6) "Owner" – The state, county, city, town, village, corporation, firm, company, institution, person or persons owning or operating any sewerage system, sewage treatment plant, or industrial waste disposal system or treatment plant.

(7) "Pipe outlet" – A pipe line which conveys the effluent from a reservoir, sewage treatment plant, or other structure to its point of discharge.

(8) "Pumping station" – A station housing sewage pumps, and their appurtenances.

(9) "Secretary" – Secretary of the Washington state department of health or the secretary's authorized designee.

(10) "Sewage" – The water-carried waste products or discharge from human beings or other wastes from residences, public or private buildings, together with such ground, surface or storm water as may be present.

(11) "Sewage system" – A system of sewers and appurtenances for the collection, transportation, and pumping of sewage and industrial wastes.

(12) "Sewage treatment works" – An arrangement of devices and structures for treating sewage, industrial wastes, and sludge. Sometimes used as synonymous with sewage treatment plant.

(13) "Sewage works" – A comprehensive term which includes facilities for collecting, pumping, treating, and disposing of sewage; the sewerage system and the sewage treatment works.

(14) "Sewer" – A pipe or conduit, generally closed, but normally not flowing full, for carrying sewage and other waste liquids.

(15) "Sewer outlet" – The point of final discharge of sewage or treatment plant effluent.

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

WAC 246-271-140 APPENDIX—REPORT—((SEWERAGE)) SEWAGE SYSTEM. The "report" shall include: –

(1) A description of the nature and extent of the area included in the present system (if any) and the area and extent to which plans provide sewage works for future development.

(2) The population trend and an estimate of future population to be served.

(3) A statement regarding the present and expected future quantity and character of sewage, including any industrial wastes which may be present or expected in the ~~((sewerage))~~ sewage system.

- (4) A discussion of limitations placed on infiltration and the infiltration problem.
- (5) A statement regarding provisions for treatment.

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

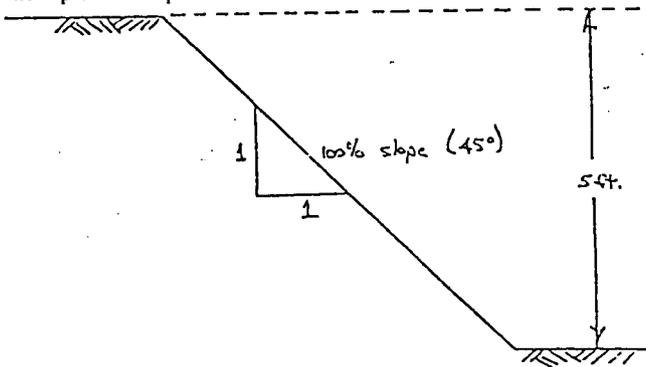
WAC 246-271-180 APPENDIX—PRELIMINARY REPORT, INDUSTRIAL WASTE TREATMENT WORKS. The preliminary report on industrial waste disposal or treatment facilities shall include the following items where pertinent –

- (1) Type of industry.
- (2) Kind and quantity of finished products.
- (3) The amount of process waste and its sources.
- (4) The quantity of unpolluted water, such as cooling water, etc., and the provision for segregation for separate discharge.
- (5) Description of the waste, including if possible a chemical analysis.
- (6) The amount and kind of chemicals used in the process, if any.
- (7) The basic design data of the treatment units.
- (8) All necessary maps and layout sketches, including any flow diagrams.
- (9) Results to be expected from the treatment process.
- (10) All data necessary to indicate the location of the outlet pipe and method of diffusing the waste into the receiving water.
- (11) If any domestic sewage is to be disposed of through the system, a brief description in compliance with the provisions of WAC ((248-92-020)) 246-271-030 should be included.

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

WAC 246-272-010 DEFINITIONS. (1) "Alternative system" means any on-site sewage system consisting of treatment and/or disposal components other than a septic tank and a subsurface soil absorption system (SSAS).

- (2) "Approved" means acceptable by the health officer or department as stated in writing.
- (3) "Cover" means soil material that is used to cover a subsurface disposal area.
- (4) "Cuts and/or banks" means any naturally occurring or man-formed slope which is greater than one hundred percent (forty-five degrees) and extends vertically at least five feet from the toe of the slope to the top of the slope as follows:



- (5) "Department" means the Washington state department of health or health officer if the approval authority for larger on-site sewage systems under WAC ((248-96-075)) 246-272-080 has been delegated by agreement.
- (6) "Experimental system" means any alternative on-site system excluding a larger system with no guidelines established by the technical review committee as per WAC ((248-96-046)) 246-272-040.
- (7) "Gross land area" means a lot area which is bounded by the centerline of adjoining road or street right-of-ways within the boundaries of the proposed development.
- (8) "Ground water" means a subsurface water occupying the zone of saturation, permanently, seasonally, or as the result of the tides, (the top surface of which is commonly referred to as the water table) which may be demonstrated by one or all of the following methods:
 - (a) Water seeping into or standing in an open excavation from the soil surrounding the excavation.

(b) Spots or blotches of different color or shades of color interspersed with a dominant color in soil, commonly referred to as mottling. This is caused by intermittent periods of saturation and drying, and may be indicative of poor aeration and impeded drainage.

(9) "Health officer" means the health officer of the city, county, or city-county health department or district or a representative authorized by and under the direct supervision of the health officer.

(10) "Larger on-site sewage system" means any on-site sewage system with design flows, at any common point, between 3,500 and 14,500 gallons/day. On-site sewage systems receiving state or federal grants, or systems using mechanical treatment or lagoons with ultimate design flows above 3,500 gallons/day are excluded from this definition. Excluded systems are governed by chapter 173-240 WAC which is administered by the Washington state department of ecology.

(11) "Local board of health" means the city, town, county, city-county, or district board of health as defined in chapters 70.05, 70.08, and 70.46 RCW.

(12) "Marine expansion" means any change to a structure or in the use of a structure that may cause a marine shoreline on-site sewage system to exceed its capacity. Changes that may constitute expansion include, but are not limited to:

- (a) An increase in the structure's volume of generated wastewater;
- (b) Higher strength of generated sewage; or
- (c) Any other change adversely impacting the treatment or disposal of sewage in the existing on-site sewage system or in the replacement area.

(13) "Marine failure" means a marine shoreline on-site sewage system threatening the public health by failing to adequately treat the sewage and/or by creating a potential for the public coming in direct contact with sewage. Examples include, but are not limited to:

- (a) Sewage contaminating surface or ground water;
- (b) Sewage on the surface of the ground;
- (c) Sewage leaking from a wastewater container;
- (d) Sewage backing up into a structure or in the on-site sewage system caused by slow absorption of sewage in the SSAS; or
- (e) Cesspools or seepage pits in areas of groundwater or surface water quality concerns.

(14) "Marine shoreline" means property adjacent to marine water.

(15) "Nonconforming repair" means the permitted repair or replacement of a marine shoreline on-site sewage system not meeting the definition of a standard marine system.

(16) "On-site sewage system" means any system of piping, treatment devices, or other facilities that convey, store, treat, or dispose of sewage on the property where it originates or on adjacent or nearby property under the control of the user where the system is not connected to a public sewer system.

(17) "Ordinary high-water mark" means the mark on all lakes, streams, and tidal waters, which will be found by examining the beds and banks and ascertaining where the presence and action of waters are so common and usual, and so long continued in all ordinary years, as to mark upon the soil a character distinct from that of the abutting upland, in respect to vegetation, as that condition exists on the effective date of this chapter, or as it may naturally change thereafter: PROVIDED, That in any area where the ordinary high-water mark cannot be found, the ordinary high-water mark adjoining saltwater shall be the line of mean higher high tide and the ordinary high-water mark adjoining freshwater shall be the line of mean high water.

(18) "Percolation test" means a soil test performed at the depth of the bottom of a proposed subsurface soil absorption system estimating the water absorption capability of the soil. The results are normally expressed as the rate in minutes at which one inch of water is absorbed.

(19) "Person" means any individual, corporation, company, association, society, firm, partnership, joint stock company or any branch of state or local government.

(20) "Proprietary device or method" means any device or method classified as an alternative system or a component thereof that is held under a patent, trademark or copyright.

(21) "Public sewer system" means a sewerage system owned or operated by a city, town, municipal corporation, county, political subdivision of the state, or other approved ownership consisting of a collection system and necessary trunks, pumping facilities and a means of final treatment and disposal and approved or under permit from the department of ecology.

(22) "Restrictive layer" means a layer impeding the movement of water, air, and growth of plant roots. Examples of such layers or conditions are groundwater tables, hardpans, claypans, fragipans, compacted soil, bedrock and clayey soil.

(23) "Septic tank" means a watertight pretreatment receptacle receiving the discharge of sewage from a building sewer or sewers, and designed and constructed to permit separation of settleable and floating solids from the liquid, detention and digestion of the organic matter, prior to discharge of the liquid portion.

(24) "Sewage" means the water-carried human or domestic waste from residences, buildings, industrial establishments or other facilities, together with ground water infiltration, that may be present.

(25) "Soil log" means an excavation in soil of sufficient size and depth allowing adequate determinations of the soil's characteristics together with the detailed description of the soil's texture, structure, color, bulk density or compaction, water absorption capabilities or permeability, and/or other characteristics providing information on the soil's capacity to act as an acceptable treatment and disposal medium for sewage.

(26) "Standard marine system" means a marine shoreline on-site sewage system meeting all the WAC ((~~248-96-100~~ and ~~248-96-110~~)) 246-272-140 and 246-272-150 requirements, except the following:

- (a) The vertical separation shall:
 - (i) Be three feet when the SSAS is gravity fed;
 - (ii) Be two feet when the SSAS has pressure distribution per technical review committee guidelines; or
 - (iii) Meet the technical review committee alternative system guidelines.

(b) A minimum horizontal separation of fifty feet shall exist between the SSAS or other soil absorption component and the ordinary high-water mark.

(27) "Subdivision" means a division of land, as defined in chapter 58.17 RCW, now or as hereafter amended, including both long and short subdivisions.

(28) "Subsurface soil absorption system (SSAS)" means a system consisting of trenches (three feet or less in width) or beds (more than three feet in width), together with the piping and gravel, designed and installed in original undisturbed soil for the purpose of receiving effluent from a septic tank or other pretreatment device and transmitting it into the soil.

(29) "Surface water" means any body of water, whether fresh or marine, flowing or contained in natural or artificial depressions for significant periods of the year. Such bodies include, but are not limited to, natural and artificial lakes, ponds, rivers, streams, swamps, marshes, and tidal waters.

(30) "Treatment standard 1" means a thirty-day average of less than 10 mg/l of BOD5 and 10 mg/l of total suspended solids and a thirty-day geometric mean of less than 200 fecal coliform/100 ml.

(31) "Treatment standard 2" means a thirty-day average of less than 10 mg/l of BOD5 and 10 mg/l of total suspended solids and a thirty-day geometric mean of less than 800 fecal coliform/100 ml.

(32) "Type 1 soil" means soil with a texture as noted in WAC ((~~248-96-094~~)) 246-272-110 (Determination of site characteristics) or other soils where conditions are such that the treatment potential is ineffective in retaining and/or removing substances of public health significance to underground sources of drinking water.

(33) "Vertical separation" means the depth of unsaturated, original, undisturbed soil of types 2-6 that exists between the bottom of a SSAS and a restrictive layer or water table.

(34) "Wave barrier" means a bulkhead of adequate height and construction preventing backwash of on-site sewage system components from wave action resulting from inclement weather and/or watercraft during extreme high tides.

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

WAC 246-272-020 LOCAL REGULATION. (1) Local boards of health may adopt local rules and regulations governing on-site sewage systems. Local rules, regulations, and guidelines shall be consistent with, and at least as stringent as, the state board of health regulations. Local rules and regulations and any subsequent revisions shall be approved by the department in accordance with the procedure outlined in subsections (2) through (7) of this section.

Beginning July 1, 1984, the health officer shall begin to enforce these regulations, unless local rules and regulations have been approved by the department and adopted locally. This shall not preclude

the adoption of rules and regulations by local boards of health after June, 1984.

(2) Local boards of health shall submit to the department for review and approval a copy of proposed local regulations.

(3) Upon reviewing the local regulations, the department shall consider all factors relevant to the administration of the local health department's program.

(4) The department shall have ninety days from the date of receipt of the local regulations to either approve or disapprove the proposal. Failure of the department to approve or disapprove within the ninety-day period results in the approval of the local regulation.

(5) Locally proposed or adopted regulations or revisions will become effective after the regulations or revisions have received approval from the department or ninety days after receipt by the department, whichever comes first. The local health department shall provide to the department a copy of the adopted local regulations.

(6) If the department determines that the local regulations are not consistent with the purpose and objectives of the state board of health regulations, the department shall provide in writing to the local board of health, the specific reasons for not approving the local regulations. Decisions may be appealed to the state board of health within one hundred twenty days after the disapproval has been received by the local board of health. Resubmission of revised local regulations may occur any time after disapproval has been received.

(7) Local rules and regulations shall include special requirements for areas within their jurisdiction identified as having type 1 soils. The requirements within these regulations shall be commensurate with the degree of protection deemed necessary for the underground source of drinking water by the health officer and the department. The minimum requirement shall be as noted in WAC ((~~248-96-090~~)) 246-272-100 (Minimum land area requirement).

(8) Nothing in these regulations shall prohibit the adoption and enforcement of more stringent regulations by local health departments where such regulations are needed to protect the public health.

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

WAC 246-272-030 APPLICABILITY. These regulations shall apply to all on-site sewage systems except the following:

(1) New construction for which a permit was issued prior to July 1, 1984, or adoption of local regulations and is still valid. The regulations in effect at the time the permit was issued shall apply, except where portions of the new regulations are less stringent;

(2) An extension, alteration, or replacement necessitated by the failure of an existing on-site sewage system and is not on a marine shoreline. These regulations shall be applied to the maximum extent permitted by the site. A permit shall be required as per WAC ((~~248-96-080 (Permit)~~)) 246-272-090;

(3) Permit applications for systems located in subdivisions having received preliminary approval or having been filed for record between July 1, 1979, and June 30, 1984 (chapter 58.17 RCW). The regulations in effect at the time preliminary or final approval was given shall apply, unless the local board of health finds a change in conditions creates a serious threat to the public health; and

(4) Facilities constructed or operated in accordance with a permit or approval issued by the Washington state department of ecology. Where these regulations may be in conflict with chapters 90.48 or 70.95B RCW, said RCW shall govern.

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

WAC 246-272-060 NO SURFACE DISCHARGE. Sewage from any on-site sewage system, excluding septic tank waste as per WAC ((~~248-96-170~~)) 246-272-220 (Disposal of septic tank waste), shall not be discharged to surface water or upon the surface of the ground.

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

WAC 246-272-080 LARGER ON-SITE SEWAGE SYSTEMS. Plans and specifications for new construction or repairs or expansions to existing larger on-site sewage systems, bearing the signature of the owner or an authorized representative, shall be submitted to and approved by the department prior to construction. By a mutual agreement with the department, local health departments may assume plan review and approval authority for larger on-site sewage systems.

Where the assistance of the health officer in the review of the site and/or the design is requested by the department, fees for service may be charged to the applicant by the health officer: PROVIDED, That the authorization for such fees is set forth in local regulations adopted pursuant to this chapter. Submittals, design, and management requirements shall adhere to the following procedures, requirements, and review documents.

(1) Preliminary report: Prior to or concurrent with the preparation of detailed plans and specifications for new construction or improvements to a larger on-site sewage system, the person proposing the larger on-site sewage system shall submit to the department for approval a preliminary report addressing the nature and scope of the proposed construction. This report shall include an analysis of the area where the proposed SSAS is to be located to satisfactorily assimilate and treat the proposed sewage quantities for the anticipated life of the system. In addition to those factors identified in WAC ((248-96-090)) 246-272-100 (1)(b), the preliminary report shall contain, but need not be limited to, consideration of the following factors:

- (a) Soil and site evaluation.
- (b) Schedule for phase development.
- (c) Water balance analysis of the drainfield area.
- (d) Overall effects of the proposed sewage system upon the surrounding area.
- (e) Local zoning, platting, and building requirements as they relate to sewer utilities.

(2) Submission of plans and specifications:

- (a) Complete plans and specifications fully describing the larger on-site sewage system shall be submitted to and approved in writing by the department prior to:
 - (i) Installation of the system, or
 - (ii) Entering into contract for installing a larger on-site sewage system.

The plans and specifications shall be adhered to unless deviations are first submitted to and written approval received from the department. Routine field deviations required during construction need not be submitted for approval but shall be shown on the "as-built" drawings.

(b) Plans submitted for approval shall include the proposed provisions for inspection of the work during construction.

(c) A detailed operation and maintenance manual, fully describing the treatment and disposal systems and outlining routine maintenance procedures for proper operation of the system, shall be submitted together with the plans and specifications.

(3) Approvals—Period of validity—Renewal:

(a) Approvals of plans and specifications by the department under this section shall be valid for an initial period of two years commencing with the date of the letter of approval. Lapsed approvals may be renewed for successive one-year periods thereafter at the discretion of the department upon the written request by the applicant.

(b) As a condition of renewal, the department may require the plans and specifications to be revised to conform with the design standards and the requirements of the rules and regulations of this chapter current at the time of request for renewal.

(4) Requirements for engineers and engineer's construction report: All preliminary engineering reports and plans and specifications for new larger on-site sewage systems, extensions or alterations, shall be prepared by a professional engineer licensed in the state of Washington

in accordance with chapter 18.43 RCW and shall bear the engineer's seal. Within sixty days following the completion of and prior to the use of any project or portion thereof for which plans and specifications have received the approval of the department, an engineer's construction report shall be submitted to the department and signed by a professional engineer stating the project has been constructed in accordance with the plans and specifications approved by the department. If any changes exist from the approved plans and specifications, "as-built" drawings noting such changes shall be submitted to the department. Where larger on-site systems are reviewed and approved by the health officer, the health officer may also accept preliminary reports, plans and specifications, and construction reports submitted by a registered sanitarian or a designer certified within the health officer's jurisdiction. The professional engineer, registered sanitarian, or certified designer should have expertise in the areas of soils and the design of larger on-site sewage systems.

(5) The review and approval agency shall establish a procedure for construction and final inspections.

(6) Design of the system shall comply with Design Guidelines for Larger On-site Sewage Systems, December ((1979)) 1987, D.S.H.S./D.O.E.

(7) Soil interpretations shall be based upon the Design Manual: On-site Wastewater Treatment and Disposal Systems, United States Environmental Protection Agency, EPA-625/1-80-012, October, 1980.

(8) Management of larger on-site systems shall be provided by an entity approved by the department. The type of entity required and the degree of management shall be commensurate with the complexity of the system and the site conditions. The management entity shall submit a plan for approval including, but not be limited to, the following:

- (a) Duties of management, including operation and maintenance responsibilities.
- (b) Methods to ensure the continuity and permanency of management's responsibilities.
- (c) Monitoring, recordkeeping, and reporting to the department.
- (d) Rights of purchasers and management.

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

WAC 246-272-100 MINIMUM LAND AREA REQUIREMENT. (1) For any development approved after June 30, 1984, including but not limited to subdivisions, mobile home parks, multifamily housing, and commercial establishments, where an on-site sewage system is proposed, one of the following methods for determining minimum gross land area requirements shall be used. The minimum gross land area shall exist for each unit volume of sewage (450 gallons per day) or for each single family residence.

(a) METHOD I. Table I notes the minimum gross land area required per unit volume or single family residence based upon soil type and the type of water supply.

TABLE I
MINIMUM GROSS LAND AREA REQUIRED PER UNIT VOLUME OF SEWAGE OR SINGLE FAMILY RESIDENCE

| TYPE OF WATER SUPPLY | SOIL TYPE ¹ | | | | | |
|-------------------------|------------------------|---------------|---------------|---------------|---------------|---------------|
| | 1 | 2 | 3 | 4 | 5 | 6 |
| Public | 1 acre | 12,500 sq.ft. | 15,000 sq.ft. | 18,000 sq.ft. | 20,000 sq.ft. | 22,000 sq.ft. |
| Individual—
Each Lot | 2 acres | 1 acre | 1 acre | 1 acre | 2 acres | 2 acres |

¹ Soil types are defined in WAC ((248-96-094)) 246-272-110 (Determination of site characteristics).

(b) METHOD II.

(i) On-site sewage systems shall be installed on lots, parcels, or tracts that have a sufficient amount of area with proper soils in which sewage can be retained and treated properly on-site. Justification

demonstrating that the development has sufficient area with proper soils to adequately retain and treat sewage on-site shall be provided in a report. The report shall fully support the conclusions reached by the proper analysis of all needed data. All such data shall be contained or

referenced. This justification shall be sufficient to enable the health officer to establish minimum gross land area requirements. The minimum gross land area requirement for each unit volume of sewage or for each single family residence shall be twelve thousand five hundred square feet. Application of this will result in a maximum single family residence density of 3.5 units per acre or for other development a maximum flow density of one thousand five hundred seventy gallons of sewage per acre per day. Factors that must be considered in the report shall include but not be limited to the following:

- (A) Soil type and depth.
- (B) Area drainage, development and/or lot drainage.
- (C) Public health impact on ground and surface water quality.
- (D) Setbacks from property lines, water supplies, etc.
- (E) Source of domestic water.
- (F) Topography, geology, and ground cover.
- (G) Climatic conditions.
- (H) Availability of public sewers.
- (I) Activity or land use, present, and anticipated.
- (J) Growth patterns.
- (K) Reserve areas for additional subsurface disposal.
- (L) Anticipated sewage volume.
- (M) Compliance with zoning and other requirements.
- (N) Possible use of alternative systems or designs.
- (O) Other justification submitted by the developer.

(ii) If the report required in section (1)(b)(i) of this subsection identifies type 1 soils, the health officer may allow a reduction below the requirements noted in Table 1. The health officers and the department shall develop guidelines to be applied when such reductions are considered by July 1, 1984. Until guidelines have been developed, the health officer may permit such reductions only when an alternative system will be used. The alternative system shall provide a degree of treatment to the sewage, before the sewage enters the original, undisturbed soil, equal to or greater than the treatment provided by a mound or sand filter. Mounds and sand filters are defined and the design criteria specified in the appropriate technical review committee guidelines. Until the guidelines have been developed, the resulting gross land area per unit volume of sewage or single family residence shall not be less than one-half acre.

(2) The health officer may reduce land area requirements in this section if the proposed on-site sewage systems are to be located within the boundaries of a recognized sewer utility and where the assessment roll has been finalized.

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

WAC 246-272-110 DETERMINATION OF SITE CHARACTERISTICS. (1) Site characteristics shall be determined in accordance with chapter 3 and Appendix A of Design Manual: On-site Wastewater Treatment and Disposal Systems, United States Environmental Protection Agency, Report No. EPA-625/1-80-012, October, 1980, except where modified or in conflict with these regulations.

(2) The textural classification of a soil shall be determined by using normal laboratory and/or field procedures such as particle size analyses and percolation tests. Following are the specific soil textural classifications and soil type designations. The soil textures in Table 7-2 of the design manual referenced in subsection (1) of this section are amended as follows:

| Soil Type | Soil Textural Classifications ¹ |
|----------------|---|
| 1 ² | Coarse sands or coarser |
| 2 | Medium sand |
| 3 | Fine sand, loamy sand |
| 4 | Sandy loam, loam |
| 5 | Porous, well-developed structure in silt and silt loams |
| 6 | Other silt loams, silty clay loams, and clay loams. |

¹ According to the United States Department of Agriculture, soil conservation service's soil classification system.

² Includes other soils and/or conditions where the treatment potential is ineffective in retaining and/or removing substances of public health significance to underground sources of drinking water.

(3) All site evaluations shall be performed by or under the direct supervision of the health officer, a registered sanitarian, professional engineer, registered soil scientist (American registry of certified professionals in agronomy, crops and soils), or certified designer having

knowledge and experience in the areas of soil and wastewater treatment and disposal.

(4) All soil tests shall be conducted using uniform procedures and terminology as set forth in chapter 3 and Appendix A of the manual referred to in WAC ((~~248-96-094~~)) 246-272-110(1).

(5) If sufficient information is not available concerning water table conditions, the health officer or department may require that the soils analysis be performed during the months of suspected high-water table conditions.

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

WAC 246-272-120 SUBDIVISION AND INDIVIDUAL SITE REVIEW. (1) Subdivisions - preliminary tests for subdivisions utilizing individual on-site sewage systems shall include at least one representative soil log per acre or tract or more as required by the health officer. A reduced number of soil logs may be allowed if adequate soils information is available.

(2) Individual sites - at least one soil log shall be performed at the site of each disposal area. This requirement may be waived by the health officer if adequate soils information is available. Additional soil logs may be required where the soil characteristics vary.

(3) Individuals performing subdivision and individual site reviews shall meet the requirements and use the procedures specified in WAC ((~~248-96-094~~)) 246-272-110.

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

WAC 246-272-130 LARGER TRACT REQUIREMENTS. (1) For lots, parcels, or tracts with a gross land area of five acres or 1/128th of a section or more, the health officer may take the following actions:

(a) Alter the requirements found in WAC ((~~248-96-094(3), 248-96-100(2), and 248-96-110(2)~~)) 246-272-110(3), 246-272-140(2), and 246-272-150(2).

(b) Modify the restrictions noted in WAC ((~~248-96-094~~)) 246-272-110(2).

(2) Where the health officer takes one of the actions noted in WAC ((~~248-96-096~~)) 246-272-110(1), the following requirements shall apply:

(a) All portions of a SSAS shall be at least thirty feet from property lines or lines of easement existing for SSAS installation that are at the same elevation as, or at a lower elevation than, the SSAS.

(b) A restrictive covenant against further subdivision of the property into parcels or lots less than five acres or 1/128th of a section shall be recorded on the building site and remain in effect until connection to public sewer is made or some approved alternative is installed which the health officer determines will permit development of smaller parcels.

(3) On-site sewage systems installed under the provisions of this section shall meet the purpose and objectives of these regulations to the maximum extent possible.

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

WAC 246-272-150 DESIGN. (1) The detailed design and construction of all on-site sewage systems shall conform to the "Design Manual: On-site Wastewater Treatment and Disposal Systems," United States Environmental Protection Agency, EPA-625/1-80-012, October, 1980, except where modified by, or in conflict with these regulations.

(2) The design for an on-site sewage system shall be performed by or under the supervision of a professional engineer, registered sanitarian or certified designer. A resident owner, at the discretion of the health officer, may design the resident owner's own system, if a minimum vertical separation of three feet can be maintained.

(3) The system shall be designed to receive all sanitary sewage and domestic waste from the building served unless otherwise approved by the health officer. For individual residences, flows of one hundred twenty gallons/bedroom/day shall be used for design purposes. For other establishments, the typical values noted in the design manual referred to in WAC ((~~248-96-110~~)) 246-272-150(1) shall be used. Any deviations shall be supported by appropriate water usage information and/or the use of low water use fixtures. Drainage from footing or roof drains or any other type of drain shall neither enter the sewage system

nor be directed over the area where the on-site sewage system is located.

(4) All septic tanks shall be designed in accordance with subsection (1) of this section, with the following exceptions:

(a) All tanks must have a minimum of two compartments with the first compartment consisting of one-half to two-thirds of the required total volume.

(b) Intercompartmental apparatus shall be sanitary tees, slots or baffles assuring that effluent only from the clarified zone passes into the next compartment.

(c) Septic tanks serving single family residences shall have a minimum liquid capacity based on the number of bedrooms in the residence, as follows:

| Number of Bedrooms in House | Required Minimum Liquid Volume |
|-----------------------------|--------------------------------|
| 2 or less | 750 |
| 3 | 900 |
| 4 | 1000 |

For each additional bedroom add 250 gallons.

A septic tank designed to service a facility other than one single family residence shall have a minimum liquid capacity equal to one and one-half times the projected daily sewage volume, with a minimum of 1000 gallons.

(d) Concrete tanks shall be approved by the health officer. Tanks made of materials other than concrete shall be approved by the health officer and the department.

(e) All septic tanks and pump chambers to be located in high water table areas shall be adequately treated to preclude ground water intrusion.

(5) Effluent shall be disposed of by means of a SSAS except when approval for other disposal systems is granted by the health officer and/or the department.

(a) The size of the SSAS shall be determined from the results of the site review and soil logs per the design manual.

(b) The health officer shall not permit installation and use of cess-pools and seepage pits for the disposal of sewage.

(c) The bottom of a SSAS shall not be deeper than three feet below the finished grade, except under special conditions approved by the health officer. The depth of such a system shall not exceed ten feet from finished grade.

(d) Subsurface absorption beds (see definition of SSAS) may be considered for use only when authorized by the health officer and/or the department and when the soils are type 1, 2, or 3.

(e) Piping materials shall be approved by the health officer and the department.

(6) Cover can be used over a SSAS provided no portion of the SSAS sidewall below the invert of the distribution pipe is installed in this material.

(7) When sewage holding tank systems are used, a management program assuring ongoing operation and maintenance, which shall be approved by the health officer, shall be in effect. Sewage holding tanks shall not be permitted for either new construction or expansion of residential dwellings, whether seasonal or year-round. The health officer may approve sewage holding tanks for the following situations:

(a) Permanent use. Controlled, part-time, commercial usage situations, including, but not limited to, recreational vehicle parks, trailer dump stations, and certain limited hour businesses;

(b) Interim use. To handle emergency situations; and

(c) Repairs. As permitted under WAC ((248-96-120)) 246-272-160 (1)(e)(i).

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

WAC 246-272-160 REPAIR OF FAILURES ALONG MARINE SHORELINES. (1) When an on-site sewage system failure occurs, the health officer shall require one of the following:

- (a) Repair of the on-site sewage system using the requirements of this section. The repair system may be located either on the:
 - (i) Property served; or
 - (ii) Nearby or adjacent property if easements are obtained.
- (b) Connection to a publicly owned larger on-site sewage system;
- (c) Connection to public sewer; or
- (d) Connection to a privately owned larger system where it is deemed economically feasible.

(e) If subsections (1)(a), (b), (c), or (d) of this section are not feasible, the health officer shall require one of the following:

(i) Usage of a holding tank;

(ii) Obtainment of a National Pollutant Discharge Elimination System or state discharge permit, issued to a public entity or jointly to a public entity and the system owner, from the Washington state department of ecology. This shall be considered only if an on-site sewage system is not feasible and the only realistic method of final disposal is to discharge to the surface of the land or into surface water; or

(iii) Abandonment of the property.

(2) When the soil absorption component fails, the requirements under WAC ((248-96-095)) 246-272-120 (2) and (3) shall be met before a repair permit is issued.

(3) A detailed design shall be submitted for each repair system. The repair shall be sized to accommodate all the sewage.

(4) When repair of an on-site sewage system is required to correct a failure, the health officer shall permit:

(a) A standard marine system; or

(b) A nonconforming repair. A nonconforming repair shall only be permitted when a:

(i) Standard marine system cannot be installed; and

(ii) Connection to either a public sewer or an approved larger on-site sewage system is not feasible.

(5) Table IV notes the minimum repair requirements based upon vertical separation and horizontal separation. The horizontal separation indicated is the distance between the SSAS or other disposal component and the ordinary high-water mark. Treatment standards shall be met before discharge to unsaturated, subsurface soil:

TABLE IV
REQUIREMENTS FOR NONCONFORMING REPAIRS

| Vertical Separation in Feet | Horizontal Separation In Feet | | |
|-----------------------------|-----------------------------------|-----------------------|-----------------------------------|
| | < 25 | 25-50 | > 50 |
| <1 ¹ | Treatment Standard 1 | Treatment Standard 1 | Treatment Standard 2 ² |
| 1-2 | Treatment Standard 1 | Treatment Standard 2 | Pressure Distribution |
| >2 | Treatment Standard 2 ² | Pressure Distribution | — |

¹The health officer may permit ASTM C-33 sand to be used as fill to create unsaturated, subsurface soil, but fill cannot be used to achieve the vertical separation requirements.

²Not including mound systems.

(6) When a nonconforming repair is permitted:

(a) Priority shall be given to protection of drinking water sources. The site of the repair shall be selected to maximize the:

- (i) Vertical separation;
- (ii) Distance from a well or suction line; and
- (iii) Distance to surface water.

(b) The permit shall identify the system as a nonconforming repair. The permit shall state the manner and the extent the system is nonconforming. A copy of the permit and any accompanying easements or restrictive covenants shall be recorded with the county auditor. The requirement does not apply to a repaired system when a waiver from new construction standards is obtained per WAC ((248-96-160)) 246-272-210;

(c) Operation, maintenance, monitoring, and reporting to the health officer shall comply with the protocol in the technical review committee guidelines. The minimum frequency shall be:

- (i) Quarterly when treatment standard 1 is required; and
- (ii) Annually when treatment standard 2 is required.

(d) Low-flow plumbing fixtures should be used.

(7) The health officer shall require wave barrier protection as deemed necessary.

(8) Actions taken under this section shall comply with other local and state requirements.

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

WAC 246-272-170 MARINE EXPANSIONS. The health officer shall require the following for a marine expansion:

(1) A standard marine system shall be installed; and

(2) A system replacement area shall be maintained as required by WAC ((248-96-100)) 246-272-140(4).

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

WAC 246-272-190 INSPECTION. The health officer may make inspections during construction to determine compliance with these regulations. No part of any installation shall be covered until approval has been obtained from the health officer. The health officer may waive this requirement provided the installation has been made by a person certified under WAC ((248-96-175)) 246-272-230 and a designer program has been established according to WAC ((248-96-130)) 246-272-180 provided that the designer performs the final inspection. If deviations from the approved plans and specifications have occurred in construction, a complete set of certified "as-built" drawings shall be provided to the health officer for a permanent record of the installation.

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

WAC 246-280-001 AUTHORITY, PURPOSE, AND SCOPE. (1) Authority. Under the authority of RCW 43.20.050, powers and duties of state board of health, these regulations are hereby established as minimum requirements for the monitoring and classification of recreational shellfish beaches.

(2) Purpose. It is the purpose of chapter ((248-52)) 246-280 WAC to protect public health and establish procedures for evaluating the sanitary quality of recreational shellfish beaches.

(3) Scope.

(a) These regulations shall apply to recreational shellfish beaches under public ownership. Commercial shellfish harvest, even though it may occur on publicly owned beaches, is governed by chapter ((248-58)) 246-282 WAC and chapter 69.30 RCW.

(b) These regulations shall apply to recreationally harvested shellfish on privately owned beaches when the general public has unlimited access to beaches for recreational shellfishing. The department may evaluate and monitor these privately owned beaches if the department determines it to be in the public interest.

(4) Other statutes related to this chapter are:

(a) Chapter 69.30 RCW, sanitary control of shellfish; and

(b) Chapter ((248-58)) 246-282 WAC, sanitary control of shellfish.

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

WAC 246-280-010 DEFINITIONS. (1) Abbreviations:

(a) "ml" means milliliter; and

(b) "PSP" means paralytic shellfish poisoning.

(2) "Beach evaluation" means the examination of the sanitary conditions of recreational shellfish beaches through water quality testing, shellfish tissue testing, PSP testing, and sanitary surveys.

(3) "Beach inventory" means the department's list of recreational shellfish beaches governed by chapter ((248-52)) 246-280 WAC.

(4) "Closed classification" means a beach exceeds the standards for safe shellfish harvest.

(5) "Conditionally open classification" means a recreational shellfish beach meets the standards for safe shellfish harvest during well-defined time periods, such as dry weather months, and is closed to shellfish harvest when the standards are exceeded.

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

(7) "Emergency closure" means temporary closure of a recreational shellfish beach when a contamination event is suspected of impacting an open or conditionally open beach.

(8) "Geometric mean value" means a statistical calculation giving a mean value of data points. Geometric mean value is a term used in state water quality standards. The calculation is:

(a) $X \times b \times X \times X \times d = y$; and

(b) n th root of y = geometric mean value. N = number of data points which determines the power of the root.

(9) "Health officer" means the health officer or an authorized representative of the city, county, city-county health department or district.

(10) "Local board of health" means the city, town, county, city-county, or district board of health as defined under chapters 70.05, 70.08, and 70.46 RCW.

(11) "Open classification" means a recreational shellfish beach which complies with WAC ((248-52-030)) 246-280-030 standards for safe shellfish harvest without any restrictions due to health hazards.

(12) "Paralytic shellfish poisoning (PSP)" means a human illness caused by eating shellfish that contain high levels of toxin which results from the shellfish consuming large amounts of toxin-producing microscopic marine organism called Gonyaulax catenella.

(13) "Public ownership" means owned by the federal government, state government, a county, a city, or a port district.

(14) "Recreational shellfish beach" means any beach under public ownership available to the public and any privately owned beach where the general public has unlimited access to recreationally harvest shellfish.

(15) "Recreational shellfish harvest" means to harvest shellfish for personal consumption with no intention for sale or barter.

(16) "Sanitary survey" means an evaluation of the sanitary conditions of the shoreline and uplands of a recreational shellfish beach.

(17) "Shellfish" means, for the purposes of chapter ((248-52)) 246-280 WAC, all varieties of oysters, clams, mussels, and scallops.

(18) "Unclassified" means a recreational shellfish beach which does not have an initial classification because the department has incomplete sanitary survey data.

(19) "Water quality study" means an evaluation of the sanitary conditions of the marine water of a recreational shellfish beach described under WAC ((248-52-030 and 248-52-040)) 246-280-030 and 246-280-040.

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

WAC 246-280-015 GENERAL ADMINISTRATION. (1) The department and the health officer for each local health jurisdiction shall develop a joint plan of operation designating the roles of each agency for administering chapter ((248-52)) 246-280 WAC. This plan shall:

(a) Specifically designate those recreational shellfish beaches included in the joint plan;

(b) Establish whether the department or the health officer shall assume primary responsibility for an identified beach;

(c) Provide for a minimum acceptable frequency of beach evaluation;

(d) Specify who has responsibility for water quality studies, sanitary surveys, PSP monitoring, beach classification, and public notification;

(e) Be signed by the secretary and the chairperson of the local board of health;

(f) Be updated as needed to ensure proper operation of the plan; and

(g) Identify a process for implementing remedial actions to correct pollution sources where deemed appropriate by the department for those beaches classified as closed or conditionally open.

(2) If the local board of health adopts rules governing recreational shellfish harvest within its jurisdiction, the adopted rules shall be consistent with chapter ((248-52)) 246-280 WAC.

(3) The department shall develop guidelines on water quality monitoring, PSP monitoring, shoreline survey procedures, public information/notification, and other topics.

(4) Throughout this chapter, the term "health officer" may be substituted for the term "department" if the joint plan of operation delegates authority for action to the health officer.

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

WAC 246-280-020 RECREATIONAL SHELLFISH BEACH CLASSIFICATION. (1) The department or the health officer for each local health jurisdiction as designated in the joint plan of operation, under WAC ((248-52-010)) 246-280-015, shall classify recreational shellfish beaches, based on the risk to public health from consuming shellfish. After completing an initial classification, the department or the health officer for each local health jurisdiction shall make an annual update based on the additional data collected during the year.

(2) The joint plan of operation's criteria used to classify beaches shall include the following:

(a) Water quality data;

(b) A sanitary survey of pollution sources; and

(c) A review of natural and synthetic toxins, including PSP.

(3) The department shall classify recreational shellfish beaches as follows:

(a) Open;

(b) Conditionally open;

(c) Closed;

- (d) Emergency closure; and
- (e) Unclassified.

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

WAC 246-282-010 DEFINITIONS. The following definitions shall apply in the interpretation and the implementation of these rules and regulations:

(1) "Approved" means acceptable to the ~~((director))~~ secretary based on his or her determination as to conformance with appropriate standards and good public health practice.

(2) "Commercial quantity" means any quantity exceeding:

- (a) Forty pounds of mussels;
- (b) One hundred oysters;
- (c) Fourteen horse clams;
- (d) Six geoducks; or
- (e) Fifty pounds of hard or soft shell clams.

(3) "Department" means the state department of ~~((social and))~~ health ~~((services))~~.

(4) ~~((Director))~~ means the director of the division of health of the department of social and health services, or his or her authorized representative.

~~((5))~~ "Easily cleanable" means readily accessible and of such material and finish, and so fabricated that residue may be completely removed by approved cleaning methods.

~~((6))~~ (5) "Food contact surfaces" means those surfaces of equipment and utensils with which the shellfish meat normally comes in contact, and those surfaces that drain onto surfaces that may come into contact with said food being processed.

~~((7))~~ (6) "Person" means any individual, firm, corporation, partnership, company, association, or joint stock association, and the legal successor thereof.

~~((8))~~ (7) "Person in charge" means an individual responsible for the supervision of employees and the management of any shellfish operation as defined in subsection (12) of this section.

~~((9))~~ (8) "Sanitized" means the treatment of clean surfaces of equipment and utensils by an approved process which is effective in destroying microorganisms, including pathogens.

(9) "Secretary" means the secretary of the department of health or his or her authorized representative.

(10) "Shellfish" means all varieties of fresh or frozen oysters, clams, or mussels, either shucked or in the shell, and all fresh or frozen edible products thereof.

(11) "Shellfish growing areas" means the lands and waters in and upon which shellfish are grown for harvesting in commercial quantities or for sale for human consumption.

(12) "Shellfish operation" means any activity in the harvesting, transporting, processing, to include, but not limited to culling, shucking, packing, and repacking or shipping or reshipping of shellfish in commercial quantities or for sale for human consumption.

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

WAC 246-282-030 STORAGE, CLEANSING AND WASHING AND SHIPPING OF ~~((SHELL STOCK))~~ SHELLSTOCK. (1) ~~((Shell stock))~~ Shellstock shall be stored, handled, and shipped under such temperature conditions as will keep them alive, and shall be protected from contamination at all times.

(2) All ~~((shell stock))~~ shellstock prior to opening or shipping shall be reasonably clean so that mud, sand, and extraneous material will not be transferred to the opened product during processing.

(3) Water used for washing, or "wet storage" (natural storing and cleansing), of ~~((shell stock))~~ shellstock shall be obtained from an approved growing area, or from other sources which meet or exceed the water quality standards of an approved growing area.

(4) Wet storage of ~~((shell stock))~~ shellstock may be practiced only upon approval of the director. A detailed description and map denoting the location of the wet storage area shall accompany the request.

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

WAC 246-282-080 IDENTIFICATION AND RECORDS. (1) Shellfish shall be so identified by label, tag or other permanent means at the wholesale or retail level that any given container of shucked

meats or lot of ~~((shell stock))~~ shellstock can be traced to the original growing area source(s).

(2) Shipments of shellfish in the shell shall be accompanied by a tag, label or other mark showing that the shipper has been duly certified by the state in which the growing area is located.

(3) Shucked shellfish shall be packed, shipped and sold retail in approved containers that are legibly marked by embossing, lithographing, or other permanent means with the name, address, and certification number of the packer, and the date packed or coded in such a manner that the date packed can be determined. Fresh packs shall be labeled with wording equivalent to "keep refrigerated," and frozen packs shall be labeled with wording equivalent to "keep frozen."

(4) All shippers, reshippers, packers, repackers, and wholesalers shall keep an accurate record of all lots of shellfish received, shipped and sold. Retailers shall keep a record of all lots received. Such records shall be kept on file for a minimum of six months.

(5) Information recorded by the harvester-shipper shall include: (a) Location of harvesting area(s) by name or code, (b) name and quantity of shellfish, (c) date of harvest, (d) date shipped.

(6) Shucker-packers and repackers shall record the following information: (a) Location of harvesting area(s) by name or code, or name of harvester, (b) name and quantity of shellfish, (c) date of harvest or date received, and (d) packing date.

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

WAC 246-282-090 CERTIFICATE OF COMPLIANCE—CERTIFICATE OF APPROVAL—SUSPENSION FOR REVOCATION OF CERTIFICATE OF APPROVAL—LICENSURE—REVOCATION OF LICENSE. (1) Only shellfish bearing, upon the tag, bill of lading, label or container as required in WAC ~~((246-58-070))~~ 246-282-080(2), a certificate of compliance with the sanitary requirements of this state, or a state, territory, province of, or country of origin whose requirements are equal or comparable to these regulations, may be sold or offered for sale for human consumption in the state of Washington.

(2) No person shall possess a commercial quantity of shellfish or sell or offer to sell for human consumption shellfish in the state which have not been grown, harvested, shucked, packed, or shipped in accordance with the provisions of these regulations or chapter 69.30 RCW.

(3) Certificates of approval for shellfish growing areas and/or for shellfish operations, as hereinabove defined, shall be issued and administered as prescribed in chapter 69.30 RCW, and may be denied, suspended, or revoked for any failure or refusal to maintain the sanitary requirements or to comply with the provisions of these regulations or chapter 69.30 RCW.

(4) No person shall operate a "shellfish operation," as defined hereinabove, without having first obtained a valid operating license issued by the director. Each license shall be issued only for the shellfish operation and person named in the application and no license shall be transferable or assignable except with the written approval of the director. An operating license will be issued to any person who shall evidence:

(a) Possession of, or an approved application for, a valid certificate of approval as described hereinabove;

(b) Continued compliance by the licensee, the licensee's employees, or those under the licensee's supervision, with the rules and regulations herein and with chapter 69.30 RCW which compliance, in part, shall include the licensee's processing and/or sale of shellfish which have been harvested only from growing areas certified by the director in the name of the licensee or the person from whom the licensee has obtained said shellfish.

(5) The department shall have cause to deny, revoke, or suspend the license required herein where any licensee has:

(a) Had his or her certificate of approval, as defined above, and as issued by the department, revoked, suspended, or denied, for any reason;

(b) Failed or refused to comply with any of the rules and regulations of the state board of health or chapter 69.30 RCW;

(c) Harvested shellfish from any growing area which does not have a valid certificate of approval issued in the name of said licensee or in the name of the person from whom the licensee has obtained said shellfish;

(d) Obtained or attempted to obtain an operating license, certificate of compliance, or certificate of approval by fraudulent means or misrepresentation.

(6) All licenses and certificates issued under the provisions of these regulations shall be posted in a conspicuous place on the licensed premises. The licensee, or at least one employee thereof, shall have a certificate of approval on his or her person while engaged in the harvesting of shellfish. Such certificates of approval shall be provided by the department. All licenses and certificates of approval shall expire on the thirtieth day of September each year.

(7) Certificates of approval shall be displayed, upon request, to an authorized representative of the department, a fisheries patrol officer, or an ex officio patrol officer. Failure to do so subjects the grower to the penalty provisions of this chapter, as well as immediate seizure of the shellfish by the representative or officer.

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

WAC 246-282-100 NOTICE OF DECISION—ADJUDICATIVE PROCEEDING. (1) The department's notice of a denial, suspension, modification, or revocation of a license shall be consistent with ((RCW 43.20A.205, as applicable to the department of health under RCW 43.70.900)) section 377, chapter 3, Laws of 1991. An applicant or license holder has the right to an adjudicative proceeding to contest the decision.

(2) The department's notice of imposition of a civil fine shall be consistent with ((RCW 43.20A.215, as applicable to the department of health under RCW 43.70.900)) section 378, chapter 3, Laws of 1991. A person upon whom the department imposes a civil fine has the right to an adjudicative proceeding to contest the decision.

(3) A license applicant or holder or a person upon whom the department imposes a civil fine, contesting a department decision, shall within twenty-eight days of receipt of the decision:

(a) File a written application for an adjudicative proceeding by a method showing proof of receipt with the ((Office of Appeals, P.O. Box 2465)) Administrative Hearings Unit, Department of Health, 1300 Quince Street, S.E., Mailstop: EY-17, Olympia, WA 98504; and

(b) Include in or with the application:

- (i) A specific statement of the issue or issues and law involved;
- (ii) The grounds for contesting the department decision; and
- (iii) A copy of the contested department decision.

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

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 246-334-010 DEFINITIONS.

WAC 246-334-020 APPROVAL REQUIRED FOR TISSUE PRESERVATION.

WAC 246-334-030 APPROVAL REQUIRED FOR TISSUE PRESERVATION—PROVISIONS FOR APPROVAL.

WAC 246-334-040 APPROVAL REQUIRED FOR TISSUE PRESERVATION—EXEMPTIONS FROM APPROVAL.

WAC 246-334-050 RECORDS.

WAC 246-334-060 LABELS.

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

WAC 246-358-001 PURPOSE. Chapter ((248-63)) 246-358 WAC establishes the Washington state board of health minimum health and sanitation requirements for temporary-worker housing or labor camps as specified in RCW 70.54.110. These rules implement the intent of RCW 43.20.050.

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

WAC 246-358-010 DEFINITIONS. (1) "Construction" means building of new temporary-worker housing and additions, or alterations to existing temporary-worker housing when the housing started on or after May 3, 1969 (reference chapter 70.54 RCW).

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

(3) "Dormitory" means a shelter, building, or portion of a building which:

(a) Is physically separated from dwelling units and common use areas;

(b) Is designated by the operator as a sleeping area for groups of temporary workers and/or those who accompany temporary workers;

(c) Houses at least five occupants; and

(d) Lacks cooking and eating facilities.

(4) "Dwelling unit" means a shelter, building, or portion of a building which:

(a) Is physically separated from other units, dormitories, and common-use areas;

(b) Is designated by the operator for use by temporary workers and/or those who accompany temporary workers as sleeping and/or living space; and

(c) May contain cooking and eating facilities.

(5) "Exemption" means a written authorization from the Washington state board of health which excludes an operator from meeting a specific standard in this chapter. An exemption may be from:

(a) One or more subsections of this chapter;

(b) A specific condition; and/or

(c) A specific time limit.

(6) "Foodhandling facility" means a designated, enclosed area for preparation of food, either:

(a) "Central foodhandling facility," a cafeteria-type eating place with operator-furnished food prepared under the direction of the operator for consumption with or without charge by temporary workers; or

(b) "Common foodhandling facility," an area designated by the operator for temporary workers to store, prepare, cook, and eat their own food supplies.

(7) "Health and sanitation permit" or "permit" means a document issued by the department or the health officer authorizing the use of temporary-worker housing under conditions specified in this chapter. A permit will specify:

(a) The length of time the permit is valid;

(b) Operator's name; and

(c) Number of persons authorized to occupy temporary-worker housing according to square footage requirements.

(8) "Health officer" means the individual appointed under chapter 70.05 RCW as the health officer for a local health department or appointed under chapter 70.08 RCW as the director of public health of a combined city-county health department.

(9) "Laundry" means an area or room with laundry sink and/or mechanical washing machines used to wash clothing.

(10) "Operator" means owner or the individual designated as the person responsible for the temporary-worker housing and whose name appears on the health and sanitation permit.

(11) "Person" means any individual, firm, partnership, corporation, association or the legal successor thereof, or any agency of the city, county, or state, or any municipal subdivision.

(12) "Refuse" means solid wastes or garbage.

(13) "Sink" means a properly trapped plumbing fixture which prevents back passage or return of air and includes:

(a) "Handwashing sink" or lavatory with hot and cold water under pressure and which is used for handwashing purposes; or

(b) "Laundry sink" of a size large enough to accommodate hand laundering of clothing.

(14) "Temporary worker" means a person employed intermittently and not residing year-round in the same place.

(15) "Temporary-worker housing" (formerly a labor camp) means all facilities provided by the operator including:

(a) Foodhandling facilities, toilet, bathing, handwashing facilities, and laundry facilities;

(b) Spaces for accommodating worker-supplied housing and leisure/recreational facilities if either is provided;

(c) Shelter or a dormitory for housing ten or more temporary workers and/or those who accompany temporary workers;

(d) Five dwelling units; or

(e) A combination of facilities, shelters, spaces, dwelling units, or dormitories for housing ten or more temporary workers and/or those who accompany temporary workers.

(16) "Worker-supplied housing" means a shelter provided by the temporary worker and may include tents, recreational vehicles, or trailers.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)**WAC 246-358-025 PERMIT—ADMINISTRATION—ENFORCEMENT—EXEMPTIONS.** (1) The operator shall:

- (a) Submit a completed application to the department at least forty-five days prior to use of the temporary-worker housing;
- (b) Have a permit from the department or health officer prior to initial occupancy;
- (c) Produce the permit upon request of workers, representatives of workers, or representatives of governmental agencies; and
- (d) Notify the department of a transfer of ownership.

(2) The operator may:

- (a) Allow the use of temporary-worker housing without a permit when:

(i) More than forty-five days have passed since a completed application was submitted and received by the department or health officer as evidenced by the post mark; and

(ii) The department or health officer has not inspected or issued a permit; and

(iii) Other local, state, or federal laws, rules, or codes do not prohibit use of the temporary-worker housing.

(b) Request in writing an exemption from the Washington state board of health; and

(c) Appeal decisions of the department to an adjudicative proceeding governed by the Administrative Procedure Act (chapter 34.05 RCW) and chapter ((388-08)) 246-08 WAC.

(3) The department may establish an agreement with a health officer whereby the health officer assumes responsibility for inspections, issuing permits, and enforcing chapter ((248-63)) 246-358 WAC excluding exemptions.

(4) The department or health officer shall:

(a) Survey each premises of temporary-worker housing to ensure standards of this chapter are met, including inspection:

- (i) Prior to issuance of initial permit;
- (ii) Upon request of operator or occupant; and
- (iii) At least once every year or more frequently as determined by the department or health officer.

(b) Respond to complaints;

(c) Issue a permit to the operator when an on-site inspection reveals conditions meet or exceed the requirements in chapter ((248-63)) 246-358 WAC;

(d) Include on each permit the duration for which the permit is valid not to exceed two years;

(e) Take appropriate enforcement action including any one or combination of the following:

- (i) Develop corrective action including a compliance schedule;
- (ii) Notify the operator concerning violations; and
- (iii) Suspend or revoke the permit.

(f) Allow the operator to use temporary-worker housing without a permit as specified in subsection (2) of this section.

(5) The department or health officer may:

(a) Issue a provisional permit when temporary-worker housing fails to meet the standards in this chapter if:

- (i) A written corrective action plan including a compliance schedule is approved by the department or health officer; or
- (ii) Pending the Washington state board of health's decision regarding an exemption request.

(b) Establish and collect fee as authorized in chapter ((43-20A)) 43.70 RCW or RCW 70.05.060.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)**WAC 246-358-035 SUPERVISION AND RESPONSIBILITY.** The operator shall:

(1) Ensure regular maintenance of occupied temporary-worker housing to meet standards in this chapter;

(2) Comply with this chapter prior to occupancy even if the department or health officer fails to issue a permit within forty-five days of application as described in WAC ((248-63-025)) 246-358-025;

(3) Supervise the maintenance of temporary-worker housing at all times;

(4) Establish rules for users of temporary-worker housing consistent with health and sanitation requirements in this chapter;

(5) Post rules for temporary-worker health and sanitation when available from the department or health officer; and

(6) Inform occupants of their responsibilities related to maintaining housing consistent with health and sanitation requirements of this chapter.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)**WAC 246-358-055 WATER SUPPLY.** The operator shall:

(1) Provide an adequate, convenient water supply from an approved source as described in chapter ((248-54)) 246-290 WAC;

(2) Submit a water sample to a department-certified laboratory for testing of bacteriological quality each year prior to opening temporary-worker housing as described in WAC ((248-54-165)) 246-290-300;

(3) Delay opening housing until bacteriological quality meets requirements as described in WAC ((248-54-175)) 246-290-310;

(4) Provide hot and cold running water under pressure twenty-four hours a day for bathing and handwashing facilities adequate to meet needs of occupants served as defined by the department or health officer;

(5) Provide water under pressure for laundry facilities;

(6) Operate and maintain water service in accordance with chapter ((248-54)) 246-290 WAC for temporary-worker housing existing prior to August 1984;

(7) Design, construct, and maintain a water supply system in accordance with chapter ((248-54)) 246-290 WAC and this section for temporary-worker housing constructed after August 1984.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)**WAC 246-358-065 SEWAGE DISPOSAL.** The operator shall:

(1) Provide on-site sewage disposal systems designed, constructed, and maintained as required in chapter ((248-96)) 246-272 WAC, chapter 173-240 WAC, and local regulations; and

(2) Ensure connection and drainage of sewage and waste water from all temporary-worker housing to a sewage disposal system approved by the jurisdictional agency.

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

WAC 246-358-085 WORKER-SUPPLIED HOUSING—SPACES AND SITES. The operator providing spaces or sites to accommodate worker-supplied housing shall:

(1) Designate the area to be used for worker-supplied housing; and

(2) Provide centralized toilets, handwashing sinks, bathing, and laundry facilities for worker-supplied housing spaces or sites as specified in WAC ((248-63-095)) 246-358-095.

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

WAC 246-358-095 TOILETS, HANDWASHING, BATHING, AND LAUNDRY FACILITIES. (1) The operator shall provide toilets, handwashing, bathing, and laundry facilities as required in this section.

(2) The operator providing centralized toilets, handwashing, and bathing facilities shall:

(a) Locate toilets and handwashing sinks within two hundred feet from temporary-worker housing lacking toilets;

(b) Locate bathing facilities within three hundred feet from temporary-worker housing;

(c) Provide means for individual privacy for toileting and bathing;

(d) Maintain facilities in a clean and sanitary condition;

(e) Determine required number of centralized toilets, handwashing sinks, and bathing facilities by:

(i) Using the maximum occupancy permitted and recorded on the permit as a base; and

(ii) Excluding from the determination the numbers of occupants sheltered in:

(A) Operator-supplied dwelling units containing toilets, handwashing sinks, and bathing facilities; and

(B) Worker-supplied housing containing toilet or bathing facilities.

(f) Determine number of centralized toilets, handwashing, and bathing facilities according to the following table calculating by numbers or major fraction from sixteen people on:

| Number of People | Handwashing | | |
|-------------------------|-------------|---------|-------|
| | Toilets | Bathing | Sinks |
| 1-15 | 2 | 2 | 2 |
| 16-30 or major fraction | 3 | 3 | 3 |
| 31-45 or major fraction | 4 | 4 | 4 |
| 46-60 or major fraction | 5 | 5 | 5 |

- (i) Add one additional toilet, handwashing sink, and bathing facility per fifteen occupants or major fraction beyond sixty occupants; and
- (ii) If desired, substitute urinals for required toilets not to exceed replacement of one-third of the required toilets.
- (g) Provide water flush toilets unless privies or other methods are specifically approved by the department or health officer according to requirements in chapter ((248-96)) 246-272 WAC; and
- (h) Provide adequate, accessible supplies of toilet tissue and holders.
- (3) The operator having toilet facilities in dwelling units shall:
 - (a) Provide a handwashing sink in each dwelling unit; and
 - (b) Inform occupants of requirements to maintain toilets in clean and sanitary condition.
 - (4) The operator shall:
 - (a) Provide sloped floors in centralized toilet rooms;
 - (b) Connect handwashing sinks, bathing, and laundry facilities through properly trapped floor drains to an approved disposal system;
 - (c) Provide floors of nonslip materials in centralized toilets, handwashing, bathing, and laundry facilities; and
 - (d) Provide cleanable, nonabsorbent waste containers in centralized toilet rooms.
 - (5) The operator shall provide centralized laundry facilities convenient to temporary-worker housing as follows:
 - (a) One laundry sink and one mechanical washing machine for up to and including each fifty occupants as approved and listed on the permit; or
 - (b) Additional mechanical washing machines provided to replace required numbers of laundry sinks; or
 - (c) Two laundry sinks to replace every required mechanical washing machine; and
 - (d) Facilities for drying clothes.
 - (6) The operator may omit the requirement in subsection (5) of this section if commercial or public laundry facilities are:
 - (a) Reasonably accessible to temporary workers; and
 - (b) Conveniently located for temporary workers.

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

- WAC 246-358-125 **COOKING AND FOODHANDLING FACILITIES.** (1) The operator shall provide cooking or foodhandling facilities for all temporary workers.
- (2) The operator providing cooking facilities in each dwelling unit shall include:
- (a) An operable cook stove or hot plate with a minimum of two burners for every ten occupants;
 - (b) A sink with running water under pressure;
 - (c) Food storage shelves and food preparation counters;
 - (d) Individual or centralized mechanical refrigeration, capable of maintaining temperature of forty-five degrees Fahrenheit or below, which has space for storing perishable food items of all affected temporary workers;
 - (e) Tables and chairs or equivalent seating;
 - (f) Fire resistant, nonabsorbent, and easily cleanable walls adjacent to cooking areas; and
 - (g) Floors which are nonabsorbent and easily cleanable.
- (3) The operator providing central foodhandling facilities for temporary workers shall meet requirements of the state board of health in chapter ((248-84)) 246-215 WAC food service sanitation.
- (4) The operator with common foodhandling facilities shall provide:
- (a) A room or building separate from and convenient to temporary-worker housing;
 - (b) An operable cook stove or hot plate with a minimum of two burners for every ten occupants;
 - (c) Sinks with hot and cold running water under pressure;
 - (d) Spaces for food storage shelves, counters, and food preparation;
 - (e) Mechanical refrigeration, capable of maintaining temperatures of forty-five degrees Fahrenheit or below, which has space for storing perishable food items for all affected temporary workers;
 - (f) Tables and chairs or equivalent seating;
 - (g) Fire-resistant, nonabsorbent, and easily cleanable walls adjacent to cooking areas; and

(h) Nonabsorbent, easily cleanable floors.

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

WAC 246-360-001 **PURPOSE.** Chapter ((248-144)) 246-360 WAC establishes the Washington state board of health minimum health and sanitation requirements for transient accommodations implementing chapter 70.62 RCW, to protect and promote the health and welfare of individuals using such accommodations. Chapter ((248-144)) 246-360 WAC establishes uniform, statewide standards for maintenance and operation, including light, heat, ventilation, cleanliness, and sanitation. Any person operating a transient accommodation, as defined under RCW 70.62.210, shall have a current license for such accommodation from the department.

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

- WAC 246-360-010 **DEFINITIONS.** (1) "Adequate" means sufficient to meet the intended purpose and consistent with accepted public health standards, principles, or practices.
- (2) "Bathing facility" means a shower, bathtub, or combination bathtub shower.
- (3) "Board" means the Washington state board of health established under chapter 43.20 RCW.
- (4) "Compliance schedule" means a department-prepared document which lists both the violations and the time schedule the licensee shall follow in correcting the violations.
- (5) "Department" means the Washington state department of ((social and)) health ((services)).
- (6) "Dormitory" means any room, building, or part of a building containing beds, cots, pads, or other furnishings intended for sleeping and use by a number of individuals.
- (7) "Exemption" means a written authorization from the department releasing a licensee from complying with a specific rule in this chapter or allowing an optional method for meeting a specific rule when the department determines the intent of chapter 70.62 RCW and this chapter is met and the health or safety of the guests will not be jeopardized.
- (8) "Feasibility survey" means an on-site visit conducted by the department and the state office of fire protection to determine if a structure proposed for use as a transient accommodation meets or could meet the board's rules concerning transient accommodations and the rules of the state office of fire protection.
- (9) "Gross floor area" means the total floor area within a lodging unit.
- (10) "Guest" means any individual registering to occupy a lodging unit, excluding an individual provided the use of a lodging unit under ((chapter 70.54 RCW, Housing for Agricultural Workers)) RCW 70-54.110, New housing for agricultural workers to comply with board of health regulations.
- (11) "Homeless shelter" means any facility offering sleeping and/or eating areas for individuals on a short-term, as-needed basis not to exceed one month; except, a medical, psychological, drug/alcohol facility, or a related service is not included.
- (12) "Hostel" means a transient accommodation offering dormitory or lodging units and limited services for guests on a daily or weekly basis.
- (13) "Imminent health hazard" means a condition or situation presenting a serious or life-threatening danger to a guest's health and safety.
- (14) "Kitchen" means an area designed and equipped for guests to prepare and cook food.
- (15) "Laundry" means an area or room equipped for the cleaning and drying of bedding, linen, towels, and other items provided to the guests.
- (16) "Licensee" means any person required under chapter 70.62 RCW to have a transient accommodation license.
- (17) "Local health officer" means the legally qualified physician appointed to that position by a city, town, county, or district public health department as authorized under chapters 70.05 and 70.08 RCW or the authorized representative.
- (18) "Lodging unit" means one self-contained unit designated by number, letter, or other means of identification.
- (19) "New construction" means:
- (a) The building of any new transient accommodation; or

(b) Any construction of, or in, a building never licensed as a transient accommodation, if seeking licensure; or

(c) An addition or major structural alteration to an existing transient accommodation built or remodeled after the effective date of this chapter. Major structural alterations include construction intended to change the functional use of a unit, room, or area.

(20) "Person" means any individual, firm, partnership, corporation, company, association, or joint stock association, and the legal successor thereof.

(21) "Retreat" means a transient accommodation intended to provide seclusion, meditation, contemplation, religious activities, training, or similar activities.

(22) "Rustic resort" means a rural transient accommodation lacking many modern conveniences.

(23) "Sanitary" or "sanitize" means efforts to control or limit the presence of germs, bacteria, and dirt.

(24) "Secretary" means the secretary of the state department of ~~((social and))~~ health ~~((services))~~ or authorized designee.

(25) "Self-contained unit" means an individual room or group of interconnected rooms intended for sleeping and/or cooking and/or eating purposes for rent or use by a guest.

(26) "Transient accommodation" means any facility, such as a hotel, motel, condominium, resort, or any other facility or place offering three or more lodging units to guests for periods of less than one month.

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

WAC 246-360-020 LICENSING, ADMINISTRATION, ENFORCEMENT, EXEMPTION. (1) Licensees or prospective licensees shall:

(a) Complete and submit an application along with the appropriate fee at least thirty days before:

- (i) Opening a new transient accommodation;
- (ii) Adding new units to an existing transient accommodation; or
- (iii) Changing the license of a transient accommodation.

(b) Request the department to complete a feasibility survey before applying for a license whenever an existing structure or property was not previously used or licensed as a transient accommodation;

(c) Secure a valid license issued by the department before initially opening and by January 1 each year thereafter;

(d) Submit a license renewal with the annual fee by December 10 of each year;

(e) Conspicuously display the license in the lobby or office;

(f) Comply with a plan of corrective action if issued by the department; and

(g) Allow the department to inspect the transient accommodation at any reasonable time.

(2)(a) Licensees may request, in writing, an exemption from the department if:

- (i) The health and safety of the occupant is not jeopardized;
- (ii) Strict enforcement of this chapter will create undue hardship for the licensee.

(b) Exemption decisions shall be treated as licensing decisions under subsection (5) of this section.

(3) Under chapter 70.62 RCW, the department shall have the authority to:

(a) Inspect transient accommodations including unoccupied lodging units:

- (i) Annually;
- (ii) As needed; and
- (iii) Upon request.

(b) Issue licenses annually upon receipt of the appropriate fee;

(c) Issue a license for the person and premises named in the application when the applicant or licensee is in compliance with:

- (i) Chapter 70.62 RCW and this chapter;
- (ii) The rules and regulations of the state director of fire protection; and

(iii) All applicable local codes and ordinances.

(d) Respond within thirty days to application requests;

(e) Respond to complaints;

(f) Charge fees, authorized under chapters 43.20B and 70.62 RCW, to recover all or a portion of the costs of administering this chapter.

(4) The department shall have the authority to:

(a) Deny, revoke, or suspend the license of a transient accommodation which fails to comply with chapter 70.62 RCW and this chapter;

(b) Take one or more of the following enforcement actions:

(i) Notify the licensee of violations;

(ii) Establish a corrective action plan and compliance schedule;

(iii) Issue a department order;

(iv) Revoke or suspend the license; and/or

(v) Initiate legal action.

(c) Issue a provisional license when a transient accommodation does not meet the standards in this chapter under the following conditions:

(i) The department has approved a written correction action plan, including a compliance schedule; or

(ii) An application for change of licensure of an existing, currently licensed transient accommodation is pending; or

(iii) The licensee is awaiting the board's decision regarding an exemption request; or

(iv) The licensee is awaiting the final order in an adjudicative proceeding under chapter 34.05 RCW.

(d) Grant an exemption under subsection (2)(a)(i) and (ii) of this section.

(5)(a) The department's notice of a denial, suspension, modification, or revocation of a license or a request for an exemption under subsection (2) of this section shall be consistent with RCW 43.20A.205, as applicable to the department of health under RCW 43.70.900. An applicant or license holder has the right to an adjudicative proceeding to contest the decision.

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

(i) File a written application for an adjudicative proceeding by a method showing proof of receipt with the ~~((Office of Appeals, P.O. Box 2465))~~ Administrative Hearings Unit, Department of Health, 1300 Quince St. S.E., Mailstop: EY-12, Olympia, WA 98504; and

(ii) Include in or with the application:

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

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

(C) A copy of the contested department decision.

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

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

WAC 246-360-040 WATER SUPPLY AND TEMPERATURE CONTROL. Licensees shall:

(1) Provide a water supply system conforming to state board of health standards for public water systems, chapter ~~((248-54))~~ 246-290 WAC;

(2) Regulate hot water to a temperature of at least 110 degrees Fahrenheit, but not more than 130 degrees Fahrenheit;

(3) When laundry facilities are present, maintain wash water temperature of at least 130 degrees Fahrenheit unless at least 110 degrees Fahrenheit water is used in combination with:

(a) An appropriate low temperature detergent and effective use of a chemical disinfectant; or

(b) An industrial-type washing machine with multiple rinse cycles.

(4) Label nonpotable water supplies used for irrigation, fire protection, and/or other purposes at all accessible connections and valves.

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

WAC 246-360-050 SEWAGE. Licensees shall:

(1) Ensure all liquid waste is discharged to a public sewage system or a disposal system approved under chapter ~~((248-96))~~ 246-272 WAC;

(2) Maintain the sewage disposal system to prevent creation of a nuisance or public health hazard; and

(3) Ensure alterations, repairs, or replacement of a sewage disposal system are in compliance with requirements of the board and the local health officer.

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

WAC 246-360-110 LODGING UNIT KITCHENS. (1) Licensees offering kitchens in lodging units shall provide each kitchen with:

(a) Clean and durable floors and walls;

- (b) Adequate ventilation required under WAC ((248-144-15+)) 246-360-140;
 - (c) A sink, other than the handwashing sink, suitable for washing dishes;
 - (d) Hot running water under WAC ((248-144-05+)) 246-360-040;
 - (e) A refrigeration device capable of maintaining a temperature of 45 degrees Fahrenheit or lower;
 - (f) Cooking equipment acceptable to the state director of fire protection;
 - (g) A clean food storage area;
 - (h) Tables, counters, chairs, or equivalent; and
 - (i) A washable, leakproof waste food container.
- (2) Licensees providing eating and/or cooking utensils shall provide guests with single-use disposable or multiple-use clean and sanitized utensils in good condition and free from cracks.

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

WAC 246-360-160 FOOD AND BEVERAGE SERVICES. (1) Licensees shall ensure food provided to guests is prepared and served under:

- (a) Chapter ((248-84)) 246-215 WAC, state board of health standards for food service sanitation and local ordinances;
 - (b) Chapter ((248-86)) 246-217 WAC, state board of health standards for food and beverage service workers permits; and
 - (c) Chapter ((248-87)) 246-217 WAC, state board of health standards for food workers.
- (2) Between guest occupancies, licensees providing multiple-use or reusable drinking glasses, cups, ice buckets, and other food utensils shall ensure the utilities are:

- (a) Washed and sanitized outside the lodging unit, toilet, or bathing facilities; or
 - (b) Washed and sanitized in an approved lodging unit kitchen defined under WAC ((248-144-12+)) 246-360-110;
 - (c) Handled and stored in a safe and sanitary manner;
 - (d) Protected from contamination; and
 - (e) Maintained in good repair.
- (3) Licensees shall:
- (a) Ensure single-use drinking glasses, cups, ice buckets, and other food utensils are discarded after each guest occupancy;
 - (b) Clean and sanitize ice machines at least twice a year and as needed;
 - (c) Store and dispense ice provided for guests in a sanitary manner including sanitization of the ice scoop when used;
 - (d) Control or eliminate the dispensing of unprotected bulk ice by January 1, 1995; and
 - (e) Clean, maintain, and properly adjust drinking fountains.

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

WAC 246-360-180 LAUNDRY. Licensees shall:

- (1) Provide a means for cleaning and sanitizing bedding, linens, towels, washcloths, and other items intended for guest use by:
 - (a) Maintaining a laundry under WAC ((248-144-05+)) 246-360-040 and ((248-144-19+)) 246-360-180; or
 - (b) Sending items to a commercial laundry or other laundry meeting requirements under WAC ((248-144-05+)) 246-360-040 and this section.
- (2) Store the clean and sanitized bedding, linens, towels, washcloths, and other items:
 - (a) In an area designated for clean items only;
 - (b) Off the floor;
 - (c) Protected from contamination; and
 - (d) Without access to guests, pets, or other animals.
- (3) Provide a means for handling, transporting, and separating soiled bedding, linens, towels, washcloths, and other items to prevent contamination of clean items.

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

WAC 246-360-990 TRANSIENT ACCOMMODATIONS LICENSING AND INSPECTION FEES. (1) For licensing periods starting on or after July 1, 1987, the annual license and survey fee shall be:

| Size of Facility
(No. of Rooms) | License Fee |
|------------------------------------|-------------|
| 3- 10 | \$ 80 |
| 11- 24 | \$ 95 |
| 25- 49 | \$165 |
| 50- 74 | \$225 |
| 75- 99 | \$300 |
| 100-199 | \$380 |
| 200 or more | \$470 |

(2) The fee for new facilities constructed during the year shall be prorated as shown below based upon the date of application.

(3) The fee for a change in ownership of a facility shall be prorated as shown below based upon the effective date of the ownership change.

| Size of Facility
(No. of Rooms) | Prorated License Fee | | | | | | | | | | | |
|------------------------------------|----------------------|-----|-----|-----|-----|-----|-----|-----|-----|-----|----|----|
| | J | F | M | A | M | J | J | A | S | O | N | D |
| 3 - 10 | 80 | 71 | 65 | 58 | 52 | 45 | 39 | 32 | 26 | 19 | 13 | 6 |
| 11 - 24 | 95 | 87 | 79 | 71 | 63 | 55 | 47 | 39 | 31 | 23 | 15 | 7 |
| 25 - 49 | 165 | 151 | 138 | 124 | 110 | 96 | 83 | 69 | 55 | 41 | 28 | 14 |
| 50 - 74 | 225 | 206 | 188 | 169 | 150 | 131 | 113 | 94 | 75 | 56 | 38 | 19 |
| 75 - 99 | 300 | 275 | 250 | 225 | 200 | 175 | 150 | 125 | 100 | 75 | 50 | 25 |
| 100 - 199 | 380 | 348 | 317 | 285 | 253 | 222 | 190 | 158 | 127 | 95 | 63 | 32 |
| 200 or more | 470 | 431 | 392 | 352 | 313 | 274 | 235 | 196 | 156 | 117 | 78 | 39 |

(4) Persons planning to convert an existing structure to a transient accommodation shall:

- (a) Request a feasibility survey by the department to determine modifications required to meet chapter ((248-144)) 246-360 WAC, and
- (b) Pay a nonrefundable fee of seventy-five dollars for the department conducted feasibility survey.

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

WAC 246-366-010 DEFINITIONS. The following definitions shall apply in the interpretation and the enforcement of these rules and regulations:

- (1) "School" - Shall mean any publicly financed or private or parochial school or facility used for the purpose of school instruction, from the kindergarten through twelfth grade. This definition does not include a private residence in which parents teach their own natural or legally adopted children.
- (2) "Board of education" - An appointive or elective board whose primary responsibility is to operate public or private or parochial schools or to contract for school services.
- (3) "Instructional areas" - Space intended or used for instructional purposes.
- (4) "New construction" - Shall include the following:
 - (a) New school building.
 - (b) Additions to existing schools.
 - (c) Renovation, other than minor repair, of existing schools.
 - (d) Schools established in all or part of any existing structures, previously designed or utilized for other purposes.
 - (e) Installation or alteration of any equipment or systems, subject to these regulations, in schools.
 - (f) Portables constructed after the effective date of these regulations.
- (5) "Occupied zone" - Is that volume of space from the floor to 6 feet above the floor when determining temperature and air movement, exclusive of the 3 foot perimeter on the outside wall.
- (6) "Site" - Shall include the areas used for buildings, playgrounds and other school functions.
- (7) "Portables" - Any structure that is transported to a school site where it is placed or assembled for use as part of a school facility.
- (8) "Health officer" - Legally qualified physician who has been appointed as the health officer for the city, town, county or district public health department as defined in RCW 70.05.010(2), or his authorized representative.
- (9) "Secretary" - Means secretary of the Washington state department of ((social and)) health ((services)) or ((his)) the secretary's designee.
- (10) "Department" - Means Washington state department of ((social and)) health ((services)).

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

WAC 246-366-060 **PLUMBING, WATER SUPPLY AND FIXTURES.** (1) Plumbing: Plumbing shall be sized, installed, and maintained in accordance with the state building code. However, local code requirements shall prevail, when these requirements are more stringent or in excess of the state building code.

(2) Water supply: The water supply system for a school shall be designed, constructed, maintained and operated in accordance with chapter ((248-54)) 246-290 WAC.

(3) Toilet and handwashing facilities.

(a) Adequate and conveniently located toilet and handwashing facilities shall be provided for students and employees. At handwashing facilities soap and single-service towels shall be provided. Common use towels are prohibited. Warm air dryers may be used in place of single-service towels. Toilet paper shall be available, conveniently located adjacent to each toilet fixture.

(b) The number of toilet and handwashing fixtures in schools established in existing structures, previously designed or utilized for other purposes shall be in accordance with the state building code. However, local code requirements shall prevail, when these requirements are more stringent or in excess of the state building code.

(c) Toilet and handwashing facilities must be accessible for use during school hours and scheduled events.

(d) Handwashing facilities shall be provided with hot water at a maximum temperature of 120 degrees Fahrenheit. If hand operated self-closing faucets are used, they must be of a metering type capable of providing at least ten seconds of running water.

(4) Showers:

(a) Showers shall be provided for classes in physical education, at grades 9 and above. An automatically controlled hot water supply of 100 to 120 degrees Fahrenheit shall be provided. Showers with cold water only shall not be permitted.

(b) Drying areas, if provided, shall be adjacent to the showers and adjacent to locker rooms. Shower and drying areas shall have water impervious nonskid floors. Walls shall be water impervious up to showerhead heights. Upper walls and ceiling shall be of smooth, easily washable construction.

(c) Locker and/or dressing room floors shall have a water impervious surface. Walls shall have a washable surface. In new construction, floor drains shall be provided in locker and dressing areas.

(d) If towels are supplied by the school, they shall be for individual use only and shall be laundered after each use.

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

WAC 246-366-070 **SEWAGE DISPOSAL.** All sewage and waste water from a school shall be drained to a sewerage disposal system which is approved by the jurisdictional agency. On-site sewage disposal systems shall be designed, constructed and maintained in accordance with chapters ((248-96)) 246-272 and 173-240 WAC.

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

WAC 246-366-110 **SOUND CONTROL.** (1) In new construction, plans submitted under ((section 250 of chapter 248-64)) WAC 246-366-040 shall specify ventilation equipment and other mechanical noise sources in classrooms are designed to provide background sound which conforms to a noise criterion curve or equivalent not to exceed NC-35. The owner shall certify equipment and features are installed according to the approved plans.

(2) In new construction, the actual background noise at any student location within the classroom shall not exceed 45 dBA (Leq_x) and 70 dB (Leq_x) (unweighted scale) where x is thirty seconds or more. The health officer shall determine compliance with this section when the ventilation system and the ventilation system's noise generating components, e.g., condenser, heat pump, etc., are in operation.

(3) Existing portable classrooms, constructed before January 1, 1990, moved from one site to another on the same school property or within the same school district are exempt from the requirements of this section if the portable classrooms meet the following:

(a) Noise abating or noise generating features shall not be altered in a manner that may increase noise levels;

(b) The portable classrooms were previously in use for general instruction;

(c) Ownership of the portable classrooms will remain the same; and
(d) The new site is in compliance with WAC ((248-64-240)) 246-366-030(3).

(4) In new construction, the maximum ambient noise level in industrial arts, vocational agriculture and trade, and industrial classrooms shall not exceed 65 dBA when all fume and dust exhaust systems are operating.

(5) The maximum noise exposure for students in vocational education and music areas shall not exceed the levels specified in Table 1.

TABLE 1

MAXIMUM NOISE EXPOSURES PERMISSIBLE

| Duration per day
(hours) | Sound Level
(dBA) |
|-----------------------------|----------------------|
| 8 hours | 85 |
| 6 hours | 87 |
| 4 hours | 90 |
| 3 hours | 92 |
| 2 hours | 95 |
| 1-1/2 hours | 97 |
| 1 hour | 100 |
| 1/2 hour | 105 |
| 1/4 hour | 110 |

Students shall not be exposed to sound levels equal to or greater than 115 dBA.

(6) Should the total noise exposure in vocational education and music areas exceed the levels specified in Table 1 of subsection (5) of this section, hearing protectors, e.g., ear plugs, muffs, etc., shall be provided to and used by the exposed students. Hearing protectors shall reduce student noise exposure to comply with the levels specified in Table 1 of subsection (5) of this section.

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

WAC 246-366-130 **FOOD HANDLING.** (1) Food storage, preparation, and service facilities shall be constructed and maintained and operated in accordance with chapters ((248-84)) 246-215 and 246-217 WAC ((and WAC 248-86-001 through 248-86-060)).

(2) When central kitchens are used, food shall be transported in tightly covered containers. Only closed vehicles shall be used in transporting foods from central kitchens to other schools.

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

WAC 246-374-050 **WATER SUPPLY.** (1) A supply of water shall be provided from a source approved by the local health officer.

(2) The water shall comply with the standards for quality as specified in ((WAC 248-54-430)) chapter 246-290 WAC.

(3) The water supply shall be provided through a distribution system, capable of maintaining a minimum pressure of 10 pounds per square inch at all times, or by an alternative method acceptable to the local health officer.

(4) Water supply outlets shall be provided in a minimum ratio of one outlet for every 200 persons, and located within 300 feet of all portions of all day use and overnight camping areas.

(5) All components of the distribution system shall be disinfected prior to initial use in accordance with WAC ((248-54-390)) 246-290-240.

(6) Common drinking container shall be prohibited.

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

WAC 246-374-060 **SEWAGE DISPOSAL.** All sewage and liquid wastes shall be disposed of in a manner approved by the local health officer and shall comply with WAC ((248-50-080)) 246-203-080 through ((248-50-110)) 246-203-110.

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

WAC 246-374-080 **SOLID WASTE.** (1) All solid waste, including but not limited to garbage, trash, and other refuse, shall be collected, transported and disposed of in a manner approved by the local

health officer and shall comply with WAC ((~~248-50-120~~)) 246-203-120.

(2) An adequate number of conveniently located containers, approved by the local health officer, shall be provided in all activity areas.

(3) All solid waste shall be collected at sufficient intervals to prevent nuisances or public health hazards.

(4) All solid waste collected from food service and medical service areas shall be stored in clean watertight containers with tight fitting lids.

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

WAC 246-374-100 **FOOD SERVICE**. Food service facilities shall be operated and maintained in accordance with the provisions of chapters ((~~248-84, 248-86 and 248-87~~)) 246-215 and 246-217 WAC.

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

WAC 246-374-130 **BATHING AREAS**. All natural bathing areas shall comply with the provisions of WAC ((~~248-98-070~~)) 246-260-180.

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

WAC 246-376-100 **FOOD HANDLING**. Food service facilities and practices in camps shall comply with chapter ((~~248-84~~)) 246-215 WAC, Rules and regulations of the state board of health governing food service sanitation.

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

WAC 246-376-110 **SWIMMING POOLS, WADING POOLS, AND BATHING BEACHES**. ((~~(+Swimming pools.)~~) All swimming pools, wading pools, and bathing beaches shall comply with the requirements ((of the rules and regulations of the state director of health pertaining to swimming pools.

(2) **Bathing beaches**. No bathing beach shall be maintained or operated when such water is determined by the health officer to be so polluted or subject to pollution as to constitute a menace to health if used for bathing. Where bathhouse and toilet facilities are provided for use of bathers they shall be constructed, maintained and operated in a sanitary manner approved by the health officer.

(3) **Wading pools**.
(a) Wading pools shall not be more than 24 inches in depth.
(b) The water in wading pools, at all times while in use, shall meet the requirements pertaining to water quality as outlined in the rules and regulations of the state director of health.

(c) In the operation of wading pools the requirements pertaining to sanitary control of swimming pools as outlined in the swimming pool regulations shall apply.

(d) Adequate sanitary toilet facilities shall be available in the vicinity of wading pools.

(c) No wading pool shall be maintained or operated when such pool is determined by the health officer to constitute a menace to health if used for wading)) set forth in chapter 246-260 WAC, Water recreation facilities.

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

WAC 246-378-020 **SEWAGE DISPOSAL**. All sewage and waste water from a mobile home park shall be drained to a sewerage disposal system which is approved by the health officer. Sewage disposal systems shall be designed, constructed and maintained in accordance with chapters ((~~248-96 and 173-240~~)) 246-272 and 173-240 WAC and local regulations.

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

WAC 246-378-030 **WATER SUPPLY**. Any public water supply system, as defined in WAC ((~~248-54-560(20)~~)) 246-290-010, which provides water for a mobile home park shall be designed, constructed,

maintained and operated in accordance with chapter ((~~248-54~~)) 246-290 WAC.

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

WAC 246-378-040 **REFUSE DISPOSAL**. All garbage, refuse and/or trash in a mobile home park shall be collected, stored and disposed of in accordance with chapter 70.95 RCW and chapter ((~~173-304~~)) 173-304 WAC and local regulations.

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

WAC 246-378-050 **GENERAL SANITATION**. The premises of a mobile home park shall be maintained and operated in accordance with chapter ((~~248-50~~)) 246-203 WAC.

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

WAC 246-490-001 **LEGAL ((AUTHORITY OF THE STATE BOARD OF HEALTH)) AUTHORITIES**. ((Chapter 70.58 RCW:)) (1) Chapter 246-490 WAC implements chapters 70.58, 43.20, and 43.70 RCW.

(2) The following sections are adopted by the state board of health under the authority of RCW 43.20.050:

- (a) WAC 246-490-001;
- (b) WAC 246-490-040;
- (c) WAC 246-490-050; and
- (d) WAC 246-490-060.

(3) The following sections are adopted by the department of health under the authority of RCW 43.70.040:

- (a) WAC 246-490-019;
- (b) WAC 246-490-029;
- (c) WAC 246-490-039; and
- (d) WAC 246-490-069.

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

WAC 246-490-040 **HANDLING AND CARE OF HUMAN REMAINS**. (1) Definitions applicable to WAC ((~~248-40-040 and 248-40-050~~)) 246-490-040 and 246-490-050.

(a) "Barrier precaution" means protective attire or equipment or other physical barriers worn to protect or prevent exposure of skin and mucous membranes of the wearer to infected or potentially infected blood, tissue, and body fluids.

(b) "Burial transit permit" means a form, approved and supplied by the state registrar of vital statistics as described in chapter 43.20A RCW, identifying the name of the deceased, date and place of death, general information, disposition and registrar and sexton information.

(c) "Common carrier" means any person transporting property for the general public for compensation as defined in chapter 81.80 RCW.

(d) "Department" means the Washington state department of ((social and)) health ((services)).

(e) "Embalmer" means a person licensed as required in chapter 18.39 RCW and engaged in the profession or business of disinfecting, preserving, or preparing dead human bodies for disposal or transportation.

(f) "Funeral director" means a person licensed as required in chapter 18.39 RCW and engaged in the profession or business of conducting funerals and supervising or directing the burials and disposal of human remains.

(g) "Health care facility" means any facility or institution licensed under:

- (i) Chapter 18.20 RCW, boarding homes;
- (ii) Chapter 18.46 RCW, maternity homes;
- (iii) Chapter 18.51 RCW, nursing homes;
- (iv) Chapter 70.41 RCW, hospitals; or
- (v) Chapter 71.12 RCW, private establishments, or clinics, or other settings where one or more health care providers practice.

(h) "Health care provider" means any person having direct or supervisory responsibility for the delivery of health care or medical care including persons licensed in Washington state under Title 18 RCW to practice medicine, podiatry, chiropractic, optometry, osteopathy, nursing, midwifery, dentistry, physician assistant, and military personnel providing health care within Washington state regardless of licensure.

(i) "Local registrar of vital statistics" means the health officer or administrator who registers certificates of birth and death occurring in his or her designated registration district as defined in chapter 70.58 RCW.

(2) Funeral directors, medical examiners, coroners, health care providers, health care facilities, and their employees directly handling or touching human remains shall:

(a) Wash hands and other exposed skin surfaces with soap and water or equivalent immediately and thoroughly after contact with human remains, blood, or body fluids;

(b) Use barrier precautions whenever a procedure involves potential contact with blood, body fluids, or tissues of the deceased;

(c) Not eat, drink, or smoke in areas where handling of human remains or body fluids take place;

(d) Use reasonable precautions to prevent spillage of body fluids during transfer and transport of human remains including, when necessary:

(i) Containing, wrapping, or pouching with materials appropriate to the condition of the human remains; and

(ii) Obtaining approval from the coroner or medical examiner prior to pouching any human remains under their jurisdiction.

(e) Wash hands immediately after gloves are removed;

(f) Take precautions to prevent injuries by needles, scalpels, instruments, and equipment during use, cleaning, and disposal;

(g) Properly disinfect or discard protective garments and gloves immediately after use;

(h) Properly disinfect all surfaces, instruments, and equipment used if in contact with human remains, blood, or body fluids;

(i) Provide appropriate disposal of body fluids, blood, tissues, and wastes including:

(i) Equipping autopsy rooms, morgues, holding rooms, preparation rooms, and other places with impervious containers;

(ii) Lining containers with impervious, disposable material;

(iii) Equipping disposal containers with tightly fitting closures;

(iv) Destroying contents of disposal containers by methods approved by local ordinances and requirements related to disposal of infectious wastes;

(v) Immediately disposing of all fluids removed from bodies into a sewage system approved by the local health jurisdiction or by the department; and

(vi) Disinfecting immediately after use all containers and cans used to receive solid or fluid material taken from human remains.

(3) Funeral directors, embalmers, and others assisting in preparation of human remains shall refrigerate or embalm the remains within twenty-four hours of receipt. If remains are refrigerated, they shall remain so until final disposition or transport as permitted under WAC ~~((248-40-050))~~ 246-490-050.

(4) Persons responsible for transfer or transport of human remains shall clean and disinfect equipment and the vehicle if body fluids are present and as necessary.

(5) Persons disposing of human remains in Washington state shall comply with requirements under chapter 68.50 RCW.

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

WAC 246-520-001 PURPOSE. To administer state funds appropriated to assist ~~((persons))~~ people with end stage renal disease to meet the costs of their medical care.

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

WAC 246-520-010 DEFINITIONS. For the purposes of administering the state kidney disease program, the following shall apply:

(1) "End stage renal disease (ESRD)" means that stage of renal impairment which is virtually always irreversible and permanent, and requires dialysis or kidney transplantation to ameliorate uremic symptoms and maintain life;

(2) ~~((Patient))~~ "Client" means resident of the state with a diagnosis of ESRD;

(3) "Kidney center" means those facilities as defined and certified by the federal government to provide ESRD services and which provide the services specified in WAC ~~((248-30-090))~~ 246-520-020 and which promote and encourage home dialysis for patients when medically indicated;

(4) "Affiliate" means a facility, hospital, unit, business, or individual which has an agreement with a kidney center to provide specified services to ESRD patients;

(5) "Department" means the Washington state department of ~~((social and))~~ health ~~((services))~~;

(6) "State kidney disease program" means state general funds appropriated to the department to assist ~~((persons))~~ people with ESRD ~~((to meet))~~ in meeting the cost of ~~((their))~~ medical care;

(7) "Application for eligibility" means the form provided by the department which the ~~((patient must))~~ client completes and submits to determine eligibility;

(8) "Certification" or "certified" means ~~((the signed approval))~~ has been approved by the department ~~((of a patient's eligibility))~~ for the state kidney disease program pursuant to ~~((WAC 248-30-110))~~ this chapter;

(9) "Application period" means the time between the date of application and certification;

(10) "Resources" means income or assets or any real or personal property that an individual or his or her spouse ~~((if any))~~ owns and could convert to cash to be used for support or maintenance.

(11) "Fair market value" means the current ~~((market value))~~ worth of a resource at the time of transfer or, if earlier, contract for sale, ~~((if earlier))~~ or ~~((time))~~ date of application.

(12) "Adequate consideration" means that the reasonable value of ~~((the))~~ goods or services received in exchange for ~~((the))~~ transferred property approximates the reasonable value of the property transferred.

(13) "Transfer" means any act or omission to act whereby title to or any interest in property is assigned, set over, or otherwise vested or allowed to vest in another person.

(14) "Reasonable value" means ~~((a reasonable value of the property transferred and the reasonable value of the goods or services received in exchange for the transferred property))~~ the amount that the property is worth on the open market.

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

WAC 246-520-020 SERVICES. Generally, the kidney center shall provide, directly or through an affiliate, all physical facilities, professional consultation, personal instructions, medical treatment and care, drugs, dialysis equipment, and supplies necessary for the carrying out of a medically-sound ESRD treatment program. The kidney center shall:

(1) Provide dialysis treatment for ~~((patients))~~ clients with ESRD when medically indicated;

(2) Provide kidney transplantation treatment for ~~((patients))~~ clients with ESRD either directly or by appropriate referral, ~~((where))~~ when this form of therapy is medically indicated;

(3) Provide treatment for conditions directly related to ~~((or as a direct consequence of))~~ ESRD;

(4) Provide training and supervision of medical and supporting personnel and of ~~((patients))~~ clients who are eligible for home dialysis, and;

(5) Provide supplies and equipment for home dialysis.

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

WAC 246-520-030 REIMBURSEMENT. Reimbursement for services described in WAC ~~((248-30-090))~~ 246-520-020 shall be made to kidney centers to the extent the legislature has appropriated funds therefore and when documented evidence, satisfactory to the department, is submitted to the department showing:

(1) Services for which reimbursement is requested;

(2) ~~((Application information required by the department to determine the patient is financially eligible))~~ Financial eligibility of the client for the state kidney disease program pursuant to WAC ~~((248-30-110))~~ 246-520-040 except:

(a) Reimbursement for services provided to a patient in a location outside the state which shall be limited to a period of two weeks per calendar year; and

(b) Reimbursement for services described under WAC ~~((248-30-090))~~ 246-520-020 shall be determined on a case-by-case basis by the department.

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

WAC 246-520-040 **ELIGIBILITY.** The kidney center shall review at least annually the eligibility of an individual ((patient)) client for the state kidney disease program according to procedures outlined in WAC ((~~246-30-130~~) 246-520-070). Generally a ((patient)) client shall be considered eligible if he or she has exhausted or is ineligible for all other resources providing similar benefits to meet the costs of ESRD-related medical care. Resources shall include:

(1) Income in excess of a level necessary to maintain a moderate standard of living, as defined by the department, using accepted national standards;

(2) Savings, property, and other assets;

(3) Government and private medical insurance programs;

(4) Government or private disability programs;

(5) Local funds raised for the purpose of providing financial support for a specified ESRD patient: **PROVIDED**, That in determining eligibility the following resources shall be exempt:

(a) A home, defined as real property owned by a ((patient)) client as a principal place of residence, together with the property surrounding and contiguous thereto, not to exceed five acres. Commercial property or property used for the purpose of producing income shall be considered excess property and shall be subject to the limitations of subsection (5)(d) of this section;

(b) Household furnishings;

(c) An automobile; and

(d) Savings, property, or other assets, the value not to exceed the sum of five thousand dollars.

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

WAC 246-520-050 **TRANSFER OF RESOURCES WITHOUT ADEQUATE CONSIDERATION.** An individual is ineligible for the program if ((the person)) he or she knowingly and willfully assigns or transfers nonexempt resources at less than fair market value for the purpose of qualifying or continuing to qualify for the program within two years preceding the date of application. Two years ((must)) shall expire between the date of transfer and reapplication.

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

WAC 246-520-060 **FISCAL INFORMATION.** Fiscal information shall be provided by the kidney center on the request of the department. Such information shall include:

(1) Accounting information and documentation sufficient to establish the basis for fees for services and/or charges;

(2) Sources and amounts of resources that make it possible for individual ((patients)) clients to verify financial eligibility;

(3) Evidence that all other available resources have been ((used)) depleted before requests for reimbursement from the state kidney disease program are submitted to the department; and

(4) Such other information as may be required by the department.

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

WAC 246-520-070 **PROCEDURES FOR ELIGIBILITY DETERMINATION.** The following procedures will be followed to determine eligibility:

(1) The department shall provide the necessary forms and instructions;

(2) The kidney center shall inform the ((patient)) client of the requirements for eligibility as defined in WAC ((~~246-30-110 and 246-30-130~~) 246-520-040 and 246-520-070);

(3) The kidney center shall provide ((to)) the ((patient)) client with necessary forms and instructions in a timely manner;

(4) ((Patients)) Clients shall complete and submit the application for eligibility form and any necessary documentation to the kidney center in the manner and form prescribed by the department;

(5) New ((patients)) clients shall apply for medical assistance (Medicaid) at ((the)) a local office of the department of social and health services and shall obtain and send to the kidney center ((a)) written documentation of eligibility or denial;

(6) The kidney center shall review the application and documentation for completeness and accuracy according to instructions provided by the department;

(7) The kidney center shall forward to the department the application and any documentation needed to approve or deny eligibility. The department shall review the application and documentation and notify the kidney center that the ((patient)) client has been certified or denied((:)), or request additional information as needed;

(8) The application period shall be limited to one hundred and twenty days. The kidney center may request an extension if there are extenuating circumstances ((prohibiting)) that prohibit the ((patient)) client from completing the application process within the allowed time. The department, at its discretion, may grant and specify the limits of the extension;

(9) The ((patient)) client shall be eligible for a period of one year from the first day of the month of application unless his or her resources or income increase or decrease substantially, in which case the ((patient)) client must complete a new application for eligibility;

(10) Eligibility effective date is the first day of the month of application if the individual was eligible at any time during that month. The effective date of eligibility shall be no earlier than four months before the month of application provided that:

(a) The medical services received were covered((:)); and

(b) The individual would have been eligible had he/she applied.

(11) ((Patients)) Clients currently eligible must be recertified prior to the end of their respective eligibility periods.

((Patients)) Clients who seek continued program services do not need to reapply for Medicaid (medical assistance) unless ((there has been)) they have experienced a substantial reduction in resources during the year. A "substantial reduction" means:

(a) The elimination of ((patient's)) a client's required ((monthly co-payment)) annual deductible amount; or

(b) The reduction of resources to below fifteen hundred dollars.

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

WAC 246-650-020 **PERFORMANCE OF SCREENING TESTS.** (1) Hospitals providing birth and delivery services or neonatal care to infants shall:

(a) Inform parents or responsible parties, by providing a departmental information pamphlet or by other means, of:

(i) The purpose of screening newborns for congenital disorders,

(ii) Disorders of concern as listed in WAC ((~~246-103-020(2)~~) 246-650-020(2)),

(iii) The requirement for newborn screening, and

(iv) The legal right of parents or responsible parties to refuse testing because of religious tenets or practices as specified in RCW 70.83.020.

(b) Obtain a blood specimen for laboratory testing as specified by the department from each newborn prior to discharge from the hospital or, if not yet discharged, no later than five days of age.

(c) Use department-approved forms and directions for obtaining specimens.

(d) Enter all identifying and related information required on the form attached to the specimen following directions of the department.

(e) In the event a parent or responsible party refuses to allow newborn metabolic screening, obtain signatures from parents or responsible parties on the department form.

(f) Forward the specimen or signed refusal with the attached identifying forms to the Washington state public health laboratory no later than the day after collection or refusal signature.

(2) Upon receipt of specimens, the department shall:

(a) Perform appropriate screening tests for phenylketonuria, congenital hypothyroidism, congenital adrenal hyperplasia, and hemoglobinopathies according to the schedule in WAC ((~~246-103-040~~) 246-650-030);

(b) Report significant screening test results to the infant's attending physician or family if an attending physician cannot be identified; and

(c) Offer diagnostic and treatment resources of the department to physicians attending infants with presumptive positive screening tests within limits determined by the department.

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

WAC 246-760-001 **PURPOSE.** The following regulations are adopted pursuant to chapter 32, Laws of 1971, wherein is contained the legislative mandate that each board of school directors in the state shall provide for and require screening of the auditory and visual acuity of children attending schools in their districts to ascertain if any of such children "have defects sufficient to retard them in their studies."

It is the purpose of such screening procedures to identify those children who are likely to have visual or auditory defects. In addition to the requirements of these regulations, the need for appropriate educational services as provided in chapter ~~((28A-13))~~ 28A.210 RCW must be recognized and arranged for those children whose visual or auditory handicaps warrant special facilities or educational methods.

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

WAC 246-760-040 AUDITORY ACUITY SCREENING PROCEDURES. (1) Schools shall screen all children referenced in WAC ~~((248-148-021))~~ 246-760-020 on an individual basis at one thousand, two thousand, and four thousand Hz.

(2) The screener shall:

(a) Present each of the tonal stimuli at a hearing level of twenty or twenty-five dB based on the ANSI 1969 standards;

(b) Conduct screenings in an environment free of extraneous noise;

(c) If at all possible, complete screening within the first semester of each school year;

(d) Place the results of screenings, any referrals, and results of such referrals in each student's health and/or school record; and

(e) Forward the results to the student's new school if the student transfers.

WSR 91-21-131

PROPOSED RULES

DEPARTMENT OF LICENSING

[Filed October 23, 1991, 2:14 p.m.]

Original Notice.

Title of Rule: Franchise registration/regulations.

Purpose: To implement changes mandated by 1991 legislative amendments regarding exemptions, offering circulars and selling agents.

Other Identifying Information: WAC 460-80-108, 460-80-315, and 460-82-200.

Statutory Authority for Adoption: RCW 19.100.250.

Statute Being Implemented: RCW 19.100.040(1) and 19.100.030 (4)(a) and (5).

Summary: WAC 460-80-108 defines "accredited investor"; WAC 460-80-315 adopts the uniform franchise offering circular; and WAC 460-82-200 repeals the selling agent record requirements.

Reasons Supporting Proposal: SB 5256 directs the department to adopt uniform regulations affecting the exemption for sales to accredited investors and offering circular guidelines.

Name of Agency Personnel Responsible for Drafting: Martin Cordell, 405 Black Lake Boulevard, 2nd Floor, 753-6928; Implementation: Toby Washington, 405 Black Lake Boulevard, 2nd Floor, 753-1749; and Enforcement: Jack Beyers, 405 Black Lake Boulevard, 2nd Floor, 753-6928.

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

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 460-80-108, defining an "accredited investor" will implement the exemption of RCW 19.100.030(5) and relieve franchisors selling to sophisticated investors from registration; WAC 460-80-315, adopting the uniform franchise offering circular format will enhance uniformity and facilitate the registration

process for national franchisors; and WAC 460-82-200, eliminating the record-keeping requirements for selling agents will reduce franchisor administrative costs and is consistent with the legislature's repeal of the selling agents' registration requirement.

Proposal Changes the Following Existing Rules: WAC 460-80-315, adopts the uniform franchise offering circular format for franchisors offering franchises in this state; and WAC 460-82-200, eliminates record-keeping requirements of selling agents.

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

Hearing Location: 405 Black Lake Boulevard, 2nd Floor, Olympia, WA 98502, on December 12, 1991, at 10:00 a.m.

Submit Written Comments to: Jack Beyers, Securities Administrator, P.O. Box 9033, Olympia, WA 98507-9033, by December 12, 1991.

Date of Intended Adoption: December 19, 1991.

October 13, 1991

Tobias W. Washington, Jr.
Assistant Director/BLS

Chapter 460-82 WAC
BROKER(~~/SELLING-AGENT~~)

AMENDATORY SECTION (Amending Order 11, filed 3/3/72)

WAC 460-82-200 FRANCHISE BROKER RECORD REQUIREMENTS. Every franchise broker (~~(or selling agent)~~) shall make and keep current the following books and records relating to his business:

(1) Records of original entry containing the sale of franchise, to whom sold, the aggregate price, the amount paid down, the installment payments, if any, the commission paid to the broker (~~(or selling agent)~~), the amount dispersed for advertising and other amounts to be funded to the franchisor.

(2) An individual registration card for each franchisee, his name and address, aggregate amount to be paid, terms of the payment, a copy of the receipt signed by the purchaser that he had received a copy of the offering circular and that it had been received (~~(48 hours)~~) ten business days before the sale.

(3) Every franchise broker (~~(or selling agent)~~) shall keep a copy of all advertising used in the sale of said franchise, including but not limited to the radio, newspaper, T.V. media, letters, brochures, etc.

(4) Every franchise broker (~~(or selling agent)~~) shall preserve for a period of not less than six years from the closing of any franchise account, all records, books and memorandums that relate to the franchisee.

NEW SECTION

WAC 460-80-108 EXEMPTION FOR OFFER AND SALE TO ACCREDITED INVESTORS PURSUANT TO RCW 19.100.030(5). For the purpose of the exemption of RCW 19.100.030(5), an "accredited investor" shall mean any person who comes within any of the following categories, or who the franchisor reasonably believes comes within any of the following categories, at the time of the sale of the franchise to that person:

(1) Any bank as defined in section 3 (a)(2) of the Securities Act of 1933, or any savings and loan association or other institution as defined in section 3 (a)(5)(A) of the Securities Act of 1933 whether acting in its individual or fiduciary capacity; any broker or dealer registered pursuant to section 15 of the Securities Exchange Act of 1934; any insurance company as defined in section 2(13) of the Securities Act of 1933; any investment company registered under the Investment Company Act of 1940 or a business development company as defined in section 2 (a)(48) of that act; any small business investment company licensed by the U.S. Small Business Administration under section 301 (c) or (d) of the Small Business Investment Act of 1958; any plan established and maintained by a state, its political subdivisions, or any agency or instrumentality of a state or its political subdivisions, for the

benefit of its employees, if such plan has total assets in excess of \$5,000,000; any employee benefit plan within the meaning of Title I of the Employee Retirement Income Security Act of 1974, if the investment decision is made by a plan fiduciary, as defined in section 3(21) of such act, which is either a bank, savings and loan association, insurance company, or registered investment adviser, or if the employee benefit plan has total assets in excess of \$5,000,000 or, if a self-directed plan, with investment decisions made solely by persons that are accredited investors;

(2) Any private business development company as defined in section 202 (a)(22) of the Investment Advisers Act of 1940;

(3) Any organization described in section 501 (c)(3) of the Internal Revenue Code, corporation, Massachusetts or similar business trust, or partnership, not formed for the specific purpose of acquiring the franchise offered, with total assets in excess of \$5,000,000;

(4) Any director, executive officer, or general partner of the franchisor of the franchises being offered or sold, or any director, executive officer, or general partner of a general partner of that franchisor;

(5) Any natural person whose individual net worth, or joint net worth with that person's spouse, at the time of his purchase exceeds \$1,000,000;

(6) Any natural person who had an individual income in excess of \$200,000 in each of the two most recent years or joint income with that person's spouse in excess of \$300,000 in each of those years and has a reasonable expectation of reaching the same income level in the current year;

(7) Any trust, with total assets in excess of \$5,000,000, not formed for the specific purpose of acquiring the franchise offered, whose purchase is directed by a sophisticated person as described in 17 CFR Sec. 230.506 (b)(2)(ii); and

(8) Any entity in which all of the equity owners are accredited investors.

AMENDATORY SECTION (Amending Order SDO-38-80, filed 3/19/80)

WAC 460-80-125 FRANCHISE REGISTRATION APPLICATION INSTRUCTIONS. The following must be adhered to with respect to all applications for registration, registration renewal or registration amendment:

(1) Completion of application. An application for registration of the offer or sale of franchises shall include the following, all of which shall be verified by means of the prescribed signature page:

(a) Facing page;

(b) Supplemental information page(s);

(c) ~~((Salesperson registration application in the form prescribed by WAC 460-82-100;))~~ Salesmen disclosure form;

(d) A copy of the proposed offering circular.

(2) The following shall be attached to the application:

(a) A second copy of the proposed offering circular;

(b) A cross-reference sheet showing the location in the franchise agreement of the information required to be included in the application and in the offering circular. If any item calling for information is inapplicable or the answer thereto is in the negative and is omitted, a statement to that effect shall be made in the cross-reference sheet;

(c) A consent to service of process ~~((in the form prescribed by the department of licensing));~~

(d) Two copies of any advertising to be used in connection with the offer or sale in this state of franchises.

(3) Definitions:

(a) "Predecessor," for the purposes of the disclosure required by item 1 in the body of the offering circular, is defined as follows: A "predecessor" of a franchisor is (i) a person the major portion of whose assets have been acquired directly or indirectly by the franchisor, or (ii) a person from whom the franchisor acquired directly or indirectly the major portion of its assets;

(b) "Franchise broker," for the purposes of the disclosure required by the cover page and item 2 in the body of the offering circular, is defined as follows: A "franchise broker" is any person engaged in the business of representing a franchisor or subfranchisor in offering for sale or selling a franchise, except anyone whose identity and business experience is otherwise required to be disclosed at item 2 in the body of the offering circular.

(4) Disclosure: Each disclosure item should be either positively or negatively commented upon by use of a statement which fully incorporates the information required by the item.

(5) Subfranchisors: When the person filing the application for registration is a subfranchisor, the application shall also include the same

information concerning the subfranchisor as is required from the franchisor; the franchisor, as well as the subfranchisor, shall execute a signature page.

(6) Signing of application: The application shall be signed by an officer or general partner of the applicant; however, it may be signed by another person holding a power of attorney for such purposes from the applicant. If signed on behalf of the applicant pursuant to such power of attorney, the application shall include as an additional exhibit a copy of said power of attorney or a copy of the corporate resolution authorizing the attorney to act.

(7) Manually signed consent of accountant: All applications shall be accompanied by a manually signed consent of the independent public accountants for the use of their audited financial statements as such statements appear in the offering circular.

(8) Application to amend the registration: An amendment to an application filed either before or after the effective date of registration shall contain only the information being amended identified by item number and shall be verified by means of the prescribed signature page. Each amendment shall be accompanied by a facing page in the form prescribed on which the applicant shall indicate the filing is an amendment and the number of the amendment, if more than one.

(9) Underscoring of changes: If the registration renewal statement or any amendment to an application for registration alters the text of the offering circular, or of any item, or other document previously filed as a part of the application for registration, the changes in such text shall be indicated by means of underscoring or in some other appropriate manner.

AMENDATORY SECTION (Amending Order SDO 112B-87, filed 12/17/87)

WAC 460-80-315 ~~((CONTENT AND FORM OF))~~ WASHINGTON UNIFORM FRANCHISE OFFERING CIRCULAR. ~~((The information required to be set forth in the offering circular shall be presented in the following sequence:~~

~~COVER PAGE. The outside front cover of the offering circular shall contain the following information:~~

~~The title in boldface type: FRANCHISE OFFERING CIRCULAR FOR PROSPECTIVE FRANCHISEES REQUIRED BY THE STATE OF WASHINGTON.~~

~~The name, type of business organization, principal business address and telephone number of the franchisor.~~

~~If different than above, the name, principal business address and telephone number of the subfranchisor or franchise broker offering in this state the herein described franchise.~~

~~A sample of the primary business trademark, logotype, trade name or commercial label or symbol used by the franchisor for marketing its products or services and under which the franchisee will conduct its business. (Place in upper left hand corner of the cover page.)~~

~~A brief description of the franchise to be offered.~~

~~A summary of items (5) and (7) of the offering circular, to-wit: Franchisor'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 or franchise broker's registered agent in this state authorized to receive service of process.

TABLE OF CONTENTS: Include a table of contents based on the requirements of this offering circular.

BODY OF OFFERING CIRCULAR: The offering circular shall contain the following information clearly and concisely stated in narrative form:

(1) The franchisor and any predecessors. Set forth in summary form. (The disclosure regarding predecessors need only cover the 15 year period immediately preceding the close of franchisor's most recent fiscal year.)

(a) The name of the franchisor and any predecessors thereto.

(b) The name under which the franchisor is currently doing or intends to do business.

(c) The franchisor's principal business address and the business address or addresses of any predecessors thereto.

(d) The business form of the franchisor whether corporate, partnership or otherwise.

(e) A description of the franchisor's business and the franchises to be offered in this state.

(f) The prior business experience of the franchisor and any predecessors thereto including:

(i) The length of time the franchisor has conducted a business of the type to be operated by the franchisee;

(ii) The length of time each predecessor conducted a business of the type to be operated by the franchisee;

(iii) The length of time the franchisor has offered franchises for such business;

(iv) The length of time each predecessor offered franchises for such business;

(v) Whether the franchisor has offered franchises in other lines of business, including:

(A) A description of such other lines of business;

(B) The number of franchises sold in each other line of business;

(C) The length of time the franchisor has offered each such franchise, and

(vi) Whether each predecessor offered franchises in other lines of business, including:

(A) A description of such other lines of business;

(B) The number of franchises sold in each other line of business; and

(C) The length of time each predecessor offered each such franchise.

(2) Identity and business experience of persons affiliated with the franchisor, franchise brokers. List by name and position held the directors, trustees and/or general partners, as the case may be, the principal officers (including the chief executive and chief operating officer, financial, franchise marketing, training and service officers) and other executives or subfranchisors who will have management responsibility in connection with the operation of the franchisor's business relating to the franchises offered by this offering circular and all franchise brokers. With regard to each person listed, state his principal occupations and employers during the past five years.

(3) Litigation: State whether the franchisor, any person or franchise broker identified in (2) above:

(a) Has any administrative, criminal or material civil action (or a significant number of civil actions irrespective of materiality) pending against them alleging a violation of any franchise law, fraud, embezzlement, fraudulent conversion, restraint of trade, unfair or deceptive practices, misappropriation of property or comparable allegations. If so, set forth the name of the person, the court or other forum, nature, and current status of any such pending action. Franchisor may include a summary opinion of counsel as to any such action, but only if a consent to use of such summary opinion is included as part of this offering circular.

(b) Has during the 10 year period immediately preceding the date of the offering circular been convicted of a felony or plead nolo contendere to a felony charge or been held liable in a civil action by final judgment or been the subject of a material complaint or other legal proceeding if such felony, civil action, complaint or other legal proceeding involved violation of any franchise law, fraud, embezzlement, fraudulent conversion, restraint of trade, unfair or deceptive practices, misappropriation of property or comparable allegations. If so, set forth the name of the person convicted, the court and date of conviction or person against whom judgment was entered, penalty or damages assessed in connection therewith and/or terms of settlement.

(c) Is subject to any currently effective injunctive or restrictive order or decree relating to the franchise or under any federal, state or Canadian franchise, securities, antitrust, trade regulation or trade practice

law as a result of a concluded or pending action or proceeding brought by a public agency. If so, set forth the name of the person so subject, the public agency and court, a summary of the allegations or facts found by the agency or court and the date, nature, terms and conditions of the order or decree.

(4) Bankruptcy: State whether the franchisor or any predecessor, officer or general partner of the franchisor has during the 15 year period immediately preceding the date of the offering circular been adjudged bankrupt or reorganized due to insolvency or was a principal officer of any company or a general partner in any partnership that was adjudged bankrupt or reorganized due to insolvency during or within one year after the period that such officer or general partner of the franchisor held such position in such company or partnership, or whether any such bankruptcy or reorganization proceeding has been commenced. If so, set forth the name of the person or company adjudged bankrupt or reorganized or named in any such proceeding and the date thereof and any material facts or circumstances.

(5) Franchisee's initial franchise fee or other initial payment. Describe in detail the following:

(a) The initial franchise fee or other initial payment for the franchise, if any, charged upon the signing of the franchise agreement, and whether payable in lump sum or installments. Set forth the manner in which the franchisor will use or apply such franchise fee or initial payment. State whether such fee or payment is refundable, and if so, under what conditions.

(b) If an identical initial franchise fee or other initial payment is not charged in connection with each franchise agreement, state the method or formula by which such fee or payment is determined.

(6) Other fees: Describe in detail other recurring or isolated fees or payments, including but not limited to royalties, service fees, training fees, lease payments and advertising fees and charges that the franchisee is required to pay to the franchisor or persons affiliated with the franchisor or which the franchisor or such affiliated person imposes or collects in whole or in part on behalf of a third party. Include, if applicable, the formula used to compute such other fees and payments. State whether any such fee or payment is refundable, and if so, under what conditions.

(7) Franchisee's initial investment: Describe in detail the following expenditures (which may be estimated or described by a low-high range, if not known exactly), stating for each to whom the payments are to be made, when such payments are to be determined, whether any payment is refundable, and if so, under what conditions and, if any part of the franchisee's initial investment in the franchise will or may be financed, an estimate of the loan repayments, including interest:

(i) Real property, whether or not financed by contract, installment, purchase or lease. If neither estimate nor describable by a low-high range, describe the variable requirements, such as property, location and building size which make the real property expenditure neither estimable nor describable by a low-high range.

(ii) Equipment, fixtures, other fixed assets, construction, remodeling, leasehold improvements and decorating costs, whether or not financed by contract, installment purchases, lease or otherwise.

(iii) Inventory required to commence operations.

(iv) Security deposits, other prepaid expenses and working capital required to commence operation.

(v) Any other payments which the franchisee will be required to make in order to commence operations.

Note: The following statement shall be inserted in the offering circular at this point:

THERE ARE NO OTHER DIRECT OR INDIRECT PAYMENTS IN CONJUNCTION WITH THE PURCHASE OF THE FRANCHISE.

(8) Obligations of franchisee to purchase or lease from designated sources: State any obligations of the franchisee or subfranchisor, whether arising by terms of the franchise agreement or other device or practice, to purchase or lease from the franchisor or his designees, goods, services, supplies, fixtures, equipment, inventory or real estate relating to the establishment or operation of the franchise business. Regarding such obligations, state the following:

(a) The goods, services, supplies, fixtures, equipment, inventory or real estate required to be purchased or leased from the franchisor or its designees.

(b) Whether, and if so, the precise basis by which, the franchisor, its parent or persons affiliated with the franchisor will or may derive income based on or as a result of any such required purchases or leases.

(c) To the extent known or estimable by the franchisor, the magnitude of such required purchases and leases in relation to all purchases and leases by the franchisee of goods and services which the franchisee will make or enter into (1) in the establishment and (2) in the operation of the franchise business.

(9) Obligations of franchisee to purchase or lease in accordance with specifications or from approved suppliers: State any obligations of the franchisee or subfranchisor, whether arising by terms of the franchise agreement or other device or practice, to purchase or lease in accordance with specifications issued by the franchisor, or from suppliers approved by the franchisor, goods, services, supplies, fixtures, equipment, inventory or real estate relating to the establishment or operation of the franchise business. Regarding such obligations, state the following:

(a) The goods, services, supplies, fixtures, equipment, inventory or real estate required to be purchased or leased in accordance with specifications or from suppliers approved by the franchisor.

(b) The manner in which the franchisor issues and modifies specifications or grants and revokes approval to suppliers.

(c) Whether, and for what categories of goods and services, the franchisor or persons affiliated with the franchisor are approved suppliers or the only approved suppliers.

(d) Whether, and if so, the precise basis by which, the franchisor, its parent or persons affiliated with the franchisor may derive income from it or from other approved suppliers, if this is the case.

(10) Financing arrangements: State the terms and conditions of any financing arrangements offered directly or indirectly by the franchisor, its agent or affiliated company, including:

(a) A description of any waiver of defenses or similar provisions in any note, contract or other instrument to be executed by the franchisee or subfranchisor.

(b) A statement of any past or present practice or of any intent of the franchisor to sell, assign, or discount to a third party, in whole or in part, any note, contract or other instrument executed by the franchisee or subfranchisor.

(c) A description of any payments received by the franchisor from any person for the placement of financing with such person.

(11) Obligations of the franchisor, other supervision, assistance or services: Where applicable, describe the following:

(a) The obligations to be met by the franchisor prior to the opening of the franchise business, citing by section and page the provisions of the franchise or related agreement requiring performance.

(b) Other supervision, assistance or services to be provided by the franchisor prior to the opening of the franchise business although franchisor is not bound by the franchise or any related agreement to provide the same. As part of this disclosure franchisor must disclose that he is not so bound.

(c) The obligations to be met by the franchisor during the operation of the franchise business, including, without limitation, the assistance to the franchisee in the operation of his business. Cite by section and page the provisions of the franchise or related agreement requiring performance.

(d) Other supervision, assistance or services to be provided by the franchisor during the operation of the franchise business although franchisor is not bound by the franchise or any related agreement to provide the same. As part of this disclosure franchisor must disclose that it is not so bound.

(e) The methods used by the franchisor to select the location for the franchisee's business:

(f) The typical length of time between the signing of the franchise agreement or the first payment of any consideration for the franchise and the opening of the franchisee's business:

(g) The training program of the franchisor, including:

(i) The location, duration and content of the training program;

(ii) When the training program is to be conducted;

(iii) The experience that the instructors have had with the franchisor;

(iv) Any charges to be made to the franchisee and the extent to which the franchisee will be responsible for travel and living expenses of the person(s) who enroll in the training program;

(v) If the training program is not mandatory, the percentage of new franchisees that enrolled in the training program during the 12 months immediately preceding the date of the offering circular; and

(vi) Whether any additional training programs and/or refresher courses are available to the franchisee and whether the franchisee will be required to attend the same.

(12) Exclusive area or territory: Describe any exclusive area or territory granted the franchisee and with respect to such area or territory state whether:

(a) The franchisor has established or may establish another franchisee who will also be permitted to use the franchisor's trade name or trademark:

(b) The franchisor has established or may establish a company-owned outlet using the franchisor's trade name or trademark.

(c) The franchisor or its parent or affiliate has established or may establish other franchisees or company-owned outlets selling or leasing similar products or services under a different trade name or trademark:

(d) Continuation of the franchisee's area or territorial exclusivity is dependent upon achievement of a certain sales volume, market penetration or other contingency and under what circumstances the franchisee's area or territory may be altered.

(13) Trademarks, service marks, trade names, logotypes, and commercial symbols: Describe any trademarks, service marks, trade names, logotypes or other commercial symbols to be licensed to the franchisee including the following:

(a) Whether the trademark, service mark, trade name, logotype or other commercial symbol is registered with the United States Patent Office and, if so, for each such registration state the registration date and number and whether or not the registration is on the principal or supplemental register.

(b) Whether the trademark, service mark, trade name, logotype and other commercial symbol are registered in this state or the state in which the franchise business is to be located and the dates of such registrations:

(c) A description of any presently effective determinations of the patent office, the trademark administrator of this state or any court; any pending interference, opposition or cancellation proceeding and any pending material litigation involving such trademarks, service marks, trade names, logotypes or other commercial symbols and which is relevant to their use in this state or the state in which the franchise business is to be located.

(d) A description of any agreements currently in effect which significantly limit the rights of the franchisor to use or license the use of such trademarks, service marks, trade names, logotypes or other commercial symbols in any manner material to the franchisee.

(e) Whether the franchisor is obligated by the franchise agreement or otherwise to protect any or all rights which the franchisee has to use such trademarks, service marks, trade names, logotypes or other commercial symbols and to protect the franchisee against claims of infringement or unfair competition with respect to the same.

(f) Whether there are any infringing uses actually known to the franchisor which could materially affect the franchisee's use of such trademarks, service marks, trade names, logotypes or other commercial symbols in this state or state in which the franchise business is to be located.

(14) Patents and copyrights: If the franchisor owns any rights in or to any patents or copyrights which are material to the franchise, describe such patents and copyrights, their relationship to the franchise and the terms and conditions under which the franchisee may use them, including their duration, whether the franchisor can and intends to renew any copyrights, and, to the extent relevant, the information required by Section 15 above with respect to such patents and copyrights:

(15) Obligation of the franchisee to participate in the actual operation of the franchise business: State fully the obligation of the franchisee or the subfranchisor, whether arising by terms of the franchise agreement or other device or practice, to participate personally in the direct operation of the franchise business or whether the franchisor recommends participation in the same.

(16) Restrictions on goods and services offered by franchisee: State any restriction or condition imposed by the franchisor, whether by terms of the franchise agreement or by other device or practice of the franchisor, whereby the franchisee is restricted as to the goods or services they may offer for sale, or limited in the customers to whom they may sell such goods or services.

(17) Renewal, termination, repurchase, modification and assignment of the franchise agreement and related information: With respect to the franchise and any related agreements state the following:

(a) The term and whether such term is affected by any agreement (including leases or subleases) other than the one from which such term arises:

(b) The conditions under which the franchisee may renew or extend:

(c) The conditions under which the franchisee may refuse to renew or extend:

(d) The conditions under which the franchisee may terminate:

(e) The conditions under which the franchisor may terminate:

(f) The obligations (including lease or sublease obligations) of the franchisee after termination of the franchise by the franchisor and the obligations of the franchisor (including lease or sublease obligations) after termination of the franchise by the franchisee or the expiration of the franchise:

(g) The franchisee's interest upon termination or refusal to renew or extend the franchise by the franchisor or by the franchisee:

(h) The conditions under which the franchisor may repurchase, whether by right of first refusal or at the opinion of the franchisor. If the franchisor has the option to repurchase the franchise, state whether there will be an independent appraisal of the franchise, whether the repurchase price will be determined by a predetermined formula and whether there will be a recognition of goodwill or other intangibles associated therewith in the repurchase price to be given the franchisee:

(i) The conditions under which the franchisee or its owners may sell or assign all or an interest in the ownership of the franchise or of the franchisee or in the assets of the franchise business:

(j) The conditions under which the franchisor may sell or assign in whole or in part:

(k) The conditions under which the franchisee may modify:

(l) The conditions under which the franchisor may modify:

(m) The rights of the franchisee's heirs or personal representative upon the death or incapacity of the franchisee:

(n) The provisions of any covenant not to compete:

(18) Arrangements with public figures. State the following:

(a) Any compensation or other benefit given or promised to a public figure arising, in whole or in part, from:

(i) The use of the public figure in the name or symbol of the franchise, or

(ii) The endorsement or recommendation of the franchise by the public figure in advertisements:

(b) Any right the franchisee may have to use the name of a public figure in his promotional efforts or advertising and any charges to be made to the franchisee in connection with such usage:

(c) The extent to which such public figure is involved in the actual management or control of the franchisor:

(d) The total involvement of the public figure in the franchise operation:

(19)(a) An earnings claim made in connection with an offer of a franchise must be included in full in the offering circular and must have a reasonable basis at the time it is made. If no earnings claim is made, Item 19 of the offering circular shall contain the following negative disclosure:

Franchisor does not furnish or authorize its salespersons to furnish any oral or written information concerning the actual or potential sales, costs, income or profits of (name of franchise). Actual results vary from unit to unit and franchisor cannot estimate the results of any particular franchise:

(b) An earnings claim shall include a description of its factual basis and the material assumptions underlying its preparation and presentation:

Note #1—Definition. "Earnings claim" means information given to a prospective franchisee by, on behalf of or at the direction of the franchisor or its agent, from which a specific level or range of actual or potential sales, costs, income or profit from franchised or nonfranchised units may be easily ascertained:

A chart, table or mathematical calculation presented to demonstrate possible results based upon a combination of variables (such as multiples of price and quantity to reflect gross sales) is an earnings claim subject to this item:

An earnings claim limited solely to the actual operating results of a specific unit being offered for sale need not comply with this item if it is given only to potential purchasers of that unit and is accompanied by the name and last known address of each owner of the unit during the prior three years:

Note #2—Supplemental earnings claim. If a franchisor has made an earnings claim in accordance with this subsection, the franchisor may deliver to a prospective franchisee a supplemental earnings claim directed to a particular location or circumstance, apart from the offering circular. The supplemental earnings claim must be in writing, explain the departure from the earnings claim in the offering circular, be prepared in accordance with this subsection, and be left with the prospective franchisee:

Note #3—Scope of requirement. An earnings claim is not required in connection with the offer of franchises, if made, however, its presentation must conform with this subsection. If an earnings claim is not made, then negative disclosure prescribed by this subsection must be used:

Note #4—Claims regarding future performance. A statement or prediction of future performance that is prepared as a forecast or projection in accordance with the Statement on Standards for Accountants' Services on Prospective Financial Information (or its successor) issued by the American Institute of Certified Public Accountants, Inc., is presumed to have a reasonable basis:

Note #5—Burden of proof. The burden is upon the franchisor to show that it had a reasonable basis for its earnings claim:

Note #6—Factual basis. The factual basis of an earnings claim includes significant matters upon which a franchisee's future results are expected to depend, including, for example, economic or market conditions, and which are basic to a franchisee's operation and encompass matters affecting, among other things, franchisee's sales, the cost of goods or services sold and operating expenses:

In the absence of an adequate operating experience of its own, a franchisor may base an earnings claim upon the results of operations of a substantially similar business of a person affiliated with the franchisor, or franchisees of that person, provided that disclosure is made of any material differences in the economic or market conditions known to, or reasonably ascertainable by, the franchisor:

Note #7—Basic disclosures. The earnings claim must state:

(i) Material assumptions, other than matters of common knowledge, underlying the claim;

(ii) A concise summary of the basis for the claim including a statement of whether the claim is based upon actual experience of franchised units and, if so, the percentage of franchised outlets in operation for the period covered by the earnings claim that have actually attained or surpassed the stated results;

(iii) A conspicuous admonition that a new franchisee's individual financial results are likely to differ from the results stated in the earnings claim; and

(iv) A statement that substantiation of the data used in preparing the earnings claim will be made available to the prospective franchisee on reasonable request:

(20) Information regarding franchises of the franchisor. State the following as of the close of franchisor's most recent fiscal year:

(a) The total number of franchises, exclusive of company owned or operated distribution outlets, of a type substantially similar to those offered herein and of that number, the number of such franchises which were operational as of the date of this offering circular:

(b) The number of franchises in this state, exclusive of a company owned or operated distribution outlets, of a type substantially similar to those offered herein and of that number, the number of such franchises which were operational as of the date of this offering circular:

(c) The total number of franchises substantially similar to those offered herein for which a business is not yet operational although a franchise agreement has been signed:

(d) The number of franchises in this state substantially similar to those offered herein for which a business is not yet operational although a franchise agreement has been signed:

(e) The names, addresses and telephone numbers of all franchises under franchise agreements with the franchisor or its subfranchisor which are located in the state where the proposed franchise is to be located. To the extent that there are fewer than 10 such franchises located in said state, the list shall include at least the 10 such franchises which are most proximate to the location of the proposed franchise; and if fewer than 10 such franchises exist, the list shall identify all such franchises and include a statement to that effect:

In lieu of the above disclosure, the franchisor may attach to the offering circular a list of the names, addresses and telephone numbers of all its franchisees under franchise agreements with the franchisor or its subfranchisors:

(f) An estimate of the total number of franchises to be sold or granted during the one year period following the date of the offering circular:

(g) An estimate of the number of franchises to be sold or granted in this state during the one year period following the date of the offering circular:

(h) State the number of franchises in each of the following categories which within the three-year period immediately preceding the close of franchisor's most recent fiscal year have:

(i) Been cancelled or terminated by the franchisor for:

(A) Failure to comply with quality control standards; and

~~(B) Other reasons;~~~~(ii) Not been renewed by the franchisor;~~~~(iii) Been reacquired through purchase by the franchisor; and~~~~(iv) Been otherwise required by the franchisor.~~~~(i) The name and last known address and telephone number of every franchisee in this state under a franchise agreement with the franchisor or its subfranchisor whose franchise has, within the twelve-month period immediately preceding the effective date of this offering circular, been terminated, canceled, not renewed, or who has, during the same time period, otherwise voluntarily or involuntarily ceased to do business pursuant to the franchise agreement.~~~~(21) Financial statements: Financial statements shall be prepared in accordance with generally accepted accounting principles. Such financial statements shall be audited by an independent certified public accountant. Unaudited statements may be used for interim periods.~~~~(a) The financial statements required to be filed by a franchisor shall include a balance sheet as of a date within 90 days prior to the date of the application and profit and loss statements for each of the three fiscal years preceding the date of the balance sheet and for the period, if any, between the close of the last of such fiscal years and the date of the balance sheet. The balance sheet as of a date within 90 days prior to the date of the application need not be audited. However, if this balance sheet is not audited, there shall be filed in addition an audited balance sheet as of the end of the franchisor's last fiscal year unless such last fiscal year ended within 90 days of the date of the application in which case there shall be filed an audited balance sheet as of the end of the franchisor's next preceding fiscal year. The profit and loss statements shall be audited up to the date of the last audited balance sheet filed, if any.~~~~(b) Controlling company statements: In lieu of the disclosure required by item (21)(a), complete financial statements of a company controlling the franchisor may be filed, but only if the unaudited financial statements of the franchisor are filed and the controlling company absolutely and unconditionally guarantees to assume the duties and obligations of the franchisor under the franchise agreement should the franchisor become unable to perform its duties and obligations.~~~~(c) Consolidated and separate statements:~~~~(i) Where a franchisor owns, directly or beneficially, a controlling financial interest in any other corporation, the financial statements required to be filed should normally reflect on a consolidated basis the financial condition of the franchisor and each of its subsidiaries.~~~~(ii) A separate financial statement will normally be required for each substantial franchisor or subfranchisor related entity.~~~~(iii) A company controlling 80% or more of a franchisor shall normally be required to file its financial statements.~~~~(iv) Consolidated and separate financial statements shall be prepared in accordance with generally accepted accounting principles.~~~~(22) Contracts: Attach a copy of all franchise and other contracts or agreements proposed for use in this state, including, without limitation, all lease agreements, option agreements, and purchase agreements.~~~~(23) Acknowledgment of receipt by prospective franchisee: The last page of each offering circular shall contain a detachable document acknowledging receipt of the offering circular by the prospective franchisee.) To implement the disclosure requirements of RCW 19.100.030(4)(a) and 19.100.040, the director adopts the Uniform Franchise Offering Circular (UFOC) as amended by the North American Securities Administrators Association (NASAA) on October 9, 1988.~~**WSR 91-21-132****PERMANENT RULES****LIQUOR CONTROL BOARD**

[Filed October 23, 1991, 2:19 p.m.]

Date of Adoption: October 23, 1991.

Purpose: To implement the 1991 Wine Reciprocity Act detailing the manner in which wine may be delivered to residents of the state of Washington by out-of-state wine manufacturers.

Statutory Authority for Adoption: RCW 66.08.030.

Other Authority: Chapter 149, Laws of 1991.

Pursuant to notice filed as WSR 91-19-014 on September 9, 1991.

Changes Other than Editing from Proposed to Adopted Version: WAC 314-24-230 was revised to clarify that the statute authorizes wine manufacturers to only ship products manufactured by the winery under the class W8 license; WAC 314-24-240(3) was revised, in response to comments from the Washington Wine Institute, to delete the detailed requirements that the delivery agent obtain a signature from the recipient and that the W8 licensee keep the signature record on file for a two-year period. In addition, requirements were deleted which would have had the delivery agent return the wine to the licensee if the delivery agent is unable to determine the age or identity of the person receiving the wine. The laws provide for sanctions against the licensee for delivery to underage individuals or intoxicated persons, and also subject the person who delivers in violation of the law to potential criminal penalties; and WAC 314-24-250(1) was revised to conform the language of the labeling requirement now in effect in Oregon. The rule was changed, at the hearing, to delete the reference to the size of the type on the label and to modify the language of the label to delete the reference to criminal penalties for improper delivery and to adopt the language of the Oregon label requirement. These changes also have the effect of reducing any negative economic impact to small businesses.

Effective Date of Rule: Thirty days after filing.

October 23, 1991

Paula O'Connor

Chair

NEW SECTION

WAC 314-24-230 CLASS W8 - PRIVATE WINE SHIPPER'S LICENSE. There shall be a license, designated as a class W8 license, to authorize the licensee to ship up to two (2) cases of wine of its own manufacture annually to any resident of the state of Washington who is over the age of twenty-one (21) years without payment of Washington's state liquor taxes and markup. The fee for such license shall be \$25 annually.

(1) Wine received as authorized by this rule shall be free of markup and state taxes as otherwise required by RCW 66.12.120 if the state from which the wine is received allows its residents to receive wine from the state of Washington without imposition of state tax, markup, or charges.

(2) All holders of a winery certificate of approval designated as a W7 license as authorized by RCW 66.24-.206 and WAC 314-22-010, shall be deemed to hold class W8 license privileges without further application or payment of fee, PROVIDED, the holder meets all legal requirements for private wine shipments.

(3) A wine manufacturer located outside the state of Washington which is licensed by its resident state to manufacture wine therein may apply for a class W8 license from the board, if the manufacturer's resident state allows Washington wineries licensed under RCW 66.24.170 an equal reciprocal shipping privilege.

NEW SECTION

WAC 314-24-240 CONDITIONS ON DELIVERY (1) No person who receives wine pursuant to this rule shall resell any of the wine received.

(2) The licensee may not advertise or solicit consumers within the state of Washington to engage in reciprocal wine shipments.

(3) It is the responsibility of the licensee to contract only with private carriers who employ delivery agents that will (a) verify the age of the receiver of the wine upon delivery and (b) verify that the receiver of the wine does not appear intoxicated at the time of delivery.

(4) The licensee will report to the board, on or before the thirtieth day of January of each year all such shipments into Washington when a class W8 license has been in effect for all or any portion of the preceding year. All such reports will be on forms prescribed by the board.

(5) The board may suspend or revoke any wine shipper's W8 license if the licensee fails to comply with all requirements of Title 66 RCW and WAC 314-24 or any rules of the board.

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

NEW SECTION

WAC 314-24-250 LABELING REQUIREMENTS FOR W8 PRIVATE WINE SHIPPERS. (1) All holders of a class W8 Private Wine Shipper's License shall label all wine cases or outside shipping packages with the following language: "ALCOHOLIC BEVERAGE. Do not deliver to anyone under 21 years old or who is visibly intoxicated. If reasonable doubt of age exists, verify age and RECORD driver's license number or other photo ID."

(2) The language required in section (1) must be clearly visible and readable at the time of delivery.

**WSR 91-21-133
PROPOSED RULES
DEPARTMENT OF LICENSING**

[Filed October 23, 1991, 2:27 p.m.]

Original Notice.

Title of Rule: Special fuel tax rules, new section and amendments to WAC 308-77-034 and 308-77-040.

Purpose: To implement sections 6 and 7, chapter 339, Laws of 1991.

Statutory Authority for Adoption: RCW 82.38.260.

Statute Being Implemented: Chapter 339, Laws of 1991.

Summary: Raises the threshold of vehicle weights for requiring a special fuel user license to travel interstate, and enumerates reasons for mitigating penalties and interest.

Reasons Supporting Proposal: To conform with weight requirements of the international fuel tax agreement, and to simplify procedures for seeking relief from statutory assessments.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Ildefonso L. Origenes, 2nd Floor Highways-Licenses Building, Olympia, WA 98504, 753-6860.

Name of Proponent: Fuel Tax Section, Vehicle Services Division, Department of Licensing, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: A special fuel user operating vehicles weighing 26,000 pounds or less do not need a special fuel user license to enter the state of Washington. This brings Washington's rules the same as the international fuel tax agreement of which Washington is a signatory. The rule on mitigation allows easier relief from statutory assessments which otherwise could only be obtained through judicial processes.

Proposal Changes the Following Existing Rules: Only to the extent that the existing rule is made to conform with the weight limits established by chapter 339, Law of 1991, from over 12,000 pounds to over 26,000 pounds.

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

Hearing Location: Second Floor Conference Room, Highways-Licenses Building, Olympia, Washington 98504, on December 2, 1991, at 10:15 a.m.

Submit Written Comments to: Fuel Tax Section, P.O. Box 9228, Olympia, WA 98507-9228, by November 27, 1991.

Date of Intended Adoption: December 6, 1991.

October 23, 1991

Merle M. Steffenson
Administrator

AMENDATORY SECTION (Amending Order PFT 90-04, filed 6/14/90)

WAC 308-77-034 SPECIAL FUEL USER'S LICENSE. A special fuel user's license must be obtained by any person wishing to purchase special fuel without payment of the special fuel tax at the time of purchase. It must also be obtained by any person operating a diesel vehicle with a gross vehicle weight of over (~~twelve~~) twenty-six thousand pounds into the state of Washington from another state or province. This includes vehicles bearing Washington license plates. Persons using special fuel for heating purposes only are allowed to purchase special fuel without payment of the special fuel tax without obtaining a special fuel license.

AMENDATORY SECTION (Amending Order PFT 90-04, filed 6/14/90)

WAC 308-77-040 ISSUANCE OF LICENSE. A special fuel supplier or dealer who wishes to conduct separate businesses at different locations will be issued a license for each business upon request and filing an application for a license and a bond (if required) for each. The license shall be displayed or kept available for inspection at the place of each business where fuel is sold and delivered to users.

A special fuel supplier or dealer having more than one place of business holding a single license shall reproduce the license and keep a photocopy on display at each additional place of business, each place of storage from which special fuel is sold or delivered, and in each motor vehicle used to transport special fuel owned by him for sale, delivery or use, and in addition, must identify by location and capacity all bulk storage plants of #1 and #2 distillates capable of being used as vehicle fuel as required by the department.

A special fuel user who wishes to conduct separate businesses at different locations or to operate two or more separate fleets of motor vehicles will be issued a license for each separate business or fleet upon request and filing an application for a license and a bond (if required) for each location or fleet. The license shall be displayed or be kept

available for inspection at the owner's principal place of business and a reproduced copy thereof shall be carried in each motor vehicle entering this state from another state or province. A special fuel tax trip permit may be purchased by a user entering this state in lieu of a special fuel license. The user must be the registered owner and/or lessee of the vehicle, or a dealer of motor vehicles. Operators of vehicles having two axles and ((with)) a gross vehicle weight or registered gross vehicle weight exceeding ((more than twelve)) twenty-six thousand pounds, or having three or more axles regardless of weight, or a combination of vehicles, when the combination exceeds twenty-six thousand pounds gross vehicle weight, will require a special fuel license or a special fuel tax trip permit to enter this state.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

NEW SECTION

WAC 308-77-215 MITIGATION OF PENALTIES AND INTEREST. The department, in its discretion, may mitigate, extinguish or adjust penalties and interest arising from late or missing fuel tax returns, unpaid or underpaid taxes, lack of complete records to support reported fuel usage, or license revocation penalties, when reasonable cause is shown by the taxpayer or as indicated from the records on file with the department that failure to comply with the requirements of this chapter was not intentional or unreasonable.

The department, after review of records furnished and/or tax returns available, may take into consideration a taxpayer's history of underpayments and overpayments, late payment(s), late filing of tax returns, or incomplete records in arriving at its decision to mitigate.

Taxpayers who fail to pay assessed taxes on a timely basis may have late payment penalties and interest mitigated if the individual, partnership or corporation is able to establish that failure to take such payment action within a thirty-day period after service of an assessment was based upon an internal business or employee oversight, or other unavoidable reasonable circumstance.

Proposal does not change existing rules.

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

Hearing Location: Second Floor Conference Room, Highways-Licenses Building, Olympia, Washington 98504, on December 2, 1991, at 10:45 a.m.

Submit Written Comments to: Fuel Tax Section, P.O. Box 9228, Olympia, Washington 98507-9228, by November 27, 1991.

Date of Intended Adoption: December 6, 1991.

October 23, 1991
Merle M. Steffenson
Administrator

NEW SECTION

WAC 308-78-090 MITIGATION OF PENALTIES AND INTEREST. The department, in its discretion, may mitigate, extinguish or adjust penalties and interest arising from late or missing fuel tax returns, unpaid or underpaid taxes, lack of complete records to support reported fuel usage, or license revocation penalties, when reasonable cause is shown by the taxpayer or as indicated from the records on file with the department that failure to comply with the requirements of this chapter was not intentional or unreasonable.

The department, after review of records furnished and/or tax returns available, may take into consideration a taxpayer's history of underpayments and overpayments, late payment(s), late filing of tax returns, or incomplete records in arriving at its decision to mitigate.

Taxpayers who fail to pay assessed taxes on a timely basis may have late payment penalties and interest mitigated if the individual, partnership or corporation is able to establish that failure to take such payment action within a 30 day period after service of an assessment was based upon an internal business or employee oversight, or other unavoidable reasonable circumstance.

**WSR 91-21-134
PROPOSED RULES
DEPARTMENT OF LICENSING
[Filed October 23, 1991, 2:39 p.m.]**

**WSR 91-21-135
PROPOSED RULES
DEPARTMENT OF LICENSING
[Filed October 23, 1991, 2:41 p.m.]**

Original Notice.

Title of Rule: Aircraft fuel tax rules on mitigation of penalties and interest.

Purpose: To implement section 8, chapter 339, Laws of 1991.

Statutory Authority for Adoption: RCW 82.42.040 and 82.42.100.

Statute Being Implemented: Chapter 339, Laws of 1991.

Summary: Enumerates reasons for mitigating penalties and interest.

Reasons Supporting Proposal: Simplifies procedures for seeking relief from statutory assessments.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Ildefonso L. Origenes, 2nd Floor, Highways-Licenses Building, Olympia, WA 98504, 753-6860.

Name of Proponent: Fuel Tax Section, Vehicle Services Division, Department of Licensing, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The rule enumerates grounds for granting relief from the otherwise harsh penalties imposed by law, without having to go to formal judicial procedures.

Original Notice.

Title of Rule: Motor vehicle fuel tax rules on mitigation of penalties and interest.

Purpose: To implement section 1, chapter 339, Laws of 1991.

Statutory Authority for Adoption: RCW 82.36.435.

Statute Being Implemented: Chapter 339, Laws of 1991.

Summary: Enumerates reasons for mitigating penalties and interest.

Reasons Supporting Proposal: Simplifies procedures for seeking relief from statutory assessments.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Ildefonso L. Origenes, 2nd Floor, Highways-Licenses Building, Olympia, WA 98504, 753-6860.

Name of Proponent: Fuel Tax Section, Vehicle Services Division, Department of Licensing, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The rule enumerates grounds for granting relief from the otherwise harsh penalties imposed by law, without having to go to formal judicial procedures.

Proposal does not change existing rules.

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

Hearing Location: Second Floor Conference Room, Highways-Licenses Building, Olympia, Washington 98504, on December 2, 1991, at 10:30 a.m.

Submit Written Comments to: Fuel Tax Section, P.O. Box 9228, Olympia, WA 98507-9228, by November 27, 1991.

Date of Intended Adoption: December 6, 1991.

October 23, 1991
Merle M. Steffenson
Administrator

NEW SECTION

WAC 308-72-710 MITIGATION OF PENALTIES AND INTEREST. The department, in its discretion, may mitigate, extinguish or adjust penalties and interest arising from late or missing fuel tax returns, unpaid or underpaid taxes, lack of complete records to support reported fuel usage, or license revocation penalties, when reasonable cause is shown by the taxpayer or as indicated from the records on file with the department that failure to comply with the requirements of this chapter was not intentional or unreasonable.

The department, after review of records furnished and/or tax returns available, may take into consideration a taxpayer's history of underpayments and overpayments, late payment(s), late filing of tax returns, or incomplete records in arriving at its decision to mitigate.

Taxpayers who fail to pay assessed taxes on a timely basis may have late payment penalties and interest mitigated if the individual, partnership or corporation is able to establish that failure to take such payment action within a 30 day period after service of an assessment was based upon an internal business or employee oversight, or other unavoidable reasonable circumstance.

WSR 91-21-136
PERMANENT RULES
COUNTY ROAD
ADMINISTRATION BOARD
[Order 83—Filed October 23, 1991, 2:45 p.m.]

Date of Adoption: October 9, 1991.

Purpose: Modifies existing rule regarding county bridge inspection procedures to incorporate provisions to conform with the national bridge inspection procedures standards (NBIS).

Citation of Existing Rules Affected by this Order: Amending WAC 136-20-020 through 136-20-040, and 136-20-060.

Statutory Authority for Adoption: RCW 36.78.070.

Pursuant to notice filed as WSR 91-18-044 on August 30, 1991.

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

October 23, 1991
Vern E. Wagar
Executive Director

AMENDATORY SECTION (Amending Order 78, filed 8/16/90, effective 9/16/90)

WAC 136-20-020 INVENTORY. Each county road engineer shall have available in his office a complete inventory of all bridges on the county road system. The inventory shall list the location of each bridge by the state road log number and appropriate milepoint,

and shall include such other information as the engineer deems necessary. In addition, all data required for the ~~((SWIBS bridge inventory))~~ state of Washington inventory of bridges and structures (SWIBS) data base system as maintained by the Washington state department of transportation (WSDOT) shall be submitted to the ~~((department of transportation state aid))~~ WSDOT local programs bridge engineer on appropriate forms furnished or otherwise approved by the ((department)) WSDOT.

AMENDATORY SECTION (Amending Order 78, filed 8/16/90, effective 9/16/90)

WAC 136-20-030 INSPECTION. Each county road engineer shall be responsible for all routine and special inspections of all bridges on the county road system in accordance with the ((bridge inspection procedure, described in the current edition of the AASHTO manual for maintenance inspection of bridges)) National Bridge Inspection Standards (NBIS) as promulgated and periodically revised by the WSDOT local programs office. The county road engineer shall note the date of all inspections and any changes since the previous inspection on the SWIBS form and submit all such forms to the ((state aid engineer at a predetermined time)) WSDOT local programs bridge engineer within ninety days of each inspection.

AMENDATORY SECTION (Amending Order 78, filed 8/16/90, effective 9/16/90)

WAC 136-20-040 CERTIFICATION. ~~((Submission by the county road engineer of a dated SWIBS form to the state aid engineer shall be construed as certification that inspection of that bridge has been completed in accordance with the AASHTO inspection procedures. Annually,))~~ Prior to April 1((, the state aid engineer)) of each calendar year, WSDOT assistant secretary for local programs will provide CRAB ((and the engineers of the affected counties a listing of all county bridges for which no SWIBS inspection certification has been received during the previous thirty months. Any county with a bridge or bridges on this listing)) the following:

(1) A listing on a county-by-county basis of all county bridges which have not had a regular SWIBS inspection report submitted within the previous thirty months; and

(2) A listing on a county-by-county basis of all county bridges which have not had a required special inspection report submitted within six months after the required inspection date; and

(3) A listing of all counties which are not in compliance with the requirements of the National Bridge Inspection Standards and the status of efforts toward achieving such compliance.

Any county which is not in compliance with the NBIS or has a bridge or bridges on any of the above listings shall be assumed to be not in compliance with bridge inspection procedures.

AMENDATORY SECTION (Amending Order 78, filed 8/16/90, effective 9/16/90)

WAC 136-20-060 **ENGINEER'S REPORT**. Each county road engineer shall furnish the county legislative authority with a written resume of the findings of the bridge inspection effort. This resume shall be made available to said authority ((no later than June 1 of each year)) and shall be consulted during the preparation of the proposed six year program revision. The resume shall include the engineer's recommendations as to replacement, repair or load restriction for each deficient bridge. The resolution of adoption of the six year program shall include assurances to the effect that the engineer's report with respect to deficient bridges was available to said authority during the preparation of the program.

WSR 91-21-137

PERMANENT RULES

COUNTY ROAD

ADMINISTRATION BOARD

[Order 84—Filed October 23, 1991, 2:46 p.m.]

Date of Adoption: October 9, 1991.

Purpose: Modifies existing rule regarding accommodation of utilities on county road right-of-way by extending the due date for county policy adoption and submittal by one year.

Citation of Existing Rules Affected by this Order: Amending WAC 136-40-030.

Statutory Authority for Adoption: RCW 36.78.070.

Pursuant to notice filed as WSR 91-18-043 on August 30, 1991.

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

October 23, 1991

Vern E. Wagar

Executive Director

AMENDATORY SECTION (Amending Order 80, filed 11/6/90, effective 12/7/90)

WAC 136-40-030 **ADOPTION AND SUBMITTAL**. Each county legislative authority shall formally adopt, no later than December 31, ((1991)) 1992, a utility policy regarding accommodation of utilities on county road rights of way that includes all the requirements enumerated in WAC 136-40-020. A copy of such utility policy shall be forwarded to the county road administration board by January 31, ((1992)) 1993.

WSR 91-21-138

PERMANENT RULES

COUNTY ROAD

ADMINISTRATION BOARD

[Order 85—Filed October 23, 1991, 2:48 p.m.]

Date of Adoption: October 9, 1991.

Purpose: Creates new section to provide procedural guidance in administering the provisions of section 1(4),

chapter 310, Laws of 1991, regarding the county ferry capital improvement.

Statutory Authority for Adoption: Section 1(4), chapter 310, Laws of 1991.

Pursuant to notice filed as WSR 91-18-042 on August 30, 1991.

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

October 23, 1991

Vern E. Wagar

Executive Director

Chapter 136-400 WAC

**ADMINISTRATION OF THE COUNTY FERRY
CAPITAL IMPROVEMENT PROGRAM**

NEW SECTION

WAC 136-400-010 **PURPOSE**. Section 1(4), chapter 310, Laws of 1991 (the act), provides that the county road administration board (CRABoard) may evaluate requests for ferry capital improvement funds by Pierce, Skagit, Wahkiakum, and Whatcom counties, and, if approved by the board, submit said requests to the legislature for funding. This chapter describes the manner in which the CRABoard will implement the provisions of the act.

NEW SECTION

WAC 136-400-020 **ELIGIBILITY**. Counties eligible to apply for ferry capital improvement funds are Pierce, Skagit, Wahkiakum, and Whatcom.

NEW SECTION

WAC 136-400-030 **DEFINITION OF FERRY CAPITAL IMPROVEMENT PROJECTS**. Ferry capital improvement projects shall include the following:

- (1) Purchase of new vessels;
- (2) Major vessel refurbishment (e.g., engines, structural steel, controls) that substantially extends the life of the vessel;
- (3) Facility refurbishment/replacement (e.g., complete replacement, major rebuilding or redecking of a dock) that substantially extends the life of the facility;
- (4) Installation of items that substantially improve ferry facilities or operations;
- (5) Construction of infrastructure that provides new or additional access or increases the capacity of terminal facilities; and/or
- (6) Emergency repairs to correct damage to vessels or facilities caused by accidents or natural phenomena.

NEW SECTION

WAC 136-400-040 **SIX-YEAR AND FOURTEEN-YEAR PLAN SUBMITTAL**. Each county's six-year programs and fourteen-year long range ferry capital improvement plans shall be prepared and adopted in accordance with RCW 36.81.121 and 36.54.015, respectively, and one copy shall be forwarded to the CRAB office no later than December 31st of each year. The county's six-year program and fourteen-year ferry capital improvement plan submitted in each odd-numbered year shall include all projects for which the county

may request ferry capital improvement funds during the biennium beginning on July 1st of that year. Project cost estimates shall be considered preliminary until a project application is submitted.

NEW SECTION

WAC 136-400-050 PROJECT APPLICATION. Each application by a county for ferry capital improvement funds shall be made no later than January 1st of even-numbered years for the biennium beginning on July 1st of the next odd-numbered year. The information submitted to the CRABoard shall include the application form and sufficient engineering drawings to accurately describe the project.

Project applications shall be submitted on application forms supplied by the CRABoard and shall include the following information:

- (1) Project description and scope;
- (2) Engineering analysis and cost estimate;
- (3) Evidence of application for outside funding through the public works trust fund or any other available revenue source;
- (4) Plan for utilization of outside funding that has been, will be, or may be awarded; and
- (5) Comprehensive project amortization and cash flow schedules.

NEW SECTION

WAC 136-400-060 TECHNICAL REVIEW COMMITTEE. A technical review committee shall be created to review project applications for ferry capital improvement funds composed of the following members or their designees: Executive director of the CRABoard, assistant secretary WSDOT local programs, a WSDOT marine division engineer, and public works department representatives from each of the four participating counties. The county representatives shall serve as ex officio, nonvoting members of the technical review committee. The technical review committee shall recommend approval of projects that have been submitted in a timely manner and that:

- (1) Meet the applicable statutes and the standards of this chapter; and
- (2) Adhere to commonly held engineering practices and cost effectiveness.

The technical review committee shall recommend an appropriate local match on a project-by-project basis based upon the availability of local matching funds. Written reports on each project recommended for approval shall be submitted to the board no later than thirty days prior to its regularly scheduled spring meeting. Technical review committee meetings shall be convened on an "as needed" basis by the executive director of the CRABoard, who shall serve as chairperson.

NEW SECTION

WAC 136-400-070 CRABOARD ACTION. The CRABoard shall review project applications, along with the recommendations of the technical review committee, at its regular spring meeting in even-numbered years.

At that time it shall approve those projects which it finds:

- (1) Meet the applicable statutes and the standards of this chapter; and
- (2) Adhere to commonly held engineering practices and cost effectiveness, specifying the amount of approved funding which it recommends for such projects.

The board shall determine a local matching percentage on a case-by-case basis, considering the availability of local matching funds and the recommendation of the technical review committee. Emergent projects may be considered by the CRABoard at any time upon recommendation by the executive director. The board shall require evidence that each applicant has first sought funding through the public works trust fund, and other available revenue sources.

NEW SECTION

WAC 136-400-080 FUNDING BY THE LEGISLATURE. County ferry capital improvement project requests approved by the CRABoard shall be submitted to the legislature for funding out of amounts available under RCW 46.68.100(3) as part of the CRABoard's biennial or supplemental budget request.

The CRABoard shall, within ten days of the signing of the transportation budget, notify each county having an approved project of such approval and of the amount of ferry capital improvement funding allocated to each approved project. The CRABoard shall offer such county a contract for each approved project setting forth the terms and conditions under which funds will be provided.

NEW SECTION

WAC 136-400-090 LIMITATION ON USE OF FERRY CAPITAL IMPROVEMENT FUNDS. Ferry capital improvement funds may be used for project design, construction, and right-of-way costs incurred after legislative approval. Emergency project costs may be eligible for retroactive payment upon approval by the CRABoard.

NEW SECTION

WAC 136-400-100 TERMS OF CRAB/COUNTY CONTRACT. The CRAB/county contract shall include, but not be limited to, the following provisions:

- (1) Such contract shall be valid and binding (and the county shall be entitled to receive ferry capital improvement funds) only if such contract is signed and returned to the CRABoard within forty-five days of its mailing by the CRABoard.
- (2) The project will be constructed in accordance with (a) the information furnished to the CRABoard, and (b) the plans and specifications prepared under the supervision of the county engineer.
- (3) The county will notify the CRABoard when a contract has been awarded and when construction has started, and when the project has been completed.

(4) The CRABoard will reimburse counties on the basis of monthly progress vouchers received and approved on individual projects, subject to the availability

of ferry capital improvement funds appropriated by the legislature.

(5) The county will reimburse the CRABoard in the event that a project post audit reveals improper expenditure of ferry capital improvement funds. Said funds will be returned to the county-wide fuel tax account for distribution in accordance with RCW 46.68.120.

NEW SECTION

WAC 136-400-110 VOUCHER APPROVAL AND PAYMENT. The CRABoard shall prepare and distribute to all counties with approved ferry capital improvement projects, voucher forms for use in requesting progress and final payments for each approved ferry capital improvement project.

The county constructing each ferry capital improvement project may submit vouchers monthly as the work progresses and shall submit a final voucher after completion of each project for payment of the approved and funded share of the project cost.

The CRABoard shall approve such vouchers for payment to the county submitting the voucher. Upon approval of each ferry capital improvement voucher by the CRABoard it shall be transmitted to the department of transportation for payment to the county submitting the voucher. Ferry capital improvement fund warrants shall be transmitted directly to each county submitting a voucher. In the event that project funds remain unspent after the final project payment has been made, the unspent balance will be returned to the county-wide fuel tax account for distribution in accordance with RCW 46.68.120.

NEW SECTION

WAC 136-400-120 AUDIT REQUIREMENTS. Audits of county ferry capital improvement projects may be conducted by the state auditor's office and will normally be conducted in conjunction with the county audits required by RCW 43.09.260 and 36.80.080. Special audits of specific ferry capital improvement projects not required by these statutes may be accomplished at the request, and at the expense, of the CRABoard.

An audit of any county ferry capital improvement project shall include, but not be limited to, a review of the county's compliance with: The provisions of the act; and these rules. The audit shall also include a review of the financial accounting and reporting of those funds associated with and received for the ferry capital improvement project.

In the event that an exception is noted in the audit report the CRABoard shall evaluate the noted discrepancy. Discrepancies may be cause for the CRABoard to order the payback of improperly expended ferry capital improvement funds as provided in the CRAB/county contract (WAC 136-400-110). Any such funds returned by a county to the CRABoard shall be returned to the county-wide fuel tax account for distribution in accordance with RCW 46.68.120.

NEW SECTION

WAC 136-400-130 DELEGATION OF AUTHORITY. In order to ensure effective and timely administration of the county ferry capital improvement program, the CRABoard or its executive director may delegate, in writing, its authority under this chapter.

WSR 91-21-138A

PROPOSED RULES DEPARTMENT OF NATURAL RESOURCES

[Order 587—Filed October 23, 1991, 2:58 p.m.]

Original Notice.

Title of Rule: Chapter 332-08 WAC, Adjudicative proceedings before the Department of Natural Resources (DNR).

Purpose: To conform the DNR's rules on adjudicative proceedings to department practice.

Statutory Authority for Adoption: RCW 34.05.220 (1)(a).

Statute Being Implemented: Chapter 34.05 RCW.

Summary: This proposal changes a filing address and adds provisions relating to adjudicative proceedings under RCW 79.90.105.

Reasons Supporting Proposal: The DNR's current procedural rules do not fully reflect department practice under the Administrative Procedure Act, chapter 34.05 RCW.

Name of Agency Personnel Responsible for Drafting: Fronda Woods, Assistant Attorney General, Highways-Licenses Building, Mailstop PB-71, Olympia, Washington 98504, (206) 586-3692; Implementation and Enforcement: James A. Stearns, Supervisor, Department of Natural Resources, 201 John A. Cherberg Building, Mailstop QW-21, Olympia, WA, (206) 753-5331.

Name of Proponent: Department of Natural Resources, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The proposal would change the address for filing applications for brief adjudicative proceedings in DNR's surface mining program, and would specify a filing address and burden of proof in adjudicative proceedings concerning private recreational docks.

Proposal Changes the Following Existing Rules: The proposal would change the filing address given in WAC 332-08-515 (3) and (4).

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

Hearing Location: Large Conference Room, Airstrial Building #2, 7211 Cleanwater Lane, Tumwater, WA 98501, on November 26, 1991, at 9:00 a.m.

Submit Written Comments to: Dave Dietzman, SEPA Center, Mailstop LB-13, Olympia, Washington 98504, by November 26, 1991.

Date of Intended Adoption: November 27, 1991.

October 21, 1991

James A. Stearns
Department Supervisor

AMENDATORY SECTION (Amending Order 91-573 [573], filed 6/17/91)

WAC 332-08-125 APPLICATION FOR ADJUDICATIVE PROCEEDING — PLACE OF FILING. (1) An application for adjudicative proceeding concerning surface mining operations under chapter 78.44 RCW must be filed at the following address:

ATTN: Regulatory Programs Manager
Division of Geology and Earth Resources
Department of Natural Resources
4224 S.E. 6th Avenue, Rowsix Bldg. 1
Lacey, WA 98503

(2) An application for adjudicative proceeding concerning the revocation of permission to install and maintain a private recreational dock under RCW 79.90.105 and WAC 332-30-144 must be filed at the following address:

Division Manager
Division of Aquatic Lands
Department of Natural Resources
202 John A. Cherberg Bldg., Mailstop QW-21
Olympia, WA 98504

(3) Applications for adjudicative proceedings concerning notices to comply issued under RCW 76.09.090 and WAC 222-46-030 (forest practices), performance bond permit adjustments under RCW 78.44.120 (surface mining), and notices of deficiency issued under RCW 78.44.140 (surface mining) are governed by WAC 332-08-515.

((3)) 4) Applications for adjudicative proceedings in all other cases must be filed at the following address:

Office of the Supervisor
Department of Natural Resources
201 John A. Cherberg Bldg., Mailstop QW-21
Olympia, WA 98504

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

AMENDATORY SECTION (Amending Order 91-573 [573], filed 6/17/91)

WAC 332-08-315 BURDEN OF PROOF. (1) Unless otherwise ordered by the presiding officer or required by law, the burden of proof in adjudicative proceedings pursuant to RCW 34.05.413 through RCW 34.05.476 shall be as follows:

(a) In proceedings concerning the denial of an application for a surface mining permit or disapproval of a reclamation plan under RCW 78.44.100, the applicant has the burden of proof.

(b) In proceedings concerning the modification of a reclamation plan under RCW 78.44.100, the department has the burden of proof.

(c) In proceedings concerning a permit cancellation under RCW 78.44.140, the department has the burden of proof.

(d) In civil penalty proceedings and proceedings concerning stop work orders under RCW 78.44.160, the department has the burden of proof.

(e) In proceedings concerning the revocation of permission to install and maintain a private recreational dock under RCW 79.90.105 and WAC 332-30-144, the department has the burden of proof.

(f) In all other cases, the proponent of an order has the burden of proof.

(2) Unless otherwise ordered by the presiding officer or required by law, the standard of proof in adjudicative proceedings pursuant to RCW 34.05.413 through RCW 34.05.476 shall be a preponderance of the evidence.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

AMENDATORY SECTION (Amending Order 91-573 [573], filed 6/17/91)

WAC 332-08-515 BRIEF ADJUDICATIVE PROCEEDINGS—APPLICATION PROCEDURE. (1) An application for a BAP must be in writing, and must specify the factual basis for appeal and the issue to be adjudicated in the proceeding.

(2) An application for a BAP concerning a notice to comply issued under RCW 76.09.090 and WAC 222-46-030 must be filed within fifteen days after the date of service of the notice to comply. The application must be filed at the following address:

Office of the Supervisor
Department of Natural Resources
201 John A. Cherberg Bldg., Mailstop QW-21
Olympia, WA 98504

(3) An application for a BAP concerning a performance bond permit adjustment under RCW 78.44.120 must be filed within fifteen days after service of the notice adjusting the performance bond amount specified in the operating permit. The application must be filed (~~at the following address:~~

~~ATTN: Regulatory Programs Manager~~
~~Division of Geology and Earth Resources~~
~~Department of Natural Resources~~
~~4224 S.E. 6th Avenue, Rowsix Bldg. 1~~
~~Lacey, WA 98503~~)

with the department's Region Office that issued the notice. A list of the department's Region Offices and their addresses appears in WAC 332-10-030. The application should be addressed to the attention of the Surface Mining Contact Person.

Upon receiving an application for a BAP concerning a performance bond permit adjustment, the department may choose to use the formal procedures of RCW 34.05.413 through RCW 34.05.476 and WAC 332-08-005 through WAC 332-08-405, and may choose not to use BAP procedures.

(4) An application for a BAP concerning a notice of deficiency issued under RCW 78.44.140 must be filed within fifteen days after service of the notice of deficiency. The application must be filed (~~at the following address:~~

~~ATTN: Regulatory Programs Manager~~
~~Division of Geology and Earth Resources~~
~~Department of Natural Resources~~
~~4224 S.E. 6th Avenue, Rowsix Bldg. 1~~
~~Lacey, WA 98503~~)

with the department's Region Office that issued the notice. A list of the department's Region Offices and their addresses appears in WAC 332-10-030. The application should be addressed to the attention of the Surface Mining Contact Person.

Upon receiving an application for a BAP concerning a notice of deficiency, the department may choose to use the formal procedures of RCW 34.05.413 through RCW 34.05.476 and WAC 332-08-005 through WAC 332-08-405, and may choose not to use BAP procedures.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

WSR 91-21-139
PROPOSED RULES
DEPARTMENT OF
COMMUNITY DEVELOPMENT

[Filed October 23, 1991, 3:41 p.m.]

Original Notice.

Title of Rule: Chapter 365-180 WAC, Energy matchmakers.

Purpose: To administer the state's energy matchmakers program in an equitable manner while substantially increasing resources for low-income weatherization to with required match.

Statutory Authority for Adoption: RCW 70.164.040(5).

Statute Being Implemented: Chapter 70.164 RCW.

Summary: The Department of Community Development, through the energy matchmakers program, will award funds from the weatherization assistance account, and from capital budget funds allocated for the energy matchmakers program, to communities providing acceptable match. Match and awards to communities will be used for low-income weatherization.

Reasons Supporting Proposal: Amended rules are necessary in order to further define acceptable match for the program and to provide for policy updates to comply with applicable state and federal law.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Carolyn Wyman, 4th Floor, Ninth and Columbia Building, (206) 586-0495.

Name of Proponent: Washington State Department of Community Development, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: Many of the details of how the program is to be administered are already contained in chapter 70.164 RCW, and therefore are not duplicated in the rules shown below.

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

Explanation of Rule, its Purpose, and Anticipated Effects: This rule defines the process by which communities can receive funding through this program, including information about match requirements and responsibilities of the local agencies providing weatherization services with program funds. Policies stated in the rule are designed to ensure funds are administered equitably, that resulting programs are the result of a local coordinated effort and that low-income households receive the greatest benefit possible from the program.

Proposal Changes the Following Existing Rules: The rule changes are being made to define energy conservation education as a weatherization measure and a type of allowable match, (WAC 365-180-030); and in addition, updated reference to requirements associated with weatherizing rental units is included, WAC 365-180-090.

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

Hearing Location: 5th Floor Conference room, Ninth and Columbia Building, Olympia, Washington, on November 26, 1991, at 1:30.

Submit Written Comments to: Carolyn Wyman, Department of Community Development, Olympia, Washington 98504-4151, GH-51, by November 26, 1991.

Date of Intended Adoption: November 27, 1991.

October 23, 1991

Chuck Clarke

Director

AMENDATORY SECTION (Amending Order 88-01, filed 1/4/88)

WAC 365-180-030 DEFINITIONS. (1) "Department" means the department of community development.

(2) "Energy matchmakers local coordinated plan" means a proposal(s) for use of funding for local low-income weatherization programs in a specific geographical area.

(3) "Low-income" means household income that is at or below one hundred twenty-five percent of the federally established poverty level.

(4) "Nonutility sponsor" means an organization that is not an energy supplier and that submits a local coordinated plan.

(5) "Residence" means a house, including a stationary mobile home, an apartment, a group of rooms, or a single room occupied as separate living quarters; but excluding institutional buildings such as: A university, group care facility, nursing home, half-way residence, hospital, hotel, motel, etc.

(6) "Sponsor" means an organization that submits a match proposal as part of the energy matchmakers local coordinated plan.

(7) "Sponsor match" means the share, if any, of the cost of weatherization to be paid by the sponsor.

(8) "Weatherization" means materials or measures, including the education of the low-income household about energy saving behaviors in the home, and their installation or application, that are used to improve the thermal efficiency of a residence.

(9) "Weatherizing agency" means a public or nonprofit private organization, approved by the department, responsible for doing all aspects of the weatherization work.

AMENDATORY SECTION (Amending Order 88-01, filed 1/4/88)

WAC 365-180-060 SPONSOR MATCH. (1) Plans submitted by energy suppliers shall include a commitment of a matching contribution. Matching contributions can be either cash, in-kind contributions, or both. The match must cover half of the total cost of the low-income weatherization being proposed in the local area.

(2) Only resources that would not otherwise have been used for low-income weatherization will be considered as match.

(3) A sponsor may pay the sponsor match as lump sum at the time of weatherization, or make yearly payments over a period not to exceed ten years. When the sponsor elects to make yearly payments, the value of the payments shall be determined by the department, but shall not be less than the value of the lump sum that would have been made.

(4) All match committed shall result in:

(a) Increasing the number of residences weatherized ((or);

(b) Increasing weatherization measures installed on or in the residence; or

(c) Otherwise increasing the thermal efficiency of the residence.

(5) The department may place a cap on the amount of match it will accept under subsection (4)(c) of this section.

(6) Match waivers may be granted by the department for plans submitted by nonutility sponsors.

AMENDATORY SECTION (Amending Order 88-01, filed 1/4/88)

WAC 365-180-090 PROGRAM SERVICES. (1) Weatherizing agencies shall provide weatherization services to eligible low-income households in accordance with the "Washington state low-income weatherization assistance program procedures and guidelines" established by the department.

(2) No contribution may be required from the eligible household.

(3) Full levels of all cost-effective structurally feasible measures, as determined by the department, shall be installed when a residence is weatherized.

(4) No undue or excessive enhancement to a residence shall occur as a result of weatherization provided under this chapter.

(5) Before a leased or rented residence is weatherized, the department's (~~"weatherization program owner/authorized agent approval form"~~) "property owner/agency weatherization agreement" form, or subsequent special conditions established by the department when necessary to comply with applicable state or federal law, must be signed by the owner of the building or the owner's authorized agent. Through this form the landlord ensures that, ((for twelve months from the date the form is signed)) at a minimum, during a period extending through one year following the date of completion of the weatherization work, the amount of rent will not be raised for any reason and during the period extending through three years following the date of completion of the weatherization work performed, rent will not be increased, nor the tenant evicted, as a result of the weatherization provided.

(6) Benefits of weatherization work performed on behalf of a low-income tenant shall accrue primarily to the low-income tenant.

WSR 91-21-140
PROPOSED RULES
DEPARTMENT OF
NATURAL RESOURCES

[Order 588—Filed October 23, 1991, 3:50 p.m.]

Original Notice.

Title of Rule: New definition of segment for surface mine permit area, WAC 332-18-010; and a new section, reclamation of segments, WAC 332-18-130.

Purpose: Clarification of surface mine laws.

Statutory Authority for Adoption: Chapter 78.44 RCW, Surface Mine Act.

Reasons Supporting Proposal: Segment was ordered to be defined in rule by the 1987 legislature.

Name of Agency Personnel Responsible for Drafting: David Norman, Division of Geology and Earth Resources, 4224 S.E. 6th Avenue, Mailstop PB-12, Lacey, WA, 459-6372; Implementation and Enforcement: Ted Price, Administration, John A. Cherberg Building, Mailstop QW-21, Olympia, WA, 753-5308.

Name of Proponent: Department of Natural Resources, Division of Geology and Earth Resources, Mailstop PY-12, Olympia, WA 98504, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Segment is used in chapter 78.44 RCW, the Surface Mining Act. By defining segment as specifically as possible "segmental" reclamation is more likely to occur. More segmental reclamation will lead to less erosion, better chances of revegetation, improved aesthetics, and lower cost for miners.

Proposal does not change existing rules.

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

Hearing Location: Department of Natural Resources, Division of Geology and Earth Resources, 4224 6th Avenue S.E., Rowsix Building No. 1, Lacey, WA, on November 26, 1991, at 10:00 a.m. - 11:00 a.m.

Submit Written Comments to: David Norman, by November 28, 1991.

Date of Intended Adoption: December 3, 1991.

October 23, 1991
 James A. Stearns
 Department Supervisor

AMENDATORY SECTION (Amending Order 86, filed 10/27/70)

WAC 332-18-010 DEFINITIONS. The following definitions shall be applicable to these rules and regulations:

(1) "The act" wherever referred to in these rules and regulations, shall mean the Washington Surface-Mined Land Reclamation Act.

(2) "Segment" means contiguous portions of the permit area that have the following characteristics in the opinion of the department:

(a) Are not in use as part of mining or related activities, and
 (b) where surface mining has been completed, and
 (c) Exceed seven acres, or have greater than five hundred linear feet of working face, or have characteristics of topography, drainage, slope stability, ownership, mining development, or mineral distribution that require reclamation.

~~((2))~~ (3) "Stagnant water" shall mean any nonflowing body of water which is, or is likely to become, noxious, odious, or foul.

~~((3))~~ (4) "Remote area" as contained in section 4(1) of the act, shall mean a rural area on which the operating area of a surface mining site is not visible from any state highway, county road, or any

public street or highway, or, if visible, it is more than one mile away from the point on such road from which it is visible.

Other terms used in these rules are defined in the act.

[Order 86, § 332-18-010, filed 10/27/70, effective 11/28/70.]

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

Reviser's note: The brackets and enclosed material following the text of the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 332-18-130 RECLAMATION OF SEGMENTS. Each segment of the permit area shall be reclaimed within two years of completion of surface mining of that segment.

WSR 91-21-141
EMERGENCY RULES
DEPARTMENT OF FISHERIES

[Order 91-122—Filed October 23, 1991, 4:26 p.m.]

Date of Adoption: October 23, 1991.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-57-33500D and 220-57-51000F.

Statutory Authority for Adoption: RCW 75.08.080.

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

Reasons for this Finding: Due to recent rainfall the closures are no longer necessary.

Effective Date of Rule: Immediately.

October 23, 1991
 Sally J. Hicks
 for Joseph R. Blum
 Director

REPEALER

The following sections of the Washington Administration Code are repealed:

WAC 220-57-33500D NASELLE RIVER. (91-114)

WAC 220-57-51000F WILLAPA RIVER. (91-114)

Reviser's note: The typographical error in the above repealer occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

WSR 91-21-142
PROPOSED RULES
UTILITIES AND TRANSPORTATION
COMMISSION

[Filed October 23, 1991, 4:35 p.m.]

Original Notice.

Title of Rule: WAC 480-04-010, 480-04-020, 480-04-030, 480-04-040, 480-04-050, 480-04-060, 480-04-065, 480-04-070, 480-04-080, 480-04-090, 480-04-100, 480-04-110, 480-04-120, and 480-04-130, commission rules regarding public access to information and records; and WAC 480-09-100 and 480-09-210, commission procedural rules. The proposed repealed, new, and amendatory sections are shown below as Appendix A, Docket No. A-910530. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of the proposed sections on economic values, pursuant to chapter 43.21H RCW.

Purpose: These amendments are to update and clarify the commissioner's rules regarding the disclosure of public records and other public information and to bring this chapter of WAC into conformity with WAC 480-09-015, relating to disclosure of information which has been designated "confidential." Amendments to procedural rules to update commission address.

Statutory Authority for Adoption: RCW 42.17.260 and 80.01.040.

Statute Being Implemented: RCW 42.17.250, [42.17].340, and 80.01.040.

Summary: See Purpose above.

Name of Agency Personnel Responsible for Drafting: John Prusia, Hearing Examiner, 1300 South Evergreen Park Drive S.W., Olympia, (206) 586-1108; Implementation and Enforcement: Paul Curl, Secretary, 1300 South Evergreen Park Drive S.W., Olympia, (206) 753-6451.

Name of Proponent: Washington Utilities and Transportation Commission, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: There are no comments or recommendations being submitted inasmuch as the proposal is pursuant to legislative authorization as reflected in RCW 80.01.040.

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

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose above.

Proposal Changes the Following Existing Rules: See Purpose above, clarifies existing rules. Modifies, in WAC 480-04-120, the procedure the commission follows in reviewing denials of public records requests, and deletes the requirement that a request for review be returned with the chairman's final decision within two business days.

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

Hearing Location: Commission Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA, on December 18, 1991, at 9:00 a.m.

Submit Written Comments to: Paul Curl, Secretary, 1300 South Evergreen Park Drive S.W., Olympia, WA, by December 6, 1991.

Date of Intended Adoption: December 18, 1991.

October 18, 1991
Paul Curl
Secretary

Reviser's note: The material contained in this filing will appear in the 91-22 issue of the Register as it was received after the applicable closing date for the issue for agency-typed material exceeding the volume limitations of WAC 1-21-040.

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| 16-231-405 | AMD | 91-06-019 | 16-232-950 | REP-P | 91-02-106 | 16-354-100 | AMD | 91-08-016 |
| 16-231-410 | AMD-P | 91-02-106 | 16-232-950 | REP | 91-06-019 | 16-403-141 | AMD-P | 91-03-093 |
| 16-231-410 | AMD | 91-06-019 | 16-304-039 | NEW-P | 91-15-099 | 16-403-141 | AMD-W | 91-07-015 |
| 16-231-420 | AMD-P | 91-02-106 | 16-304-039 | NEW | 91-21-043 | 16-470-010 | AMD-P | 91-15-100 |
| 16-231-420 | AMD | 91-06-019 | 16-304-040 | AMD-P | 91-15-099 | 16-470-010 | AMD-W | 91-20-020 |
| 16-231-425 | AMD-P | 91-02-106 | 16-304-040 | AMD | 91-21-043 | 16-470-010 | AMD-P | 91-20-081 |
| 16-231-425 | AMD | 91-06-019 | 16-304-050 | AMD-P | 91-15-099 | 16-470-015 | AMD-P | 91-15-100 |
| 16-231-500 | AMD-P | 91-02-106 | 16-304-050 | AMD | 91-21-043 | 16-470-015 | AMD-W | 91-20-020 |
| 16-231-500 | AMD | 91-06-019 | 16-316-280 | AMD-P | 91-04-066 | 16-470-015 | AMD-P | 91-20-081 |
| 16-231-505 | AMD-P | 91-02-106 | 16-316-280 | AMD | 91-08-017 | 16-470-100 | AMD | 91-03-115 |
| 16-231-505 | AMD | 91-06-019 | 16-316-285 | AMD-P | 91-04-066 | 16-470-500 | AMD-P | 91-15-100 |
| 16-231-510 | AMD-P | 91-02-106 | 16-316-285 | AMD | 91-08-017 | 16-470-500 | AMD-W | 91-20-020 |
| 16-231-510 | AMD | 91-06-019 | 16-316-290 | AMD-P | 91-04-066 | 16-470-510 | AMD-P | 91-15-100 |
| 16-231-525 | AMD-P | 91-02-106 | 16-316-290 | AMD | 91-08-017 | 16-470-510 | AMD-W | 91-20-020 |
| 16-231-525 | AMD | 91-06-019 | 16-316-620 | AMD-P | 91-10-082 | 16-470-520 | AMD-P | 91-15-100 |
| 16-231-530 | AMD-P | 91-02-106 | 16-316-620 | AMD | 91-14-001 | 16-470-520 | AMD-W | 91-20-020 |
| 16-231-530 | AMD | 91-06-019 | 16-316-622 | AMD-P | 91-10-082 | 16-470-530 | AMD-P | 91-15-100 |
| 16-231-600 | AMD-P | 91-02-106 | 16-316-622 | AMD | 91-14-001 | 16-470-530 | AMD-W | 91-20-020 |
| 16-231-600 | AMD | 91-06-019 | 16-316-715 | AMD-P | 91-10-082 | 16-470-533 | NEW-P | 91-15-100 |
| 16-231-605 | AMD-P | 91-02-106 | 16-316-715 | AMD | 91-14-001 | 16-470-533 | NEW-W | 91-20-020 |
| 16-231-605 | AMD | 91-06-019 | 16-316-800 | AMD-P | 91-10-082 | 16-470-533 | NEW-P | 91-15-100 |
| 16-231-610 | AMD-P | 91-02-106 | 16-316-800 | AMD | 91-14-001 | 16-470-535 | NEW-W | 91-20-020 |
| 16-231-610 | AMD | 91-06-019 | 16-316-820 | AMD-P | 91-10-082 | 16-470-600 | AMD-P | 91-20-081 |
| 16-231-615 | AMD-P | 91-02-106 | 16-316-820 | AMD | 91-14-001 | 16-470-605 | AMD-P | 91-20-081 |
| 16-231-615 | AMD | 91-06-019 | 16-316-970 | NEW-P | 91-10-082 | 16-470-610 | AMD-P | 91-20-081 |
| 16-231-620 | AMD-P | 91-02-106 | 16-316-970 | NEW | 91-13-087 | 16-470-615 | AMD-P | 91-20-081 |
| 16-231-620 | AMD | 91-06-019 | 16-316-975 | NEW-P | 91-10-082 | 16-470-620 | REP-P | 91-20-081 |
| 16-231-700 | AMD-P | 91-02-106 | 16-316-975 | NEW | 91-13-087 | 16-470-625 | AMD-P | 91-20-081 |
| 16-231-700 | AMD | 91-06-019 | 16-316-980 | NEW-P | 91-10-082 | 16-470-630 | REP-P | 91-20-081 |
| 16-231-705 | AMD-P | 91-02-106 | 16-316-980 | NEW | 91-13-087 | 16-470-635 | AMD-P | 91-20-081 |
| 16-231-705 | AMD | 91-06-019 | 16-316-985 | NEW-P | 91-10-082 | 16-471-010 | NEW | 91-03-046 |
| 16-231-715 | AMD-P | 91-02-106 | 16-316-985 | NEW | 91-13-087 | 16-471-015 | NEW | 91-03-046 |
| 16-231-715 | AMD | 91-06-019 | 16-316-990 | NEW-P | 91-10-082 | 16-471-020 | NEW | 91-03-046 |
| 16-231-720 | AMD-P | 91-02-106 | 16-316-990 | NEW | 91-13-087 | 16-471-030 | NEW | 91-03-046 |
| 16-231-720 | AMD | 91-06-019 | 16-316-995 | NEW-P | 91-10-082 | 16-471-040 | NEW | 91-03-046 |
| 16-231-800 | AMD-P | 91-02-106 | 16-316-995 | NEW | 91-13-087 | 16-471-050 | NEW | 91-03-046 |
| 16-231-800 | AMD | 91-06-019 | 16-316-997 | NEW-P | 91-10-082 | 16-471-060 | NEW | 91-03-046 |
| 16-231-805 | AMD-P | 91-02-106 | 16-316-997 | NEW | 91-13-087 | 16-471-070 | NEW | 91-03-046 |
| 16-231-805 | AMD | 91-06-019 | 16-324-375 | AMD-P | 91-06-061 | 16-471-080 | NEW | 91-03-046 |
| 16-231-825 | AMD-P | 91-02-106 | 16-324-375 | AMD | 91-10-029 | 16-481 | PREP | 91-10-013 |
| 16-231-825 | AMD | 91-06-019 | 16-324-380 | AMD-P | 91-06-061 | 16-481-010 | AMD-P | 91-15-098 |
| 16-231-840 | AMD-P | 91-02-106 | 16-324-380 | AMD | 91-10-029 | 16-481-010 | AMD | 91-21-042 |
| 16-231-840 | AMD | 91-06-019 | 16-324-605 | AMD-P | 91-06-061 | 16-481-015 | NEW-P | 91-15-098 |
| 16-231-900 | AMD-P | 91-02-106 | 16-324-605 | AMD | 91-10-029 | 16-481-015 | NEW | 91-21-042 |
| 16-231-900 | AMD | 91-06-019 | 16-333-200 | NEW-P | 91-04-068 | 16-481-020 | AMD-P | 91-15-098 |
| 16-231-905 | AMD-P | 91-02-106 | 16-333-200 | NEW | 91-08-015 | 16-481-020 | AMD | 91-21-042 |
| 16-231-905 | AMD | 91-06-019 | 16-333-205 | NEW-P | 91-04-068 | 16-481-025 | NEW-P | 91-15-098 |
| 16-231-935 | AMD-P | 91-02-106 | 16-333-205 | NEW | 91-08-015 | 16-481-025 | NEW | 91-21-042 |
| 16-231-935 | AMD | 91-06-019 | 16-333-210 | NEW-P | 91-04-068 | 16-481-030 | AMD-P | 91-15-098 |
| 16-231-938 | REP-P | 91-02-106 | 16-333-210 | NEW | 91-08-015 | 16-481-030 | AMD | 91-21-042 |
| 16-231-938 | REP | 91-06-019 | 16-333-215 | NEW-P | 91-04-068 | 16-481-040 | REP-P | 91-15-098 |
| 16-231-950 | REP-P | 91-02-106 | 16-333-215 | NEW | 91-08-015 | 16-481-040 | REP | 91-21-042 |
| 16-231-950 | REP | 91-06-019 | 16-333-220 | NEW-P | 91-04-068 | 16-481-050 | AMD-P | 91-15-098 |
| 16-232-001 | AMD-P | 91-02-106 | 16-333-220 | NEW | 91-08-015 | 16-481-050 | AMD | 91-21-042 |
| 16-232-001 | AMD | 91-06-019 | 16-333-225 | NEW-P | 91-04-068 | 16-481-060 | AMD-P | 91-15-098 |
| 16-232-100 | AMD-P | 91-02-106 | 16-333-225 | NEW | 91-08-015 | 16-481-060 | AMD | 91-21-042 |
| 16-232-100 | AMD | 91-06-019 | 16-333-230 | NEW-P | 91-04-068 | 16-481-070 | AMD-P | 91-15-098 |
| 16-232-105 | AMD-P | 91-02-106 | 16-333-230 | NEW | 91-08-015 | 16-481-070 | AMD | 91-21-042 |
| 16-232-105 | AMD | 91-06-019 | 16-333-235 | NEW-P | 91-04-068 | 16-481-075 | NEW-P | 91-15-098 |
| 16-232-110 | AMD-P | 91-02-106 | 16-333-235 | NEW | 91-08-015 | 16-481-075 | NEW | 91-21-042 |
| 16-232-110 | AMD | 91-06-019 | 16-333-240 | NEW-P | 91-04-068 | 16-482-001 | AMD-P | 91-03-105 |
| 16-232-120 | AMD-P | 91-02-106 | 16-333-240 | NEW | 91-08-015 | 16-482-001 | AMD | 91-07-016 |
| 16-232-120 | AMD | 91-06-019 | 16-333-245 | NEW-P | 91-04-068 | 16-482-005 | NEW-P | 91-03-105 |
| 16-232-200 | AMD-P | 91-02-106 | 16-333-245 | NEW | 91-08-015 | 16-482-005 | NEW | 91-07-016 |

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| 16-482-006 | NEW | 91-07-016 | 16-486-001 | REP | 91-11-054 | 16-494-010 | AMD-P | 91-04-066 |
| 16-482-007 | NEW-P | 91-03-105 | 16-486-010 | REP-P | 91-07-036 | 16-494-010 | AMD | 91-08-017 |
| 16-482-007 | NEW | 91-07-016 | 16-486-010 | REP | 91-11-054 | 16-494-012 | NEW-P | 91-04-066 |
| 16-482-010 | AMD-P | 91-03-105 | 16-486-015 | REP-P | 91-07-036 | 16-494-012 | NEW | 91-08-017 |
| 16-482-010 | AMD | 91-07-016 | 16-486-015 | REP | 91-11-054 | 16-494-013 | NEW-P | 91-04-066 |
| 16-482-015 | NEW-P | 91-03-105 | 16-486-020 | REP-P | 91-07-036 | 16-494-013 | NEW | 91-08-017 |
| 16-482-015 | NEW | 91-07-016 | 16-486-020 | REP | 91-11-054 | 16-494-015 | REP-P | 91-04-066 |
| 16-482-016 | NEW-P | 91-03-105 | 16-486-025 | REP-P | 91-07-036 | 16-494-015 | REP | 91-08-017 |
| 16-482-016 | NEW | 91-07-016 | 16-486-025 | REP | 91-11-054 | 16-494-020 | AMD-P | 91-04-066 |
| 16-482-017 | NEW-P | 91-03-105 | 16-486-030 | REP-P | 91-07-036 | 16-494-020 | AMD | 91-08-017 |
| 16-482-017 | NEW | 91-07-016 | 16-486-030 | REP | 91-11-054 | 16-494-030 | AMD-P | 91-04-066 |
| 16-482-020 | AMD-P | 91-03-105 | 16-486-035 | REP-P | 91-07-036 | 16-494-030 | AMD | 91-08-017 |
| 16-482-020 | AMD | 91-07-016 | 16-486-035 | REP | 91-11-054 | 16-494-042 | AMD-P | 91-04-066 |
| 16-482-030 | REP-P | 91-03-105 | 16-486-040 | REP-P | 91-07-036 | 16-494-042 | AMD | 91-08-017 |
| 16-482-030 | REP | 91-07-016 | 16-486-040 | REP | 91-11-054 | 16-494-042 | AMD | 91-08-017 |
| 16-482-040 | REP-P | 91-03-105 | 16-486-045 | REP-P | 91-07-036 | 16-494-043 | NEW-P | 91-04-066 |
| 16-482-040 | REP | 91-07-016 | 16-486-045 | REP | 91-11-054 | 16-494-043 | NEW | 91-08-017 |
| 16-483 | PREP | 91-10-013 | 16-486-045 | REP | 91-11-054 | 16-494-044 | AMD-P | 91-04-066 |
| 16-483-001 | AMD-P | 91-15-098 | 16-487-005 | NEW-P | 91-15-097 | 16-494-044 | AMD | 91-08-017 |
| 16-483-001 | AMD | 91-21-042 | 16-487-005 | NEW | 91-21-041 | 16-494-045 | NEW-P | 91-04-066 |
| 16-483-005 | NEW-P | 91-15-098 | 16-487-010 | AMD-P | 91-15-097 | 16-494-045 | NEW | 91-08-017 |
| 16-483-005 | NEW | 91-21-042 | 16-487-010 | AMD | 91-21-041 | 16-494-046 | NEW-P | 91-04-066 |
| 16-483-010 | AMD-P | 91-15-098 | 16-487-015 | NEW-P | 91-15-097 | 16-494-046 | NEW | 91-08-017 |
| 16-483-010 | AMD | 91-21-042 | 16-487-015 | NEW | 91-21-041 | 16-494-047 | NEW-P | 91-04-066 |
| 16-483-010 | AMD | 91-21-042 | 16-487-017 | NEW-P | 91-15-097 | 16-494-047 | NEW | 91-08-017 |
| 16-483-020 | AMD-P | 91-15-098 | 16-487-017 | NEW | 91-21-041 | 16-494-062 | AMD-P | 91-04-066 |
| 16-483-020 | AMD | 91-21-042 | 16-487-020 | AMD-P | 91-15-097 | 16-494-062 | AMD | 91-08-017 |
| 16-483-030 | AMD-P | 91-15-098 | 16-487-020 | AMD | 91-21-041 | 16-494-063 | NEW-P | 91-04-066 |
| 16-483-030 | AMD | 91-21-042 | 16-487-023 | NEW-P | 91-15-097 | 16-494-063 | NEW | 91-08-017 |
| 16-483-040 | AMD-P | 91-15-098 | 16-487-023 | NEW | 91-21-041 | 16-494-064 | NEW-P | 91-04-066 |
| 16-483-040 | AMD | 91-21-042 | 16-487-025 | NEW-P | 91-15-097 | 16-494-064 | NEW | 91-08-017 |
| 16-483-050 | AMD-P | 91-15-098 | 16-487-025 | NEW | 91-21-041 | 16-495-004 | AMD-P | 91-10-082 |
| 16-483-050 | AMD | 91-21-042 | 16-487-030 | AMD-P | 91-15-097 | 16-495-004 | AMD | 91-13-087 |
| 16-483-060 | AMD-P | 91-15-098 | 16-487-030 | AMD | 91-21-041 | 16-495-010 | AMD-P | 91-10-082 |
| 16-483-060 | AMD | 91-21-042 | 16-487-040 | AMD-P | 91-15-097 | 16-495-010 | AMD | 91-13-087 |
| 16-483-070 | REP-P | 91-15-098 | 16-487-040 | AMD | 91-21-041 | 16-495-020 | AMD-P | 91-10-082 |
| 16-483-070 | REP | 91-21-042 | 16-487-050 | AMD-P | 91-15-097 | 16-495-020 | AMD | 91-13-087 |
| 16-484-020 | REP-P | 91-07-037 | 16-487-050 | AMD | 91-21-041 | 16-495-030 | AMD-P | 91-10-082 |
| 16-484-020 | REP | 91-11-053 | 16-487-060 | AMD-P | 91-15-097 | 16-495-030 | AMD | 91-13-087 |
| 16-484-022 | REP-P | 91-07-037 | 16-487-060 | AMD | 91-21-041 | 16-495-040 | AMD-P | 91-10-082 |
| 16-484-022 | REP | 91-11-053 | 16-487-100 | NEW-P | 91-15-097 | 16-495-040 | AMD | 91-13-087 |
| 16-484-030 | REP-P | 91-07-037 | 16-487-100 | NEW | 91-21-041 | 16-495-050 | AMD-P | 91-10-082 |
| 16-484-030 | REP | 91-11-053 | 16-487-110 | NEW-P | 91-15-097 | 16-495-050 | AMD | 91-13-087 |
| 16-484-040 | REP-P | 91-07-037 | 16-487-110 | NEW | 91-21-041 | 16-495-060 | AMD-P | 91-10-082 |
| 16-484-040 | REP | 91-11-053 | 16-487-120 | NEW-P | 91-15-097 | 16-495-060 | AMD | 91-13-087 |
| 16-484-050 | REP-P | 91-07-037 | 16-487-120 | NEW | 91-21-041 | 16-495-080 | REP-P | 91-10-082 |
| 16-484-050 | REP | 91-11-053 | 16-487-130 | NEW-P | 91-15-097 | 16-495-080 | REP | 91-13-087 |
| 16-484-080 | REP-P | 91-07-037 | 16-487-130 | NEW | 91-21-041 | 16-495-085 | REP-P | 91-10-082 |
| 16-484-080 | REP | 91-11-053 | 16-487-140 | NEW-P | 91-15-097 | 16-495-085 | REP | 91-13-087 |
| 16-484-090 | REP-P | 91-07-037 | 16-487-140 | NEW | 91-21-041 | 16-495-090 | AMD-P | 91-10-082 |
| 16-484-090 | REP | 91-11-053 | 16-487-150 | NEW-P | 91-15-097 | 16-495-090 | AMD | 91-13-087 |
| 16-484-100 | REP-P | 91-07-037 | 16-487-150 | NEW | 91-21-041 | 16-495-095 | AMD-P | 91-10-082 |
| 16-484-100 | REP | 91-11-053 | 16-487-160 | NEW-P | 91-15-097 | 16-495-095 | AMD | 91-13-087 |
| 16-484-200 | NEW-E | 91-06-035 | 16-487-160 | NEW | 91-21-041 | 16-495-100 | AMD-P | 91-10-082 |
| 16-484-200 | NEW-P | 91-10-095 | 16-487-200 | NEW-P | 91-15-097 | 16-495-100 | AMD | 91-13-087 |
| 16-484-200 | NEW | 91-13-026 | 16-487-200 | NEW | 91-21-041 | 16-495-105 | AMD-P | 91-10-082 |
| 16-484-205 | NEW-E | 91-06-035 | 16-487-210 | NEW-P | 91-15-097 | 16-495-105 | AMD | 91-13-087 |
| 16-484-205 | NEW-P | 91-10-095 | 16-487-210 | NEW | 91-21-041 | 16-495-110 | AMD-P | 91-10-082 |
| 16-484-205 | NEW | 91-13-026 | 16-487-220 | NEW-P | 91-15-097 | 16-495-110 | AMD | 91-13-087 |
| 16-484-210 | NEW-E | 91-06-035 | 16-487-220 | NEW | 91-21-041 | 16-497-001 | AMD-P | 91-04-067 |
| 16-484-210 | NEW-P | 91-10-095 | 16-487-230 | NEW-P | 91-15-097 | 16-497-001 | AMD | 91-08-016 |
| 16-484-210 | NEW | 91-13-026 | 16-487-230 | NEW | 91-21-041 | 16-497-005 | NEW-P | 91-04-067 |
| 16-484-220 | NEW-E | 91-06-035 | 16-487-240 | NEW-P | 91-15-097 | 16-497-005 | NEW | 91-08-016 |
| 16-484-220 | NEW-P | 91-10-095 | 16-487-240 | NEW | 91-21-041 | 16-497-020 | AMD-P | 91-04-067 |
| 16-484-220 | NEW | 91-13-026 | 16-487-250 | NEW-P | 91-15-097 | 16-497-020 | AMD | 91-08-016 |
| 16-484-230 | NEW-E | 91-06-035 | 16-487-250 | NEW | 91-21-041 | 16-497-030 | AMD-P | 91-04-067 |
| 16-484-230 | NEW-P | 91-10-095 | 16-487-300 | NEW-P | 91-15-097 | 16-497-030 | AMD | 91-08-016 |
| 16-484-230 | NEW | 91-13-026 | 16-487-300 | NEW | 91-21-041 | 16-497-040 | AMD-P | 91-04-067 |
| 16-484-240 | NEW-E | 91-06-035 | 16-487-310 | NEW-P | 91-15-097 | 16-497-040 | AMD | 91-08-016 |
| 16-484-240 | NEW-P | 91-10-095 | 16-487-310 | NEW | 91-21-041 | 16-497-050 | AMD-P | 91-04-067 |
| 16-484-240 | NEW | 91-13-026 | 16-487-320 | NEW-P | 91-15-097 | 16-497-050 | AMD | 91-08-016 |
| 16-484-250 | NEW-E | 91-06-035 | 16-487-320 | NEW | 91-21-041 | 16-497-060 | AMD-P | 91-04-067 |
| 16-484-250 | NEW-P | 91-10-095 | 16-487-330 | NEW-P | 91-15-097 | 16-497-060 | AMD | 91-08-016 |
| 16-484-250 | NEW | 91-13-026 | 16-487-330 | NEW | 91-21-041 | 16-528-105 | NEW | 91-05-065 |
| 16-484-260 | NEW-E | 91-06-035 | 16-487-335 | NEW-P | 91-15-097 | 16-528-110 | AMD | 91-05-065 |
| 16-484-260 | NEW-P | 91-10-095 | 16-487-335 | NEW | 91-21-041 | 16-528-150 | AMD | 91-05-065 |
| 16-484-260 | NEW | 91-13-026 | 16-494-001 | AMD-P | 91-04-066 | 16-528-170 | NEW | 91-05-065 |

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| 16-532-040 | AMD-C | 91-14-113 | 36-12-110 | AMD | 91-11-038 |
| 16-532-040 | AMD | 91-15-019 | 36-12-120 | AMD-P | 91-05-032 |
| 16-557-010 | NEW-E | 91-08-021 | 36-12-120 | AMD | 91-11-038 |
| 16-557-010 | NEW | 91-09-003 | 36-12-120 | AMD-P | 91-11-101 |
| 16-557-020 | NEW-E | 91-08-021 | 36-12-120 | AMD | 91-14-063 |
| 16-557-020 | NEW | 91-09-003 | 36-12-130 | AMD-P | 91-05-032 |
| 16-557-030 | NEW-E | 91-08-021 | 36-12-130 | AMD | 91-11-038 |
| 16-557-030 | NEW | 91-09-003 | 36-12-150 | AMD-P | 91-05-032 |
| 16-557-040 | NEW-E | 91-08-021 | 36-12-150 | AMD | 91-11-038 |
| 16-557-040 | NEW | 91-09-003 | 36-12-160 | AMD-P | 91-05-032 |
| 16-557-041 | NEW-E | 91-08-021 | 36-12-160 | AMD | 91-11-038 |
| 16-557-041 | NEW | 91-09-003 | 36-12-170 | AMD-P | 91-05-032 |
| 16-557-050 | NEW-E | 91-08-021 | 36-12-170 | AMD | 91-11-038 |
| 16-557-050 | NEW | 91-09-003 | 36-12-180 | AMD-P | 91-05-032 |
| 16-557-060 | NEW-E | 91-08-021 | 36-12-180 | AMD | 91-11-038 |
| 16-557-060 | NEW | 91-09-003 | 36-12-190 | AMD-P | 91-05-032 |
| 16-557-070 | NEW-E | 91-08-021 | 36-12-190 | AMD | 91-11-038 |
| 16-557-070 | NEW | 91-09-003 | 36-12-195 | NEW-P | 91-05-032 |
| 16-557-080 | NEW-E | 91-08-021 | 36-12-195 | NEW | 91-11-038 |
| 16-557-080 | NEW | 91-09-003 | 36-12-200 | AMD-P | 91-05-032 |
| 16-560-06001 | AMD-P | 91-13-105 | 36-12-200 | AMD | 91-11-038 |
| 16-560-06001 | AMD-C | 91-20-077 | 36-12-220 | AMD-P | 91-05-032 |
| 16-603-010 | NEW-P | 91-04-076 | 36-12-220 | AMD | 91-11-038 |
| 16-603-010 | NEW-C | 91-09-042 | 36-12-230 | REP-P | 91-05-032 |
| 16-603-010 | AMD | 91-13-018 | 36-12-230 | REP | 91-11-038 |
| 16-605A-005 | NEW-P | 91-13-106 | 36-12-240 | AMD-P | 91-05-032 |
| 16-605A-005 | NEW | 91-16-005 | 36-12-240 | AMD | 91-11-038 |
| 16-620-390 | NEW-P | 91-13-106 | 36-12-250 | AMD-P | 91-05-032 |
| 16-620-390 | NEW | 91-16-005 | 36-12-250 | AMD | 91-11-038 |
| 16-674-030 | NEW-P | 91-13-106 | 36-12-260 | AMD-P | 91-05-032 |
| 16-674-030 | NEW | 91-16-005 | 36-12-260 | AMD | 91-11-038 |
| 16-674-040 | NEW-P | 91-13-106 | 36-12-270 | AMD-P | 91-05-032 |
| 16-674-040 | NEW | 91-16-005 | 36-12-270 | AMD | 91-11-038 |
| 16-674-050 | NEW-P | 91-13-106 | 36-12-280 | AMD-P | 91-05-032 |
| 16-674-050 | NEW | 91-16-005 | 36-12-280 | AMD | 91-11-038 |
| 16-694-020 | NEW-P | 91-13-106 | 36-12-290 | AMD-P | 91-05-032 |
| 16-694-020 | NEW | 91-16-005 | 36-12-290 | AMD | 91-11-038 |
| 16-694-021 | NEW-P | 91-13-106 | 36-12-300 | AMD-P | 91-05-032 |
| 16-694-021 | NEW | 91-16-005 | 36-12-300 | AMD | 91-11-038 |
| 16-750-001 | RE-AD-P | 91-20-145 | 36-12-310 | AMD-P | 91-05-032 |
| 16-750-003 | RE-AD-P | 91-20-145 | 36-12-310 | AMD | 91-11-038 |
| 16-750-004 | RE-AD-P | 91-20-145 | 36-12-320 | AMD-P | 91-05-032 |
| 16-750-005 | AMD-P | 91-20-145 | 36-12-320 | AMD | 91-11-038 |
| 16-750-011 | AMD-P | 91-20-145 | 36-12-330 | AMD-P | 91-05-032 |
| 16-750-015 | RE-AD-P | 91-20-145 | 36-12-330 | AMD | 91-11-038 |
| 16-752-300 | AMD | 91-03-045 | 36-12-340 | AMD-P | 91-05-032 |
| 16-752-305 | AMD | 91-03-045 | 36-12-340 | AMD | 91-11-038 |
| 16-752-310 | RE-AD | 91-03-045 | 36-12-350 | AMD-P | 91-05-032 |
| 16-752-315 | AMD | 91-03-045 | 36-12-350 | AMD | 91-11-038 |
| 16-752-320 | RE-AD | 91-03-045 | 36-12-360 | AMD-P | 91-05-032 |
| 16-752-325 | REP | 91-03-045 | 36-12-360 | AMD | 91-11-038 |
| 16-752-330 | AMD | 91-03-045 | 36-12-365 | NEW-P | 91-05-032 |
| 36-12 | AMD-P | 91-05-032 | 36-12-365 | NEW | 91-11-038 |
| 36-12 | AMD | 91-11-038 | 36-12-367 | NEW-P | 91-05-032 |
| 36-12-010 | AMD-P | 91-05-032 | 36-12-367 | NEW | 91-11-038 |
| 36-12-010 | AMD | 91-11-038 | 36-12-370 | AMD-P | 91-05-032 |
| 36-12-011 | AMD-P | 91-05-032 | 36-12-370 | AMD | 91-11-038 |
| 36-12-011 | AMD | 91-11-038 | 36-12-380 | REP-P | 91-05-032 |
| 36-12-020 | AMD-P | 91-05-032 | 36-12-380 | REP | 91-11-038 |
| 36-12-020 | AMD | 91-11-038 | 36-12-385 | NEW-P | 91-05-032 |
| 36-12-030 | AMD-P | 91-05-032 | 36-12-385 | NEW | 91-11-038 |
| 36-12-030 | AMD | 91-11-038 | 36-12-390 | REP-P | 91-05-032 |
| 36-12-040 | AMD-P | 91-05-032 | 36-12-390 | REP | 91-11-038 |
| 36-12-040 | AMD | 91-11-038 | 36-12-400 | AMD-P | 91-05-032 |
| 36-12-050 | AMD-P | 91-05-032 | 36-12-400 | AMD | 91-11-038 |
| 36-12-050 | AMD | 91-11-038 | 36-12-410 | AMD-P | 91-05-032 |
| 36-12-060 | AMD-P | 91-05-032 | 36-12-410 | AMD | 91-11-038 |
| 36-12-060 | AMD | 91-11-038 | 36-12-415 | NEW-P | 91-05-032 |
| 36-12-070 | AMD-P | 91-05-032 | 36-12-415 | NEW | 91-11-038 |
| 36-12-070 | AMD | 91-11-038 | 36-12-420 | REP-P | 91-05-032 |
| 36-12-080 | AMD-P | 91-05-032 | 36-12-420 | REP | 91-11-038 |
| 36-12-080 | AMD | 91-11-038 | 36-12-425 | NEW-P | 91-05-032 |
| 36-12-090 | REP-P | 91-05-032 | 36-12-425 | NEW | 91-11-038 |
| 36-12-090 | REP | 91-11-038 | 36-12-430 | REP-P | 91-05-032 |
| 36-12-100 | AMD-P | 91-05-032 | 36-12-430 | REP | 91-11-038 |
| 36-12-100 | AMD | 91-11-038 | 36-12-435 | NEW-P | 91-05-032 |
| 36-12-435 | NEW | 91-11-038 | 36-12-440 | REP-P | 91-05-032 |
| 36-12-440 | REP | 91-11-038 | 36-12-440 | REP | 91-11-038 |
| 36-12-445 | NEW-P | 91-05-032 | 36-12-445 | NEW-P | 91-05-032 |
| 36-12-445 | NEW | 91-11-038 | 36-12-445 | NEW | 91-11-038 |
| 36-12-450 | AMD-P | 91-05-032 | 36-12-450 | AMD-P | 91-05-032 |
| 36-12-450 | AMD | 91-11-038 | 36-12-450 | AMD | 91-11-038 |
| 36-12-460 | REP-P | 91-05-032 | 36-12-460 | REP-P | 91-05-032 |
| 36-12-460 | REP | 91-11-038 | 36-12-460 | REP | 91-11-038 |
| 36-12-470 | REP-P | 91-05-032 | 36-12-470 | REP-P | 91-05-032 |
| 36-12-470 | REP | 91-11-038 | 36-12-470 | REP | 91-11-038 |
| 36-12-480 | REP-P | 91-05-032 | 36-12-480 | REP-P | 91-05-032 |
| 36-12-480 | REP | 91-11-038 | 36-12-480 | REP | 91-11-038 |
| 50-12-045 | AMD-P | 91-15-101 | 50-12-045 | AMD-P | 91-15-101 |
| 50-12-045 | AMD | 91-18-055 | 50-12-045 | AMD | 91-18-055 |
| 50-20 | AMD-P | 91-18-079 | 50-20 | AMD-P | 91-18-079 |
| 50-20-001 | REP-P | 91-18-079 | 50-20-001 | REP-P | 91-18-079 |
| 50-20-010 | REP-P | 91-18-079 | 50-20-010 | REP-P | 91-18-079 |
| 50-20-020 | REP-P | 91-18-079 | 50-20-020 | REP-P | 91-18-079 |
| 50-20-030 | REP-P | 91-18-079 | 50-20-030 | REP-P | 91-18-079 |
| 50-20-040 | REP-P | 91-18-079 | 50-20-040 | REP-P | 91-18-079 |
| 50-20-050 | REP-P | 91-18-079 | 50-20-050 | REP-P | 91-18-079 |
| 50-20-055 | REP-P | 91-18-079 | 50-20-055 | REP-P | 91-18-079 |
| 50-20-060 | REP-P | 91-18-079 | 50-20-060 | REP-P | 91-18-079 |
| 50-20-070 | REP-P | 91-18-079 | 50-20-070 | REP-P | 91-18-079 |
| 50-20-080 | REP-P | 91-18-079 | 50-20-080 | REP-P | 91-18-079 |
| 50-20-090 | REP-P | 91-18-079 | 50-20-090 | REP-P | 91-18-079 |
| 50-20-100 | NEW-P | 91-18-079 | 50-20-100 | NEW-P | 91-18-079 |
| 50-20-110 | NEW-P | 91-18-079 | 50-20-110 | NEW-P | 91-18-079 |
| 50-20-120 | NEW-P | 91-18-079 | 50-20-120 | NEW-P | 91-18-079 |
| 50-20-130 | NEW-P | 91-18-079 | 50-20-130 | NEW-P | 91-18-079 |
| 50-20-140 | NEW-P | 91-18-079 | 50-20-140 | NEW-P | 91-18-079 |
| 50-20-150 | NEW-P | 91-18-079 | 50-20-150 | NEW-P | 91-18-079 |
| 50-20-160 | NEW-P | 91-18-079 | 50-20-160 | NEW-P | 91-18-079 |
| 50-20-170 | NEW-P | 91-18-079 | 50-20-170 | NEW-P | 91-18-079 |
| 50-20-180 | NEW-P | 91-18-079 | 50-20-180 | NEW-P | 91-18-079 |
| 50-30-010 | NEW-P | 91-20-176 | 50-30-010 | NEW-P | 91-20-176 |
| 50-30-020 | NEW-P | 91-20-176 | 50-30-020 | NEW-P | 91-20-176 |
| 50-30-030 | NEW-P | 91-20-176 | 50-30-030 | NEW-P | 91-20-176 |
| 50-30-040 | NEW-P | 91-20-176 | 50-30-040 | NEW-P | 91-20-176 |
| 50-30-050 | NEW-P | 91-20-176 | 50-30-050 | NEW-P | 91-20-176 |
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| 50-30-110 | NEW-P | 91-20-176 | 50-30-110 | NEW-P | 91-20-176 |
| 50-44-005 | NEW-P | 91-15-102 | 50-44-005 | NEW-P | 91-15-102 |
| 50-44-005 | NEW | 91-18-054 | 50-44-005 | NEW | 91-18-054 |
| 50-44-020 | AMD-P | 91-15-102 | 50-44-020 | AMD-P | 91-15-102 |
| 50-44-020 | AMD | 91-18-054 | 50-44-020 | AMD | 91-18-054 |
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| 50-44-030 | AMD | 91-18-054 | 50-44-030 | AMD | 91-18-054 |
| 50-44-050 | AMD-P | 91-15-102 | 50-44-050 | AMD-P | 91-15-102 |
| 50-44-050 | AMD | 91-18-054 | 50-44-050 | AMD | 91-18-054 |
| 50-44-060 | NEW-P | 91-15-102 | 50-44-060 | NEW-P | 91-15-102 |
| 50-44-060 | NEW | 91-18-054 | 50-44-060 | NEW | 91-18-054 |
| 51-10 | REP-P | 91-16-110 | 51-10 | REP-P | 91-16-110 |
| 51-11-0502 | AMD-P | 91-16-111 | 51-11-0502 | AMD-P | 91-16-111 |
| 51-11-0503 | AMD-P | 91-16-111 | 51-11-0503 | AMD-P | 91-16-111 |
| 51-11-0504 | AMD-P | 91-16-111 | 51-11-0504 | AMD-P | 91-16-111 |
| 51-11-0505 | AMD-P | 91-16-111 | 51-11-0505 | AMD-P | 91-16-111 |
| 51-11-0525 | NEW-P | 91-16-111 | 51-11-0525 | NEW-P | 91-16-111 |
| 51-11-0526 | NEW-P | 91-16-111 | 51-11-0526 | NEW-P | 91-16-111 |
| 51-11-0527 | NEW-P | 91-16-111 | 51-11-0527 | NEW-P | 91-16-111 |
| 51-11-0528 | NEW-P | 91-16-111 | 51-11-0528 | NEW-P | 91-16-111 |
| 51-11-0529 | NEW-P | 91-16-111 | 51-11-0529 | NEW-P | 91-16-111 |
| 51-11-0530 | NEW-P | 91-16-111 | 51-11-0530 | NEW-P | 91-16-111 |
| 51-11-0531 | NEW-P | 91-16-111 | 51-11-0531 | NEW-P | 91-16-111 |
| 51-11-0532 | NEW-P | 91-16-111 | 51-11-0532 | NEW-P | 91-16-111 |
| 51-11-0533 | NEW-P | 91-16-111 | 51-11-0533 | NEW-P | 91-16-111 |
| 51-11-0534 | NEW-P | 91-16-111 | 51-11-0534 | NEW-P | 91-16-111 |
| 51-11-0535 | NEW-P | 91-16-111 | 51-11-0535 | NEW-P | 91-16-111 |
| 51-11-0536 | NEW-P | 91-16-111 | 51-11-0536 | NEW-P | 91-16-111 |
| 51-11-0537 | NEW-P | 91-16-111 | 51-11-0537 | NEW-P | 91-16-111 |
| 51-11-0538 | NEW-P | 91-16-111 | 51-11-0538 | NEW-P | 91-16-111 |
| 51-11-0539 | NEW-P | 91-16-111 | 51-11-0539 | NEW-P | 91-16-111 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
|------------|-------|-----------|------------|-------|-----------|------------|-------|-----------|
| 51-11-0540 | NEW-P | 91-16-111 | 51-20-0420 | NEW-P | 91-16-113 | 51-20-1233 | NEW-S | 91-20-175 |
| 51-11-0541 | NEW-P | 91-16-111 | 51-20-0420 | NEW-S | 91-20-175 | 51-20-1234 | NEW-P | 91-16-113 |
| 51-11-0542 | NEW-P | 91-16-111 | 51-20-0500 | NEW-P | 91-16-113 | 51-20-1234 | NEW-S | 91-20-175 |
| 51-11-0600 | NEW | 91-06-065 | 51-20-0500 | NEW-S | 91-20-175 | 51-20-1251 | NEW-P | 91-16-113 |
| 51-11-0608 | AMD-P | 91-16-111 | 51-20-0503 | NEW-P | 91-16-113 | 51-20-1251 | NEW-S | 91-20-175 |
| 51-11-0625 | NEW-P | 91-16-111 | 51-20-0503 | NEW-S | 91-20-175 | 51-20-1800 | NEW-P | 91-16-113 |
| 51-11-0626 | NEW-P | 91-16-111 | 51-20-0504 | NEW-P | 91-16-113 | 51-20-1800 | NEW-S | 91-20-175 |
| 51-11-0627 | NEW-P | 91-16-111 | 51-20-0504 | NEW-S | 91-20-175 | 51-20-1807 | NEW-P | 91-16-113 |
| 51-11-0628 | NEW-P | 91-16-111 | 51-20-0514 | NEW-P | 91-16-113 | 51-20-1807 | NEW-S | 91-20-175 |
| 51-11-0629 | NEW-P | 91-16-111 | 51-20-0514 | NEW-S | 91-20-175 | 51-20-2300 | NEW-P | 91-16-113 |
| 51-11-0630 | NEW-P | 91-16-111 | 51-20-0515 | NEW-P | 91-16-113 | 51-20-2300 | NEW-S | 91-20-175 |
| 51-11-0631 | NEW-P | 91-16-111 | 51-20-0515 | NEW-S | 91-20-175 | 51-20-2312 | NEW-P | 91-16-113 |
| 51-11-1000 | AMD-P | 91-16-111 | 51-20-0516 | NEW-P | 91-16-113 | 51-20-2312 | NEW-S | 91-20-175 |
| 51-13-502 | AMD-P | 91-07-047 | 51-20-0516 | NEW-S | 91-20-175 | 51-20-2700 | NEW-P | 91-16-113 |
| 51-13-502 | AMD | 91-12-045 | 51-20-0551 | NEW-P | 91-16-113 | 51-20-2700 | NEW-S | 91-20-175 |
| 51-16 | AMD-S | 91-20-174 | 51-20-0551 | NEW-S | 91-20-175 | 51-20-2710 | NEW-P | 91-16-113 |
| 51-16-010 | REP-P | 91-16-112 | 51-20-0554 | NEW-P | 91-16-113 | 51-20-2710 | NEW-S | 91-20-175 |
| 51-16-010 | AMD-S | 91-20-174 | 51-20-0554 | NEW-S | 91-20-175 | 51-20-3000 | NEW-P | 91-16-113 |
| 51-16-020 | REP-P | 91-16-112 | 51-20-0555 | NEW-P | 91-16-113 | 51-20-3000 | NEW-S | 91-20-175 |
| 51-16-020 | AMD-S | 91-20-174 | 51-20-0555 | NEW-S | 91-20-175 | 51-20-3007 | NEW-P | 91-16-113 |
| 51-16-030 | REP-P | 91-16-112 | 51-20-0600 | NEW-P | 91-16-113 | 51-20-3007 | NEW-S | 91-20-175 |
| 51-16-030 | AMD-S | 91-20-174 | 51-20-0600 | NEW-S | 91-20-175 | 51-20-3100 | NEW-P | 91-16-113 |
| 51-16-040 | REP-P | 91-16-112 | 51-20-0605 | NEW-P | 91-16-113 | 51-20-3100 | NEW-S | 91-20-175 |
| 51-16-040 | REP-S | 91-20-174 | 51-20-0605 | NEW-S | 91-20-175 | 51-20-3101 | NEW-P | 91-16-113 |
| 51-16-050 | REP-P | 91-16-112 | 51-20-0610 | NEW-P | 91-16-113 | 51-20-3101 | NEW-S | 91-20-175 |
| 51-16-050 | REP-P | 91-20-174 | 51-20-0610 | NEW-S | 91-20-175 | 51-20-3102 | NEW-P | 91-16-113 |
| 51-16-060 | REP-P | 91-16-112 | 51-20-0700 | NEW-P | 91-16-113 | 51-20-3102 | NEW-S | 91-20-175 |
| 51-16-060 | REP-S | 91-20-174 | 51-20-0700 | NEW-S | 91-20-175 | 51-20-3103 | NEW-P | 91-16-113 |
| 51-16-070 | REP-P | 91-16-112 | 51-20-0702 | NEW-P | 91-16-113 | 51-20-3103 | NEW-S | 91-20-175 |
| 51-16-070 | REP-S | 91-20-174 | 51-20-0702 | NEW-S | 91-20-175 | 51-20-3104 | NEW-P | 91-16-113 |
| 51-16-080 | REP-P | 91-16-112 | 51-20-0800 | NEW-P | 91-16-113 | 51-20-3104 | NEW-S | 91-20-175 |
| 51-16-080 | AMD-S | 91-20-174 | 51-20-0800 | NEW-S | 91-20-175 | 51-20-3105 | NEW-P | 91-16-113 |
| 51-16-100 | REP-P | 91-16-112 | 51-20-0801 | NEW-P | 91-16-113 | 51-20-3105 | NEW-S | 91-20-175 |
| 51-16-100 | REP-S | 91-20-174 | 51-20-0801 | NEW-S | 91-20-175 | 51-20-3106 | NEW-P | 91-16-113 |
| 51-18-010 | REP-P | 91-20-160 | 51-20-0802 | NEW-P | 91-16-113 | 51-20-3106 | NEW-S | 91-20-175 |
| 51-18-020 | REP-P | 91-20-160 | 51-20-0802 | NEW-S | 91-20-175 | 51-20-3107 | NEW-P | 91-16-113 |
| 51-18-030 | REP-P | 91-20-160 | 51-20-0900 | NEW-P | 91-16-113 | 51-20-3107 | NEW-S | 91-20-175 |
| 51-18-040 | REP-P | 91-20-160 | 51-20-0900 | NEW-S | 91-20-175 | 51-20-3108 | NEW-P | 91-16-113 |
| 51-18-050 | REP-P | 91-20-160 | 51-20-0901 | NEW-P | 91-16-113 | 51-20-3108 | NEW-S | 91-20-175 |
| 51-19-470 | NEW-W | 91-06-064 | 51-20-0901 | NEW-S | 91-20-175 | 51-20-3109 | NEW-P | 91-16-113 |
| 51-20-001 | NEW-P | 91-16-113 | 51-20-0902 | NEW-P | 91-16-113 | 51-20-3109 | NEW-S | 91-20-175 |
| 51-20-001 | NEW-S | 91-20-175 | 51-20-0902 | NEW-S | 91-20-175 | 51-20-3110 | NEW-P | 91-16-113 |
| 51-20-002 | NEW-P | 91-16-113 | 51-20-1000 | NEW-P | 91-16-113 | 51-20-3110 | NEW-S | 91-20-175 |
| 51-20-002 | NEW-S | 91-20-175 | 51-20-1000 | NEW-S | 91-20-175 | 51-20-3111 | NEW-P | 91-16-113 |
| 51-20-003 | NEW-P | 91-16-113 | 51-20-1011 | NEW-P | 91-16-113 | 51-20-3111 | NEW-S | 91-20-175 |
| 51-20-003 | NEW-S | 91-20-175 | 51-20-1011 | NEW-S | 91-20-175 | 51-20-3112 | NEW-P | 91-16-113 |
| 51-20-004 | NEW-P | 91-16-113 | 51-20-1200 | NEW-P | 91-16-113 | 51-20-3112 | NEW-S | 91-20-175 |
| 51-20-004 | NEW-S | 91-20-175 | 51-20-1200 | NEW-S | 91-20-175 | 51-20-3113 | NEW-P | 91-16-113 |
| 51-20-005 | NEW-P | 91-16-113 | 51-20-1201 | NEW-P | 91-16-113 | 51-20-3113 | NEW-S | 91-20-175 |
| 51-20-005 | NEW-S | 91-20-175 | 51-20-1201 | NEW-S | 91-20-175 | 51-20-3114 | NEW-P | 91-16-113 |
| 51-20-007 | NEW-P | 91-16-113 | 51-20-1210 | NEW-P | 91-16-113 | 51-20-3114 | NEW-S | 91-20-175 |
| 51-20-007 | NEW-S | 91-20-175 | 51-20-1210 | NEW-S | 91-20-175 | 51-20-3151 | NEW-P | 91-16-113 |
| 51-20-008 | NEW-P | 91-16-113 | 51-20-1215 | NEW-P | 91-16-113 | 51-20-3151 | NEW-S | 91-20-175 |
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| 51-20-0100 | NEW-P | 91-16-113 | 51-20-1216 | NEW-S | 91-20-175 | 51-20-3153 | NEW-P | 91-16-113 |
| 51-20-0100 | NEW-S | 91-20-175 | 51-20-1223 | NEW-P | 91-16-113 | 51-20-3153 | NEW-S | 91-20-175 |
| 51-20-0104 | NEW-P | 91-16-113 | 51-20-1223 | NEW-S | 91-20-175 | 51-20-3154 | NEW-P | 91-16-113 |
| 51-20-0104 | NEW-S | 91-20-175 | 51-20-1224 | NEW-P | 91-16-113 | 51-20-3154 | NEW-S | 91-20-175 |
| 51-20-0300 | NEW-P | 91-16-113 | 51-20-1224 | NEW-S | 91-20-175 | 51-20-3155 | NEW-P | 91-16-113 |
| 51-20-0300 | NEW-S | 91-20-175 | 51-20-1225 | NEW-P | 91-16-113 | 51-20-3156 | NEW-S | 91-20-175 |
| 51-20-0307 | NEW-P | 91-16-113 | 51-20-1225 | NEW-S | 91-20-175 | 51-20-3200 | NEW-P | 91-16-113 |
| 51-20-0307 | NEW-S | 91-20-175 | 51-20-1226 | NEW-P | 91-16-113 | 51-20-3200 | NEW-S | 91-20-175 |
| 51-20-0400 | NEW-P | 91-16-113 | 51-20-1226 | NEW-S | 91-16-113 | 51-20-3207 | NEW-P | 91-16-113 |
| 51-20-0400 | NEW-S | 91-20-175 | 51-20-1227 | NEW-P | 91-16-113 | 51-20-3207 | NEW-S | 91-20-175 |
| 51-20-0404 | NEW-P | 91-16-113 | 51-20-1227 | NEW-S | 91-20-175 | 51-20-3300 | NEW-P | 91-16-113 |
| 51-20-0404 | NEW-S | 91-20-175 | 51-20-1228 | NEW-P | 91-16-113 | 51-20-3300 | NEW-S | 91-20-175 |
| 51-20-0407 | NEW-P | 91-16-113 | 51-20-1228 | NEW-S | 91-20-175 | 51-20-3304 | NEW-P | 91-16-113 |
| 51-20-0407 | NEW-S | 91-20-175 | 51-20-1229 | NEW-P | 91-16-113 | 51-20-3304 | NEW-S | 91-20-175 |
| 51-20-0409 | NEW-P | 91-16-113 | 51-20-1229 | NEW-S | 91-20-175 | 51-20-3305 | NEW-P | 91-16-113 |
| 51-20-0409 | NEW-S | 91-20-175 | 51-20-1230 | NEW-P | 91-16-113 | 51-20-3305 | NEW-S | 91-20-175 |
| 51-20-0414 | NEW-P | 91-16-113 | 51-20-1230 | NEW-S | 91-20-175 | 51-20-3306 | NEW-P | 91-16-113 |
| 51-20-0414 | NEW-S | 91-20-175 | 51-20-1231 | NEW-P | 91-16-113 | 51-20-3306 | NEW-S | 91-20-175 |
| 51-20-0417 | NEW-P | 91-16-113 | 51-20-1231 | NEW-S | 91-20-175 | 51-20-3315 | NEW-P | 91-16-113 |
| 51-20-0417 | NEW-S | 91-20-175 | 51-20-1232 | NEW-P | 91-16-113 | 51-20-3315 | NEW-S | 91-20-175 |
| 51-20-0419 | NEW-P | 91-16-113 | 51-20-1232 | NEW-S | 91-20-175 | 51-20-3350 | NEW-P | 91-16-113 |
| 51-20-0419 | NEW-S | 91-20-175 | 51-20-1233 | NEW-P | 91-16-113 | 51-20-3350 | NEW-S | 91-20-175 |
| | | | | | | 51-20-3800 | NEW-P | 91-16-113 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
|------------|-------|-----------|--------------|-------|-----------|--------------|-------|-----------|
| 113-12-190 | DECOD | 91-05-095 | 131-16-066 | AMD-E | 91-12-030 | 132H-160-300 | REP-P | 91-15-020 |
| 113-12-195 | DECOD | 91-05-095 | 131-16-066 | AMD | 91-13-048 | 132H-160-300 | REP-P | 91-15-050 |
| 113-12-197 | DECOD | 91-05-095 | 131-16-069 | REP-P | 91-09-036 | 132H-160-300 | REP-W | 91-15-058 |
| 113-12-200 | DECOD | 91-05-095 | 131-16-069 | REP-E | 91-12-030 | 132H-160-300 | REP | 91-20-038 |
| 113-12-210 | DECOD | 91-05-095 | 131-16-069 | REP | 91-13-048 | 132H-160-310 | REP-P | 91-15-020 |
| 113-12-220 | DECOD | 91-05-095 | 131-16-070 | AMD-P | 91-15-094 | 132H-160-310 | REP-P | 91-15-050 |
| 113-12-230 | DECOD | 91-05-095 | 131-16-070 | AMD | 91-21-009 | 132H-160-310 | REP-W | 91-15-058 |
| 113-12-300 | DECOD | 91-05-095 | 131-16-080 | AMD-P | 91-15-094 | 132H-160-310 | REP | 91-20-038 |
| 113-12-310 | DECOD | 91-05-095 | 131-16-080 | AMD | 91-21-009 | 132H-160-410 | REP-P | 91-15-020 |
| 113-12-320 | DECOD | 91-05-095 | 131-16-091 | AMD-P | 91-15-094 | 132H-160-410 | REP-P | 91-15-050 |
| 113-12-330 | DECOD | 91-05-095 | 131-16-091 | AMD | 91-21-009 | 132H-160-410 | REP-W | 91-15-058 |
| 113-12-340 | DECOD | 91-05-095 | 131-16-092 | AMD-P | 91-15-094 | 132H-160-410 | REP | 91-20-038 |
| 113-12-350 | DECOD | 91-05-095 | 131-16-092 | AMD | 91-21-009 | 132H-160-420 | REP-P | 91-15-020 |
| 114-12-011 | DECOD | 91-05-026 | 131-16-093 | AMD-P | 91-15-094 | 132H-160-420 | REP-P | 91-15-050 |
| 114-12-021 | DECOD | 91-05-026 | 131-16-093 | AMD | 91-21-009 | 132H-160-420 | REP-W | 91-15-058 |
| 114-12-031 | DECOD | 91-05-026 | 131-16-094 | AMD-P | 91-15-094 | 132H-160-420 | REP | 91-20-038 |
| 114-12-041 | DECOD | 91-05-026 | 131-16-094 | AMD | 91-21-009 | 132H-160-450 | REP-P | 91-15-020 |
| 114-12-115 | DECOD | 91-05-026 | 131-16-095 | NEW-P | 91-15-094 | 132H-160-450 | REP-P | 91-15-050 |
| 114-12-126 | DECOD | 91-05-026 | 131-16-095 | NEW | 91-21-009 | 132H-160-450 | REP-W | 91-15-058 |
| 114-12-132 | DECOD | 91-05-026 | 131-16-500 | AMD-E | 91-13-001 | 132H-160-450 | REP | 91-20-038 |
| 114-12-136 | DECOD | 91-05-031 | 131-16-500 | AMD-P | 91-15-092 | 132H-160-460 | REP-P | 91-15-020 |
| 114-12-150 | DECOD | 91-05-026 | 131-16-500 | AMD | 91-21-013 | 132H-160-460 | REP-P | 91-15-050 |
| 114-12-155 | DECOD | 91-05-026 | 131-28-026 | AMD-P | 91-15-093 | 132H-160-460 | REP-W | 91-15-058 |
| 114-12-164 | DECOD | 91-05-026 | 131-28-026 | AMD | 91-21-011 | 132H-160-460 | REP | 91-20-038 |
| 114-12-170 | DECOD | 91-05-026 | 131-32-050 | NEW-E | 91-06-075 | 132H-160-470 | REP-P | 91-15-020 |
| 114-12-180 | DECOD | 91-05-026 | 131-32-050 | NEW-P | 91-15-091 | 132H-160-470 | REP-P | 91-15-050 |
| 114-12-190 | DECOD | 91-05-026 | 131-32-050 | NEW | 91-21-012 | 132H-160-470 | REP-W | 91-15-058 |
| 114-12-200 | DECOD | 91-05-026 | 132B-120-010 | AMD-P | 91-05-033 | 132H-160-470 | REP | 91-20-038 |
| 131-16-005 | AMD-P | 91-09-036 | 132B-120-010 | AMD | 91-11-102 | 132H-160-490 | REP-P | 91-15-020 |
| 131-16-005 | AMD-E | 91-12-030 | 132B-120-045 | NEW-P | 91-05-033 | 132H-160-490 | REP-P | 91-15-050 |
| 131-16-005 | AMD | 91-13-048 | 132B-120-045 | NEW | 91-11-102 | 132H-160-490 | REP-W | 91-15-058 |
| 131-16-010 | AMD-P | 91-09-036 | 132B-120-060 | AMD-P | 91-05-033 | 132H-160-490 | REP | 91-20-038 |
| 131-16-010 | AMD-E | 91-12-030 | 132B-120-060 | AMD | 91-11-102 | 132H-160-510 | REP-P | 91-15-020 |
| 131-16-010 | AMD | 91-13-048 | 132B-120-090 | AMD-P | 91-05-033 | 132H-160-510 | REP-P | 91-15-050 |
| 131-16-011 | AMD-P | 91-09-036 | 132B-120-090 | AMD | 91-11-102 | 132H-160-510 | REP-W | 91-15-058 |
| 131-16-011 | AMD-E | 91-12-030 | 132B-120-100 | AMD-P | 91-05-033 | 132H-160-510 | REP | 91-20-038 |
| 131-16-011 | AMD | 91-13-048 | 132B-120-100 | AMD | 91-11-102 | 132K-16-110 | NEW-E | 91-03-084 |
| 131-16-015 | AMD-P | 91-09-036 | 132B-120-120 | AMD-P | 91-05-033 | 132K-16-110 | NEW-P | 91-03-150 |
| 131-16-015 | AMD-E | 91-12-030 | 132B-120-120 | AMD | 91-11-102 | 132K-16-110 | NEW | 91-09-027 |
| 131-16-015 | AMD | 91-13-048 | 132B-120-140 | AMD-P | 91-05-033 | 132K-16-120 | NEW-E | 91-03-084 |
| 131-16-020 | REP-E | 91-06-069 | 132B-120-140 | AMD | 91-11-102 | 132K-16-120 | NEW-P | 91-03-150 |
| 131-16-020 | REP-P | 91-09-036 | 132B-120-160 | AMD-P | 91-05-033 | 132K-16-120 | NEW | 91-09-027 |
| 131-16-020 | REP-E | 91-12-030 | 132B-120-160 | AMD | 91-11-102 | 132K-16-130 | NEW-E | 91-03-084 |
| 131-16-020 | REP | 91-13-048 | 132B-120-170 | AMD-P | 91-05-033 | 132K-16-130 | NEW-P | 91-03-150 |
| 131-16-021 | NEW-E | 91-06-069 | 132B-120-170 | AMD | 91-11-102 | 132K-16-130 | NEW | 91-09-027 |
| 131-16-021 | AMD-E | 91-09-008 | 132B-120-180 | AMD-P | 91-05-033 | 132K-16-140 | NEW-E | 91-03-084 |
| 131-16-021 | NEW-P | 91-09-036 | 132B-120-180 | AMD | 91-11-102 | 132K-16-140 | NEW-P | 91-03-150 |
| 131-16-021 | NEW-E | 91-12-030 | 132B-120-190 | AMD-P | 91-05-033 | 132K-16-140 | NEW | 91-09-027 |
| 131-16-021 | NEW | 91-13-048 | 132B-120-190 | AMD | 91-11-102 | 132K-16-150 | NEW-E | 91-03-084 |
| 131-16-030 | REP-P | 91-09-036 | 132H-160-210 | REP-P | 91-15-020 | 132K-16-150 | NEW-P | 91-03-150 |
| 131-16-030 | REP-E | 91-12-030 | 132H-160-210 | REP-P | 91-15-050 | 132K-16-150 | NEW | 91-09-027 |
| 131-16-030 | REP | 91-13-048 | 132H-160-210 | REP-W | 91-15-058 | 132K-16-160 | NEW-E | 91-03-084 |
| 131-16-031 | NEW-P | 91-09-036 | 132H-160-210 | REP | 91-20-038 | 132K-16-160 | NEW-P | 91-03-150 |
| 131-16-031 | NEW-E | 91-12-030 | 132H-160-220 | REP-P | 91-15-020 | 132K-16-160 | NEW | 91-09-027 |
| 131-16-031 | NEW | 91-13-048 | 132H-160-220 | REP-P | 91-15-050 | 132K-16-170 | NEW-E | 91-03-084 |
| 131-16-040 | AMD-P | 91-09-036 | 132H-160-220 | REP-W | 91-15-058 | 132K-16-170 | NEW-P | 91-03-150 |
| 131-16-040 | AMD-E | 91-12-030 | 132H-160-220 | REP | 91-20-038 | 132K-16-170 | NEW | 91-09-027 |
| 131-16-040 | AMD | 91-13-048 | 132H-160-230 | REP-P | 91-15-020 | 132K-16-180 | NEW-E | 91-03-084 |
| 131-16-050 | AMD-P | 91-09-036 | 132H-160-230 | REP-P | 91-15-050 | 132K-16-180 | NEW-P | 91-03-150 |
| 131-16-050 | AMD-E | 91-12-030 | 132H-160-230 | REP-W | 91-15-058 | 132K-16-180 | NEW | 91-09-027 |
| 131-16-050 | AMD | 91-13-048 | 132H-160-230 | REP | 91-20-038 | 132K-16-190 | NEW-E | 91-03-084 |
| 131-16-055 | NEW-P | 91-09-036 | 132H-160-240 | REP-P | 91-15-020 | 132K-16-190 | NEW-P | 91-03-150 |
| 131-16-055 | NEW-E | 91-12-030 | 132H-160-240 | REP-P | 91-15-050 | 132K-16-190 | NEW | 91-09-027 |
| 131-16-055 | NEW | 91-13-048 | 132H-160-240 | REP-W | 91-15-058 | 132K-16-200 | NEW-E | 91-03-084 |
| 131-16-060 | AMD-P | 91-09-036 | 132H-160-240 | REP | 91-20-038 | 132K-16-200 | NEW-P | 91-03-150 |
| 131-16-060 | AMD-E | 91-12-030 | 132H-160-250 | REP-P | 91-15-020 | 132K-16-200 | NEW | 91-09-027 |
| 131-16-060 | AMD | 91-13-048 | 132H-160-250 | REP-P | 91-15-050 | 132K-16-210 | NEW-E | 91-03-084 |
| 131-16-061 | AMD-P | 91-09-036 | 132H-160-250 | REP-W | 91-15-058 | 132K-16-210 | NEW-P | 91-03-150 |
| 131-16-061 | AMD-E | 91-12-030 | 132H-160-250 | REP | 91-20-038 | 132K-16-210 | NEW | 91-09-027 |
| 131-16-061 | AMD | 91-13-048 | 132H-160-260 | AMD-P | 91-15-020 | 132K-16-220 | NEW-E | 91-03-084 |
| 131-16-062 | NEW-P | 91-09-036 | 132H-160-260 | AMD-P | 91-15-050 | 132K-16-220 | NEW-P | 91-03-150 |
| 131-16-062 | NEW-E | 91-12-030 | 132H-160-260 | AMD-W | 91-15-058 | 132K-16-220 | NEW | 91-09-027 |
| 131-16-062 | NEW | 91-13-048 | 132H-160-260 | AMD | 91-20-038 | 132K-16-230 | NEW-E | 91-03-084 |
| 131-16-065 | AMD-P | 91-09-036 | 132H-160-290 | REP-P | 91-15-020 | 132K-16-230 | NEW-P | 91-03-150 |
| 131-16-065 | AMD-E | 91-12-030 | 132H-160-290 | REP-P | 91-15-050 | 132K-16-230 | NEW | 91-09-027 |
| 131-16-065 | AMD | 91-13-048 | 132H-160-290 | REP-W | 91-15-058 | 132K-16-240 | NEW-E | 91-03-084 |
| 131-16-066 | AMD-P | 91-09-036 | 132H-160-290 | REP | 91-20-038 | 132K-16-240 | NEW-P | 91-03-150 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
|-------------|-------|-----------|--------------|-------|-----------|--------------|-------|-----------|
| 132K-16-240 | NEW | 91-09-027 | 132K-16-500 | NEW-P | 91-03-150 | 132N-156-640 | AMD | 91-21-022 |
| 132K-16-250 | NEW-E | 91-03-084 | 132K-16-500 | NEW-W | 91-17-052 | 132N-156-650 | AMD-P | 91-15-071 |
| 132K-16-250 | NEW-P | 91-03-150 | 132K-16-510 | NEW-E | 91-03-084 | 132N-156-650 | AMD | 91-21-022 |
| 132K-16-250 | NEW | 91-09-027 | 132K-16-510 | NEW-P | 91-03-150 | 132N-156-700 | AMD-P | 91-15-071 |
| 132K-16-260 | NEW-E | 91-03-084 | 132K-16-510 | NEW-W | 91-17-052 | 132N-156-700 | AMD | 91-21-022 |
| 132K-16-260 | NEW-P | 91-03-150 | 132K-16-520 | NEW-E | 91-03-084 | 132N-156-730 | AMD-P | 91-15-071 |
| 132K-16-260 | NEW | 91-09-027 | 132K-16-520 | NEW-P | 91-03-150 | 132N-156-730 | AMD | 91-21-022 |
| 132K-16-270 | NEW-E | 91-03-084 | 132K-16-520 | NEW-W | 91-17-052 | 132N-156-740 | AMD-P | 91-15-071 |
| 132K-16-270 | NEW-P | 91-03-150 | 132K-16-530 | NEW-E | 91-03-084 | 132N-156-740 | AMD | 91-21-022 |
| 132K-16-270 | NEW | 91-09-027 | 132K-16-530 | NEW-P | 91-03-150 | 132N-156-750 | AMD-P | 91-15-071 |
| 132K-16-280 | NEW-E | 91-03-084 | 132K-16-530 | NEW-W | 91-17-052 | 132N-156-750 | AMD | 91-21-022 |
| 132K-16-280 | NEW-P | 91-03-150 | 132K-16-540 | NEW-E | 91-03-084 | 132N-156-760 | AMD-P | 91-15-071 |
| 132K-16-280 | NEW | 91-09-027 | 132K-16-540 | NEW-P | 91-03-150 | 132N-156-760 | AMD | 91-21-022 |
| 132K-16-290 | NEW-E | 91-03-084 | 132K-16-540 | NEW-W | 91-17-052 | 132N-168-010 | REP-P | 91-15-072 |
| 132K-16-290 | NEW-P | 91-03-150 | 132K-16-550 | NEW-E | 91-03-084 | 132N-168-010 | REP | 91-19-018 |
| 132K-16-290 | NEW | 91-09-027 | 132K-16-550 | NEW-P | 91-03-150 | 132N-168-020 | REP-P | 91-15-072 |
| 132K-16-300 | NEW-E | 91-03-084 | 132K-16-550 | NEW-W | 91-17-052 | 132N-168-020 | REP | 91-19-018 |
| 132K-16-300 | NEW-P | 91-03-150 | 132K-16-560 | NEW-E | 91-03-084 | 132Q-03-005 | NEW-P | 91-14-057 |
| 132K-16-300 | NEW | 91-09-027 | 132K-16-560 | NEW-P | 91-03-150 | 132Q-03-005 | NEW | 91-17-075 |
| 132K-16-310 | NEW-E | 91-03-084 | 132K-16-560 | NEW-W | 91-17-052 | 132Q-03-010 | NEW-P | 91-14-057 |
| 132K-16-310 | NEW-P | 91-03-150 | 132N-128-010 | REP-P | 91-19-054 | 132Q-03-010 | NEW | 91-17-075 |
| 132K-16-310 | NEW | 91-09-027 | 132N-128-020 | REP-P | 91-19-054 | 132Q-03-020 | NEW-P | 91-14-057 |
| 132K-16-320 | NEW-E | 91-03-084 | 132N-128-030 | REP-P | 91-19-054 | 132Q-03-020 | NEW | 91-17-075 |
| 132K-16-320 | NEW-P | 91-03-150 | 132N-128-040 | REP-P | 91-19-054 | 132Q-03-030 | NEW-P | 91-14-057 |
| 132K-16-320 | NEW | 91-09-027 | 132N-128-050 | REP-P | 91-19-054 | 132Q-03-030 | NEW | 91-17-075 |
| 132K-16-330 | NEW-E | 91-03-084 | 132N-128-060 | REP-P | 91-19-054 | 132Q-06-016 | NEW-P | 91-14-060 |
| 132K-16-330 | NEW-P | 91-03-150 | 132N-128-070 | REP-P | 91-19-054 | 132Q-06-016 | NEW | 91-17-078 |
| 132K-16-330 | NEW | 91-09-027 | 132N-128-080 | REP-P | 91-19-054 | 132Q-108-010 | NEW-P | 91-14-058 |
| 132K-16-340 | NEW-E | 91-03-084 | 132N-128-085 | REP-P | 91-19-054 | 132Q-108-010 | NEW | 91-17-076 |
| 132K-16-340 | NEW-P | 91-03-150 | 132N-128-090 | REP-P | 91-19-054 | 132Q-108-020 | NEW-P | 91-14-058 |
| 132K-16-340 | NEW | 91-09-027 | 132N-128-100 | REP-P | 91-19-054 | 132Q-108-020 | NEW | 91-17-076 |
| 132K-16-350 | NEW-E | 91-03-084 | 132N-128-110 | REP-P | 91-19-054 | 132Q-108-030 | NEW-P | 91-14-058 |
| 132K-16-350 | NEW-P | 91-03-150 | 132N-128-112 | REP-P | 91-19-054 | 132Q-108-030 | NEW | 91-17-076 |
| 132K-16-350 | NEW | 91-09-027 | 132N-128-114 | REP-P | 91-19-054 | 132Q-108-040 | NEW-P | 91-14-058 |
| 132K-16-360 | NEW-E | 91-03-084 | 132N-128-116 | REP-P | 91-19-054 | 132Q-108-040 | NEW | 91-17-076 |
| 132K-16-360 | NEW-P | 91-03-150 | 132N-128-118 | REP-P | 91-19-054 | 132Q-108-050 | NEW-P | 91-14-058 |
| 132K-16-360 | NEW | 91-09-027 | 132N-128-120 | REP-P | 91-19-054 | 132Q-108-050 | NEW | 91-17-076 |
| 132K-16-370 | NEW-E | 91-03-084 | 132N-128-122 | NEW-P | 91-19-054 | 132Q-108-060 | NEW-P | 91-14-058 |
| 132K-16-370 | NEW-P | 91-03-150 | 132N-156-300 | AMD-P | 91-15-071 | 132Q-108-060 | NEW | 91-17-076 |
| 132K-16-370 | NEW | 91-09-027 | 132N-156-300 | AMD | 91-21-022 | 132Q-108-070 | NEW-P | 91-14-058 |
| 132K-16-380 | NEW-E | 91-03-084 | 132N-156-310 | AMD-P | 91-15-071 | 132Q-108-070 | NEW | 91-17-076 |
| 132K-16-380 | NEW-P | 91-03-150 | 132N-156-310 | AMD | 91-21-022 | 132Q-108-080 | NEW-P | 91-14-058 |
| 132K-16-380 | NEW | 91-09-027 | 132N-156-320 | AMD-P | 91-15-071 | 132Q-108-080 | NEW | 91-17-076 |
| 132K-16-390 | NEW-E | 91-03-084 | 132N-156-320 | AMD | 91-21-022 | 132Q-108-090 | NEW-P | 91-14-058 |
| 132K-16-390 | NEW-P | 91-03-150 | 132N-156-330 | AMD-P | 91-15-071 | 132Q-108-090 | NEW | 91-17-076 |
| 132K-16-390 | NEW | 91-09-027 | 132N-156-330 | AMD | 91-21-022 | 132Q-108-100 | NEW-P | 91-14-058 |
| 132K-16-400 | NEW-E | 91-03-084 | 132N-156-400 | AMD-P | 91-15-071 | 132Q-108-100 | NEW | 91-17-076 |
| 132K-16-400 | NEW-P | 91-03-150 | 132N-156-400 | AMD | 91-21-022 | 132Q-135-050 | NEW-P | 91-14-059 |
| 132K-16-400 | NEW | 91-09-027 | 132N-156-420 | AMD-P | 91-15-071 | 132Q-135-050 | NEW | 91-17-077 |
| 132K-16-410 | NEW-E | 91-03-084 | 132N-156-420 | AMD | 91-21-022 | 132S-30-036 | AMD-P | 91-02-101 |
| 132K-16-410 | NEW-P | 91-03-150 | 132N-156-430 | AMD-P | 91-15-071 | 132S-30-036 | AMD | 91-08-001 |
| 132K-16-410 | NEW | 91-09-027 | 132N-156-430 | AMD | 91-21-022 | 132Y-100-066 | NEW-P | 91-12-016 |
| 132K-16-420 | NEW-E | 91-03-084 | 132N-156-440 | AMD-P | 91-15-071 | 132Y-100-066 | NEW-W | 91-21-073 |
| 132K-16-420 | NEW-P | 91-03-150 | 132N-156-440 | AMD | 91-21-022 | 132Y-100-072 | AMD-P | 91-12-016 |
| 132K-16-420 | NEW | 91-09-027 | 132N-156-450 | AMD-P | 91-15-071 | 132Y-100-072 | AMD-W | 91-21-073 |
| 132K-16-430 | NEW-E | 91-03-084 | 132N-156-450 | AMD | 91-21-022 | 132Y-100-104 | AMD-P | 91-12-016 |
| 132K-16-430 | NEW-P | 91-03-150 | 132N-156-460 | AMD-P | 91-15-071 | 132Y-100-104 | AMD-W | 91-21-073 |
| 132K-16-430 | NEW | 91-09-027 | 132N-156-460 | AMD | 91-21-022 | 132Y-400-010 | NEW | 91-05-012 |
| 132K-16-440 | NEW-E | 91-03-084 | 132N-156-500 | AMD-P | 91-15-071 | 132Y-400-020 | NEW | 91-05-012 |
| 132K-16-440 | NEW-P | 91-03-150 | 132N-156-500 | AMD | 91-21-022 | 132Y-400-030 | NEW | 91-05-012 |
| 132K-16-440 | NEW | 91-09-027 | 132N-156-530 | AMD-P | 91-15-071 | 132Y-400-040 | NEW | 91-05-012 |
| 132K-16-450 | NEW-E | 91-03-084 | 132N-156-530 | AMD | 91-21-022 | 136-20-020 | AMD-P | 91-18-044 |
| 132K-16-450 | NEW-P | 91-03-150 | 132N-156-550 | AMD-P | 91-15-071 | 136-20-020 | AMD | 91-21-136 |
| 132K-16-450 | NEW | 91-09-027 | 132N-156-550 | AMD | 91-21-022 | 136-20-030 | AMD-P | 91-18-044 |
| 132K-16-460 | NEW-E | 91-03-084 | 132N-156-560 | AMD-P | 91-15-071 | 136-20-030 | AMD | 91-21-136 |
| 132K-16-460 | NEW-P | 91-03-150 | 132N-156-560 | AMD | 91-21-022 | 136-20-040 | AMD-P | 91-18-044 |
| 132K-16-460 | NEW | 91-09-027 | 132N-156-570 | AMD-P | 91-15-071 | 136-20-040 | AMD | 91-21-136 |
| 132K-16-470 | NEW-E | 91-03-084 | 132N-156-570 | AMD | 91-21-022 | 136-20-060 | AMD-P | 91-18-044 |
| 132K-16-470 | NEW-P | 91-03-150 | 132N-156-580 | NEW-P | 91-15-071 | 136-20-060 | AMD | 91-21-136 |
| 132K-16-470 | NEW | 91-09-027 | 132N-156-580 | NEW | 91-21-022 | 136-40-030 | AMD-P | 91-18-043 |
| 132K-16-480 | NEW-E | 91-03-084 | 132N-156-610 | AMD-P | 91-15-071 | 136-40-030 | AMD | 91-21-137 |
| 132K-16-480 | NEW-P | 91-03-150 | 132N-156-610 | AMD | 91-21-022 | 136-400-010 | NEW-P | 91-18-042 |
| 132K-16-480 | NEW | 91-09-027 | 132N-156-620 | AMD-P | 91-15-071 | 136-400-010 | NEW-E | 91-18-045 |
| 132K-16-490 | NEW-E | 91-03-084 | 132N-156-620 | AMD | 91-21-022 | 136-400-010 | NEW | 91-21-138 |
| 132K-16-490 | NEW-P | 91-03-150 | 132N-156-630 | AMD-P | 91-15-071 | 136-400-020 | NEW-P | 91-18-042 |
| 132K-16-490 | NEW-W | 91-17-052 | 132N-156-630 | AMD | 91-21-022 | 136-400-020 | NEW-E | 91-18-045 |
| 132K-16-500 | NEW-E | 91-03-084 | 132N-156-640 | AMD-P | 91-15-071 | 136-400-020 | NEW | 91-21-138 |

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| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
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| 136-400-030 | NEW-P | 91-18-042 | 172-190-040 | AMD-P | 91-21-108 | 173-181-085 | NEW-P | 91-14-110 |
| 136-400-030 | NEW-E | 91-18-045 | 172-190-050 | AMD-P | 91-21-108 | 173-181-090 | NEW-P | 91-14-110 |
| 136-400-030 | NEW | 91-21-138 | 172-190-060 | AMD-P | 91-21-108 | 173-181-092 | NEW-P | 91-14-110 |
| 136-400-040 | NEW-P | 91-18-042 | 172-190-070 | AMD-P | 91-21-108 | 173-181-094 | NEW-P | 91-14-110 |
| 136-400-040 | NEW-E | 91-18-045 | 172-190-080 | AMD-P | 91-21-108 | 173-181-096 | NEW-P | 91-14-110 |
| 136-400-040 | NEW | 91-21-138 | 172-190-090 | AMD-P | 91-21-108 | 173-181-098 | NEW-P | 91-14-110 |
| 136-400-050 | NEW-P | 91-18-042 | 172-190-100 | AMD-P | 91-21-108 | 173-201-010 | REP-P | 91-09-056 |
| 136-400-050 | NEW-E | 91-18-045 | 173-16-064 | NEW-P | 91-04-069 | 173-201-010 | REP-W | 91-10-048 |
| 136-400-050 | NEW | 91-21-138 | 173-16-064 | NEW-W | 91-05-042 | 173-201-010 | REP-P | 91-11-089 |
| 136-400-060 | NEW-P | 91-18-042 | 173-16-064 | NEW | 91-10-033 | 173-201-025 | REP-P | 91-09-056 |
| 136-400-060 | NEW-E | 91-18-045 | 173-19-120 | AMD-W | 91-02-112 | 173-201-025 | REP-W | 91-10-048 |
| 136-400-060 | NEW | 91-21-138 | 173-19-120 | AMD-P | 91-14-054 | 173-201-025 | REP-P | 91-11-089 |
| 136-400-070 | NEW-P | 91-18-042 | 173-19-1701 | AMD-P | 91-17-081 | 173-201-035 | REP-P | 91-09-056 |
| 136-400-070 | NEW-E | 91-18-045 | 173-19-220 | AMD-P | 91-09-054 | 173-201-035 | REP-W | 91-10-048 |
| 136-400-070 | NEW | 91-21-138 | 173-19-220 | AMD | 91-18-081 | 173-201-035 | REP-P | 91-11-089 |
| 136-400-080 | NEW-P | 91-18-042 | 173-19-2207 | AMD-P | 91-03-144 | 173-201-045 | REP-P | 91-09-056 |
| 136-400-080 | NEW-E | 91-18-045 | 173-19-2207 | AMD | 91-12-053 | 173-201-045 | REP-W | 91-10-048 |
| 136-400-080 | NEW | 91-21-138 | 173-19-230 | AMD | 91-03-145 | 173-201-045 | REP-P | 91-11-089 |
| 136-400-090 | NEW-P | 91-18-042 | 173-19-250 | AMD | 91-03-149 | 173-201-047 | REP-P | 91-09-056 |
| 136-400-090 | NEW-E | 91-18-045 | 173-19-2516 | AMD-P | 91-14-053 | 173-201-047 | REP-W | 91-10-048 |
| 136-400-090 | NEW | 91-21-138 | 173-19-2516 | AMD-C | 91-20-127 | 173-201-047 | REP-P | 91-11-089 |
| 136-400-100 | NEW-P | 91-18-042 | 173-19-2519 | AMD-W | 91-12-036 | 173-201-070 | REP-P | 91-09-056 |
| 136-400-100 | NEW-E | 91-18-045 | 173-19-2601 | AMD-P | 91-17-082 | 173-201-070 | REP-W | 91-10-048 |
| 136-400-100 | NEW | 91-21-138 | 173-19-2601 | AMD-C | 91-19-030 | 173-201-070 | REP-P | 91-11-089 |
| 136-400-110 | NEW-P | 91-18-042 | 173-19-280 | AMD-P | 91-03-141 | 173-201-080 | REP-P | 91-09-056 |
| 136-400-110 | NEW-E | 91-18-045 | 173-19-280 | AMD-W | 91-11-088 | 173-201-080 | REP-W | 91-10-048 |
| 136-400-110 | NEW | 91-21-138 | 173-19-280 | AMD-P | 91-14-100 | 173-201-080 | REP-P | 91-11-089 |
| 136-400-120 | NEW-P | 91-18-042 | 173-19-3203 | AMD | 91-03-147 | 173-201-085 | REP-P | 91-09-056 |
| 136-400-120 | NEW-E | 91-18-045 | 173-19-3204 | AMD-P | 91-14-052 | 173-201-085 | REP-W | 91-10-048 |
| 136-400-120 | NEW | 91-21-138 | 173-19-3205 | AMD | 91-03-146 | 173-201-085 | REP-P | 91-11-089 |
| 136-400-130 | NEW-P | 91-18-042 | 173-19-3206 | AMD-P | 91-17-080 | 173-201-090 | REP-P | 91-09-056 |
| 136-400-130 | NEW-E | 91-18-045 | 173-19-3208 | AMD | 91-03-148 | 173-201-090 | REP-W | 91-10-048 |
| 136-400-130 | NEW | 91-21-138 | 173-19-3209 | AMD | 91-04-070 | 173-201-090 | REP-P | 91-11-089 |
| 137-12A-010 | AMD | 91-10-018 | 173-19-3210 | AMD | 91-04-071 | 173-201-100 | REP-P | 91-09-056 |
| 137-12A-020 | AMD | 91-10-018 | 173-19-350 | AMD-P | 91-03-143 | 173-201-100 | REP-W | 91-10-048 |
| 137-12A-030 | AMD | 91-10-018 | 173-19-350 | AMD | 91-12-052 | 173-201-100 | REP-P | 91-11-089 |
| 137-12A-050 | AMD | 91-10-018 | 173-19-360 | AMD | 91-04-072 | 173-201-110 | REP-P | 91-09-056 |
| 137-12A-060 | AMD | 91-10-018 | 173-19-360 | AMD-P | 91-05-063 | 173-201-110 | REP-W | 91-10-048 |
| 137-12A-070 | AMD | 91-10-018 | 173-19-360 | AMD-C | 91-06-094 | 173-201-110 | REP-P | 91-11-089 |
| 137-12A-090 | AMD | 91-10-018 | 173-19-360 | AMD | 91-12-054 | 173-201-120 | REP-P | 91-09-056 |
| 139-05-230 | AMD-P | 91-10-089 | 173-19-420 | AMD-P | 91-14-051 | 173-201-120 | REP-W | 91-10-048 |
| 139-05-230 | AMD | 91-14-011 | 173-19-4205 | AMD-P | 91-04-079 | 173-201-120 | REP-P | 91-11-089 |
| 139-10-212 | AMD-P | 91-10-088 | 173-19-4205 | AMD | 91-09-055 | 173-202-020 | AMD-E | 91-17-006 |
| 139-10-212 | AMD | 91-14-010 | 173-160-040 | AMD-E | 91-04-073 | 173-203-010 | NEW-P | 91-09-056 |
| 143-06-130 | AMD-P | 91-04-090 | 173-160-040 | AMD-P | 91-12-039 | 173-203-010 | NEW-W | 91-10-048 |
| 143-06-130 | AMD | 91-07-033 | 173-160-040 | AMD-E | 91-12-041 | 173-203-010 | NEW-P | 91-11-089 |
| 154-300-005 | NEW-P | 91-02-098 | 173-160-040 | AMD-C | 91-15-104 | 173-203-020 | NEW-P | 91-09-056 |
| 154-300-005 | NEW | 91-05-084 | 173-160-040 | AMD-C | 91-19-109 | 173-203-020 | NEW-W | 91-10-048 |
| 154-300-010 | NEW-P | 91-02-098 | 173-160-040 | AMD-E | 91-20-132 | 173-203-020 | NEW-P | 91-11-089 |
| 154-300-010 | NEW | 91-05-084 | 173-166 | AMD-C | 91-02-099 | 173-203-030 | NEW-P | 91-09-056 |
| 154-300-020 | NEW-P | 91-02-098 | 173-166 | AMD | 91-03-081 | 173-203-030 | NEW-W | 91-10-048 |
| 154-300-020 | NEW | 91-05-084 | 173-166-010 | AMD | 91-03-081 | 173-203-030 | NEW-P | 91-11-089 |
| 154-300-030 | NEW-P | 91-02-098 | 173-166-020 | AMD | 91-03-081 | 173-203-040 | NEW-P | 91-09-056 |
| 154-300-030 | NEW | 91-05-084 | 173-166-030 | AMD | 91-03-081 | 173-203-040 | NEW-W | 91-10-048 |
| 154-300-040 | NEW-P | 91-02-098 | 173-166-040 | AMD | 91-03-081 | 173-203-040 | NEW-P | 91-11-089 |
| 154-300-040 | NEW | 91-05-084 | 173-166-050 | AMD | 91-03-081 | 173-203-050 | NEW-P | 91-09-056 |
| 154-300-050 | NEW-P | 91-02-098 | 173-166-060 | AMD | 91-03-081 | 173-203-050 | NEW-W | 91-10-048 |
| 154-300-050 | NEW | 91-05-084 | 173-166-070 | AMD | 91-03-081 | 173-203-050 | NEW-P | 91-11-089 |
| 154-300-060 | NEW-P | 91-02-098 | 173-166-080 | NEW | 91-03-081 | 173-203-060 | NEW-P | 91-09-056 |
| 154-300-060 | NEW | 91-05-084 | 173-166-090 | NEW | 91-03-081 | 173-203-060 | NEW-W | 91-10-048 |
| 154-300-070 | NEW-P | 91-02-098 | 173-166-100 | NEW | 91-03-081 | 173-203-060 | NEW-P | 91-11-089 |
| 154-300-070 | NEW | 91-05-084 | 173-166-110 | NEW | 91-03-081 | 173-203-070 | NEW-P | 91-09-056 |
| 154-300-080 | NEW-P | 91-02-098 | 173-166-120 | NEW | 91-03-081 | 173-203-070 | NEW-W | 91-10-048 |
| 154-300-080 | NEW | 91-05-084 | 173-166-130 | NEW | 91-03-081 | 173-203-070 | NEW-P | 91-11-089 |
| 154-300-090 | NEW-P | 91-02-098 | 173-166-140 | NEW | 91-03-081 | 173-203-080 | NEW-P | 91-09-056 |
| 154-300-090 | NEW | 91-05-084 | 173-181-010 | NEW-P | 91-14-110 | 173-203-080 | NEW-W | 91-10-048 |
| 154-300-100 | NEW-P | 91-02-098 | 173-181-020 | NEW-P | 91-14-110 | 173-203-080 | NEW-P | 91-11-089 |
| 154-300-100 | NEW | 91-05-084 | 173-181-030 | NEW-P | 91-14-110 | 173-203-090 | NEW-P | 91-09-056 |
| 154-300-110 | NEW-P | 91-02-098 | 173-181-035 | NEW-P | 91-14-110 | 173-203-090 | NEW-W | 91-10-048 |
| 154-300-110 | NEW | 91-05-084 | 173-181-040 | NEW-P | 91-14-110 | 173-203-090 | NEW-P | 91-11-089 |
| 154-300-120 | NEW-P | 91-02-098 | 173-181-045 | NEW-P | 91-14-110 | 173-203-100 | NEW-P | 91-09-056 |
| 154-300-120 | NEW | 91-05-084 | 173-181-050 | NEW-P | 91-14-110 | 173-203-100 | NEW-W | 91-10-048 |
| 172-123-010 | NEW-P | 91-21-107 | 173-181-060 | NEW-P | 91-14-110 | 173-203-100 | NEW-P | 91-11-089 |
| 172-190-010 | AMD-P | 91-21-108 | 173-181-065 | NEW-P | 91-14-110 | 173-203-110 | NEW-P | 91-09-056 |
| 172-190-020 | AMD-P | 91-21-108 | 173-181-070 | NEW-P | 91-14-110 | 173-203-110 | NEW-W | 91-10-048 |
| 172-190-030 | AMD-P | 91-21-108 | 173-181-075 | NEW-P | 91-14-110 | 173-203-110 | NEW-P | 91-11-089 |
| 172-190-035 | AMD-P | 91-21-108 | 173-181-080 | NEW-P | 91-14-110 | 173-203-120 | NEW-P | 91-09-056 |

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| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
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| 173-203-120 | NEW-W | 91-10-048 | 173-270-040 | NEW-P | 91-04-091 | 173-305-02001 | NEW-E | 91-03-139 |
| 173-203-120 | NEW-P | 91-11-089 | 173-270-040 | NEW | 91-11-091 | 173-305-030 | REP-E | 91-03-139 |
| 173-203-130 | NEW-P | 91-09-056 | 173-270-050 | NEW-P | 91-04-091 | 173-305-030 | AMD | 91-08-040 |
| 173-203-130 | NEW-W | 91-10-048 | 173-270-050 | NEW | 91-11-091 | 173-305-03001 | NEW-E | 91-03-139 |
| 173-203-130 | NEW-P | 91-11-089 | 173-270-060 | NEW-P | 91-04-091 | 173-305-040 | REP-E | 91-03-139 |
| 173-203-140 | NEW-P | 91-09-056 | 173-270-060 | NEW | 91-11-091 | 173-305-040 | AMD | 91-08-040 |
| 173-203-140 | NEW-W | 91-10-048 | 173-270-070 | NEW-P | 91-04-091 | 173-305-04001 | NEW-E | 91-03-139 |
| 173-203-140 | NEW-P | 91-11-089 | 173-270-070 | NEW | 91-11-091 | 173-305-050 | REP-E | 91-03-139 |
| 173-203-150 | NEW-P | 91-09-056 | 173-270-080 | NEW-P | 91-04-091 | 173-305-050 | AMD | 91-08-040 |
| 173-203-150 | NEW-W | 91-10-048 | 173-270-080 | NEW | 91-11-091 | 173-305-05001 | NEW-E | 91-03-139 |
| 173-203-150 | NEW-P | 91-11-089 | 173-270-090 | NEW-P | 91-04-091 | 173-305-060 | REP-E | 91-03-139 |
| 173-203-160 | NEW-P | 91-09-056 | 173-270-090 | NEW | 91-11-091 | 173-305-06001 | NEW-E | 91-03-139 |
| 173-203-160 | NEW-W | 91-10-048 | 173-270-100 | NEW-P | 91-04-091 | 173-305-070 | REP-E | 91-03-139 |
| 173-203-160 | NEW-P | 91-11-089 | 173-270-100 | NEW | 91-11-091 | 173-305-07001 | NEW-E | 91-03-139 |
| 173-203-170 | NEW-P | 91-09-056 | 173-300-070 | AMD-P | 91-09-053 | 173-305-080 | REP-E | 91-03-139 |
| 173-203-170 | NEW-W | 91-10-048 | 173-300-070 | AMD | 91-12-040 | 173-305-090 | REP-E | 91-03-139 |
| 173-203-170 | NEW-P | 91-11-089 | 173-303 | PREP | 91-15-105 | 173-305-110 | NEW | 91-08-040 |
| 173-203-180 | NEW-P | 91-09-056 | 173-303-016 | AMD | 91-07-005 | 173-305-120 | NEW | 91-08-040 |
| 173-203-180 | NEW-W | 91-10-048 | 173-303-017 | AMD | 91-07-005 | 173-305-210 | NEW | 91-08-040 |
| 173-203-180 | NEW-P | 91-11-089 | 173-303-040 | AMD | 91-07-005 | 173-305-220 | NEW | 91-08-040 |
| 173-204 | NEW-C | 91-03-094 | 173-303-045 | AMD | 91-07-005 | 173-305-230 | NEW | 91-08-040 |
| 173-204 | NEW-C | 91-06-098 | 173-303-070 | AMD | 91-07-005 | 173-305-240 | NEW | 91-08-040 |
| 173-204-100 | NEW | 91-08-019 | 173-303-071 | AMD | 91-07-005 | 173-307-010 | NEW | 91-08-041 |
| 173-204-110 | NEW | 91-08-019 | 173-303-072 | AMD | 91-07-005 | 173-307-010 | AMD-P | 91-14-099 |
| 173-204-120 | NEW | 91-08-019 | 173-303-081 | AMD | 91-07-005 | 173-307-010 | AMD | 91-20-131 |
| 173-204-130 | NEW | 91-08-019 | 173-303-084 | AMD | 91-07-005 | 173-307-015 | NEW | 91-08-041 |
| 173-204-200 | NEW | 91-08-019 | 173-303-090 | AMD | 91-07-005 | 173-307-015 | AMD-P | 91-14-099 |
| 173-204-300 | NEW | 91-08-019 | 173-303-103 | AMD | 91-07-005 | 173-307-015 | AMD | 91-20-131 |
| 173-204-310 | NEW | 91-08-019 | 173-303-110 | AMD | 91-07-005 | 173-307-020 | NEW | 91-08-041 |
| 173-204-315 | NEW | 91-08-019 | 173-303-120 | AMD | 91-07-005 | 173-307-020 | AMD-P | 91-14-099 |
| 173-204-320 | NEW | 91-08-019 | 173-303-145 | AMD | 91-07-005 | 173-307-020 | AMD | 91-20-131 |
| 173-204-330 | NEW | 91-08-019 | 173-303-160 | AMD | 91-07-005 | 173-307-030 | NEW | 91-08-041 |
| 173-204-340 | NEW | 91-08-019 | 173-303-200 | AMD | 91-07-005 | 173-307-030 | AMD-P | 91-14-099 |
| 173-204-350 | NEW | 91-08-019 | 173-303-201 | AMD | 91-07-005 | 173-307-030 | AMD | 91-20-131 |
| 173-204-400 | NEW | 91-08-019 | 173-303-210 | AMD | 91-07-005 | 173-307-040 | NEW | 91-08-041 |
| 173-204-410 | NEW | 91-08-019 | 173-303-220 | AMD | 91-07-005 | 173-307-040 | AMD-P | 91-14-099 |
| 173-204-415 | NEW | 91-08-019 | 173-303-230 | AMD | 91-07-005 | 173-307-040 | AMD | 91-20-131 |
| 173-204-420 | NEW | 91-08-019 | 173-303-320 | AMD | 91-07-005 | 173-307-050 | NEW | 91-08-041 |
| 173-204-500 | NEW | 91-08-019 | 173-303-360 | AMD | 91-07-005 | 173-307-060 | NEW | 91-08-041 |
| 173-204-510 | NEW | 91-08-019 | 173-303-380 | AMD | 91-07-005 | 173-307-060 | AMD-P | 91-14-099 |
| 173-204-520 | NEW | 91-08-019 | 173-303-390 | AMD | 91-07-005 | 173-307-060 | AMD | 91-20-131 |
| 173-204-530 | NEW | 91-08-019 | 173-303-400 | AMD | 91-07-005 | 173-307-060 | NEW | 91-08-041 |
| 173-204-540 | NEW | 91-08-019 | 173-303-500 | AMD | 91-07-005 | 173-307-070 | AMD-P | 91-14-099 |
| 173-204-550 | NEW | 91-08-019 | 173-303-510 | RE-AD | 91-07-005 | 173-307-070 | AMD | 91-20-131 |
| 173-204-560 | NEW | 91-08-019 | 173-303-515 | RE-AD | 91-07-005 | 173-307-080 | NEW | 91-08-041 |
| 173-204-570 | NEW | 91-08-019 | 173-303-520 | RE-AD | 91-07-005 | 173-307-080 | AMD-P | 91-14-099 |
| 173-204-580 | NEW | 91-08-019 | 173-303-525 | AMD | 91-07-005 | 173-307-080 | AMD | 91-20-131 |
| 173-204-590 | NEW | 91-08-019 | 173-303-550 | AMD | 91-07-005 | 173-307-090 | NEW | 91-08-041 |
| 173-204-600 | NEW | 91-08-019 | 173-303-560 | RE-AD | 91-07-005 | 173-307-100 | NEW | 91-08-041 |
| 173-204-610 | NEW | 91-08-019 | 173-303-600 | AMD | 91-07-005 | 173-307-110 | NEW | 91-08-041 |
| 173-204-620 | NEW | 91-08-019 | 173-303-610 | AMD | 91-07-005 | 173-307-120 | NEW | 91-08-041 |
| 173-224 | PREP | 91-15-106 | 173-303-620 | AMD | 91-07-005 | 173-307-130 | NEW | 91-08-041 |
| 173-224-015 | AMD-P | 91-03-080 | 173-303-630 | AMD | 91-07-005 | 173-307-140 | NEW | 91-08-041 |
| 173-224-015 | AMD-W | 91-11-047 | 173-303-645 | AMD | 91-07-005 | 173-312 | AMD | 91-11-090 |
| 173-224-015 | AMD-P | 91-19-083 | 173-303-650 | RE-AD | 91-07-005 | 173-312-010 | AMD | 91-11-090 |
| 173-224-020 | AMD-P | 91-19-083 | 173-303-680 | NEW | 91-07-005 | 173-312-020 | AMD | 91-11-090 |
| 173-224-030 | AMD-P | 91-03-080 | 173-303-800 | AMD | 91-07-005 | 173-312-030 | AMD | 91-11-090 |
| 173-224-030 | AMD-W | 91-11-047 | 173-303-802 | AMD | 91-07-005 | 173-312-040 | AMD | 91-11-090 |
| 173-224-030 | AMD-P | 91-19-083 | 173-303-805 | AMD | 91-07-005 | 173-312-050 | AMD | 91-11-090 |
| 173-224-040 | AMD-P | 91-03-080 | 173-303-806 | AMD | 91-07-005 | 173-312-060 | NEW | 91-11-090 |
| 173-224-040 | AMD-W | 91-11-047 | 173-303-807 | AMD | 91-07-005 | 173-312-070 | NEW | 91-11-090 |
| 173-224-040 | AMD-P | 91-19-083 | 173-303-808 | AMD | 91-07-005 | 173-312-080 | NEW | 91-11-090 |
| 173-224-050 | AMD-P | 91-03-080 | 173-303-810 | AMD | 91-07-005 | 173-312-090 | NEW | 91-11-090 |
| 173-224-050 | AMD-W | 91-11-047 | 173-303-830 | AMD | 91-07-005 | 173-312-100 | NEW | 91-11-090 |
| 173-224-050 | AMD-P | 91-19-083 | 173-303-902 | PREP | 91-08-018 | 173-319 | PREP | 91-10-032 |
| 173-224-090 | AMD-P | 91-03-080 | 173-303-9903 | AMD | 91-07-005 | 173-331-010 | NEW | 91-05-020 |
| 173-224-090 | AMD-W | 91-11-047 | 173-303-9904 | AMD | 91-07-005 | 173-331-100 | NEW | 91-05-020 |
| 173-224-090 | AMD-P | 91-19-083 | 173-303-9906 | AMD | 91-07-005 | 173-331-200 | NEW | 91-05-020 |
| 173-224-100 | AMD-P | 91-19-083 | 173-303-9907 | AMD | 91-07-005 | 173-331-210 | NEW | 91-05-020 |
| 173-224-120 | AMD-P | 91-19-083 | 173-305-010 | REP-E | 91-03-139 | 173-331-220 | NEW | 91-05-020 |
| 173-230-090 | AMD | 91-13-058 | 173-305-010 | AMD | 91-08-040 | 173-331-300 | NEW | 91-05-020 |
| 173-270-010 | NEW-P | 91-04-091 | 173-305-01001 | NEW-E | 91-03-139 | 173-331-400 | NEW | 91-05-020 |
| 173-270-010 | NEW | 91-11-091 | 173-305-015 | REP-E | 91-03-139 | 173-331-410 | NEW | 91-05-020 |
| 173-270-020 | NEW-P | 91-04-091 | 173-305-015 | AMD | 91-08-040 | 173-331-500 | NEW | 91-05-020 |
| 173-270-020 | NEW | 91-11-091 | 173-305-01501 | NEW-E | 91-03-139 | 173-331-600 | NEW | 91-05-020 |
| 173-270-030 | NEW-P | 91-04-091 | 173-305-020 | REP-E | 91-03-139 | 173-340-120 | AMD | 91-04-019 |
| 173-270-030 | NEW | 91-11-091 | 173-305-020 | AMD | 91-08-040 | 173-340-200 | AMD | 91-04-019 |

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| WAC # | | WSR # | WAC # | | WSR # | WAC # | | WSR # |
|-------------|-------|-----------|-------------|------|-----------|-------------|-------|-----------|
| 173-340-210 | AMD | 91-04-019 | 173-403-010 | REP | 91-05-064 | 173-460-090 | NEW | 91-13-079 |
| 173-340-300 | AMD | 91-04-019 | 173-403-020 | REP | 91-05-064 | 173-460-100 | NEW | 91-13-079 |
| 173-340-350 | AMD | 91-04-019 | 173-403-030 | REP | 91-05-064 | 173-460-110 | NEW | 91-13-079 |
| 173-340-360 | AMD | 91-04-019 | 173-403-050 | REP | 91-05-064 | 173-460-120 | NEW | 91-13-079 |
| 173-340-420 | AMD | 91-04-019 | 173-403-060 | REP | 91-05-064 | 173-460-130 | NEW | 91-13-079 |
| 173-340-430 | AMD | 91-04-019 | 173-403-070 | REP | 91-05-064 | 173-460-140 | NEW | 91-13-079 |
| 173-340-440 | NEW | 91-04-019 | 173-403-075 | REP | 91-05-064 | 173-460-150 | NEW | 91-13-079 |
| 173-340-450 | NEW | 91-04-019 | 173-403-080 | REP | 91-05-064 | 173-460-160 | NEW | 91-13-079 |
| 173-340-700 | AMD | 91-04-019 | 173-403-090 | REP | 91-05-064 | 173-490-010 | AMD | 91-05-064 |
| 173-340-702 | NEW | 91-04-019 | 173-403-100 | REP | 91-05-064 | 173-490-020 | AMD | 91-05-064 |
| 173-340-704 | NEW | 91-04-019 | 173-403-110 | REP | 91-05-064 | 173-490-025 | AMD | 91-05-064 |
| 173-340-705 | NEW | 91-04-019 | 173-403-120 | REP | 91-05-064 | 173-490-030 | AMD | 91-05-064 |
| 173-340-706 | NEW | 91-04-019 | 173-403-130 | REP | 91-05-064 | 173-490-040 | AMD | 91-05-064 |
| 173-340-707 | NEW | 91-04-019 | 173-403-141 | REP | 91-05-064 | 173-490-070 | REP | 91-05-064 |
| 173-340-708 | NEW | 91-04-019 | 173-403-145 | REP | 91-05-064 | 173-490-071 | REP | 91-05-064 |
| 173-340-710 | NEW | 91-04-019 | 173-403-150 | REP | 91-05-064 | 173-490-080 | AMD | 91-05-064 |
| 173-340-720 | NEW | 91-04-019 | 173-403-160 | REP | 91-05-064 | 173-490-090 | AMD | 91-05-064 |
| 173-340-730 | NEW | 91-04-019 | 173-403-170 | REP | 91-05-064 | 173-490-120 | REP | 91-05-064 |
| 173-340-740 | NEW | 91-04-019 | 173-403-180 | REP | 91-05-064 | 173-490-130 | REP | 91-05-064 |
| 173-340-745 | NEW | 91-04-019 | 173-403-190 | REP | 91-05-064 | 173-490-135 | REP | 91-05-064 |
| 173-340-750 | NEW | 91-04-019 | 173-405-012 | AMD | 91-05-064 | 173-490-140 | REP | 91-05-064 |
| 173-340-760 | NEW | 91-04-019 | 173-405-021 | AMD | 91-05-064 | 173-490-150 | REP | 91-05-064 |
| 173-340-830 | AMD | 91-04-019 | 173-405-033 | AMD | 91-05-064 | 173-490-200 | AMD | 91-05-064 |
| 173-360-110 | AMD-P | 91-17-079 | 173-405-035 | AMD | 91-05-064 | 173-490-201 | AMD | 91-05-064 |
| 173-360-120 | AMD-P | 91-17-079 | 173-405-040 | AMD | 91-05-064 | 173-490-202 | AMD | 91-05-064 |
| 173-360-130 | AMD-P | 91-17-079 | 173-405-041 | REP | 91-05-064 | 173-490-203 | AMD | 91-05-064 |
| 173-360-200 | AMD-P | 91-17-079 | 173-405-045 | AMD | 91-05-064 | 173-490-204 | AMD | 91-05-064 |
| 173-360-220 | NEW-W | 91-04-022 | 173-405-061 | AMD | 91-05-064 | 173-490-205 | AMD | 91-05-064 |
| 173-360-230 | NEW-W | 91-04-022 | 173-405-072 | AMD | 91-05-064 | 173-490-207 | AMD | 91-05-064 |
| 173-360-305 | AMD-P | 91-17-079 | 173-405-077 | AMD | 91-05-064 | 173-490-208 | AMD | 91-05-064 |
| 173-360-310 | AMD-P | 91-17-079 | 173-405-078 | AMD | 91-05-064 | 173-491-010 | NEW-P | 91-02-107 |
| 173-360-330 | AMD-P | 91-17-079 | 173-405-086 | AMD | 91-05-064 | 173-491-010 | NEW | 91-14-101 |
| 173-360-345 | AMD-P | 91-17-079 | 173-405-087 | AMD | 91-05-064 | 173-491-015 | NEW-P | 91-02-107 |
| 173-360-350 | AMD-P | 91-17-079 | 173-405-091 | AMD | 91-05-064 | 173-491-015 | NEW | 91-14-101 |
| 173-360-370 | AMD-P | 91-17-079 | 173-410-012 | AMD | 91-05-064 | 173-491-020 | NEW-P | 91-02-107 |
| 173-360-380 | AMD-P | 91-17-079 | 173-410-021 | AMD | 91-05-064 | 173-491-020 | NEW | 91-14-101 |
| 173-360-385 | AMD-P | 91-17-079 | 173-410-035 | AMD | 91-05-064 | 173-491-030 | NEW-P | 91-02-107 |
| 173-360-390 | AMD-P | 91-17-079 | 173-410-040 | AMD | 91-05-064 | 173-491-030 | NEW | 91-14-101 |
| 173-360-395 | AMD-P | 91-17-079 | 173-410-042 | REP | 91-05-064 | 173-491-040 | NEW-P | 91-02-107 |
| 173-360-403 | AMD-P | 91-17-079 | 173-410-045 | AMD | 91-05-064 | 173-491-040 | NEW | 91-14-101 |
| 173-360-473 | AMD-P | 91-17-079 | 173-410-062 | AMD | 91-05-064 | 173-491-050 | NEW-P | 91-02-107 |
| 173-360-480 | AMD-P | 91-17-079 | 173-410-067 | AMD | 91-05-064 | 173-491-050 | NEW | 91-14-101 |
| 173-360-610 | AMD-P | 91-17-079 | 173-410-071 | AMD | 91-05-064 | 173-492 | PREP | 91-20-130 |
| 173-360-620 | NEW-W | 91-04-022 | 173-410-086 | AMD | 91-05-064 | 173-500-080 | NEW-E | 91-04-080 |
| 173-360-630 | AMD-P | 91-17-079 | 173-410-087 | AMD | 91-05-064 | 173-500-080 | NEW-P | 91-12-038 |
| 173-360-650 | AMD-P | 91-17-079 | 173-410-100 | NEW | 91-05-064 | 173-500-080 | NEW-E | 91-12-042 |
| 173-360-655 | AMD-P | 91-17-079 | 173-415-010 | AMD | 91-05-064 | 173-500-080 | NEW | 91-18-011 |
| 173-360-695 | NEW-P | 91-17-079 | 173-415-020 | AMD | 91-05-064 | 173-548-050 | AMD-E | 91-04-073 |
| 173-400-010 | AMD | 91-05-064 | 173-415-030 | AMD | 91-05-064 | 173-548-050 | AMD-P | 91-12-039 |
| 173-400-020 | AMD | 91-05-064 | 173-415-040 | AMD | 91-05-064 | 173-548-050 | AMD-E | 91-12-041 |
| 173-400-030 | AMD | 91-05-064 | 173-415-041 | REP | 91-05-064 | 173-548-050 | AMD-C | 91-15-104 |
| 173-400-040 | AMD | 91-05-064 | 173-415-045 | AMD | 91-05-064 | 173-548-050 | AMD-C | 91-19-109 |
| 173-400-050 | AMD | 91-05-064 | 173-415-050 | AMD | 91-05-064 | 173-548-050 | AMD-E | 91-20-132 |
| 173-400-060 | AMD | 91-05-064 | 173-415-051 | AMD | 91-05-064 | 178-01-010 | NEW-E | 91-18-003 |
| 173-400-070 | AMD | 91-05-064 | 173-415-060 | AMD | 91-05-064 | 178-01-010 | NEW-P | 91-20-001 |
| 173-400-075 | AMD | 91-05-064 | 173-415-070 | AMD | 91-05-064 | 180-25-025 | AMD-P | 91-08-070 |
| 173-400-100 | AMD | 91-05-064 | 173-415-080 | AMD | 91-05-064 | 180-25-025 | AMD | 91-12-058 |
| 173-400-105 | AMD | 91-05-064 | 173-422 | PREP | 91-19-031 | 180-26-020 | AMD-P | 91-08-071 |
| 173-400-110 | AMD | 91-05-064 | 173-425 | PREP | 91-21-112 | 180-26-020 | AMD | 91-12-057 |
| 173-400-115 | AMD | 91-05-064 | 173-433 | AMD | 91-07-066 | 180-26-057 | AMD-E | 91-15-030 |
| 173-400-120 | AMD | 91-05-064 | 173-433 | PREP | 91-20-129 | 180-26-057 | AMD-P | 91-17-073 |
| 173-400-131 | NEW | 91-05-064 | 173-433-030 | AMD | 91-07-066 | 180-26-057 | AMD | 91-20-151 |
| 173-400-136 | NEW | 91-05-064 | 173-433-100 | AMD | 91-07-066 | 180-26-058 | NEW-E | 91-15-030 |
| 173-400-141 | NEW | 91-05-064 | 173-433-110 | AMD | 91-07-066 | 180-26-058 | NEW-P | 91-17-073 |
| 173-400-151 | NEW | 91-05-064 | 173-433-120 | AMD | 91-07-066 | 180-26-058 | NEW | 91-20-151 |
| 173-400-161 | NEW | 91-05-064 | 173-433-130 | AMD | 91-07-066 | 180-26-060 | AMD-P | 91-08-067 |
| 173-400-171 | NEW | 91-05-064 | 173-433-140 | NEW | 91-07-066 | 180-26-060 | AMD | 91-12-055 |
| 173-400-180 | NEW | 91-05-064 | 173-433-150 | AMD | 91-07-066 | 180-27-018 | AMD-P | 91-08-068 |
| 173-400-190 | NEW | 91-05-064 | 173-433-170 | AMD | 91-07-066 | 180-27-018 | AMD | 91-12-059 |
| 173-400-200 | NEW | 91-05-064 | 173-460-010 | NEW | 91-13-079 | 180-27-032 | NEW-P | 91-08-069 |
| 173-400-205 | NEW | 91-05-064 | 173-460-020 | NEW | 91-13-079 | 180-27-032 | NEW | 91-12-056 |
| 173-400-210 | NEW | 91-05-064 | 173-460-030 | NEW | 91-13-079 | 180-27-058 | AMD-P | 91-08-068 |
| 173-400-220 | NEW | 91-05-064 | 173-460-040 | NEW | 91-13-079 | 180-27-058 | AMD | 91-12-059 |
| 173-400-230 | NEW | 91-05-064 | 173-460-050 | NEW | 91-13-079 | 180-27-115 | AMD-P | 91-08-068 |
| 173-400-240 | NEW | 91-05-064 | 173-460-060 | NEW | 91-13-079 | 180-27-115 | AMD | 91-12-059 |
| 173-400-250 | NEW | 91-05-064 | 173-460-070 | NEW | 91-13-079 | 180-29-107 | AMD-P | 91-08-067 |
| 173-400-260 | NEW | 91-05-064 | 173-460-080 | NEW | 91-13-079 | 180-29-107 | AMD | 91-12-055 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # |
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| 180-29-1075 | AMD-E | 91-15-030 | 182-18-005 | NEW-P | 91-05-079 |
| 180-29-1075 | AMD-P | 91-17-073 | 182-18-005 | NEW | 91-17-043 |
| 180-29-1075 | AMD | 91-20-151 | 182-18-010 | NEW-P | 91-05-079 |
| 180-29-1076 | NEW-E | 91-15-030 | 182-18-010 | NEW | 91-17-043 |
| 180-29-1076 | NEW-P | 91-17-073 | 182-18-020 | NEW-P | 91-05-079 |
| 180-29-1076 | NEW | 91-20-151 | 182-18-020 | NEW | 91-17-043 |
| 180-29-115 | AMD-E | 91-15-030 | 182-18-030 | NEW-P | 91-05-079 |
| 180-29-115 | AMD-P | 91-17-073 | 182-18-030 | NEW | 91-17-043 |
| 180-29-115 | AMD | 91-20-151 | 182-18-040 | NEW-P | 91-05-079 |
| 180-29-116 | NEW-E | 91-15-030 | 182-18-040 | NEW | 91-17-043 |
| 180-29-116 | NEW-P | 91-17-073 | 182-18-050 | NEW-P | 91-05-079 |
| 180-29-116 | NEW | 91-20-151 | 182-18-050 | NEW | 91-17-043 |
| 180-33-013 | NEW-P | 91-08-070 | 182-18-060 | NEW-P | 91-05-079 |
| 180-33-013 | NEW | 91-12-058 | 182-18-060 | NEW | 91-17-043 |
| 180-33-015 | AMD-P | 91-08-070 | 182-18-070 | NEW-P | 91-05-079 |
| 180-33-015 | AMD | 91-12-058 | 182-18-070 | NEW | 91-17-043 |
| 180-33-020 | AMD-P | 91-08-070 | 182-18-080 | NEW-P | 91-05-079 |
| 180-33-020 | AMD | 91-12-058 | 182-18-080 | NEW | 91-17-043 |
| 180-33-023 | NEW-P | 91-08-070 | 182-18-090 | NEW-P | 91-05-079 |
| 180-33-023 | NEW | 91-12-058 | 182-18-090 | NEW | 91-17-043 |
| 180-33-035 | AMD-P | 91-08-070 | 182-18-100 | NEW-P | 91-05-079 |
| 180-33-035 | AMD | 91-12-058 | 182-18-100 | NEW | 91-17-043 |
| 180-44-050 | AMD-P | 91-05-068 | 182-18-110 | NEW-P | 91-05-079 |
| 180-44-050 | AMD | 91-08-055 | 182-18-110 | NEW | 91-17-043 |
| 180-51-085 | AMD | 91-11-018 | 182-18-120 | NEW-P | 91-05-079 |
| 180-55-005 | AMD | 91-04-015 | 182-18-120 | NEW | 91-17-043 |
| 180-55-015 | AMD | 91-04-015 | 182-18-130 | NEW-P | 91-05-079 |
| 180-75-081 | AMD-P | 91-20-152 | 182-18-130 | NEW | 91-17-043 |
| 180-78-047 | AMD-P | 91-20-152 | 182-18-140 | NEW-P | 91-05-079 |
| 180-78-125 | REP-P | 91-20-152 | 182-18-140 | NEW | 91-17-043 |
| 180-78-145 | AMD-P | 91-20-152 | 182-18-150 | NEW-P | 91-05-079 |
| 180-78-165 | AMD-P | 91-20-152 | 182-18-150 | NEW | 91-17-043 |
| 180-78-170 | AMD-P | 91-20-152 | 182-18-160 | NEW-P | 91-05-079 |
| 180-78-196 | NEW-P | 91-20-152 | 182-18-160 | NEW | 91-17-043 |
| 180-78-200 | NEW-P | 91-20-152 | 192-12 | AMD-C | 91-16-029 |
| 180-78-201 | NEW-P | 91-20-152 | 192-12-300 | AMD-E | 91-03-054 |
| 180-78-232 | NEW-P | 91-20-152 | 192-12-300 | AMD-P | 91-11-051 |
| 180-79-003 | AMD | 91-04-016 | 192-12-300 | AMD-E | 91-11-052 |
| 180-79-080 | AMD | 91-04-016 | 192-12-300 | AMD | 91-19-007 |
| 180-79-230 | AMD | 91-05-056 | 192-12-305 | REP-E | 91-03-054 |
| 180-79-236 | NEW | 91-05-056 | 192-12-305 | AMD-P | 91-11-051 |
| 180-79-241 | NEW | 91-05-056 | 192-12-305 | AMD-E | 91-11-052 |
| 180-85-005 | AMD | 91-04-016 | 192-12-305 | AMD | 91-19-007 |
| 180-85-045 | AMD | 91-04-016 | 192-12-310 | REP-E | 91-03-054 |
| 180-86-012 | REP-P | 91-20-152 | 192-12-310 | AMD-P | 91-11-051 |
| 180-86-097 | REP-P | 91-20-152 | 192-12-310 | AMD | 91-19-007 |
| 180-86-100 | AMD-P | 91-05-024 | 192-12-320 | AMD-E | 91-03-054 |
| 180-86-100 | AMD | 91-08-056 | 192-12-320 | AMD-P | 91-11-051 |
| 180-96-055 | AMD-P | 91-20-150 | 192-12-320 | AMD-E | 91-11-052 |
| 180-96-060 | AMD-P | 91-20-150 | 192-12-320 | AMD | 91-19-007 |
| 182-08-111 | REP-P | 91-11-093 | 192-12-330 | AMD-E | 91-03-054 |
| 182-08-111 | REP-P | 91-11-094 | 192-12-330 | AMD-P | 91-11-051 |
| 182-08-111 | REP | 91-20-163 | 192-12-330 | AMD-E | 91-11-052 |
| 182-08-220 | AMD-P | 91-11-093 | 192-12-330 | AMD | 91-19-007 |
| 182-08-220 | AMD | 91-20-163 | 192-12-370 | NEW-E | 91-03-054 |
| 182-12-111 | AMD-E | 91-19-042 | 192-12-370 | NEW-P | 91-11-051 |
| 182-12-111 | AMD-P | 91-20-146 | 192-12-370 | NEW-E | 91-11-052 |
| 182-12-115 | AMD-P | 91-11-096 | 192-12-380 | NEW-P | 91-18-071 |
| 182-12-115 | AMD | 91-14-084 | 192-32-001 | NEW-P | 91-14-115 |
| 182-12-127 | REP-P | 91-04-086 | 192-32-001 | NEW-E | 91-14-116 |
| 182-12-127 | REP | 91-11-010 | 192-32-001 | NEW | 91-20-012 |
| 182-12-130 | AMD-P | 91-11-095 | 192-32-010 | NEW-P | 91-14-115 |
| 182-12-130 | AMD | 91-14-084 | 192-32-010 | NEW-E | 91-14-116 |
| 182-12-210 | REP-P | 91-04-086 | 192-32-010 | NEW | 91-20-012 |
| 182-12-210 | REP | 91-11-010 | 192-32-015 | NEW-P | 91-14-115 |
| 182-12-215 | NEW-P | 91-04-086 | 192-32-015 | NEW-E | 91-14-116 |
| 182-12-215 | NEW | 91-11-010 | 192-32-015 | NEW | 91-20-012 |
| 182-16-010 | NEW-P | 91-04-087 | 192-32-025 | NEW-P | 91-14-115 |
| 182-16-010 | NEW | 91-14-025 | 192-32-025 | NEW-E | 91-14-116 |
| 182-16-020 | NEW-P | 91-04-087 | 192-32-025 | NEW | 91-20-012 |
| 182-16-020 | NEW | 91-14-025 | 192-32-035 | NEW-P | 91-14-115 |
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| 182-16-040 | NEW-P | 91-04-087 | 192-32-040 | NEW-P | 91-14-115 |
| 182-16-040 | NEW | 91-14-025 | 192-32-040 | NEW-E | 91-14-116 |
| 182-16-050 | NEW-P | 91-04-087 | 192-32-040 | NEW | 91-20-012 |
| 182-16-050 | NEW | 91-14-025 | 192-32-045 | NEW-P | 91-14-115 |
| 192-32-045 | NEW-E | 91-14-116 | 192-32-045 | NEW-E | 91-14-116 |
| 192-32-045 | NEW | 91-20-012 | 192-32-045 | NEW | 91-20-012 |
| 192-32-050 | NEW-P | 91-14-115 | 192-32-050 | NEW-E | 91-14-115 |
| 192-32-050 | NEW-E | 91-14-116 | 192-32-050 | NEW | 91-20-012 |
| 192-32-055 | NEW-P | 91-14-115 | 192-32-055 | NEW-E | 91-14-116 |
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| 192-32-065 | NEW-E | 91-14-116 | 192-32-065 | NEW-E | 91-14-116 |
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| 192-32-085 | NEW-E | 91-14-116 | 192-32-085 | NEW-E | 91-14-116 |
| 192-32-095 | NEW | 91-20-012 | 192-32-095 | NEW | 91-20-012 |
| 192-32-095 | NEW-E | 91-14-116 | 192-32-095 | NEW-E | 91-14-116 |
| 192-32-105 | NEW-P | 91-14-115 | 192-32-105 | NEW-P | 91-21-065 |
| 192-32-105 | NEW-E | 91-14-116 | 192-32-105 | NEW-E | 91-14-116 |
| 192-32-105 | NEW | 91-20-012 | 192-32-105 | NEW | 91-20-012 |
| 192-32-115 | NEW-P | 91-14-115 | 192-32-115 | NEW-P | 91-14-115 |
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| 192-32-115 | NEW | 91-20-012 | 192-32-115 | NEW | 91-20-012 |
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| 196-12-050 | AMD-P | 91-21-065 | 196-12-050 | AMD-P | 91-21-065 |
| 196-16-031 | AMD-P | 91-20-138 | 196-16-031 | AMD-P | 91-20-138 |
| 196-24-030 | AMD-P | 91-20-138 | 196-24-030 | AMD-P | 91-20-138 |
| 196-24-050 | AMD-P | 91-21-065 | 196-24-050 | AMD-P | 91-21-065 |
| 196-24-060 | AMD-P | 91-07-064 | 196-24-060 | AMD-P | 91-07-064 |
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| 196-24-080 | AMD-P | 91-20-138 | 196-24-080 | AMD-P | 91-20-138 |
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| 196-24-097 | NEW-P | 91-21-064 | 196-24-097 | NEW-P | 91-21-064 |
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| 196-26-020 | AMD | 91-10-046 | 196-26-020 | AMD | 91-10-046 |
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| 196-26-030 | AMD-P | 91-19-091 | 196-26-030 | AMD-P | 91-19-091 |
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| 204-24-050 | AMD | 91-14-004 | 204-24-050 | AMD | 91-14-004 |
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| 204-88-030 | AMD | 91-14-003 | 204-88-030 | AMD | 91-14-003 |
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| 212-54-001 | REP | 91-11-001 | 212-54-001 | REP | 91-11-001 |
| 212-54-005 | REP-P | 91-06-020 | 212-54-005 | REP-P | 91-06-020 |
| 212-54-005 | REP-E | 91-06-021 | 212-54-005 | REP-E | 91-06-021 |
| 212-54-005 | REP | 91-11-001 | 212-54-005 | REP | 91-11-001 |
| 212-54-010 | REP-P | 91-06-020 | 212-54-010 | REP-P | 91-06-020 |
| 212-54-010 | REP-E | 91-06-021 | 212-54-010 | REP-E | 91-06-021 |
| 212-54-010 | REP | 91-11-001 | 212-54-010 | REP | 91-11-001 |
| 212-54-015 | REP-P | 91-06-020 | 212-54-015 | REP-P | 91-06-020 |
| 212-54-015 | REP-E | 91-06-021 | 212-54-015 | REP-E | 91-06-021 |
| 212-54-015 | REP | 91-11-001 | 212-54-015 | REP | 91-11-001 |
| 212-54-020 | REP-P | 91-06-020 | 212-54-020 | REP-P | 91-06-020 |
| 212-54-020 | REP-E | 91-06-021 | 212-54-020 | REP-E | 91-06-021 |
| 212-54-020 | REP | 91-11-001 | 212-54-020 | REP | 91-11-001 |
| 212-54-025 | REP-P | 91-06-020 | 212-54-025 | REP-P | 91-06-020 |
| 212-54-025 | REP-E | 91-06-021 | 212-54-025 | REP-E | 91-06-021 |
| 212-54-025 | REP | 91-11-001 | 212-54-025 | REP | 91-11-001 |
| 212-54-030 | REP-P | 91-06-020 | 212-54-030 | REP-P | 91-06-020 |
| 212-54-030 | REP-E | 91-06-021 | 212-54-030 | REP-E | 91-06-021 |
| 212-54-030 | REP | 91-11-001 | 212-54-030 | REP | 91-11-001 |
| 212-54-035 | REP-P | 91-06-020 | 212-54-035 | REP-P | 91-06-020 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
|---------------|-------|-----------|---------------|-------|-----------|---------------|-------|-----------|
| 212-80-075 | NEW-E | 91-10-084 | 220-32-05500W | NEW-E | 91-10-011 | 220-47-411 | AMD-P | 91-13-031 |
| 212-80-075 | NEW | 91-14-086 | 220-32-05500W | REP-E | 91-11-014 | 220-47-411 | AMD | 91-18-024 |
| 212-80-080 | NEW-P | 91-10-083 | 220-32-05500X | NEW-E | 91-11-014 | 220-47-700 | NEW-E | 91-15-017 |
| 212-80-080 | NEW-E | 91-10-084 | 220-32-05500X | REP-E | 91-11-076 | 220-47-700 | REP-E | 91-16-027 |
| 212-80-080 | NEW | 91-14-086 | 220-32-05500Y | NEW-E | 91-11-076 | 220-47-701 | NEW-E | 91-16-027 |
| 212-80-085 | NEW-P | 91-10-083 | 220-32-05500Y | REP-E | 91-12-004 | 220-47-701 | REP-E | 91-16-069 |
| 212-80-085 | NEW-E | 91-10-084 | 220-32-05500Z | NEW-E | 91-12-004 | 220-47-702 | NEW-E | 91-16-069 |
| 212-80-085 | NEW | 91-14-086 | 220-32-05700F | NEW-E | 91-03-083 | 220-47-702 | REP-E | 91-17-007 |
| 212-80-090 | NEW-P | 91-10-083 | 220-32-05700F | REP-E | 91-10-058 | 220-47-703 | NEW-E | 91-17-007 |
| 212-80-090 | NEW-E | 91-10-084 | 220-32-05700G | NEW-E | 91-08-065 | 220-47-703 | REP-E | 91-17-039 |
| 212-80-090 | NEW | 91-14-086 | 220-32-05700G | REP-E | 91-11-013 | 220-47-704 | NEW-E | 91-17-039 |
| 212-80-095 | NEW-P | 91-10-083 | 220-32-05700H | NEW-E | 91-11-013 | 220-47-704 | REP-E | 91-18-010 |
| 212-80-095 | NEW-E | 91-10-084 | 220-32-05900S | NEW-E | 91-20-124 | 220-47-705 | NEW-E | 91-18-010 |
| 212-80-095 | NEW | 91-14-086 | 220-33-01000A | NEW-E | 91-20-007 | 220-47-705 | REP-E | 91-18-058 |
| 212-80-100 | NEW-P | 91-10-083 | 220-33-01000A | REP-E | 91-21-016 | 220-47-705 | REP-E | 91-19-010 |
| 212-80-100 | NEW-E | 91-10-084 | 220-33-01000B | NEW-E | 91-21-016 | 220-47-706 | NEW-E | 91-18-058 |
| 212-80-100 | NEW | 91-14-086 | 220-33-01000B | REP-E | 91-21-088 | 220-47-706 | REP-E | 91-19-010 |
| 212-80-105 | NEW-P | 91-10-083 | 220-33-01000C | NEW-E | 91-21-088 | 220-47-707 | NEW-E | 91-19-010 |
| 212-80-105 | NEW-E | 91-10-084 | 220-33-01000V | NEW-E | 91-05-005 | 220-47-707 | REP-E | 91-19-049 |
| 212-80-105 | NEW | 91-14-086 | 220-33-01000V | REP-E | 91-05-036 | 220-47-708 | NEW-E | 91-19-049 |
| 212-80-110 | NEW-P | 91-10-083 | 220-33-01000W | NEW-E | 91-05-036 | 220-47-708 | REP-E | 91-19-057 |
| 212-80-110 | NEW-E | 91-10-084 | 220-33-01000X | NEW-E | 91-17-056 | 220-47-709 | NEW-E | 91-19-057 |
| 212-80-110 | NEW | 91-14-086 | 220-33-01000X | REP-E | 91-18-039 | 220-47-709 | REP-E | 91-20-003 |
| 212-80-115 | NEW-P | 91-10-083 | 220-33-01000Y | NEW-E | 91-19-023 | 220-47-710 | NEW-E | 91-20-003 |
| 212-80-115 | NEW-E | 91-10-084 | 220-33-01000Y | REP-E | 91-19-072 | 220-47-710 | REP-E | 91-20-008 |
| 212-80-115 | NEW | 91-14-086 | 220-33-01000Z | NEW-E | 91-19-072 | 220-47-711 | NEW-E | 91-20-008 |
| 212-80-120 | NEW-P | 91-10-083 | 220-33-01000Z | REP-E | 91-20-007 | 220-47-711 | REP-E | 91-20-083 |
| 212-80-120 | NEW-E | 91-10-084 | 220-33-03000C | NEW-E | 91-11-100 | 220-47-712 | NEW-E | 91-20-083 |
| 212-80-120 | NEW | 91-14-086 | 220-36-02300G | NEW-E | 91-20-084 | 220-47-712 | REP-E | 91-21-014 |
| 212-80-125 | NEW-P | 91-10-083 | 220-36-02300G | REP-E | 91-21-032 | 220-47-713 | NEW-E | 91-21-014 |
| 212-80-125 | NEW-E | 91-10-084 | 220-36-02300H | NEW-E | 91-21-032 | 220-47-713 | REP-E | 91-21-031 |
| 212-80-125 | NEW-W | 91-14-085 | 220-36-02300H | REP-E | 91-21-038 | 220-47-714 | NEW-E | 91-21-031 |
| 212-80-130 | NEW-P | 91-10-083 | 220-36-02300I | NEW-E | 91-21-038 | 220-47-714 | REP-E | 91-21-039 |
| 212-80-130 | NEW-E | 91-10-084 | 220-36-02300I | REP-E | 91-21-049 | 220-47-715 | NEW-E | 91-21-039 |
| 212-80-130 | NEW | 91-14-086 | 220-36-02300J | NEW-E | 91-21-049 | 220-47-715 | REP-E | 91-21-057 |
| 212-80-135 | NEW-P | 91-10-083 | 220-36-02300J | REP-E | 91-21-086 | 220-47-716 | NEW-E | 91-21-057 |
| 212-80-135 | NEW-E | 91-10-084 | 220-36-02300K | NEW-E | 91-21-086 | 220-47-716 | REP-E | 91-21-087 |
| 212-80-135 | NEW | 91-14-086 | 220-36-02300K | REP-E | 91-21-120 | 220-47-717 | NEW-E | 91-21-087 |
| 220-12-020 | AMD-P | 91-05-102 | 220-40-02700A | NEW-E | 91-17-055 | 220-47-717 | REP-E | 91-21-098 |
| 220-12-020 | AMD | 91-10-024 | 220-40-02700A | REP-E | 91-19-047 | 220-47-718 | NEW-E | 91-21-098 |
| 220-16-055 | REP-P | 91-03-151 | 220-40-02700B | NEW-E | 91-19-047 | 220-48-011 | AMD-P | 91-09-064 |
| 220-16-055 | REP | 91-08-053 | 220-40-02700B | REP-E | 91-21-086 | 220-48-011 | AMD | 91-13-051 |
| 220-16-220 | AMD-P | 91-03-153 | 220-40-02700C | NEW-E | 91-21-086 | 220-48-015 | AMD-P | 91-09-064 |
| 220-16-220 | AMD | 91-08-054 | 220-40-030 | AMD-P | 91-03-153 | 220-48-015 | AMD | 91-13-051 |
| 220-16-257 | AMD-P | 91-03-153 | 220-40-030 | AMD | 91-08-054 | 220-48-015 | NEW-E | 91-05-037 |
| 220-16-257 | AMD | 91-08-054 | 220-40-031 | AMD-P | 91-03-153 | 220-48-017 | AMD-P | 91-09-064 |
| 220-20-010 | AMD-P | 91-03-153 | 220-40-031 | AMD | 91-08-054 | 220-48-017 | AMD | 91-13-051 |
| 220-20-010 | AMD | 91-08-054 | 220-44-030 | AMD-W | 91-11-027 | 220-48-017A | NEW-E | 91-21-003 |
| 220-20-017 | AMD-P | 91-11-056 | 220-44-04000A | NEW-E | 91-19-006 | 220-48-029 | AMD-P | 91-09-064 |
| 220-20-017 | AMD | 91-16-070 | 220-44-050 | AMD-P | 91-03-152 | 220-48-029 | AMD | 91-13-051 |
| 220-20-01700A | NEW-E | 91-03-108 | 220-44-050 | AMD | 91-07-050 | 220-48-03200A | NEW-E | 91-18-073 |
| 220-20-01700A | REP-E | 91-10-071 | 220-44-050 | AMD-W | 91-11-027 | 220-49-02300A | NEW-E | 91-10-014 |
| 220-20-01700B | NEW-E | 91-10-071 | 220-44-05000I | REP-E | 91-08-023 | 220-49-056 | AMD-P | 91-09-064 |
| 220-24-02000D | NEW-E | 91-10-058 | 220-44-05000J | NEW-E | 91-08-023 | 220-49-056 | AMD | 91-12-051 |
| 220-24-02000D | REP-E | 91-15-115 | 220-44-05000J | REP-E | 91-10-012 | 220-49-063 | AMD-P | 91-02-108 |
| 220-24-02000E | NEW-E | 91-15-115 | 220-44-05000K | NEW-E | 91-10-012 | 220-49-063 | AMD | 91-05-016 |
| 220-24-02000E | REP-E | 91-17-004 | 220-44-05000K | REP-E | 91-11-077 | 220-52-020 | AMD-P | 91-05-102 |
| 220-24-02000F | NEW-E | 91-17-004 | 220-44-05000L | NEW-E | 91-11-077 | 220-52-020 | AMD | 91-10-024 |
| 220-24-02000F | REP-E | 91-17-017 | 220-44-05000L | REP-E | 91-14-026 | 220-52-030 | AMD-P | 91-05-102 |
| 220-24-02000G | NEW-E | 91-17-017 | 220-44-05000M | NEW-E | 91-14-026 | 220-52-030 | AMD | 91-10-024 |
| 220-24-02000G | REP-E | 91-17-090 | 220-44-05000M | REP-E | 91-16-041 | 220-52-03000G | NEW-E | 91-08-024 |
| 220-24-02000H | NEW-E | 91-17-090 | 220-44-05000N | NEW-E | 91-16-041 | 220-52-040 | AMD-P | 91-05-102 |
| 220-24-02000H | REP-E | 91-18-032 | 220-44-05000N | REP-E | 91-19-046 | 220-52-040 | AMD | 91-10-024 |
| 220-24-02000I | NEW-E | 91-18-032 | 220-44-05000P | NEW-E | 91-19-046 | 220-52-046 | AMD-P | 91-05-102 |
| 220-24-02000I | REP-E | 91-18-082 | 220-44-05000P | REP-E | 91-20-085 | 220-52-046 | AMD | 91-10-024 |
| 220-24-02000J | NEW-E | 91-18-082 | 220-44-05000Q | NEW-E | 91-20-085 | 220-52-051 | AMD-P | 91-11-111 |
| 220-24-02000J | REP-E | 91-19-048 | 220-47-304 | AMD-P | 91-13-031 | 220-52-051 | AMD-C | 91-15-031 |
| 220-24-02000K | NEW-E | 91-19-048 | 220-47-304 | AMD | 91-18-024 | 220-52-051 | AMD | 91-18-030 |
| 220-32-05100D | REP-E | 91-04-031 | 220-47-307 | AMD-P | 91-13-031 | 220-52-05100G | NEW-E | 91-10-094 |
| 220-32-05100E | NEW-E | 91-04-031 | 220-47-307 | AMD | 91-18-024 | 220-52-05100H | NEW-E | 91-11-044 |
| 220-32-05100F | NEW-E | 91-17-001 | 220-47-310 | NEW | 91-18-024 | 220-52-05100H | REP-E | 91-15-096 |
| 220-32-05100F | REP-E | 91-19-005 | 220-47-311 | AMD-P | 91-13-031 | 220-52-05100I | NEW-E | 91-15-096 |
| 220-32-05100G | NEW-E | 91-19-005 | 220-47-311 | AMD | 91-18-024 | 220-52-060 | AMD-P | 91-05-102 |
| 220-32-05100G | REP-E | 91-19-035 | 220-47-319 | AMD-P | 91-13-031 | 220-52-060 | AMD | 91-10-024 |
| 220-32-05100H | NEW-E | 91-19-035 | 220-47-319 | AMD | 91-18-024 | 220-52-069 | AMD-P | 91-05-102 |
| 220-32-05100H | REP-E | 91-19-086 | 220-47-401 | AMD-P | 91-13-031 | 220-52-069 | AMD | 91-10-024 |
| 220-32-05100I | NEW-E | 91-20-124 | 220-47-401 | AMD | 91-18-024 | 220-52-071 | AMD-P | 91-05-102 |

Table of WAC Sections Affected

| WAC # | | WSR # | WAC # | | WSR # | WAC # | | WSR # |
|---------------|-------|-----------|---------------|-------|-----------|---------------|-------|-----------|
| 220-52-071 | AMD | 91-10-024 | 220-56-235 | AMD-C | 91-08-051 | 220-57-42500W | NEW-E | 91-14-048 |
| 220-52-071 | AMD-P | 91-11-111 | 220-56-235 | AMD | 91-08-054 | 220-57-42500W | REP-E | 91-19-087 |
| 220-52-071 | AMD-C | 91-15-031 | 220-56-235 | AMD-C | 91-14-045 | 220-57-42500X | NEW-E | 91-19-087 |
| 220-52-071 | AMD | 91-18-030 | 220-56-23500F | NEW-E | 91-04-030 | 220-57-430 | AMD-P | 91-03-151 |
| 220-52-071001 | NEW-E | 91-11-015 | 220-56-240 | AMD-P | 91-03-153 | 220-57-430 | AMD-C | 91-08-052 |
| 220-52-071001 | REP-E | 91-11-055 | 220-56-240 | AMD | 91-08-054 | 220-57-430 | AMD-C | 91-12-008 |
| 220-52-07100J | NEW-E | 91-11-055 | 220-56-24500J | NEW-E | 91-14-007 | 220-57-430 | AMD | 91-14-047 |
| 220-52-073 | AMD-P | 91-05-102 | 220-56-250 | AMD-P | 91-03-153 | 220-57-43000C | NEW-E | 91-14-048 |
| 220-52-073 | AMD | 91-10-024 | 220-56-250 | AMD | 91-08-054 | 220-57-43000C | REP-E | 91-14-118 |
| 220-52-073 | AMD-P | 91-11-111 | 220-56-25500J | NEW-E | 91-14-007 | 220-57-43000D | NEW-E | 91-14-118 |
| 220-52-073 | AMD-C | 91-15-031 | 220-56-25500J | REP-E | 91-19-048 | 220-57-435 | AMD-P | 91-03-151 |
| 220-52-073 | AMD-C | 91-18-029 | 220-56-25500K | NEW-E | 91-20-040 | 220-57-435 | AMD-C | 91-08-052 |
| 220-52-073001 | REP-E | 91-04-029 | 220-56-282 | AMD-P | 91-03-153 | 220-57-435 | AMD-C | 91-12-008 |
| 220-52-07300J | NEW-E | 91-04-029 | 220-56-282 | AMD | 91-08-054 | 220-57-435 | AMD-W | 91-16-079 |
| 220-52-075 | AMD-P | 91-05-102 | 220-56-32500S | NEW-E | 91-10-094 | 220-57-43500F | NEW-E | 91-14-048 |
| 220-52-075 | AMD | 91-10-024 | 220-56-32500T | NEW-E | 91-16-006 | 220-57-450 | AMD-P | 91-03-153 |
| 220-55-055 | AMD-P | 91-03-153 | 220-56-350 | AMD-P | 91-03-153 | 220-57-450 | AMD-P | 91-03-151 |
| 220-55-055 | AMD | 91-08-054 | 220-56-350 | AMD | 91-08-054 | 220-57-450 | AMD-C | 91-08-052 |
| 220-55-065 | AMD-P | 91-03-153 | 220-56-35000M | NEW-E | 91-15-047 | 220-57-450 | AMD-C | 91-12-008 |
| 220-55-065 | AMD | 91-08-054 | 220-56-36000W | NEW-E | 91-06-057 | 220-57-450 | AMD-W | 91-16-079 |
| 220-55-070 | AMD-P | 91-03-153 | 220-56-36000W | REP-E | 91-10-049 | 220-57-450 | AMD-W | 91-16-080 |
| 220-55-070 | AMD | 91-08-054 | 220-56-36000X | NEW-E | 91-10-049 | 220-57-45000G | NEW-E | 91-14-048 |
| 220-55-075 | AMD-P | 91-03-153 | 220-56-36000Y | NEW-E | 91-21-015 | 220-57-455 | AMD-P | 91-03-151 |
| 220-55-075 | AMD | 91-08-054 | 220-56-380 | AMD-P | 91-03-153 | 220-57-455 | AMD-C | 91-08-052 |
| 220-55-080 | AMD-P | 91-03-153 | 220-56-380 | AMD | 91-08-054 | 220-57-455 | AMD-C | 91-12-008 |
| 220-55-080 | AMD | 91-08-054 | 220-56-38000J | NEW-E | 91-14-039 | 220-57-455 | AMD-W | 91-16-079 |
| 220-55-086 | AMD-P | 91-03-153 | 220-57-13700A | NEW-E | 91-21-063 | 220-57-45500B | NEW-E | 91-14-048 |
| 220-55-086 | AMD | 91-08-054 | 220-57-14000N | NEW-E | 91-11-045 | 220-57-460 | AMD-P | 91-03-153 |
| 220-55-125 | AMD-P | 91-03-153 | 220-57-16000H | NEW-E | 91-08-002 | 220-57-460 | AMD | 91-08-054 |
| 220-55-125 | AMD | 91-08-054 | 220-57-16000I | NEW-E | 91-14-078 | 220-57-465 | AMD-P | 91-03-151 |
| 220-56-100 | AMD-P | 91-03-153 | 220-57-16000J | NEW-E | 91-18-038 | 220-57-465 | AMD-C | 91-08-052 |
| 220-56-100 | AMD | 91-08-054 | 220-57-16000K | NEW-E | 91-21-085 | 220-57-465 | AMD-C | 91-12-008 |
| 220-56-105 | AMD-P | 91-03-153 | 220-57-195 | AMD-P | 91-03-151 | 220-57-465 | AMD-W | 91-16-079 |
| 220-56-105 | AMD | 91-08-054 | 220-57-195 | AMD-C | 91-08-052 | 220-57-46500E | NEW-E | 91-14-048 |
| 220-56-115 | AMD-P | 91-03-153 | 220-57-195 | AMD-C | 91-12-008 | 220-57-470 | AMD-P | 91-03-151 |
| 220-56-115 | AMD | 91-08-054 | 220-57-195 | AMD | 91-14-047 | 220-57-470 | AMD-C | 91-08-052 |
| 220-56-128 | AMD-P | 91-03-153 | 220-57-19500B | NEW-E | 91-14-048 | 220-57-470 | AMD-C | 91-12-008 |
| 220-56-128 | AMD | 91-08-054 | 220-57-205 | AMD-P | 91-03-151 | 220-57-470 | AMD | 91-14-047 |
| 220-56-175 | AMD-P | 91-03-153 | 220-57-205 | AMD-C | 91-08-052 | 220-57-47000B | NEW-E | 91-14-048 |
| 220-56-175 | AMD | 91-08-054 | 220-57-205 | AMD-C | 91-12-008 | 220-57-490 | AMD-P | 91-03-151 |
| 220-56-180 | AMD-P | 91-03-153 | 220-57-205 | AMD | 91-14-047 | 220-57-490 | AMD-C | 91-08-052 |
| 220-56-180 | AMD-C | 91-08-051 | 220-57-20500B | NEW-E | 91-14-048 | 220-57-490 | AMD-C | 91-12-008 |
| 220-56-180 | AMD | 91-08-054 | 220-57-210 | AMD-P | 91-03-151 | 220-57-490 | AMD | 91-14-047 |
| 220-56-180 | AMD-C | 91-14-045 | 220-57-210 | AMD-C | 91-08-052 | 220-57-49000B | NEW-E | 91-14-048 |
| 220-56-180 | AMD | 91-14-046 | 220-57-210 | AMD-C | 91-12-008 | 220-57-497 | AMD-P | 91-03-153 |
| 220-56-185 | AMD-P | 91-03-153 | 220-57-210 | AMD | 91-14-047 | 220-57-497 | AMD | 91-08-054 |
| 220-56-185 | AMD | 91-08-054 | 220-57-21000B | NEW-E | 91-14-048 | 220-57-49700F | NEW-E | 91-08-025 |
| 220-56-190 | AMD-P | 91-03-153 | 220-57-265 | AMD-P | 91-03-151 | 220-57-50500S | NEW-E | 91-08-025 |
| 220-56-190 | AMD | 91-08-054 | 220-57-265 | AMD-C | 91-08-052 | 220-57-51000F | NEW-E | 91-21-063 |
| 220-56-19000F | NEW-E | 91-14-008 | 220-57-265 | AMD-C | 91-12-008 | 220-57-51000F | REP-E | 91-21-141 |
| 220-56-19000F | REP-E | 91-15-095 | 220-57-265 | AMD | 91-14-047 | 220-57-51500G | NEW-E | 91-08-025 |
| 220-56-19000G | NEW-E | 91-14-048 | 220-57-26500B | NEW-E | 91-14-048 | 220-57A-035 | AMD-P | 91-03-153 |
| 220-56-19000G | REP-E | 91-14-118 | 220-57-290 | AMD-P | 91-03-153 | 220-57A-035 | AMD | 91-08-054 |
| 220-56-19000H | NEW-E | 91-14-118 | 220-57-290 | AMD | 91-08-054 | 220-69-260 | AMD | 91-05-015 |
| 220-56-19000H | REP-E | 91-17-003 | 220-57-313 | NEW-P | 91-03-153 | 220-69-262 | AMD | 91-05-015 |
| 220-56-19000I | NEW-E | 91-15-095 | 220-57-313 | NEW | 91-08-054 | 220-69-264 | AMD | 91-05-015 |
| 220-56-19000I | REP-E | 91-16-007 | 220-57-31500U | NEW-E | 91-08-025 | 220-69-26401 | AMD | 91-05-015 |
| 220-56-19000J | NEW-E | 91-16-007 | 220-57-33500D | NEW-E | 91-21-063 | 222-16-010 | AMD-P | 91-13-072 |
| 220-56-19000J | REP-E | 91-17-002 | 220-57-33500D | REP-E | 91-21-141 | 222-16-010 | AMD-E | 91-14-102 |
| 220-56-19000K | NEW-E | 91-17-002 | 220-57-340 | AMD-P | 91-03-153 | 222-16-010 | AMD-C | 91-18-067 |
| 220-56-19000K | REP-E | 91-18-009 | 220-57-340 | AMD | 91-08-054 | 222-16-010 | AMD-P | 91-18-068 |
| 220-56-19000L | NEW-E | 91-17-003 | 220-57-34500A | NEW-E | 91-17-003 | 222-16-045 | NEW-E | 91-07-034 |
| 220-56-19000M | NEW-E | 91-18-009 | 220-57-35000A | NEW-E | 91-17-003 | 222-16-045 | NEW-E | 91-14-102 |
| 220-56-19000M | REP-E | 91-18-031 | 220-57-37000D | NEW-E | 91-14-048 | 222-16-045 | REP-E | 91-17-071 |
| 220-56-19000N | NEW-E | 91-18-031 | 220-57-385 | AMD-P | 91-03-153 | 222-16-046 | NEW-E | 91-17-071 |
| 220-56-19000N | REP-E | 91-19-088 | 220-57-385 | AMD | 91-08-054 | 222-16-050 | AMD-E | 91-07-034 |
| 220-56-19000P | NEW-E | 91-20-039 | 220-57-40500H | NEW-E | 91-14-048 | 222-16-050 | AMD-P | 91-13-072 |
| 220-56-19000P | REP-E | 91-20-082 | 220-57-425 | AMD-P | 91-03-151 | 222-16-050 | AMD-E | 91-14-102 |
| 220-56-19000Q | NEW-E | 91-20-040 | 220-57-425 | AMD-P | 91-03-153 | 222-16-050 | AMD-C | 91-18-067 |
| 220-56-19000R | NEW-E | 91-20-082 | 220-57-425 | AMD-C | 91-08-051 | 222-16-060 | NEW-P | 91-13-072 |
| 220-56-19500A | NEW-E | 91-17-003 | 220-57-425 | AMD-C | 91-08-052 | 222-16-060 | NEW-C | 91-18-067 |
| 220-56-19700A | NEW-E | 91-19-087 | 220-57-425 | AMD-C | 91-12-008 | 222-16-070 | NEW-E | 91-14-102 |
| 220-56-205 | AMD-P | 91-03-153 | 220-57-425 | AMD-C | 91-14-045 | 222-20-010 | AMD-P | 91-13-072 |
| 220-56-205 | AMD | 91-08-054 | 220-57-425 | AMD | 91-14-047 | 222-20-010 | AMD-C | 91-18-067 |
| 220-56-232 | NEW-P | 91-03-152 | 220-57-425 | AMD-W | 91-16-080 | 222-20-040 | AMD-P | 91-13-072 |
| 220-56-232 | NEW-W | 91-16-080 | 220-57-42500V | NEW-E | 91-12-009 | 222-20-040 | AMD-C | 91-18-067 |
| 220-56-235 | AMD-P | 91-03-153 | 220-57-42500V | REP-E | 91-14-048 | 222-20-050 | AMD-P | 91-13-072 |

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| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
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| 222-20-050 | AMD-C | 91-18-067 | 230-08-010 | AMD-P | 91-10-006 | 230-30-075 | AMD-W | 91-06-039 |
| 222-34-050 | AMD-P | 91-13-072 | 230-08-010 | AMD | 91-13-070 | 230-30-075 | AMD-P | 91-07-018 |
| 222-34-050 | AMD-C | 91-18-067 | 230-08-017 | AMD-P | 91-17-048 | 230-30-075 | AMD-S | 91-07-051 |
| 222-46-020 | AMD-P | 91-13-072 | 230-08-017 | AMD-E | 91-17-049 | 230-30-075 | AMD-W | 91-12-011 |
| 222-46-020 | AMD-C | 91-18-067 | 230-08-017 | AMD | 91-21-053 | 230-30-080 | AMD-C | 91-03-049 |
| 222-46-030 | AMD-P | 91-13-072 | 230-08-060 | AMD-P | 91-15-039 | 230-30-080 | AMD-P | 91-05-045 |
| 222-46-030 | AMD-C | 91-18-067 | 230-08-060 | AMD-E | 91-15-041 | 230-30-080 | AMD | 91-05-047 |
| 222-46-040 | AMD-P | 91-13-072 | 230-08-060 | AMD | 91-19-093 | 230-30-080 | AMD | 91-10-004 |
| 222-46-040 | AMD-C | 91-18-067 | 230-08-080 | AMD-P | 91-17-048 | 230-30-102 | AMD-P | 91-17-048 |
| 222-50-030 | AMD-P | 91-13-072 | 230-08-080 | AMD | 91-21-053 | 230-30-102 | AMD | 91-21-053 |
| 222-50-030 | AMD-C | 91-18-067 | 230-08-095 | AMD-P | 91-10-006 | 230-30-103 | AMD-P | 91-17-048 |
| 230-02-110 | AMD-P | 91-17-048 | 230-08-095 | AMD | 91-13-070 | 230-30-103 | AMD | 91-21-053 |
| 230-02-110 | AMD-E | 91-17-049 | 230-08-180 | AMD-P | 91-15-039 | 230-30-200 | AMD-W | 91-09-045 |
| 230-02-110 | AMD | 91-21-053 | 230-08-180 | AMD-E | 91-15-041 | 230-30-220 | AMD-W | 91-09-045 |
| 230-02-240 | NEW-P | 91-03-062 | 230-08-180 | AMD | 91-19-093 | 230-40-125 | AMD-C | 91-03-049 |
| 230-02-240 | NEW | 91-07-021 | 230-08-240 | AMD-P | 91-15-039 | 230-40-125 | AMD | 91-05-047 |
| 230-02-418 | AMD-P | 91-10-006 | 230-08-240 | AMD-E | 91-15-041 | 230-40-125 | AMD-P | 91-17-048 |
| 230-02-418 | AMD | 91-13-070 | 230-08-240 | AMD | 91-19-093 | 230-40-125 | AMD | 91-21-053 |
| 230-02-505 | NEW-P | 91-03-062 | 230-12-020 | AMD-P | 91-10-006 | 230-50-030 | AMD | 91-03-063 |
| 230-02-505 | NEW-C | 91-07-019 | 230-12-020 | AMD | 91-13-070 | 232-12-001 | AMD-P | 91-12-048 |
| 230-02-505 | NEW | 91-15-040 | 230-12-100 | NEW-P | 91-03-062 | 232-12-004 | AMD-P | 91-03-131 |
| 230-02-510 | NEW-P | 91-15-039 | 230-12-100 | NEW-C | 91-07-019 | 232-12-004 | AMD | 91-11-006 |
| 230-02-510 | NEW-E | 91-15-041 | 230-12-100 | NEW-W | 91-10-005 | 232-12-007 | AMD-P | 91-03-133 |
| 230-02-510 | NEW | 91-19-093 | 230-12-200 | AMD-W | 91-09-045 | 232-12-007 | AMD | 91-11-007 |
| 230-02-512 | NEW-P | 91-17-048 | 230-12-220 | AMD-P | 91-15-039 | 232-12-017 | AMD | 91-03-082 |
| 230-02-512 | NEW-E | 91-17-049 | 230-12-220 | AMD-E | 91-15-041 | 232-12-024 | AMD-P | 91-06-082 |
| 230-02-512 | NEW | 91-21-053 | 230-12-220 | AMD | 91-19-093 | 232-12-024 | AMD | 91-13-063 |
| 230-02-515 | NEW-P | 91-15-039 | 230-12-300 | AMD-P | 91-17-048 | 232-12-027 | AMD-P | 91-17-021 |
| 230-02-515 | NEW-E | 91-15-041 | 230-12-300 | AMD-E | 91-17-049 | 232-12-037 | AMD-P | 91-17-023 |
| 230-02-515 | NEW | 91-19-093 | 230-12-300 | AMD | 91-21-053 | 232-12-044 | AMD-P | 91-17-024 |
| 230-02-520 | NEW-P | 91-15-039 | 230-12-305 | AMD-P | 91-03-062 | 232-12-055 | AMD-P | 91-03-137 |
| 230-02-520 | NEW-E | 91-15-041 | 230-12-305 | AMD | 91-07-021 | 232-12-055 | AMD | 91-08-075 |
| 230-02-520 | NEW | 91-19-093 | 230-12-500 | NEW-P | 91-15-039 | 232-12-244 | REP-P | 91-06-081 |
| 230-04-022 | AMD-P | 91-03-062 | 230-12-500 | NEW-W | 91-17-047 | 232-12-244 | REP | 91-13-061 |
| 230-04-022 | AMD-C | 91-07-042 | 230-20-102 | AMD-P | 91-17-048 | 232-12-245 | NEW-P | 91-06-081 |
| 230-04-022 | AMD-W | 91-10-005 | 230-20-102 | AMD | 91-21-053 | 232-12-245 | NEW-W | 91-12-050 |
| 230-04-110 | AMD-P | 91-15-039 | 230-20-246 | AMD-P | 91-13-069 | 232-12-267 | AMD-P | 91-06-080 |
| 230-04-110 | AMD-E | 91-15-041 | 230-20-246 | AMD-W | 91-17-047 | 232-12-267 | AMD | 91-13-064 |
| 230-04-110 | AMD | 91-19-093 | 230-20-246 | AMD-P | 91-17-048 | 232-12-271 | AMD-P | 91-17-022 |
| 230-04-120 | AMD-P | 91-03-062 | 230-20-246 | AMD | 91-21-053 | 232-12-618 | REP-P | 91-12-049 |
| 230-04-120 | AMD-C | 91-07-019 | 230-20-380 | AMD-C | 91-03-049 | 232-12-619 | NEW-P | 91-12-048 |
| 230-04-120 | AMD-P | 91-15-039 | 230-20-380 | AMD-W | 91-05-044 | 232-12-831 | NEW-P | 91-06-083 |
| 230-04-120 | AMD | 91-15-040 | 230-20-380 | REP-P | 91-15-039 | 232-12-831 | NEW | 91-15-056 |
| 230-04-120 | AMD-E | 91-15-041 | 230-20-380 | REP-E | 91-15-041 | 232-24-300 | NEW-E | 91-21-048 |
| 230-04-120 | AMD | 91-19-093 | 230-20-380 | REP | 91-19-093 | 232-24-301 | NEW-E | 91-21-071 |
| 230-04-124 | AMD-P | 91-15-039 | 230-20-605 | AMD-P | 91-15-039 | 232-24-302 | NEW-E | 91-21-074 |
| 230-04-124 | AMD-E | 91-15-041 | 230-20-605 | AMD-E | 91-15-041 | 232-28-022 | AMD-P | 91-03-130 |
| 230-04-124 | AMD | 91-19-093 | 230-20-605 | AMD | 91-19-093 | 232-28-022 | AMD | 91-11-059 |
| 230-04-135 | NEW-P | 91-15-039 | 230-20-630 | AMD-P | 91-15-039 | 232-28-215 | REP-W | 91-02-113 |
| 230-04-135 | NEW-E | 91-15-041 | 230-20-630 | AMD-E | 91-15-041 | 232-28-219 | REP-P | 91-06-084 |
| 230-04-135 | NEW-W | 91-17-047 | 230-20-630 | AMD | 91-19-093 | 232-28-219 | REP | 91-13-062 |
| 230-04-135 | NEW-P | 91-17-048 | 230-20-670 | AMD-P | 91-15-039 | 232-28-220 | REP-P | 91-06-084 |
| 230-04-135 | NEW | 91-21-053 | 230-20-670 | AMD-E | 91-15-041 | 232-28-220 | REP | 91-13-062 |
| 230-04-138 | NEW-P | 91-15-039 | 230-20-670 | AMD | 91-19-093 | 232-28-221 | REP-P | 91-06-084 |
| 230-04-138 | NEW-E | 91-15-041 | 230-20-680 | NEW-P | 91-15-039 | 232-28-221 | REP | 91-13-062 |
| 230-04-138 | NEW | 91-19-093 | 230-20-680 | NEW-E | 91-15-041 | 232-28-222 | REP-P | 91-06-084 |
| 230-04-187 | NEW-P | 91-03-062 | 230-20-680 | NEW | 91-19-093 | 232-28-222 | REP | 91-13-062 |
| 230-04-187 | NEW-C | 91-07-019 | 230-20-698 | REP-P | 91-15-039 | 232-28-223 | REP-P | 91-06-084 |
| 230-04-187 | NEW | 91-15-040 | 230-20-698 | REP-E | 91-15-041 | 232-28-223 | REP | 91-13-062 |
| 230-04-190 | AMD-P | 91-03-062 | 230-20-698 | REP | 91-19-093 | 232-28-224 | NEW-W | 91-02-113 |
| 230-04-190 | AMD-C | 91-07-019 | 230-20-699 | REP | 91-03-063 | 232-28-225 | NEW | 91-06-016 |
| 230-04-190 | AMD-P | 91-15-039 | 230-20-700 | NEW-P | 91-17-048 | 232-28-226 | NEW-P | 91-03-138 |
| 230-04-190 | AMD | 91-15-040 | 230-20-700 | NEW-E | 91-17-049 | 232-28-226 | NEW | 91-11-009 |
| 230-04-190 | AMD-E | 91-15-041 | 230-20-700 | NEW | 91-21-053 | 232-28-227 | NEW-P | 91-03-135 |
| 230-04-190 | AMD-W | 91-17-047 | 230-25-110 | AMD-P | 91-03-062 | 232-28-227 | NEW | 91-11-008 |
| 230-04-190 | AMD-P | 91-19-011 | 230-25-110 | AMD-C | 91-07-019 | 232-28-227 | AMD-P | 91-14-108 |
| 230-04-201 | AMD-P | 91-03-062 | 230-25-110 | AMD | 91-15-040 | 232-28-227 | AMD | 91-19-033 |
| 230-04-201 | AMD-C | 91-07-019 | 230-25-265 | AMD-C | 91-03-049 | 232-28-228 | NEW-P | 91-03-134 |
| 230-04-201 | AMD-P | 91-15-039 | 230-25-265 | AMD | 91-05-047 | 232-28-228 | NEW | 91-08-061 |
| 230-04-201 | AMD | 91-15-040 | 230-25-265 | AMD | 91-06-008 | 232-28-228 | AMD-P | 91-08-076 |
| 230-04-201 | AMD-E | 91-15-041 | 230-25-330 | NEW-P | 91-03-062 | 232-28-228 | AMD | 91-13-065 |
| 230-04-201 | AMD | 91-19-093 | 230-25-330 | NEW-C | 91-07-019 | 232-28-22801 | NEW-E | 91-19-004 |
| 230-04-320 | AMD-P | 91-17-048 | 230-25-330 | NEW | 91-15-040 | 232-28-22802 | NEW-E | 91-19-052 |
| 230-04-320 | AMD-E | 91-17-049 | 230-30-070 | AMD-P | 91-17-048 | 232-28-229 | NEW-P | 91-06-086 |
| 230-04-320 | AMD | 91-21-053 | 230-30-070 | AMD | 91-21-053 | 232-28-229 | NEW | 91-13-066 |
| 230-04-999 | NEW-P | 91-20-011 | 230-30-075 | AMD-C | 91-03-049 | 232-28-230 | NEW-P | 91-06-087 |
| 230-04-999 | NEW-W | 91-21-054 | 230-30-075 | AMD-C | 91-05-046 | 232-28-230 | NEW | 91-13-067 |

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| 232-28-230 | AMD-P | 91-14-107 | 236-48-123 | AMD | 91-09-035 | 240-15-020 | AMD-P | 91-10-106 |
| 232-28-230 | AMD | 91-19-032 | 236-48-124 | AMD | 91-09-035 | 240-15-020 | AMD | 91-14-040 |
| 232-28-231 | NEW-P | 91-06-085 | 236-48-131 | AMD | 91-09-035 | 240-15-025 | AMD | 91-02-111 |
| 232-28-231 | NEW | 91-13-068 | 236-48-132 | AMD | 91-09-035 | 240-15-025 | AMD-P | 91-10-106 |
| 232-28-414 | REP-P | 91-14-106 | 236-48-141 | AMD | 91-09-035 | 240-15-025 | AMD | 91-14-040 |
| 232-28-414 | REP-E | 91-19-034 | 236-48-151 | AMD | 91-09-035 | 240-15-030 | AMD | 91-02-111 |
| 232-28-41402 | REP-P | 91-14-106 | 236-48-152 | AMD | 91-09-035 | 240-15-030 | AMD-P | 91-10-106 |
| 232-28-41402 | REP-E | 91-19-034 | 236-48-153 | AMD | 91-09-035 | 240-15-030 | AMD | 91-14-040 |
| 232-28-415 | NEW-P | 91-14-106 | 236-48-165 | AMD | 91-09-035 | 240-15-035 | AMD | 91-02-111 |
| 232-28-415 | NEW-E | 91-19-034 | 236-48-166 | AMD | 91-09-035 | 240-15-035 | AMD-P | 91-10-106 |
| 232-28-61717 | REP-P | 91-12-049 | 236-48-167 | AMD | 91-09-035 | 240-15-035 | AMD | 91-14-040 |
| 232-28-61728 | REP-P | 91-12-049 | 236-48-198 | AMD | 91-09-035 | 244-12-010 | NEW-P | 91-11-034 |
| 232-28-61729 | REP-P | 91-12-049 | 236-48-230 | AMD | 91-09-035 | 244-12-010 | NEW | 91-14-055 |
| 232-28-618 | REP-P | 91-12-049 | 236-49-010 | AMD | 91-09-034 | 244-12-020 | NEW-P | 91-11-034 |
| 232-28-61802 | REP-P | 91-12-049 | 236-49-020 | AMD | 91-09-034 | 244-12-020 | NEW | 91-14-055 |
| 232-28-61803 | REP-P | 91-12-049 | 236-49-030 | AMD | 91-09-034 | 244-12-030 | NEW-P | 91-11-034 |
| 232-28-61804 | REP-P | 91-12-049 | 236-49-040 | AMD | 91-09-034 | 244-12-030 | NEW | 91-14-055 |
| 232-28-61805 | REP-P | 91-12-049 | 236-54-010 | REP-P | 91-17-053 | 244-12-040 | NEW-P | 91-11-034 |
| 232-28-61807 | REP-P | 91-12-049 | 236-54-010 | REP | 91-20-115 | 244-12-040 | NEW | 91-14-055 |
| 232-28-61808 | REP-P | 91-12-049 | 236-54-020 | REP-P | 91-17-053 | 244-12-050 | NEW-P | 91-11-034 |
| 232-28-61809 | REP-P | 91-12-049 | 236-54-020 | REP | 91-20-115 | 244-12-050 | NEW | 91-14-055 |
| 232-28-61812 | REP-P | 91-12-049 | 236-54-030 | REP-P | 91-17-053 | 244-12-060 | NEW-P | 91-11-034 |
| 232-28-61813 | REP-P | 91-12-049 | 236-54-030 | REP | 91-20-115 | 244-12-060 | NEW | 91-14-055 |
| 232-28-61815 | REP-P | 91-12-049 | 236-54-040 | REP-P | 91-17-053 | 244-12-070 | NEW-P | 91-11-034 |
| 232-28-61817 | REP-P | 91-12-049 | 236-54-040 | REP | 91-20-115 | 244-12-070 | NEW | 91-14-055 |
| 232-28-61810 | REP-P | 91-03-136 | 236-54-050 | REP-P | 91-17-053 | 244-12-080 | NEW-P | 91-11-034 |
| 232-28-61810 | REP | 91-08-074 | 236-54-050 | REP | 91-20-115 | 244-12-080 | NEW | 91-14-055 |
| 232-28-61811 | NEW-W | 91-03-066 | 236-54-060 | REP-P | 91-17-053 | 244-12-090 | NEW-P | 91-11-034 |
| 232-28-61813 | NEW | 91-05-002 | 236-54-060 | REP | 91-20-115 | 244-12-090 | NEW | 91-14-055 |
| 232-28-61815 | NEW | 91-05-001 | 236-54-070 | REP-P | 91-17-053 | 246-08-390 | NEW-E | 91-17-016 |
| 232-28-61817 | NEW-P | 91-03-136 | 236-54-070 | REP | 91-20-115 | 246-100-011 | AMD-P | 91-21-130 |
| 232-28-61817 | NEW | 91-08-074 | 236-54-080 | REP-P | 91-17-053 | 246-100-016 | AMD-P | 91-21-130 |
| 232-28-61818 | NEW-E | 91-08-009 | 236-54-080 | REP | 91-20-115 | 246-100-021 | AMD-P | 91-21-130 |
| 232-28-619 | NEW-P | 91-12-048 | 236-54-090 | REP-P | 91-17-053 | 246-100-026 | AMD-P | 91-21-130 |
| 232-28-61819 | NEW-E | 91-14-109 | 236-54-090 | REP | 91-20-115 | 246-100-031 | AMD-P | 91-21-130 |
| 232-28-61820 | NEW-E | 91-17-040 | 236-54-100 | REP-P | 91-17-053 | 246-100-036 | AMD-P | 91-21-130 |
| 232-28-61821 | NEW-E | 91-19-053 | 236-54-100 | REP | 91-20-115 | 246-100-041 | AMD-P | 91-21-130 |
| 232-28-61822 | NEW-E | 91-21-061 | 236-54-110 | REP-P | 91-17-053 | 246-100-046 | AMD-P | 91-21-130 |
| 232-28-713 | REP | 91-06-015 | 236-54-110 | REP | 91-20-115 | 246-100-071 | AMD-P | 91-21-130 |
| 232-28-714 | NEW | 91-06-015 | 236-54-120 | REP-P | 91-17-053 | 246-100-072 | AMD-P | 91-21-130 |
| 236-12-011 | AMD-E | 91-19-029 | 236-54-120 | REP | 91-20-115 | 246-100-076 | AMD-P | 91-21-130 |
| 236-12-160 | NEW-E | 91-19-029 | 236-54-130 | REP-P | 91-17-053 | 246-100-081 | AMD-P | 91-21-130 |
| 236-12-170 | NEW-E | 91-19-029 | 236-54-130 | REP | 91-20-115 | 246-100-086 | AMD-P | 91-21-130 |
| 236-12-171 | NEW-E | 91-19-029 | 236-54-140 | REP-P | 91-17-053 | 246-100-166 | AMD-P | 91-11-103 |
| 236-12-175 | NEW-E | 91-19-029 | 236-54-140 | REP | 91-20-115 | 246-100-166 | AMD-E | 91-13-050 |
| 236-12-180 | NEW-E | 91-19-029 | 236-54-150 | REP-P | 91-17-053 | 246-100-166 | AMD | 91-15-066 |
| 236-12-290 | AMD-P | 91-04-081 | 236-54-150 | REP | 91-20-115 | 246-100-171 | AMD-P | 91-21-130 |
| 236-12-290 | AMD-W | 91-15-080 | 236-54-990 | REP-P | 91-17-053 | 246-100-176 | AMD-P | 91-21-130 |
| 236-12-300 | AMD-P | 91-04-081 | 236-54-990 | REP | 91-20-115 | 246-100-181 | AMD-P | 91-21-130 |
| 236-12-300 | AMD-W | 91-15-080 | 236-54-99001 | REP-P | 91-17-053 | 246-100-186 | AMD-P | 91-21-130 |
| 236-48-002 | AMD | 91-09-035 | 236-54-99001 | REP | 91-20-115 | 246-100-201 | AMD-P | 91-21-130 |
| 236-48-003 | AMD | 91-09-035 | 236-100-001 | NEW-P | 91-05-101 | 246-100-206 | AMD-P | 91-21-130 |
| 236-48-004 | AMD | 91-09-035 | 236-100-001 | NEW | 91-08-057 | 246-100-207 | AMD-P | 91-21-130 |
| 236-48-005 | AMD | 91-09-035 | 236-100-010 | NEW-P | 91-05-101 | 246-100-208 | AMD-P | 91-21-130 |
| 236-48-009 | AMD | 91-09-035 | 236-100-010 | NEW | 91-08-057 | 246-100-209 | AMD-P | 91-21-130 |
| 236-48-012 | AMD | 91-09-035 | 236-100-011 | NEW-P | 91-05-101 | 246-100-217 | AMD-P | 91-21-130 |
| 236-48-013 | AMD | 91-09-035 | 236-100-011 | NEW | 91-08-057 | 246-100-226 | AMD-P | 91-21-130 |
| 236-48-021 | AMD | 91-09-035 | 236-100-012 | NEW-P | 91-05-101 | 246-100-231 | AMD-P | 91-21-130 |
| 236-48-023 | AMD | 91-09-035 | 236-100-012 | NEW | 91-08-057 | 246-100-236 | AMD-P | 91-21-130 |
| 236-48-035 | AMD | 91-09-035 | 236-100-013 | NEW-P | 91-05-101 | 246-110-001 | AMD-P | 91-21-130 |
| 236-48-036 | AMD | 91-09-035 | 236-100-013 | NEW | 91-08-057 | 246-110-020 | AMD-P | 91-21-130 |
| 236-48-052 | AMD | 91-09-035 | 236-100-014 | NEW-P | 91-05-101 | 246-203-060 | AMD-P | 91-21-130 |
| 236-48-061 | AMD | 91-09-035 | 236-100-014 | NEW | 91-08-057 | 246-203-070 | AMD-P | 91-21-130 |
| 236-48-071 | AMD | 91-09-035 | 236-100-015 | NEW-P | 91-05-101 | 246-203-080 | AMD-P | 91-21-130 |
| 236-48-079 | AMD | 91-09-035 | 236-100-015 | NEW | 91-08-057 | 246-203-090 | AMD-P | 91-21-130 |
| 236-48-081 | AMD | 91-09-035 | 236-100-016 | NEW-P | 91-05-101 | 246-203-100 | AMD-P | 91-21-130 |
| 236-48-082 | AMD | 91-09-035 | 236-100-016 | NEW | 91-08-057 | 246-203-160 | AMD-P | 91-21-130 |
| 236-48-083 | AMD | 91-09-035 | 240-15-005 | AMD | 91-02-111 | 246-203-170 | AMD-P | 91-21-130 |
| 236-48-084 | AMD | 91-09-035 | 240-15-005 | AMD-P | 91-10-106 | 246-205-001 | NEW | 91-04-007 |
| 236-48-093 | AMD | 91-09-035 | 240-15-005 | AMD | 91-14-040 | 246-205-010 | NEW | 91-04-007 |
| 236-48-094 | AMD | 91-09-035 | 240-15-010 | AMD | 91-02-111 | 246-205-010 | AMD-P | 91-21-118 |
| 236-48-095 | AMD | 91-09-035 | 240-15-010 | AMD-P | 91-10-106 | 246-205-020 | NEW | 91-04-007 |
| 236-48-096 | AMD | 91-09-035 | 240-15-010 | AMD | 91-14-040 | 246-205-030 | NEW | 91-04-007 |
| 236-48-098 | AMD | 91-09-035 | 240-15-015 | AMD | 91-02-111 | 246-205-040 | NEW | 91-04-007 |
| 236-48-099 | AMD | 91-09-035 | 240-15-015 | AMD-P | 91-10-106 | 246-205-040 | AMD-P | 91-21-118 |
| 236-48-101 | AMD | 91-09-035 | 240-15-015 | AMD | 91-14-040 | 246-205-050 | NEW | 91-04-007 |
| 236-48-121 | AMD | 91-09-035 | 240-15-020 | AMD | 91-02-111 | 246-205-060 | NEW | 91-04-007 |

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| 246-310-131 | NEW-P | 91-10-102 | 246-378-050 | AMD-P | 91-21-130 | 246-802-130 | AMD-E | 91-10-069 |
| 246-310-131 | NEW-E | 91-10-103 | 246-380-001 | NEW-P | 91-15-082A | 246-802-150 | REP-E | 91-10-069 |
| 246-310-132 | NEW-P | 91-10-102 | 246-380-001 | NEW | 91-21-075 | 246-802-990 | AMD-P | 91-08-078 |
| 246-310-132 | NEW | 91-17-011 | 246-380-990 | AMD-P | 91-15-082A | 246-802-990 | AMD | 91-13-002 |
| 246-310-380 | AMD-C | 91-12-020 | 246-380-990 | AMD | 91-21-075 | 246-806-010 | RECOD | 91-05-026 |
| 246-310-380 | AMD | 91-15-018 | 246-430-001 | NEW-P | 91-15-005 | 246-806-020 | RECOD | 91-05-026 |
| 246-310-500 | AMD | 91-05-093 | 246-430-010 | NEW-P | 91-15-005 | 246-806-030 | RECOD | 91-05-026 |
| 246-314-001 | AMD-P | 91-12-019 | 246-430-020 | NEW-P | 91-15-005 | 246-806-040 | RECOD | 91-05-026 |
| 246-314-001 | AMD | 91-16-107 | 246-430-030 | NEW-P | 91-15-005 | 246-806-050 | RECOD | 91-05-026 |
| 246-314-010 | AMD-P | 91-12-019 | 246-430-040 | NEW-P | 91-15-005 | 246-806-060 | RECOD | 91-05-026 |
| 246-314-010 | AMD | 91-16-107 | 246-430-050 | NEW-P | 91-15-005 | 246-806-070 | RECOD | 91-05-026 |
| 246-314-990 | AMD-P | 91-12-019 | 246-430-060 | NEW-P | 91-15-005 | 246-806-080 | RECOD | 91-05-026 |
| 246-314-990 | AMD | 91-16-107 | 246-453-001 | AMD | 91-05-048 | 246-806-090 | RECOD | 91-05-026 |
| 246-334-010 | REP-P | 91-21-130 | 246-453-010 | AMD | 91-05-048 | 246-806-100 | RECOD | 91-05-026 |
| 246-334-020 | REP-P | 91-21-130 | 246-453-020 | NEW | 91-05-048 | 246-806-110 | RECOD | 91-05-026 |
| 246-334-030 | REP-P | 91-21-130 | 246-453-030 | NEW | 91-05-048 | 246-806-120 | RECOD | 91-05-026 |
| 246-334-040 | REP-P | 91-21-130 | 246-453-040 | NEW | 91-05-048 | 246-806-130 | RECOD | 91-05-026 |
| 246-334-050 | REP-P | 91-21-130 | 246-453-050 | NEW | 91-05-048 | 246-806-140 | RECOD | 91-05-026 |
| 246-334-060 | REP-P | 91-21-130 | 246-453-060 | NEW | 91-05-048 | 246-806-990 | RECOD | 91-05-031 |
| 246-338-010 | AMD-E | 91-11-039 | 246-453-070 | AMD | 91-05-048 | 246-806-990 | AMD-P | 91-15-082 |
| 246-338-010 | AMD-P | 91-17-083 | 246-453-080 | AMD | 91-05-048 | 246-806-990 | AMD-W | 91-15-113 |
| 246-338-010 | AMD | 91-21-062 | 246-453-085 | REP | 91-05-048 | 246-806-990 | AMD-P | 91-15-114 |
| 246-338-020 | AMD-P | 91-17-083 | 246-453-090 | AMD | 91-05-048 | 246-806-990 | AMD | 91-21-096 |
| 246-338-020 | AMD | 91-21-062 | 246-490-001 | AMD-P | 91-21-130 | 246-807-020 | RECOD | 91-05-095 |
| 246-338-030 | AMD-E | 91-11-039 | 246-490-040 | AMD-P | 91-21-130 | 246-807-030 | RECOD | 91-05-095 |
| 246-338-030 | AMD-P | 91-17-083 | 246-491-029 | AMD-P | 91-16-105 | 246-807-040 | RECOD | 91-05-095 |
| 246-338-030 | AMD | 91-21-062 | 246-491-029 | AMD | 91-20-073 | 246-807-050 | RECOD | 91-05-095 |
| 246-338-040 | AMD-P | 91-17-083 | 246-491-039 | AMD-P | 91-16-105 | 246-807-060 | RECOD | 91-05-095 |
| 246-338-040 | AMD | 91-21-062 | 246-491-039 | AMD | 91-20-073 | 246-807-070 | RECOD | 91-05-095 |
| 246-338-050 | AMD-P | 91-17-083 | 246-491-149 | AMD-P | 91-16-105 | 246-807-080 | RECOD | 91-05-095 |
| 246-338-050 | AMD | 91-21-062 | 246-491-149 | AMD-W | 91-18-075 | 246-807-090 | RECOD | 91-05-095 |
| 246-338-060 | AMD-P | 91-17-083 | 246-491-149 | AMD-P | 91-18-077 | 246-807-100 | RECOD | 91-05-095 |
| 246-338-060 | AMD | 91-21-062 | 246-510-400 | NEW-E | 91-15-029 | 246-807-110 | RECOD | 91-05-095 |
| 246-338-070 | AMD-P | 91-17-083 | 246-520-001 | AMD-P | 91-21-130 | 246-807-120 | RECOD | 91-05-095 |
| 246-338-070 | AMD | 91-21-062 | 246-520-010 | AMD-P | 91-21-130 | 246-807-130 | RECOD | 91-05-095 |
| 246-338-080 | AMD-P | 91-17-083 | 246-520-020 | AMD-P | 91-21-130 | 246-807-140 | RECOD | 91-05-095 |
| 246-338-080 | AMD | 91-21-062 | 246-520-030 | AMD-P | 91-21-130 | 246-807-150 | RECOD | 91-05-095 |
| 246-338-090 | AMD-P | 91-17-083 | 246-520-040 | AMD-P | 91-21-130 | 246-807-160 | RECOD | 91-05-095 |
| 246-338-090 | AMD | 91-21-062 | 246-520-050 | AMD-P | 91-21-130 | 246-807-170 | RECOD | 91-05-095 |
| 246-338-110 | AMD-P | 91-17-083 | 246-520-060 | AMD-P | 91-21-130 | 246-807-170 | REP | 91-10-051 |
| 246-338-110 | AMD | 91-21-062 | 246-520-070 | AMD-P | 91-21-130 | 246-807-171 | NEW-P | 91-06-090 |
| 246-338-990 | AMD-E | 91-11-039 | 246-560-001 | NEW-P | 91-13-093 | 246-807-171 | NEW | 91-10-051 |
| 246-338-990 | AMD-P | 91-17-083 | 246-560-001 | NEW | 91-16-108 | 246-807-173 | NEW-P | 91-06-090 |
| 246-338-990 | AMD | 91-21-062 | 246-560-010 | NEW-P | 91-13-093 | 246-807-173 | NEW | 91-10-051 |
| 246-358-001 | AMD-P | 91-21-130 | 246-560-010 | NEW | 91-16-108 | 246-807-180 | RECOD | 91-05-095 |
| 246-358-010 | AMD-P | 91-21-130 | 246-560-015 | NEW-P | 91-13-093 | 246-807-180 | AMD-P | 91-20-016 |
| 246-358-025 | AMD-P | 91-21-130 | 246-560-015 | NEW | 91-16-108 | 246-807-190 | RECOD | 91-05-095 |
| 246-358-035 | AMD-P | 91-21-130 | 246-560-020 | NEW-P | 91-13-093 | 246-807-200 | RECOD | 91-05-095 |
| 246-358-055 | AMD-P | 91-21-130 | 246-560-020 | NEW | 91-16-108 | 246-807-210 | RECOD | 91-05-095 |
| 246-358-065 | AMD-P | 91-21-130 | 246-560-030 | NEW-P | 91-13-093 | 246-807-220 | RECOD | 91-05-095 |
| 246-358-085 | AMD-P | 91-21-130 | 246-560-030 | NEW | 91-16-108 | 246-807-230 | RECOD | 91-05-095 |
| 246-358-095 | AMD-P | 91-21-130 | 246-560-040 | NEW-P | 91-13-093 | 246-807-230 | AMD-P | 91-20-016 |
| 246-358-125 | AMD-P | 91-21-130 | 246-560-040 | NEW | 91-16-108 | 246-807-240 | RECOD | 91-05-095 |
| 246-360-001 | AMD-P | 91-21-130 | 246-560-050 | NEW-P | 91-13-093 | 246-807-250 | RECOD | 91-05-095 |
| 246-360-010 | AMD-P | 91-21-130 | 246-560-050 | NEW | 91-16-108 | 246-807-250 | AMD-P | 91-20-016 |
| 246-360-020 | AMD-P | 91-21-130 | 246-560-060 | NEW-P | 91-13-093 | 246-807-260 | RECOD | 91-05-095 |
| 246-360-040 | AMD-P | 91-21-130 | 246-560-060 | NEW | 91-16-108 | 246-807-270 | RECOD | 91-05-095 |
| 246-360-050 | AMD-P | 91-21-130 | 246-560-070 | NEW-P | 91-13-093 | 246-807-280 | RECOD | 91-05-095 |
| 246-360-110 | AMD-P | 91-21-130 | 246-560-070 | NEW | 91-16-108 | 246-807-290 | RECOD | 91-05-095 |
| 246-360-160 | AMD-P | 91-21-130 | 246-560-080 | NEW-P | 91-13-093 | 246-807-300 | RECOD | 91-05-095 |
| 246-360-180 | AMD-P | 91-21-130 | 246-560-080 | NEW | 91-16-108 | 246-807-310 | RECOD | 91-05-095 |
| 246-360-990 | AMD-P | 91-21-130 | 246-560-090 | NEW-P | 91-13-093 | 246-807-320 | RECOD | 91-05-095 |
| 246-366-010 | AMD-P | 91-21-130 | 246-560-090 | NEW | 91-16-108 | 246-807-330 | RECOD | 91-05-095 |
| 246-366-060 | AMD-P | 91-21-130 | 246-560-100 | NEW-P | 91-13-093 | 246-807-340 | RECOD | 91-05-095 |
| 246-366-070 | AMD-P | 91-21-130 | 246-560-100 | NEW | 91-16-108 | 246-807-340 | AMD-P | 91-20-016 |
| 246-366-110 | AMD-P | 91-21-130 | 246-560-105 | NEW-P | 91-13-093 | 246-807-350 | RECOD | 91-05-095 |
| 246-366-130 | AMD-P | 91-21-130 | 246-560-105 | NEW | 91-16-108 | 246-807-360 | RECOD | 91-05-095 |
| 246-374-050 | AMD-P | 91-21-130 | 246-560-110 | NEW-P | 91-13-093 | 246-807-370 | RECOD | 91-05-095 |
| 246-374-060 | AMD-P | 91-21-130 | 246-560-110 | NEW | 91-16-108 | 246-807-380 | RECOD | 91-05-095 |
| 246-374-080 | AMD-P | 91-21-130 | 246-560-120 | NEW-P | 91-13-093 | 246-807-390 | RECOD | 91-05-095 |
| 246-374-100 | AMD-P | 91-21-130 | 246-560-120 | NEW | 91-16-108 | 246-807-400 | NEW-P | 91-06-090 |
| 246-374-130 | AMD-P | 91-21-130 | 246-650-020 | AMD-P | 91-21-130 | 246-807-400 | NEW-W | 91-10-050 |
| 246-376-100 | AMD-P | 91-21-130 | 246-760-001 | AMD-P | 91-21-130 | 246-807-400 | NEW-P | 91-20-169 |
| 246-376-110 | AMD-P | 91-21-130 | 246-760-040 | AMD-P | 91-21-130 | 246-807-410 | NEW-P | 91-06-090 |
| 246-378-020 | AMD-P | 91-21-130 | 246-790-070 | AMD | 91-06-029 | 246-807-410 | NEW | 91-10-051 |
| 246-378-030 | AMD-P | 91-21-130 | 246-790-080 | AMD-P | 91-20-173 | 246-807-420 | NEW-P | 91-20-169 |
| 246-378-040 | AMD-P | 91-21-130 | 246-802-090 | AMD-E | 91-10-069 | 246-807-430 | NEW-P | 91-20-169 |

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| 246-807-440 | NEW-P | 91-20-169 | 246-828-140 | RECOD-P | 91-07-058 | 246-838-250 | AMD-P | 91-09-014 |
| 246-807-450 | NEW-P | 91-20-169 | 246-828-140 | RECOD | 91-11-031 | 246-838-250 | AMD | 91-13-023 |
| 246-807-460 | NEW-P | 91-20-169 | 246-828-150 | RECOD-P | 91-07-058 | 246-838-260 | AMD-P | 91-09-014 |
| 246-807-470 | NEW-P | 91-20-169 | 246-828-150 | RECOD | 91-11-031 | 246-838-260 | AMD | 91-13-023 |
| 246-815-031 | NEW-P | 91-08-077 | 246-828-160 | RECOD-P | 91-07-058 | 246-838-270 | AMD-P | 91-09-014 |
| 246-815-031 | NEW | 91-11-065 | 246-828-160 | RECOD | 91-11-031 | 246-838-270 | AMD | 91-13-023 |
| 246-815-990 | AMD-P | 91-08-078 | 246-828-170 | RECOD-P | 91-07-058 | 246-838-290 | AMD-P | 91-19-037 |
| 246-815-990 | AMD | 91-13-002 | 246-828-170 | RECOD | 91-11-031 | 246-838-310 | AMD-P | 91-19-037 |
| 246-816-075 | NEW | 91-03-109 | 246-828-180 | RECOD-P | 91-07-058 | 246-838-990 | AMD-P | 91-08-078 |
| 246-816-160 | NEW-P | 91-18-035 | 246-828-180 | RECOD | 91-11-031 | 246-838-990 | AMD | 91-13-002 |
| 246-816-610 | NEW-P | 91-16-102 | 246-828-190 | RECOD-P | 91-07-058 | 246-839-010 | RECOD | 91-07-049 |
| 246-816-620 | NEW-P | 91-16-102 | 246-828-190 | RECOD | 91-11-031 | 246-839-010 | AMD-P | 91-16-101 |
| 246-816-630 | NEW-P | 91-16-102 | 246-828-200 | RECOD-P | 91-07-058 | 246-839-020 | RECOD | 91-07-049 |
| 246-816-640 | NEW-P | 91-16-102 | 246-828-200 | RECOD | 91-11-031 | 246-839-020 | AMD-P | 91-19-019 |
| 246-816-650 | NEW-P | 91-16-102 | 246-828-210 | RECOD-P | 91-07-058 | 246-839-030 | RECOD | 91-07-049 |
| 246-816-660 | NEW-P | 91-16-102 | 246-828-210 | RECOD | 91-11-031 | 246-839-030 | AMD-P | 91-19-019 |
| 246-816-670 | NEW-P | 91-16-102 | 246-828-220 | RECOD-P | 91-07-058 | 246-839-040 | RECOD | 91-07-049 |
| 246-816-680 | NEW-P | 91-16-102 | 246-828-220 | RECOD | 91-11-031 | 246-839-050 | RECOD | 91-07-049 |
| 246-816-701 | NEW-P | 91-18-078 | 246-828-230 | RECOD-P | 91-07-058 | 246-839-060 | RECOD | 91-07-049 |
| 246-816-701 | NEW-W | 91-20-014 | 246-828-230 | RECOD | 91-11-031 | 246-839-060 | AMD-P | 91-19-019 |
| 246-816-710 | NEW-P | 91-18-078 | 246-828-240 | RECOD-P | 91-07-058 | 246-839-070 | RECOD | 91-07-049 |
| 246-816-710 | NEW-W | 91-20-014 | 246-828-240 | RECOD | 91-11-031 | 246-839-080 | RECOD | 91-07-049 |
| 246-816-720 | NEW-P | 91-18-078 | 246-828-250 | RECOD-P | 91-07-058 | 246-839-080 | AMD-P | 91-19-019 |
| 246-816-720 | NEW-W | 91-20-014 | 246-828-250 | RECOD | 91-11-031 | 246-839-090 | RECOD | 91-07-049 |
| 246-816-730 | NEW-P | 91-18-078 | 246-828-260 | RECOD-P | 91-07-058 | 246-839-090 | AMD-P | 91-19-019 |
| 246-816-730 | NEW-W | 91-20-014 | 246-828-260 | RECOD | 91-11-031 | 246-839-100 | RECOD | 91-07-049 |
| 246-818-020 | AMD-P | 91-21-117 | 246-828-270 | RECOD-P | 91-07-058 | 246-839-100 | AMD-P | 91-19-019 |
| 246-818-050 | AMD-P | 91-10-093 | 246-828-270 | RECOD | 91-11-031 | 246-839-105 | NEW-E | 91-10-007 |
| 246-818-050 | AMD | 91-14-087 | 246-828-280 | RECOD-P | 91-07-058 | 246-839-105 | NEW-P | 91-15-004 |
| 246-818-060 | AMD-P | 91-21-117 | 246-828-280 | RECOD | 91-11-031 | 246-839-105 | NEW | 91-19-102 |
| 246-818-070 | AMD-P | 91-21-117 | 246-828-290 | RECOD-P | 91-07-058 | 246-839-110 | RECOD | 91-07-049 |
| 246-818-080 | AMD-P | 91-21-117 | 246-828-290 | RECOD | 91-11-031 | 246-839-110 | AMD-P | 91-19-019 |
| 246-818-090 | AMD-P | 91-21-117 | 246-828-300 | RECOD-P | 91-07-058 | 246-839-120 | RECOD | 91-07-049 |
| 246-818-110 | REP-P | 91-21-117 | 246-828-300 | RECOD | 91-11-031 | 246-839-120 | AMD-P | 91-19-019 |
| 246-818-120 | AMD-P | 91-21-117 | 246-828-310 | RECOD-P | 91-07-058 | 246-839-130 | RECOD | 91-07-049 |
| 246-818-130 | AMD-P | 91-21-117 | 246-828-310 | RECOD | 91-11-031 | 246-839-300 | RECOD | 91-07-049 |
| 246-822-990 | AMD-P | 91-08-078 | 246-828-320 | RECOD-P | 91-07-058 | 246-839-310 | RECOD | 91-07-049 |
| 246-822-990 | AMD | 91-13-002 | 246-828-320 | RECOD | 91-11-031 | 246-839-310 | AMD-P | 91-19-019 |
| 246-824-020 | AMD-P | 91-05-087 | 246-828-330 | RECOD-P | 91-07-058 | 246-839-320 | RECOD | 91-07-049 |
| 246-824-020 | AMD | 91-09-024 | 246-828-330 | RECOD | 91-11-031 | 246-839-320 | AMD-P | 91-19-019 |
| 246-824-050 | AMD-P | 91-05-087 | 246-828-340 | RECOD-P | 91-07-058 | 246-839-330 | RECOD | 91-07-049 |
| 246-824-050 | AMD-W | 91-09-023 | 246-828-340 | RECOD | 91-11-031 | 246-839-330 | AMD-P | 91-19-019 |
| 246-824-050 | AMD-P | 91-16-103 | 246-828-350 | RECOD-P | 91-07-058 | 246-839-340 | RECOD | 91-07-049 |
| 246-824-050 | AMD | 91-21-028 | 246-828-350 | RECOD | 91-11-031 | 246-839-340 | AMD-P | 91-19-019 |
| 246-824-065 | NEW-P | 91-16-103 | 246-828-360 | RECOD-P | 91-07-058 | 246-839-350 | RECOD | 91-07-049 |
| 246-824-065 | NEW | 91-21-028 | 246-828-360 | RECOD | 91-11-031 | 246-839-350 | AMD-P | 91-19-019 |
| 246-824-075 | NEW-P | 91-05-087 | 246-828-370 | RECOD-P | 91-07-058 | 246-839-360 | RECOD | 91-07-049 |
| 246-824-075 | NEW | 91-09-024 | 246-828-370 | RECOD | 91-11-031 | 246-839-360 | AMD-P | 91-19-019 |
| 246-824-080 | AMD-P | 91-05-087 | 246-828-990 | RECOD | 91-11-030 | 246-839-370 | RECOD | 91-07-049 |
| 246-824-080 | AMD | 91-09-024 | 246-828-990 | AMD | 91-13-002 | 246-839-370 | AMD-P | 91-19-019 |
| 246-826-990 | AMD-P | 91-08-078 | 246-834-990 | AMD-P | 91-08-078 | 246-839-400 | RECOD | 91-07-049 |
| 246-826-990 | AMD | 91-13-002 | 246-834-990 | AMD | 91-13-002 | 246-839-410 | RECOD | 91-07-049 |
| 246-828-005 | NEW-P | 91-20-167 | 246-838 | AMD-C | 91-20-015 | 246-839-410 | AMD-P | 91-19-019 |
| 246-828-020 | RECOD-P | 91-07-058 | 246-838-010 | AMD-P | 91-19-037 | 246-839-420 | RECOD | 91-07-049 |
| 246-828-020 | RECOD | 91-11-031 | 246-838-026 | NEW-P | 91-09-014 | 246-839-430 | RECOD | 91-07-049 |
| 246-828-030 | RECOD-P | 91-07-058 | 246-838-026 | NEW | 91-13-023 | 246-839-430 | AMD-P | 91-19-019 |
| 246-828-030 | RECOD | 91-11-031 | 246-838-030 | AMD-P | 91-19-037 | 246-839-440 | RECOD | 91-07-049 |
| 246-828-040 | RECOD-P | 91-07-058 | 246-838-040 | AMD-P | 91-09-014 | 246-839-440 | AMD-P | 91-19-019 |
| 246-828-040 | RECOD | 91-11-031 | 246-838-040 | AMD | 91-13-023 | 246-839-450 | RECOD | 91-07-049 |
| 246-828-050 | RECOD-P | 91-07-058 | 246-838-060 | AMD-P | 91-09-014 | 246-839-450 | AMD-P | 91-19-019 |
| 246-828-050 | RECOD | 91-11-031 | 246-838-060 | AMD | 91-13-023 | 246-839-505 | RECOD | 91-07-049 |
| 246-828-060 | RECOD-P | 91-07-058 | 246-838-070 | AMD-P | 91-09-014 | 246-839-506 | RECOD | 91-07-049 |
| 246-828-060 | RECOD | 91-11-031 | 246-838-070 | AMD | 91-13-023 | 246-839-525 | RECOD | 91-07-049 |
| 246-828-070 | RECOD-P | 91-07-058 | 246-838-090 | AMD-P | 91-09-014 | 246-839-525 | AMD-P | 91-19-019 |
| 246-828-070 | RECOD | 91-11-031 | 246-838-090 | AMD | 91-13-023 | 246-839-530 | RECOD | 91-07-049 |
| 246-828-080 | RECOD-P | 91-07-058 | 246-838-100 | AMD-P | 91-09-014 | 246-839-530 | AMD-P | 91-19-019 |
| 246-828-080 | RECOD | 91-11-031 | 246-838-100 | AMD | 91-13-023 | 246-839-535 | RECOD | 91-07-049 |
| 246-828-090 | RECOD-P | 91-07-058 | 246-838-110 | AMD-P | 91-09-014 | 246-839-535 | AMD-P | 91-19-019 |
| 246-828-090 | RECOD | 91-11-031 | 246-838-110 | AMD | 91-13-023 | 246-839-540 | RECOD | 91-07-049 |
| 246-828-100 | RECOD-P | 91-07-058 | 246-838-110 | AMD-P | 91-19-037 | 246-839-540 | AMD-P | 91-19-019 |
| 246-828-100 | RECOD | 91-11-031 | 246-838-120 | AMD-P | 91-09-014 | 246-839-545 | RECOD | 91-07-049 |
| 246-828-110 | RECOD-P | 91-07-058 | 246-838-120 | AMD | 91-13-023 | 246-839-545 | AMD-P | 91-19-019 |
| 246-828-110 | RECOD | 91-11-031 | 246-838-130 | AMD-P | 91-09-014 | 246-839-550 | RECOD | 91-07-049 |
| 246-828-120 | RECOD-P | 91-07-058 | 246-838-130 | AMD | 91-13-023 | 246-839-555 | RECOD | 91-07-049 |
| 246-828-120 | RECOD | 91-11-031 | 246-838-210 | AMD-P | 91-09-014 | 246-839-560 | RECOD | 91-07-049 |
| 246-828-130 | RECOD-P | 91-07-058 | 246-838-210 | AMD | 91-13-023 | 246-839-565 | RECOD | 91-07-049 |
| 246-828-130 | RECOD | 91-11-031 | 246-838-230 | AMD-P | 91-19-037 | 246-839-565 | AMD-P | 91-19-019 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
|-------------|-------|-----------|-------------|-------|-----------|-------------|---------|-----------|
| 246-839-570 | RECOD | 91-07-049 | 246-843-040 | AMD-P | 91-19-020 | 246-843-990 | AMD | 91-09-051 |
| 246-839-575 | RECOD | 91-07-049 | 246-843-040 | AMD-C | 91-20-119 | 246-845-990 | AMD-P | 91-08-078 |
| 246-839-700 | RECOD | 91-07-049 | 246-843-050 | RECOD | 91-06-060 | 246-845-990 | AMD | 91-13-002 |
| 246-839-700 | AMD-P | 91-19-019 | 246-843-060 | RECOD | 91-06-060 | 246-847-010 | RECOD | 91-05-027 |
| 246-839-710 | RECOD | 91-07-049 | 246-843-060 | AMD-P | 91-19-020 | 246-847-010 | AMD | 91-11-064 |
| 246-839-710 | AMD-P | 91-19-019 | 246-843-060 | AMD-C | 91-20-119 | 246-847-020 | RECOD | 91-05-027 |
| 246-839-720 | RECOD | 91-07-049 | 246-843-070 | RECOD | 91-06-060 | 246-847-030 | RECOD | 91-05-027 |
| 246-839-730 | RECOD | 91-07-049 | 246-843-080 | RECOD | 91-06-060 | 246-847-040 | RECOD | 91-05-027 |
| 246-839-730 | AMD-P | 91-19-019 | 246-843-080 | AMD-P | 91-19-020 | 246-847-040 | AMD | 91-11-064 |
| 246-839-740 | RECOD | 91-07-049 | 246-843-080 | AMD-C | 91-20-119 | 246-847-040 | AMD-P | 91-18-080 |
| 246-839-740 | AMD-P | 91-19-019 | 246-843-090 | RECOD | 91-06-060 | 246-847-050 | RECOD | 91-05-027 |
| 246-839-750 | RECOD | 91-07-049 | 246-843-090 | AMD-P | 91-19-020 | 246-847-050 | AMD | 91-11-064 |
| 246-839-760 | RECOD | 91-07-049 | 246-843-090 | AMD-C | 91-20-119 | 246-847-050 | AMD-P | 91-18-080 |
| 246-839-760 | AMD-P | 91-19-019 | 246-843-095 | RECOD | 91-06-060 | 246-847-060 | RECOD | 91-05-027 |
| 246-839-770 | RECOD | 91-07-049 | 246-843-095 | AMD-P | 91-19-020 | 246-847-060 | AMD-P | 91-18-080 |
| 246-839-780 | RECOD | 91-07-049 | 246-843-095 | AMD-C | 91-20-119 | 246-847-065 | RECOD | 91-05-027 |
| 246-839-800 | RECOD | 91-07-049 | 246-843-100 | RECOD | 91-06-060 | 246-847-065 | AMD | 91-11-064 |
| 246-839-810 | RECOD | 91-07-049 | 246-843-100 | AMD-P | 91-19-020 | 246-847-070 | RECOD | 91-05-027 |
| 246-839-820 | RECOD | 91-07-049 | 246-843-100 | AMD-C | 91-20-119 | 246-847-080 | RECOD | 91-05-027 |
| 246-839-820 | AMD-P | 91-20-171 | 246-843-110 | RECOD | 91-06-060 | 246-847-090 | RECOD | 91-05-027 |
| 246-839-830 | RECOD | 91-07-049 | 246-843-110 | AMD-P | 91-19-020 | 246-847-100 | RECOD | 91-05-027 |
| 246-839-830 | AMD-P | 91-19-019 | 246-843-110 | AMD-C | 91-20-119 | 246-847-110 | RECOD | 91-05-027 |
| 246-839-840 | NEW | 91-07-067 | 246-843-115 | NEW-P | 91-20-166 | 246-847-110 | AMD | 91-11-064 |
| 246-839-840 | AMD-P | 91-19-019 | 246-843-120 | RECOD | 91-06-060 | 246-847-115 | NEW-P | 91-18-080 |
| 246-839-850 | NEW | 91-07-067 | 246-843-120 | AMD-P | 91-19-020 | 246-847-120 | RECOD | 91-05-027 |
| 246-839-850 | AMD-P | 91-19-019 | 246-843-120 | AMD-C | 91-20-119 | 246-847-130 | RECOD | 91-05-027 |
| 246-839-860 | NEW | 91-07-067 | 246-843-122 | NEW-P | 91-20-166 | 246-847-140 | RECOD | 91-05-027 |
| 246-839-870 | NEW | 91-07-067 | 246-843-125 | RECOD | 91-06-060 | 246-847-150 | RECOD | 91-05-027 |
| 246-839-880 | NEW | 91-07-067 | 246-843-125 | AMD-P | 91-19-020 | 246-847-160 | RECOD | 91-05-027 |
| 246-839-890 | NEW | 91-07-067 | 246-843-125 | AMD-C | 91-20-119 | 246-847-170 | RECOD | 91-05-027 |
| 246-839-890 | AMD-P | 91-19-019 | 246-843-130 | RECOD | 91-06-060 | 246-847-180 | RECOD | 91-05-027 |
| 246-839-900 | NEW | 91-07-067 | 246-843-130 | AMD-P | 91-19-020 | 246-847-190 | RECOD | 91-05-027 |
| 246-839-990 | RECOD | 91-07-048 | 246-843-130 | AMD-C | 91-20-119 | 246-847-200 | RECOD | 91-05-027 |
| 246-841-400 | RECOD | 91-07-049 | 246-843-150 | RECOD | 91-06-060 | 246-847-990 | RECOD | 91-05-030 |
| 246-841-400 | AMD-P | 91-19-019 | 246-843-150 | AMD-P | 91-19-020 | 246-847-990 | AMD-P | 91-08-078 |
| 246-841-410 | RECOD | 91-07-049 | 246-843-150 | AMD-C | 91-20-119 | 246-847-990 | AMD | 91-13-002 |
| 246-841-410 | AMD-P | 91-19-019 | 246-843-155 | RECOD | 91-06-060 | 246-851 | RECOD-C | 91-03-116 |
| 246-841-420 | RECOD | 91-07-049 | 246-843-160 | RECOD | 91-06-060 | 246-851-020 | RECOD | 91-06-025 |
| 246-841-430 | RECOD | 91-07-049 | 246-843-160 | AMD-P | 91-19-020 | 246-851-020 | AMD-P | 91-19-101 |
| 246-841-430 | AMD-P | 91-19-019 | 246-843-160 | AMD-C | 91-20-119 | 246-851-030 | RECOD | 91-06-025 |
| 246-841-440 | RECOD | 91-07-049 | 246-843-162 | RECOD | 91-06-060 | 246-851-030 | AMD-P | 91-19-101 |
| 246-841-440 | AMD-P | 91-19-019 | 246-843-162 | AMD-P | 91-19-020 | 246-851-040 | RECOD | 91-06-025 |
| 246-841-450 | RECOD | 91-07-049 | 246-843-162 | AMD-C | 91-20-119 | 246-851-050 | RECOD | 91-06-025 |
| 246-841-460 | RECOD | 91-07-049 | 246-843-170 | RECOD | 91-06-060 | 246-851-060 | RECOD | 91-06-025 |
| 246-841-470 | RECOD | 91-07-049 | 246-843-170 | AMD-P | 91-19-020 | 246-851-070 | RECOD | 91-06-025 |
| 246-841-470 | AMD-P | 91-19-019 | 246-843-170 | AMD-C | 91-20-119 | 246-851-080 | RECOD | 91-06-025 |
| 246-841-480 | RECOD | 91-07-049 | 246-843-180 | RECOD | 91-06-060 | 246-851-080 | AMD-P | 91-19-101 |
| 246-841-490 | RECOD | 91-07-049 | 246-843-180 | AMD-P | 91-19-020 | 246-851-090 | RECOD | 91-06-025 |
| 246-841-490 | AMD-P | 91-19-019 | 246-843-180 | AMD-W | 91-20-117 | 246-851-100 | RECOD | 91-06-025 |
| 246-841-500 | RECOD | 91-07-049 | 246-843-180 | AMD-C | 91-20-119 | 246-851-110 | RECOD | 91-06-025 |
| 246-841-510 | RECOD | 91-07-049 | 246-843-180 | AMD-P | 91-20-166 | 246-851-120 | RECOD | 91-06-025 |
| 246-842 | AMD-P | 91-19-019 | 246-843-200 | RECOD | 91-06-060 | 246-851-120 | AMD-P | 91-19-101 |
| 246-842-100 | RECOD | 91-07-049 | 246-843-200 | AMD-P | 91-19-020 | 246-851-130 | RECOD | 91-06-025 |
| 246-842-100 | AMD-P | 91-19-019 | 246-843-200 | AMD-C | 91-20-119 | 246-851-140 | RECOD | 91-06-025 |
| 246-842-110 | RECOD | 91-07-049 | 246-843-205 | RECOD | 91-06-060 | 246-851-150 | RECOD | 91-06-025 |
| 246-842-120 | RECOD | 91-07-049 | 246-843-205 | AMD-P | 91-19-020 | 246-851-160 | RECOD | 91-06-025 |
| 246-842-130 | RECOD | 91-07-049 | 246-843-205 | AMD-C | 91-20-119 | 246-851-160 | AMD-P | 91-19-101 |
| 246-842-130 | AMD-P | 91-19-019 | 246-843-220 | RECOD | 91-06-060 | 246-851-170 | RECOD | 91-06-025 |
| 246-842-140 | RECOD | 91-07-049 | 246-843-220 | AMD-P | 91-19-020 | 246-851-170 | AMD-P | 91-19-101 |
| 246-842-140 | AMD-P | 91-19-019 | 246-843-220 | AMD-C | 91-20-119 | 246-851-180 | RECOD | 91-06-025 |
| 246-842-150 | RECOD | 91-07-049 | 246-843-225 | RECOD | 91-06-060 | 246-851-180 | AMD-P | 91-19-101 |
| 246-842-160 | RECOD | 91-07-049 | 246-843-230 | RECOD | 91-06-060 | 246-851-190 | RECOD | 91-06-025 |
| 246-842-170 | RECOD | 91-07-049 | 246-843-230 | AMD-P | 91-19-020 | 246-851-200 | RECOD | 91-06-025 |
| 246-842-170 | AMD-P | 91-19-019 | 246-843-230 | AMD-C | 91-20-119 | 246-851-210 | RECOD | 91-06-025 |
| 246-842-180 | RECOD | 91-07-049 | 246-843-240 | RECOD | 91-06-060 | 246-851-210 | AMD-P | 91-19-101 |
| 246-842-190 | RECOD | 91-07-049 | 246-843-240 | AMD-P | 91-19-020 | 246-851-220 | RECOD | 91-06-025 |
| 246-842-190 | AMD-P | 91-19-019 | 246-843-240 | AMD-C | 91-20-119 | 246-851-230 | RECOD | 91-06-025 |
| 246-842-200 | RECOD | 91-07-049 | 246-843-250 | RECOD | 91-06-060 | 246-851-230 | AMD-P | 91-19-101 |
| 246-842-210 | RECOD | 91-07-049 | 246-843-250 | AMD-P | 91-19-020 | 246-851-240 | RECOD | 91-06-025 |
| 246-843-001 | RECOD | 91-06-060 | 246-843-250 | AMD-C | 91-20-119 | 246-851-250 | RECOD | 91-06-025 |
| 246-843-001 | AMD-P | 91-19-020 | 246-843-320 | RECOD | 91-06-060 | 246-851-260 | RECOD | 91-06-025 |
| 246-843-001 | AMD-C | 91-20-119 | 246-843-320 | AMD-P | 91-19-020 | 246-851-260 | AMD-P | 91-19-101 |
| 246-843-010 | RECOD | 91-06-060 | 246-843-320 | AMD-C | 91-20-119 | 246-851-270 | RECOD | 91-06-025 |
| 246-843-010 | AMD-P | 91-19-020 | 246-843-330 | NEW | 91-06-059 | 246-851-280 | RECOD | 91-06-025 |
| 246-843-010 | AMD-C | 91-20-119 | 246-843-330 | AMD-P | 91-19-020 | 246-851-290 | RECOD | 91-06-025 |
| 246-843-030 | RECOD | 91-06-060 | 246-843-330 | AMD-C | 91-20-119 | 246-851-300 | RECOD | 91-06-025 |
| 246-843-040 | RECOD | 91-06-060 | 246-843-990 | RECOD | 91-06-058 | 246-851-310 | RECOD | 91-06-025 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
|-------------|-------|-----------|-------------|---------|-----------|-------------|---------|-----------|
| 246-851-320 | RECOD | 91-06-025 | 246-855-120 | REP | 91-20-120 | 246-858-060 | RECOD-P | 91-14-033 |
| 246-851-330 | RECOD | 91-06-025 | 246-857 | RECOD-W | 91-06-037 | 246-858-060 | RECOD | 91-18-057 |
| 246-851-340 | RECOD | 91-06-025 | 246-857-020 | RECOD-P | 91-14-033 | 246-858-070 | RECOD-P | 91-14-033 |
| 246-851-350 | RECOD | 91-06-025 | 246-857-020 | RECOD | 91-18-057 | 246-858-070 | RECOD | 91-18-057 |
| 246-851-360 | RECOD | 91-06-025 | 246-857-030 | RECOD-P | 91-14-033 | 246-858-080 | RECOD-P | 91-14-033 |
| 246-851-370 | RECOD | 91-06-025 | 246-857-030 | RECOD | 91-18-057 | 246-858-080 | RECOD | 91-18-057 |
| 246-851-380 | RECOD | 91-06-025 | 246-857-040 | RECOD-P | 91-14-033 | 246-861 | RECOD-W | 91-06-037 |
| 246-851-390 | RECOD | 91-06-025 | 246-857-040 | RECOD | 91-18-057 | 246-861-020 | RECOD-P | 91-14-033 |
| 246-851-400 | RECOD | 91-06-025 | 246-857-050 | RECOD-P | 91-14-033 | 246-861-020 | RECOD | 91-18-057 |
| 246-851-400 | AMD-P | 91-19-101 | 246-857-050 | RECOD | 91-18-057 | 246-861-030 | RECOD-P | 91-14-033 |
| 246-851-410 | RECOD | 91-06-025 | 246-857-060 | RECOD-P | 91-14-033 | 246-861-030 | RECOD | 91-18-057 |
| 246-851-420 | RECOD | 91-06-025 | 246-857-060 | RECOD | 91-18-057 | 246-861-040 | RECOD-P | 91-14-033 |
| 246-851-430 | RECOD | 91-06-025 | 246-857-070 | RECOD-P | 91-14-033 | 246-861-040 | RECOD | 91-18-057 |
| 246-851-430 | AMD-P | 91-19-101 | 246-857-070 | RECOD | 91-18-057 | 246-861-050 | RECOD-P | 91-14-033 |
| 246-851-990 | RECOD | 91-06-028 | 246-857-080 | RECOD-P | 91-14-033 | 246-861-050 | RECOD | 91-18-057 |
| 246-851-990 | AMD-P | 91-08-078 | 246-857-080 | RECOD | 91-18-057 | 246-861-060 | RECOD-P | 91-14-033 |
| 246-851-990 | AMD | 91-13-002 | 246-857-090 | RECOD-P | 91-14-033 | 246-861-060 | RECOD | 91-18-057 |
| 246-853-020 | AMD | 91-10-043 | 246-857-090 | RECOD | 91-18-057 | 246-861-070 | RECOD-P | 91-14-033 |
| 246-853-040 | AMD-P | 91-14-088 | 246-857-100 | RECOD-P | 91-14-033 | 246-861-070 | RECOD | 91-18-057 |
| 246-853-040 | AMD | 91-20-120 | 246-857-100 | RECOD | 91-18-057 | 246-861-080 | RECOD-P | 91-14-033 |
| 246-853-100 | AMD-P | 91-14-088 | 246-857-110 | RECOD-P | 91-14-033 | 246-861-080 | RECOD | 91-18-057 |
| 246-853-100 | AMD | 91-20-120 | 246-857-110 | RECOD | 91-18-057 | 246-861-090 | RECOD-P | 91-14-033 |
| 246-853-130 | AMD-P | 91-14-088 | 246-857-120 | RECOD-P | 91-14-033 | 246-861-090 | RECOD | 91-18-057 |
| 246-853-130 | AMD | 91-20-120 | 246-857-120 | RECOD | 91-18-057 | 246-861-100 | RECOD-P | 91-14-033 |
| 246-853-180 | AMD-P | 91-14-088 | 246-857-130 | RECOD-P | 91-14-033 | 246-861-100 | RECOD | 91-18-057 |
| 246-853-180 | AMD | 91-20-120 | 246-857-130 | RECOD | 91-18-057 | 246-861-110 | RECOD-P | 91-14-033 |
| 246-853-190 | AMD-P | 91-14-088 | 246-857-140 | RECOD-P | 91-14-033 | 246-861-110 | RECOD | 91-18-057 |
| 246-853-190 | AMD | 91-20-120 | 246-857-140 | RECOD | 91-18-057 | 246-861-120 | RECOD-P | 91-14-033 |
| 246-853-210 | AMD-P | 91-14-088 | 246-857-150 | RECOD-P | 91-14-033 | 246-861-120 | RECOD | 91-18-057 |
| 246-853-210 | AMD | 91-20-120 | 246-857-150 | RECOD | 91-18-057 | 246-863 | RECOD-W | 91-06-037 |
| 246-853-230 | AMD-P | 91-14-088 | 246-857-160 | RECOD-P | 91-14-033 | 246-863-020 | RECOD-P | 91-14-033 |
| 246-853-230 | AMD | 91-20-120 | 246-857-160 | RECOD | 91-18-057 | 246-863-020 | RECOD | 91-18-057 |
| 246-853-240 | AMD-P | 91-14-088 | 246-857-170 | RECOD-P | 91-14-033 | 246-863-030 | RECOD-P | 91-14-033 |
| 246-853-240 | AMD | 91-20-120 | 246-857-170 | RECOD | 91-18-057 | 246-863-030 | RECOD | 91-18-057 |
| 246-853-250 | NEW-P | 91-03-117 | 246-857-180 | RECOD-P | 91-14-033 | 246-863-040 | RECOD-P | 91-14-033 |
| 246-853-260 | NEW-P | 91-03-117 | 246-857-180 | RECOD | 91-18-057 | 246-863-040 | RECOD | 91-18-057 |
| 246-853-260 | NEW | 91-10-043 | 246-857-190 | RECOD-P | 91-14-033 | 246-863-050 | RECOD-P | 91-14-033 |
| 246-853-270 | NEW-P | 91-03-117 | 246-857-190 | RECOD | 91-18-057 | 246-863-050 | RECOD | 91-18-057 |
| 246-853-270 | NEW | 91-10-043 | 246-857-200 | RECOD-P | 91-14-033 | 246-863-060 | RECOD-P | 91-14-033 |
| 246-853-280 | NEW-P | 91-03-117 | 246-857-200 | RECOD | 91-18-057 | 246-863-060 | RECOD | 91-18-057 |
| 246-853-280 | NEW-W | 91-10-039 | 246-857-210 | RECOD-P | 91-14-033 | 246-863-070 | RECOD-P | 91-14-033 |
| 246-853-290 | NEW-P | 91-03-117 | 246-857-210 | RECOD | 91-18-057 | 246-863-070 | RECOD | 91-18-057 |
| 246-853-290 | NEW | 91-10-043 | 246-857-220 | RECOD-P | 91-14-033 | 246-863-080 | RECOD-P | 91-15-003 |
| 246-853-300 | NEW-P | 91-03-117 | 246-857-220 | RECOD | 91-18-057 | 246-863-080 | RECOD | 91-19-028 |
| 246-853-300 | NEW | 91-10-043 | 246-857-230 | RECOD-P | 91-14-033 | 246-863-090 | RECOD-P | 91-14-033 |
| 246-853-310 | NEW-P | 91-03-117 | 246-857-230 | RECOD | 91-18-057 | 246-863-090 | RECOD | 91-18-057 |
| 246-853-310 | NEW | 91-10-043 | 246-857-240 | RECOD-P | 91-14-033 | 246-863-100 | RECOD-P | 91-14-033 |
| 246-853-320 | NEW-P | 91-03-117 | 246-857-240 | RECOD | 91-18-057 | 246-863-100 | RECOD | 91-18-057 |
| 246-853-320 | NEW | 91-10-043 | 246-857-250 | RECOD-P | 91-14-033 | 246-863-110 | RECOD-P | 91-14-033 |
| 246-853-330 | NEW-P | 91-03-117 | 246-857-250 | RECOD | 91-18-057 | 246-863-110 | RECOD | 91-18-057 |
| 246-853-330 | NEW | 91-10-043 | 246-857-260 | RECOD-P | 91-14-033 | 246-863-120 | RECOD-P | 91-14-033 |
| 246-853-340 | NEW-P | 91-03-117 | 246-857-260 | RECOD | 91-18-057 | 246-863-120 | RECOD | 91-18-057 |
| 246-853-340 | NEW | 91-10-043 | 246-857-270 | RECOD-P | 91-14-033 | 246-865 | RECOD-W | 91-06-037 |
| 246-853-350 | NEW-P | 91-03-117 | 246-857-270 | RECOD | 91-18-057 | 246-865-010 | RECOD-P | 91-14-033 |
| 246-853-350 | NEW | 91-10-043 | 246-857-280 | RECOD-P | 91-14-033 | 246-865-010 | RECOD | 91-18-057 |
| 246-853-990 | AMD-P | 91-08-078 | 246-857-280 | RECOD | 91-18-057 | 246-865-020 | RECOD-P | 91-14-033 |
| 246-853-990 | AMD | 91-13-002 | 246-857-290 | RECOD-P | 91-14-033 | 246-865-020 | RECOD | 91-18-057 |
| 246-853-990 | AMD-P | 91-16-104 | 246-857-290 | RECOD | 91-18-057 | 246-865-030 | RECOD-P | 91-14-033 |
| 246-853-990 | AMD | 91-21-034 | 246-857-300 | RECOD-P | 91-14-033 | 246-865-030 | RECOD | 91-18-057 |
| 246-854-020 | AMD-P | 91-14-088 | 246-857-300 | RECOD | 91-18-057 | 246-865-040 | RECOD-P | 91-14-033 |
| 246-854-020 | AMD | 91-20-120 | 246-857-310 | RECOD-P | 91-14-033 | 246-865-040 | RECOD | 91-18-057 |
| 246-854-030 | AMD-P | 91-14-088 | 246-857-310 | RECOD | 91-18-057 | 246-865-050 | RECOD-P | 91-14-033 |
| 246-854-030 | AMD | 91-20-120 | 246-857-320 | RECOD-P | 91-14-033 | 246-865-050 | RECOD | 91-18-057 |
| 246-854-050 | AMD-P | 91-14-088 | 246-857-320 | RECOD | 91-18-057 | 246-865-060 | RECOD-P | 91-14-033 |
| 246-854-050 | AMD | 91-20-120 | 246-857-330 | RECOD-P | 91-14-033 | 246-865-060 | RECOD | 91-18-057 |
| 246-854-060 | AMD-P | 91-14-088 | 246-857-330 | RECOD | 91-18-057 | 246-865-070 | RECOD-P | 91-14-033 |
| 246-854-060 | AMD | 91-20-120 | 246-857-340 | RECOD-P | 91-14-033 | 246-865-070 | RECOD | 91-18-057 |
| 246-854-070 | REP-P | 91-14-088 | 246-857-340 | RECOD | 91-18-057 | 246-867 | RECOD-W | 91-06-037 |
| 246-854-070 | REP | 91-20-120 | 246-858 | RECOD-W | 91-06-037 | 246-867-001 | RECOD-P | 91-14-033 |
| 246-854-100 | AMD-P | 91-14-088 | 246-858-020 | RECOD-P | 91-14-033 | 246-867-001 | RECOD | 91-18-057 |
| 246-855-030 | AMD-P | 91-14-088 | 246-858-020 | RECOD | 91-18-057 | 246-867-010 | RECOD-P | 91-14-033 |
| 246-855-030 | AMD | 91-20-120 | 246-858-030 | RECOD-P | 91-14-033 | 246-867-010 | RECOD | 91-18-057 |
| 246-855-100 | AMD-P | 91-14-088 | 246-858-030 | RECOD | 91-18-057 | 246-867-020 | RECOD-P | 91-14-033 |
| 246-855-100 | AMD | 91-20-120 | 246-858-040 | RECOD-P | 91-14-033 | 246-867-020 | RECOD | 91-18-057 |
| 246-855-110 | AMD-P | 91-14-088 | 246-858-040 | RECOD | 91-18-057 | 246-867-030 | RECOD-P | 91-14-033 |
| 246-855-110 | AMD | 91-20-120 | 246-858-050 | RECOD-P | 91-14-033 | 246-867-030 | RECOD | 91-18-057 |
| 246-855-120 | REP-P | 91-14-088 | 246-858-050 | RECOD | 91-18-057 | 246-867-040 | RECOD-P | 91-14-033 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # |
|-------------|-------------------|-------------|-------------------|-------------|-------------------|
| 246-891-010 | RECOD-P 91-14-033 | 246-897-030 | RECOD-P 91-14-033 | 246-905-050 | RECOD 91-18-057 |
| 246-891-010 | RECOD 91-18-057 | 246-897-030 | RECOD 91-18-057 | 246-907 | RECOD-W 91-06-037 |
| 246-891-020 | RECOD-P 91-14-033 | 246-897-040 | RECOD-P 91-14-033 | 246-907-020 | RECOD-P 91-15-003 |
| 246-891-020 | RECOD 91-18-057 | 246-897-040 | RECOD 91-18-057 | 246-907-020 | RECOD 91-19-028 |
| 246-891-030 | RECOD-P 91-14-033 | 246-897-050 | RECOD-P 91-14-033 | 246-907-030 | RECOD-P 91-15-003 |
| 246-891-030 | RECOD 91-18-057 | 246-897-050 | RECOD 91-18-057 | 246-907-030 | RECOD 91-19-028 |
| 246-893 | RECOD-W 91-06-037 | 246-897-060 | RECOD-P 91-14-033 | 246-907-040 | RECOD-P 91-15-003 |
| 246-893-001 | RECOD-P 91-14-033 | 246-897-060 | RECOD 91-18-057 | 246-907-040 | RECOD 91-19-028 |
| 246-893-001 | RECOD 91-18-057 | 246-897-120 | RECOD-P 91-14-033 | 246-915-010 | AMD 91-05-094 |
| 246-893-010 | RECOD-P 91-14-033 | 246-897-120 | RECOD 91-18-057 | 246-915-010 | AMD-P 91-20-164 |
| 246-893-010 | RECOD 91-18-057 | 246-897-130 | RECOD-P 91-14-033 | 246-915-015 | NEW 91-05-094 |
| 246-893-020 | RECOD-P 91-14-033 | 246-897-130 | RECOD 91-18-057 | 246-915-015 | AMD-P 91-20-164 |
| 246-893-020 | RECOD 91-18-057 | 246-897-140 | RECOD-P 91-14-033 | 246-915-030 | AMD 91-05-094 |
| 246-893-030 | RECOD-P 91-14-033 | 246-897-140 | RECOD 91-18-057 | 246-915-030 | AMD-E 91-09-033 |
| 246-893-030 | RECOD 91-18-057 | 246-897-150 | RECOD-P 91-14-033 | 246-915-030 | AMD-P 91-09-063 |
| 246-893-040 | RECOD-P 91-14-033 | 246-897-150 | RECOD 91-18-057 | 246-915-030 | AMD 91-14-006 |
| 246-893-040 | RECOD 91-18-057 | 246-897-160 | RECOD-P 91-14-033 | 246-915-030 | AMD-P 91-20-165 |
| 246-893-050 | RECOD-P 91-14-033 | 246-897-160 | RECOD 91-18-057 | 246-915-040 | AMD 91-05-094 |
| 246-893-050 | RECOD 91-18-057 | 246-897-170 | RECOD-P 91-14-033 | 246-915-050 | AMD 91-05-094 |
| 246-893-060 | RECOD-P 91-14-033 | 246-897-170 | RECOD 91-18-057 | 246-915-080 | AMD 91-05-094 |
| 246-893-060 | RECOD 91-18-057 | 246-897-180 | RECOD-P 91-14-033 | 246-915-085 | NEW-P 91-20-164 |
| 246-893-070 | RECOD-P 91-14-033 | 246-897-180 | RECOD 91-18-057 | 246-915-110 | AMD 91-05-094 |
| 246-893-070 | RECOD 91-18-057 | 246-897-190 | RECOD-P 91-14-033 | 246-915-120 | AMD-P 91-20-164 |
| 246-893-080 | RECOD-P 91-14-033 | 246-897-190 | RECOD 91-18-057 | 246-915-130 | AMD 91-05-094 |
| 246-893-080 | RECOD 91-18-057 | 246-899 | RECOD-W 91-06-037 | 246-915-140 | AMD 91-05-094 |
| 246-893-090 | RECOD-P 91-14-033 | 246-899-020 | RECOD-P 91-14-033 | 246-915-140 | AMD-P 91-20-164 |
| 246-893-090 | RECOD 91-18-057 | 246-899-020 | RECOD 91-18-057 | 246-915-150 | AMD 91-05-094 |
| 246-893-100 | RECOD-P 91-14-033 | 246-899-030 | RECOD-P 91-14-033 | 246-915-150 | AMD-P 91-20-164 |
| 246-893-100 | RECOD 91-18-057 | 246-899-030 | RECOD 91-18-057 | 246-915-160 | AMD 91-05-094 |
| 246-893-110 | RECOD-P 91-14-033 | 246-899-040 | RECOD-P 91-14-033 | 246-915-170 | AMD 91-05-094 |
| 246-893-110 | RECOD 91-18-057 | 246-899-040 | RECOD 91-18-057 | 246-915-180 | AMD 91-05-094 |
| 246-893-120 | RECOD-P 91-14-033 | 246-899-050 | RECOD-P 91-14-033 | 246-915-180 | AMD-P 91-20-164 |
| 246-893-120 | RECOD 91-18-057 | 246-899-050 | RECOD 91-18-057 | 246-915-185 | NEW-P 91-20-164 |
| 246-893-130 | RECOD-P 91-14-033 | 246-901 | RECOD-W 91-06-037 | 246-915-200 | AMD-P 91-20-164 |
| 246-893-130 | RECOD 91-18-057 | 246-901-020 | RECOD-P 91-14-033 | 246-915-210 | AMD 91-05-094 |
| 246-893-140 | RECOD-P 91-14-033 | 246-901-020 | RECOD 91-18-057 | 246-915-300 | NEW-E 91-09-033 |
| 246-893-140 | RECOD 91-18-057 | 246-901-030 | RECOD-P 91-14-033 | 246-915-300 | NEW-P 91-09-063 |
| 246-893-998 | RECOD-P 91-14-033 | 246-901-030 | RECOD 91-18-057 | 246-915-300 | NEW 91-14-006 |
| 246-893-998 | RECOD 91-18-057 | 246-901-040 | RECOD-P 91-14-033 | 246-915-310 | NEW-E 91-09-033 |
| 246-895 | RECOD-W 91-06-037 | 246-901-040 | RECOD 91-18-057 | 246-915-310 | NEW-P 91-09-063 |
| 246-895-010 | RECOD-P 91-14-033 | 246-901-050 | RECOD-P 91-14-033 | 246-915-310 | NEW 91-14-006 |
| 246-895-010 | RECOD 91-18-057 | 246-901-050 | RECOD 91-18-057 | 246-915-320 | NEW-E 91-09-033 |
| 246-895-020 | RECOD-P 91-14-033 | 246-901-060 | RECOD-P 91-14-033 | 246-915-320 | NEW-P 91-09-063 |
| 246-895-020 | RECOD 91-18-057 | 246-901-060 | RECOD 91-18-057 | 246-915-320 | NEW 91-14-006 |
| 246-895-030 | RECOD-P 91-14-033 | 246-901-070 | RECOD-P 91-14-033 | 246-915-330 | NEW-E 91-09-033 |
| 246-895-030 | RECOD 91-18-057 | 246-901-070 | RECOD 91-18-057 | 246-915-330 | NEW-P 91-09-063 |
| 246-895-040 | RECOD-P 91-14-033 | 246-901-080 | RECOD-P 91-14-033 | 246-915-330 | NEW 91-14-006 |
| 246-895-040 | RECOD 91-18-057 | 246-901-080 | RECOD 91-18-057 | 246-915-390 | AMD-P 91-08-078 |
| 246-895-050 | RECOD-P 91-14-033 | 246-901-090 | RECOD-P 91-14-033 | 246-915-390 | AMD 91-13-002 |
| 246-895-050 | RECOD 91-18-057 | 246-901-090 | RECOD 91-18-057 | 246-917-020 | RECOD 91-06-030 |
| 246-895-060 | RECOD-P 91-14-033 | 246-901-100 | RECOD-P 91-14-033 | 246-917-020 | AMD-P 91-15-111 |
| 246-895-060 | RECOD 91-18-057 | 246-901-100 | RECOD 91-18-057 | 246-917-020 | AMD 91-20-170 |
| 246-895-070 | RECOD-P 91-14-033 | 246-901-110 | RECOD-P 91-14-033 | 246-917-025 | NEW-P 91-15-111 |
| 246-895-070 | RECOD 91-18-057 | 246-901-110 | RECOD 91-18-057 | 246-917-025 | NEW 91-20-170 |
| 246-895-080 | RECOD-P 91-14-033 | 246-901-120 | RECOD-P 91-14-033 | 246-917-026 | NEW-P 91-19-100 |
| 246-895-080 | RECOD 91-18-057 | 246-901-120 | RECOD 91-18-057 | 246-917-030 | RECOD 91-06-030 |
| 246-895-090 | RECOD-P 91-14-033 | 246-901-130 | RECOD-P 91-14-033 | 246-917-040 | RECOD 91-06-030 |
| 246-895-090 | RECOD 91-18-057 | 246-901-130 | RECOD 91-18-057 | 246-917-050 | RECOD 91-06-030 |
| 246-895-100 | RECOD-P 91-14-033 | 246-903 | RECOD-W 91-06-037 | 246-917-060 | RECOD 91-06-030 |
| 246-895-100 | RECOD 91-18-057 | 246-903-001 | RECOD-P 91-14-033 | 246-917-070 | RECOD 91-06-030 |
| 246-895-110 | RECOD-P 91-14-033 | 246-903-001 | RECOD 91-18-057 | 246-917-070 | AMD-P 91-15-111 |
| 246-895-110 | RECOD 91-18-057 | 246-903-010 | RECOD-P 91-14-033 | 246-917-070 | AMD 91-20-170 |
| 246-895-120 | RECOD-P 91-14-033 | 246-903-010 | RECOD 91-18-057 | 246-917-080 | RECOD 91-06-030 |
| 246-895-120 | RECOD 91-18-057 | 246-903-020 | RECOD-P 91-14-033 | 246-917-090 | RECOD 91-06-030 |
| 246-895-130 | RECOD-P 91-14-033 | 246-903-020 | RECOD 91-18-057 | 246-917-100 | RECOD 91-06-030 |
| 246-895-130 | RECOD 91-18-057 | 246-903-030 | RECOD-P 91-14-033 | 246-917-110 | RECOD 91-06-030 |
| 246-895-140 | RECOD-P 91-14-033 | 246-903-030 | RECOD 91-18-057 | 246-917-120 | RECOD 91-06-030 |
| 246-895-140 | RECOD 91-18-057 | 246-903-040 | RECOD-P 91-14-033 | 246-917-121 | NEW-E 91-13-094 |
| 246-895-150 | RECOD-P 91-14-033 | 246-903-040 | RECOD 91-18-057 | 246-917-121 | NEW-P 91-15-111 |
| 246-895-150 | RECOD 91-18-057 | 246-905 | RECOD-W 91-06-037 | 246-917-121 | NEW 91-20-170 |
| 246-895-160 | RECOD-P 91-14-033 | 246-905-020 | RECOD-P 91-14-033 | 246-917-130 | RECOD 91-06-030 |
| 246-895-160 | RECOD 91-18-057 | 246-905-020 | RECOD 91-18-057 | 246-917-130 | AMD-P 91-15-111 |
| 246-895-170 | RECOD-P 91-14-033 | 246-905-030 | RECOD-P 91-14-033 | 246-917-140 | AMD 91-20-170 |
| 246-895-170 | RECOD 91-18-057 | 246-905-030 | RECOD 91-18-057 | 246-917-140 | RECOD 91-06-030 |
| 246-897 | RECOD-W 91-06-037 | 246-905-040 | RECOD-P 91-14-033 | 246-917-150 | RECOD 91-06-030 |
| 246-897-020 | RECOD-P 91-14-033 | 246-905-040 | RECOD 91-18-057 | 246-917-160 | RECOD 91-06-030 |
| 246-897-020 | RECOD 91-18-057 | 246-905-050 | RECOD-P 91-14-033 | 246-917-170 | RECOD 91-06-030 |

Table of WAC Sections Affected

| WAC # | | WSR # | WAC # | | WSR # | WAC # | | WSR # |
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| 246-917-180 | RECOD | 91-06-030 | 246-922-050 | AMD | 91-10-041 | 246-924-150 | RECOD | 91-04-020 |
| 246-917-190 | RECOD | 91-06-030 | 246-922-055 | NEW-P | 91-05-089 | 246-924-160 | RECOD | 91-04-020 |
| 246-917-200 | RECOD | 91-06-030 | 246-922-060 | NEW | 91-10-041 | 246-924-170 | RECOD | 91-04-020 |
| 246-917-210 | NEW-P | 91-13-092 | 246-922-060 | RECOD | 91-03-095 | 246-924-180 | NEW | 91-04-021 |
| 246-917-210 | NEW | 91-18-036 | 246-922-060 | AMD | 91-10-041 | 246-924-190 | NEW | 91-04-021 |
| 246-917-990 | NEW | 91-06-027 | 246-922-070 | RECOD | 91-03-095 | 246-924-200 | RECOD | 91-04-020 |
| 246-918-020 | RECOD | 91-06-030 | 246-922-070 | AMD | 91-10-041 | 246-924-210 | RECOD | 91-04-020 |
| 246-918-030 | RECOD | 91-06-030 | 246-922-080 | RECOD | 91-03-095 | 246-924-220 | NEW | 91-04-021 |
| 246-918-030 | AMD | 91-08-007 | 246-922-080 | AMD | 91-10-041 | 246-924-230 | RECOD | 91-04-020 |
| 246-918-035 | NEW-P | 91-04-055 | 246-922-090 | RECOD | 91-03-095 | 246-924-240 | RECOD | 91-04-020 |
| 246-918-035 | NEW | 91-08-007 | 246-922-090 | AMD | 91-10-041 | 246-924-250 | RECOD | 91-04-020 |
| 246-918-040 | RECOD | 91-06-030 | 246-922-100 | RECOD | 91-03-095 | 246-924-260 | RECOD | 91-04-020 |
| 246-918-050 | RECOD | 91-06-030 | 246-922-100 | AMD | 91-10-041 | 246-924-270 | RECOD | 91-04-020 |
| 246-918-060 | RECOD | 91-06-030 | 246-922-110 | RECOD | 91-03-095 | 246-924-280 | RECOD | 91-04-020 |
| 246-918-070 | RECOD | 91-06-030 | 246-922-110 | AMD | 91-10-041 | 246-924-290 | RECOD | 91-04-020 |
| 246-918-070 | AMD-P | 91-15-111 | 246-922-120 | RECOD | 91-03-095 | 246-924-300 | NEW | 91-04-021 |
| 246-918-080 | RECOD | 91-06-030 | 246-922-120 | AMD | 91-10-041 | 246-924-310 | NEW | 91-04-021 |
| 246-918-090 | RECOD | 91-06-030 | 246-922-130 | RECOD | 91-03-095 | 246-924-320 | NEW | 91-04-021 |
| 246-918-100 | RECOD | 91-06-030 | 246-922-130 | AMD | 91-10-041 | 246-924-330 | NEW | 91-04-021 |
| 246-918-110 | RECOD | 91-06-030 | 246-922-140 | RECOD | 91-03-095 | 246-924-340 | NEW | 91-04-021 |
| 246-918-120 | RECOD | 91-06-030 | 246-922-140 | AMD | 91-10-041 | 246-924-350 | RECOD | 91-04-020 |
| 246-918-130 | RECOD | 91-06-030 | 246-922-150 | RECOD | 91-03-095 | 246-924-360 | RECOD | 91-04-020 |
| 246-918-140 | RECOD | 91-06-030 | 246-922-150 | AMD | 91-10-041 | 246-924-370 | RECOD | 91-04-020 |
| 246-918-150 | RECOD | 91-06-030 | 246-922-160 | RECOD | 91-03-095 | 246-924-380 | RECOD | 91-04-020 |
| 246-918-160 | RECOD | 91-06-030 | 246-922-160 | AMD | 91-10-041 | 246-924-390 | RECOD | 91-04-020 |
| 246-918-170 | RECOD | 91-06-030 | 246-922-170 | RECOD | 91-03-095 | 246-924-400 | RECOD | 91-04-020 |
| 246-918-070 | AMD-P | 91-20-170 | 246-922-170 | AMD | 91-10-041 | 246-924-410 | RECOD | 91-04-020 |
| 246-918-180 | RECOD | 91-06-030 | 246-922-180 | RECOD | 91-03-095 | 246-924-420 | RECOD | 91-04-020 |
| 246-918-190 | RECOD | 91-06-030 | 246-922-180 | AMD | 91-10-041 | 246-924-430 | RECOD | 91-04-020 |
| 246-918-200 | RECOD | 91-06-030 | 246-922-190 | RECOD | 91-03-095 | 246-924-440 | RECOD | 91-04-020 |
| 246-918-210 | RECOD | 91-06-030 | 246-922-190 | AMD | 91-10-041 | 246-924-450 | RECOD | 91-04-020 |
| 246-918-220 | RECOD | 91-06-030 | 246-922-200 | RECOD | 91-03-095 | 246-924-460 | RECOD | 91-04-020 |
| 246-918-230 | RECOD | 91-06-030 | 246-922-200 | AMD | 91-10-041 | 246-924-470 | RECOD | 91-04-020 |
| 246-918-240 | RECOD | 91-06-030 | 246-922-210 | RECOD | 91-03-095 | 246-924-480 | RECOD | 91-04-020 |
| 246-918-250 | RECOD | 91-06-030 | 246-922-210 | AMD | 91-10-041 | 246-924-990 | RECOD | 91-05-028 |
| 246-918-260 | RECOD | 91-06-030 | 246-922-220 | RECOD | 91-03-095 | 246-924-990 | AMD-P | 91-08-078 |
| 246-918-270 | RECOD | 91-06-030 | 246-922-220 | AMD | 91-10-041 | 246-924-990 | AMD | 91-13-002 |
| 246-918-280 | RECOD | 91-06-030 | 246-922-230 | RECOD | 91-03-095 | 246-926-020 | AMD-P | 91-21-114 |
| 246-918-290 | RECOD | 91-06-030 | 246-922-230 | AMD | 91-10-041 | 246-926-020 | AMD-E | 91-21-119 |
| 246-918-300 | RECOD | 91-06-030 | 246-922-240 | RECOD | 91-03-095 | 246-926-030 | AMD-P | 91-21-114 |
| 246-918-310 | RECOD | 91-06-030 | 246-922-240 | AMD | 91-10-041 | 246-926-030 | AMD-E | 91-21-119 |
| 246-918-320 | RECOD | 91-06-030 | 246-922-250 | RECOD | 91-03-095 | 246-926-040 | AMD-P | 91-21-114 |
| 246-918-330 | RECOD | 91-06-030 | 246-922-250 | AMD | 91-10-041 | 246-926-040 | AMD-E | 91-21-119 |
| 246-918-340 | RECOD | 91-06-030 | 246-922-260 | RECOD | 91-03-095 | 246-926-060 | AMD-P | 91-21-114 |
| 246-918-350 | RECOD | 91-06-030 | 246-922-260 | AMD | 91-10-041 | 246-926-060 | AMD-E | 91-21-119 |
| 246-918-360 | RECOD | 91-06-030 | 246-922-270 | RECOD | 91-03-095 | 246-926-070 | AMD-P | 91-21-114 |
| 246-918-370 | RECOD | 91-06-030 | 246-922-270 | AMD | 91-10-041 | 246-926-070 | AMD-E | 91-21-119 |
| 246-918-990 | NEW | 91-06-027 | 246-922-280 | NEW-P | 91-05-089 | 246-926-080 | AMD-P | 91-21-114 |
| 246-920-730 | AMD-P | 91-10-040 | 246-922-280 | NEW | 91-10-041 | 246-926-080 | AMD-E | 91-21-119 |
| 246-920-730 | AMD-E | 91-10-042 | 246-922-290 | NEW-P | 91-05-089 | 246-926-090 | AMD-P | 91-21-114 |
| 246-920-730 | AMD | 91-17-015 | 246-922-290 | NEW | 91-10-041 | 246-926-090 | AMD-E | 91-21-119 |
| 246-920-820 | REP-P | 91-16-033 | 246-922-295 | NEW-P | 91-05-089 | 246-926-110 | AMD-P | 91-21-114 |
| 246-920-820 | REP | 91-20-168 | 246-922-295 | NEW | 91-10-041 | 246-926-110 | AMD-E | 91-21-119 |
| 246-920-830 | REP-P | 91-16-033 | 246-922-300 | NEW-P | 91-05-089 | 246-926-120 | AMD-P | 91-21-114 |
| 246-920-830 | REP | 91-20-168 | 246-922-300 | NEW | 91-10-041 | 246-926-120 | AMD-E | 91-21-119 |
| 246-920-840 | REP-P | 91-16-033 | 246-922-310 | NEW-P | 91-05-089 | 246-926-130 | AMD-P | 91-21-114 |
| 246-920-840 | REP | 91-20-168 | 246-922-310 | NEW | 91-10-041 | 246-926-130 | AMD-E | 91-21-119 |
| 246-920-850 | REP-P | 91-16-033 | 246-922-320 | NEW-P | 91-05-089 | 246-926-150 | AMD-P | 91-21-114 |
| 246-920-850 | REP | 91-20-168 | 246-922-320 | NEW | 91-10-041 | 246-926-150 | AMD-E | 91-21-119 |
| 246-920-860 | REP-P | 91-16-033 | 246-922-990 | RECOD | 91-05-029 | 246-926-160 | AMD-P | 91-21-114 |
| 246-920-860 | REP | 91-20-168 | 246-922-990 | AMD-P | 91-08-078 | 246-926-160 | AMD-E | 91-21-119 |
| 246-920-870 | REP-P | 91-16-033 | 246-922-990 | AMD | 91-13-002 | 246-926-170 | AMD-P | 91-21-114 |
| 246-920-870 | REP | 91-20-168 | 246-924-001 | RECOD | 91-04-020 | 246-926-170 | AMD-E | 91-21-119 |
| 246-920-880 | REP-P | 91-16-033 | 246-924-010 | RECOD | 91-04-020 | 246-926-190 | AMD-P | 91-21-114 |
| 246-920-880 | REP | 91-20-168 | 246-924-020 | RECOD | 91-04-020 | 246-926-190 | AMD-E | 91-21-119 |
| 246-922-001 | RECOD | 91-03-095 | 246-924-030 | RECOD | 91-04-020 | 246-926-200 | AMD-P | 91-21-114 |
| 246-922-001 | AMD | 91-10-041 | 246-924-040 | RECOD | 91-04-020 | 246-926-200 | AMD-E | 91-21-119 |
| 246-922-010 | RECOD | 91-03-095 | 246-924-050 | RECOD | 91-04-020 | 246-926-990 | AMD-P | 91-21-114 |
| 246-922-010 | AMD | 91-10-041 | 246-924-060 | RECOD | 91-04-020 | 246-926-990 | AMD-E | 91-21-119 |
| 246-922-020 | RECOD | 91-03-095 | 246-924-070 | RECOD | 91-04-020 | 246-930-010 | NEW-P | 91-06-091 |
| 246-922-030 | RECOD | 91-03-095 | 246-924-080 | RECOD | 91-04-020 | 246-930-010 | NEW | 91-11-063 |
| 246-922-030 | AMD | 91-10-041 | 246-924-090 | RECOD | 91-04-020 | 246-930-010 | AMD-P | 91-19-036 |
| 246-922-040 | RECOD | 91-03-095 | 246-924-100 | RECOD | 91-04-020 | 246-930-020 | NEW-P | 91-06-091 |
| 246-922-040 | AMD | 91-10-041 | 246-924-110 | RECOD | 91-04-020 | 246-930-020 | NEW | 91-11-063 |
| 246-922-045 | NEW-P | 91-05-089 | 246-924-120 | RECOD | 91-04-020 | 246-930-030 | NEW-P | 91-06-091 |
| 246-922-045 | NEW | 91-10-041 | 246-924-130 | RECOD | 91-04-020 | 246-930-030 | NEW | 91-11-063 |
| 246-922-050 | RECOD | 91-03-095 | 246-924-140 | RECOD | 91-04-020 | 246-930-040 | NEW-P | 91-06-091 |

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| WAC # | | WSR # | WAC # | | WSR # | WAC # | | WSR # |
|-------------|-------|-----------|-------------|-------|-----------|------------|-------|-----------|
| 246-930-040 | NEW | 91-11-063 | 246-935-061 | NEW-P | 91-21-116 | 250-77-035 | NEW | 91-12-005 |
| 246-930-050 | NEW-P | 91-06-091 | 246-935-070 | AMD-P | 91-19-021 | 250-77-040 | NEW-P | 91-09-061 |
| 246-930-050 | NEW | 91-11-063 | 246-935-080 | AMD-P | 91-19-021 | 250-77-040 | NEW | 91-12-005 |
| 246-930-060 | NEW-P | 91-06-091 | 246-935-090 | AMD-P | 91-19-021 | 250-77-045 | NEW-P | 91-09-061 |
| 246-930-060 | NEW | 91-11-063 | 246-935-100 | AMD-P | 91-19-021 | 250-77-045 | NEW | 91-12-005 |
| 246-930-070 | NEW-P | 91-06-091 | 246-935-110 | AMD-P | 91-19-021 | 250-77-050 | NEW-P | 91-09-061 |
| 246-930-070 | NEW | 91-11-063 | 246-935-120 | AMD-P | 91-19-021 | 250-77-050 | NEW | 91-12-005 |
| 246-930-075 | NEW-E | 91-11-062 | 246-935-130 | AMD-P | 91-19-021 | 250-78-010 | NEW-E | 91-15-073 |
| 246-930-075 | NEW-P | 91-16-106 | 246-935-140 | AMD-P | 91-19-021 | 250-78-010 | NEW-P | 91-16-088 |
| 246-930-075 | NEW | 91-21-035 | 246-975-160 | AMD | 91-06-026 | 250-78-010 | NEW | 91-20-070 |
| 246-930-200 | NEW-P | 91-06-091 | 246-975-180 | AMD | 91-06-026 | 250-78-020 | NEW-E | 91-15-073 |
| 246-930-200 | NEW | 91-11-063 | 246-975-200 | AMD | 91-06-026 | 250-78-020 | NEW-P | 91-16-088 |
| 246-930-210 | NEW-P | 91-06-091 | 246-975-210 | AMD | 91-06-026 | 250-78-020 | NEW | 91-20-070 |
| 246-930-210 | NEW | 91-11-063 | 246-975-220 | AMD | 91-06-026 | 250-78-030 | NEW-E | 91-15-073 |
| 246-930-220 | NEW-P | 91-06-091 | 246-975-240 | AMD | 91-06-026 | 250-78-030 | NEW-P | 91-16-088 |
| 246-930-220 | NEW | 91-11-063 | 246-975-250 | AMD | 91-06-026 | 250-78-030 | NEW | 91-20-070 |
| 246-930-300 | NEW-P | 91-06-091 | 248-14-071 | NEW-P | 91-15-061 | 250-78-040 | NEW-E | 91-15-073 |
| 246-930-300 | NEW | 91-11-063 | 248-14-071 | NEW-E | 91-15-064 | 250-78-040 | NEW-P | 91-16-088 |
| 246-930-301 | NEW-E | 91-19-022 | 248-14-071 | NEW | 91-19-025 | 250-78-040 | NEW | 91-20-070 |
| 246-930-301 | NEW-P | 91-19-036 | 248-106-030 | NEW-W | 91-11-024 | 250-78-050 | NEW-E | 91-15-073 |
| 246-930-310 | NEW-E | 91-19-022 | 250-25-010 | NEW-P | 91-20-141 | 250-78-050 | NEW-P | 91-16-088 |
| 246-930-310 | NEW-P | 91-19-036 | 250-25-020 | NEW-P | 91-20-141 | 250-78-050 | NEW | 91-20-070 |
| 246-930-320 | NEW-E | 91-19-022 | 250-25-030 | NEW-P | 91-20-141 | 250-78-060 | NEW-E | 91-15-073 |
| 246-930-320 | NEW-P | 91-19-036 | 250-25-040 | NEW-P | 91-20-141 | 250-78-060 | NEW-P | 91-16-088 |
| 246-930-330 | NEW-E | 91-19-022 | 250-25-045 | NEW-P | 91-20-141 | 250-78-060 | NEW | 91-20-070 |
| 246-930-330 | NEW-P | 91-19-036 | 250-25-050 | NEW-P | 91-20-141 | 251-01-010 | REP-P | 91-20-140 |
| 246-930-340 | NEW-E | 91-19-022 | 250-25-060 | NEW-P | 91-20-141 | 251-01-155 | REP-P | 91-20-140 |
| 246-930-340 | NEW-P | 91-19-036 | 250-25-070 | NEW-P | 91-20-141 | 251-01-320 | REP-P | 91-20-140 |
| 246-930-400 | NEW-P | 91-06-091 | 250-25-080 | NEW-P | 91-20-141 | 251-01-395 | AMD-P | 91-21-129 |
| 246-930-400 | NEW | 91-11-063 | 250-25-090 | NEW-P | 91-20-141 | 251-04-160 | NEW-P | 91-10-059 |
| 246-930-499 | NEW-P | 91-06-091 | 250-44-050 | AMD-E | 91-04-045 | 251-04-160 | NEW | 91-13-011 |
| 246-930-499 | NEW | 91-11-063 | 250-44-050 | AMD | 91-14-009 | 251-08-090 | AMD-P | 91-13-096 |
| 246-930-990 | NEW-P | 91-06-091 | 250-44-110 | AMD-E | 91-04-045 | 251-08-090 | AMD-E | 91-15-032 |
| 246-930-990 | NEW | 91-11-063 | 250-44-110 | AMD | 91-14-009 | 251-08-090 | AMD | 91-16-054 |
| 246-933-010 | AMD-P | 91-19-021 | 250-44-130 | AMD-E | 91-04-045 | 251-08-112 | AMD-E | 91-05-052 |
| 246-933-020 | AMD-P | 91-19-021 | 250-44-130 | AMD | 91-14-009 | 251-08-112 | AMD-P | 91-06-077 |
| 246-933-030 | AMD-P | 91-19-021 | 250-67-010 | REP-P | 91-20-141 | 251-08-112 | AMD | 91-10-003 |
| 246-933-050 | AMD-P | 91-19-021 | 250-67-020 | REP-P | 91-20-141 | 251-08-112 | AMD-P | 91-10-061 |
| 246-933-070 | AMD-P | 91-19-021 | 250-67-030 | REP-P | 91-20-141 | 251-08-112 | AMD | 91-13-011 |
| 246-933-080 | AMD-P | 91-19-021 | 250-67-040 | REP-P | 91-20-141 | 251-09-020 | AMD-P | 91-07-060 |
| 246-933-090 | AMD-P | 91-19-021 | 250-67-050 | REP-P | 91-20-141 | 251-09-020 | AMD-E | 91-13-014 |
| 246-933-100 | AMD-P | 91-19-021 | 250-67-060 | REP-P | 91-20-141 | 251-09-020 | AMD-P | 91-13-095 |
| 246-933-140 | AMD-P | 91-19-021 | 250-68-001 | REP-P | 91-20-141 | 251-09-020 | AMD-W | 91-20-133 |
| 246-933-150 | AMD-P | 91-19-021 | 250-68-010 | REP-P | 91-20-141 | 251-09-020 | AMD | 91-16-054 |
| 246-933-170 | AMD-P | 91-21-113 | 250-68-020 | REP-P | 91-20-141 | 251-09-025 | AMD-P | 91-20-140 |
| 246-933-240 | AMD-P | 91-19-021 | 250-68-030 | REP-P | 91-20-141 | 251-09-030 | AMD-P | 91-20-140 |
| 246-933-250 | AMD-P | 91-19-021 | 250-68-035 | REP-P | 91-20-141 | 251-10-080 | AMD-P | 91-21-044 |
| 246-933-250 | AMD-W | 91-20-118 | 250-68-040 | REP-P | 91-20-141 | 251-12-085 | AMD-C | 91-05-055 |
| 246-933-250 | AMD-P | 91-21-113 | 250-68-050 | REP-P | 91-20-141 | 251-12-085 | AMD-C | 91-05-060 |
| 246-933-260 | AMD-P | 91-19-021 | 250-68-060 | REP-P | 91-20-141 | 251-12-085 | AMD | 91-10-002 |
| 246-933-270 | AMD-P | 91-19-021 | 250-68-070 | REP-P | 91-20-141 | 251-12-600 | AMD-P | 91-10-060 |
| 246-933-280 | AMD-P | 91-19-021 | 250-75-010 | REP-P | 91-20-141 | 251-18-180 | AMD-P | 91-20-140 |
| 246-933-280 | AMD-W | 91-20-118 | 250-75-020 | REP-P | 91-20-141 | 251-19-120 | AMD-C | 91-05-055 |
| 246-933-280 | AMD-P | 91-21-113 | 250-75-030 | REP-P | 91-20-141 | 251-19-120 | AMD-C | 91-05-060 |
| 246-933-300 | NEW-P | 91-21-113 | 250-75-040 | REP-P | 91-20-141 | 251-19-120 | AMD | 91-10-002 |
| 246-933-305 | NEW-P | 91-21-113 | 250-75-050 | REP-P | 91-20-141 | 251-19-155 | NEW-C | 91-05-054 |
| 246-933-310 | AMD-P | 91-19-021 | 250-75-060 | REP-P | 91-20-141 | 251-19-155 | NEW-C | 91-05-059 |
| 246-933-320 | AMD-P | 91-19-021 | 250-75-070 | REP-P | 91-20-141 | 251-19-155 | NEW | 91-10-001 |
| 246-933-330 | AMD-P | 91-19-021 | 250-75-080 | REP-P | 91-20-141 | 251-19-156 | NEW-C | 91-05-054 |
| 246-933-340 | AMD-P | 91-19-021 | 250-76 | NEW-C | 91-03-087 | 251-19-156 | NEW-C | 91-05-059 |
| 246-933-420 | AMD-P | 91-19-021 | 250-76-010 | NEW-W | 91-11-073 | 251-19-156 | NEW | 91-10-001 |
| 246-933-430 | AMD-P | 91-19-021 | 250-76-020 | NEW-W | 91-11-073 | 251-19-157 | NEW-C | 91-05-054 |
| 246-933-440 | AMD-P | 91-19-021 | 250-76-030 | NEW-W | 91-11-073 | 251-19-157 | NEW-C | 91-05-059 |
| 246-933-450 | AMD-P | 91-19-021 | 250-76-040 | NEW-W | 91-11-073 | 251-19-157 | NEW | 91-10-001 |
| 246-933-470 | AMD-P | 91-19-021 | 250-76-050 | NEW-W | 91-11-073 | 251-19-158 | NEW-C | 91-05-054 |
| 246-933-480 | AMD-P | 91-19-021 | 250-76-060 | NEW-W | 91-11-073 | 251-19-158 | NEW-C | 91-05-059 |
| 246-933-620 | AMD-P | 91-19-021 | 250-77-010 | NEW-P | 91-09-061 | 251-19-158 | NEW | 91-10-001 |
| 246-933-630 | AMD-P | 91-19-021 | 250-77-010 | NEW | 91-12-005 | 251-19-160 | AMD-C | 91-05-055 |
| 246-935-010 | AMD-P | 91-19-021 | 250-77-015 | NEW-P | 91-09-061 | 251-19-160 | AMD-C | 91-05-060 |
| 246-935-020 | AMD-P | 91-19-021 | 250-77-015 | NEW | 91-12-005 | 251-19-160 | AMD | 91-10-002 |
| 246-935-020 | AMD-W | 91-20-118 | 250-77-020 | NEW-P | 91-09-061 | 251-22-112 | AMD-P | 91-10-060 |
| 246-935-020 | AMD-P | 91-21-116 | 250-77-020 | NEW | 91-12-005 | 251-22-112 | AMD | 91-13-012 |
| 246-935-030 | AMD-P | 91-19-021 | 250-77-025 | NEW-P | 91-09-061 | 251-22-170 | AMD-E | 91-13-013 |
| 246-935-040 | AMD-P | 91-19-021 | 250-77-025 | NEW | 91-12-005 | 251-22-170 | AMD-P | 91-13-095 |
| 246-935-040 | AMD-P | 91-21-116 | 250-77-030 | NEW-P | 91-09-061 | 251-22-170 | AMD | 91-16-054 |
| 246-935-060 | AMD-P | 91-19-021 | 250-77-030 | NEW | 91-12-005 | 251-22-215 | NEW-P | 91-10-059 |
| 246-935-060 | REP-P | 91-21-116 | 250-77-035 | NEW-P | 91-09-061 | 251-22-215 | NEW | 91-13-011 |

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| 251-22-250 | AMD-P | 91-10-060 | 263-12-165 | AMD | 91-13-038 | 275-26-090 | REP | 91-17-005 |
| 251-22-250 | AMD | 91-13-012 | 263-12-170 | AMD-P | 91-09-062 | 275-26-095 | AMD-P | 91-10-035 |
| 251-24-030 | AMD-C | 91-05-054 | 263-12-170 | AMD | 91-13-038 | 275-26-095 | AMD | 91-17-005 |
| 251-24-030 | AMD-C | 91-05-059 | 263-12-171 | NEW-P | 91-09-062 | 275-26-100 | NEW-P | 91-10-035 |
| 251-24-030 | AMD | 91-10-001 | 263-12-171 | NEW | 91-13-038 | 275-26-100 | NEW | 91-17-005 |
| 260-20-080 | REP-P | 91-08-073 | 263-12-195 | NEW-P | 91-09-062 | 275-26-107 | NEW-P | 91-10-035 |
| 260-20-080 | REP | 91-17-074 | 263-12-195 | NEW | 91-13-038 | 275-26-107 | NEW | 91-17-005 |
| 260-32-190 | AMD-P | 91-08-073 | 275-16-030 | AMD-P | 91-04-034 | 275-26-110 | NEW-P | 91-10-035 |
| 260-32-190 | AMD | 91-15-036 | 275-16-030 | AMD-E | 91-04-037 | 275-26-110 | NEW | 91-17-005 |
| 260-36-030 | AMD-P | 91-19-056 | 275-16-030 | AMD | 91-08-014 | 275-26-115 | NEW-P | 91-10-035 |
| 260-36-030 | AMD-C | 91-21-103 | 275-16-030 | AMD-P | 91-14-065 | 275-26-115 | NEW | 91-17-005 |
| 260-36-190 | NEW | 91-03-033 | 275-16-030 | AMD-E | 91-14-069 | 275-26-500 | REP-P | 91-10-035 |
| 260-36-200 | NEW | 91-03-033 | 275-16-030 | AMD | 91-17-064 | 275-26-500 | REP | 91-17-005 |
| 260-48-110 | AMD-P | 91-19-055 | 275-16-030 | AMD-P | 91-18-048 | 275-26-520 | REP-P | 91-10-035 |
| 260-48-110 | AMD-C | 91-21-104 | 275-16-030 | AMD-E | 91-18-051 | 275-26-520 | REP | 91-17-005 |
| 260-60-060 | AMD-W | 91-03-064 | 275-16-030 | AMD | 91-21-122 | 275-26-530 | REP-P | 91-10-035 |
| 260-75-010 | NEW-P | 91-08-073 | 275-25 | AMD-C | 91-15-013 | 275-26-530 | REP | 91-17-005 |
| 260-75-010 | NEW | 91-15-036 | 275-25-010 | AMD-P | 91-10-035 | 275-26-540 | REP-P | 91-10-035 |
| 263-12-005 | AMD-P | 91-09-062 | 275-25-010 | AMD | 91-17-005 | 275-26-540 | REP | 91-17-005 |
| 263-12-005 | AMD | 91-13-038 | 275-25-015 | NEW-P | 91-10-035 | 275-26-550 | REP-P | 91-10-035 |
| 263-12-007 | AMD-P | 91-09-062 | 275-25-015 | NEW | 91-17-005 | 275-26-550 | REP | 91-17-005 |
| 263-12-007 | AMD | 91-13-038 | 275-25-030 | AMD-P | 91-10-035 | 275-26-560 | REP-P | 91-10-035 |
| 263-12-010 | AMD-P | 91-09-062 | 275-25-030 | AMD | 91-17-005 | 275-26-560 | REP | 91-17-005 |
| 263-12-010 | AMD | 91-13-038 | 275-25-520 | AMD-P | 91-10-035 | 275-26-570 | REP-P | 91-10-035 |
| 263-12-015 | AMD-P | 91-09-062 | 275-25-520 | AMD | 91-17-005 | 275-26-570 | REP | 91-17-005 |
| 263-12-015 | AMD | 91-13-038 | 275-25-530 | AMD-P | 91-10-035 | 275-27 | AMD-C | 91-15-013 |
| 263-12-01501 | NEW-P | 91-09-062 | 275-25-530 | AMD | 91-17-005 | 275-27-020 | AMD-P | 91-10-035 |
| 263-12-01501 | NEW | 91-13-038 | 275-25-530 | AMD | 91-17-025 | 275-27-020 | AMD | 91-17-005 |
| 263-12-016 | AMD-P | 91-09-062 | 275-26 | AMD-C | 91-15-013 | 275-27-023 | NEW-P | 91-10-035 |
| 263-12-016 | AMD | 91-13-038 | 275-26 | AMD | 91-17-005 | 275-27-023 | NEW | 91-17-005 |
| 263-12-017 | AMD-P | 91-09-062 | 275-26-005 | AMD-P | 91-10-035 | 275-27-060 | AMD-P | 91-10-035 |
| 263-12-017 | AMD | 91-13-038 | 275-26-005 | AMD | 91-17-005 | 275-27-060 | AMD | 91-17-005 |
| 263-12-020 | AMD-P | 91-09-062 | 275-26-010 | AMD-P | 91-10-035 | 275-27-230 | AMD-P | 91-10-035 |
| 263-12-020 | AMD | 91-13-038 | 275-26-010 | AMD | 91-17-005 | 275-27-230 | AMD | 91-17-005 |
| 263-12-045 | AMD-P | 91-09-062 | 275-26-012 | REP-P | 91-10-035 | 275-27-300 | REP-P | 91-10-035 |
| 263-12-045 | AMD | 91-13-038 | 275-26-012 | REP | 91-17-005 | 275-27-300 | REP | 91-17-005 |
| 263-12-050 | AMD-P | 91-09-062 | 275-26-015 | REP-P | 91-10-035 | 275-27-310 | REP-P | 91-10-035 |
| 263-12-050 | AMD | 91-13-038 | 275-26-015 | REP | 91-17-005 | 275-27-310 | REP | 91-17-005 |
| 263-12-051 | NEW-P | 91-09-062 | 275-26-019 | NEW-P | 91-10-035 | 275-27-320 | REP-P | 91-10-035 |
| 263-12-051 | NEW | 91-13-038 | 275-26-019 | NEW | 91-17-005 | 275-27-320 | REP | 91-17-005 |
| 263-12-053 | AMD-P | 91-09-062 | 275-26-020 | AMD-P | 91-10-035 | 275-27-500 | AMD-P | 91-10-035 |
| 263-12-053 | AMD | 91-13-038 | 275-26-020 | AMD | 91-17-005 | 275-27-500 | AMD | 91-17-005 |
| 263-12-056 | AMD-P | 91-09-062 | 275-26-021 | NEW-P | 91-10-035 | 275-27-820 | AMD-P | 91-10-035 |
| 263-12-056 | AMD | 91-13-038 | 275-26-021 | NEW | 91-17-005 | 275-27-820 | AMD | 91-17-005 |
| 263-12-057 | NEW-P | 91-09-062 | 275-26-022 | AMD-P | 91-10-035 | 275-36 | REP-C | 91-15-013 |
| 263-12-057 | NEW | 91-13-038 | 275-26-022 | AMD | 91-17-005 | 275-36-010 | REP-P | 91-10-035 |
| 263-12-058 | NEW-P | 91-09-062 | 275-26-025 | AMD-P | 91-10-035 | 275-36-010 | REP | 91-17-005 |
| 263-12-058 | NEW | 91-13-038 | 275-26-025 | AMD | 91-17-005 | 275-36-020 | REP-P | 91-10-035 |
| 263-12-060 | AMD-P | 91-09-062 | 275-26-030 | REP-P | 91-10-035 | 275-36-020 | REP | 91-17-005 |
| 263-12-060 | AMD | 91-13-038 | 275-26-030 | REP | 91-17-005 | 275-36-030 | REP-P | 91-10-035 |
| 263-12-065 | AMD-P | 91-09-062 | 275-26-032 | REP-P | 91-10-035 | 275-36-030 | REP | 91-17-005 |
| 263-12-065 | AMD | 91-13-038 | 275-26-032 | REP | 91-17-005 | 275-36-040 | REP-P | 91-10-035 |
| 263-12-070 | AMD-P | 91-09-062 | 275-26-050 | AMD-P | 91-10-035 | 275-36-040 | REP | 91-17-005 |
| 263-12-070 | AMD | 91-13-038 | 275-26-050 | AMD | 91-17-005 | 275-36-050 | REP-P | 91-10-035 |
| 263-12-075 | AMD-P | 91-09-062 | 275-26-055 | AMD-P | 91-10-035 | 275-36-050 | REP | 91-17-005 |
| 263-12-075 | AMD | 91-13-038 | 275-26-055 | AMD | 91-17-005 | 275-36-061 | REP-P | 91-10-035 |
| 263-12-080 | AMD-P | 91-09-062 | 275-26-060 | AMD-P | 91-10-035 | 275-36-061 | REP | 91-17-005 |
| 263-12-080 | AMD | 91-13-038 | 275-26-060 | AMD | 91-17-005 | 275-36-065 | REP-P | 91-10-035 |
| 263-12-090 | AMD-P | 91-09-062 | 275-26-065 | AMD-P | 91-10-035 | 275-36-065 | REP | 91-17-005 |
| 263-12-090 | AMD | 91-13-038 | 275-26-065 | AMD | 91-17-005 | 275-36-071 | REP-P | 91-10-035 |
| 263-12-091 | NEW-P | 91-09-062 | 275-26-070 | AMD-P | 91-10-035 | 275-36-071 | REP | 91-17-005 |
| 263-12-091 | NEW | 91-13-038 | 275-26-070 | AMD | 91-17-005 | 275-36-081 | REP-P | 91-10-035 |
| 263-12-093 | AMD-P | 91-09-062 | 275-26-071 | NEW-P | 91-10-035 | 275-36-081 | REP | 91-17-005 |
| 263-12-093 | AMD | 91-13-038 | 275-26-071 | NEW | 91-17-005 | 275-36-091 | REP-P | 91-10-035 |
| 263-12-095 | AMD-P | 91-09-062 | 275-26-072 | NEW-P | 91-10-035 | 275-36-091 | REP | 91-17-005 |
| 263-12-095 | AMD | 91-13-038 | 275-26-072 | NEW | 91-17-005 | 275-36-101 | REP-P | 91-10-035 |
| 263-12-115 | AMD-P | 91-09-062 | 275-26-073 | NEW-P | 91-10-035 | 275-36-101 | REP | 91-17-005 |
| 263-12-115 | AMD | 91-13-038 | 275-26-073 | REP | 91-17-005 | 275-36-110 | REP-P | 91-10-035 |
| 263-12-125 | AMD-P | 91-09-062 | 275-26-075 | AMD-P | 91-10-035 | 275-36-110 | REP | 91-17-005 |
| 263-12-125 | AMD | 91-13-038 | 275-26-075 | AMD | 91-17-005 | 275-36-120 | REP-P | 91-10-035 |
| 263-12-145 | AMD-P | 91-09-062 | 275-26-080 | REP-P | 91-10-035 | 275-36-120 | REP | 91-17-005 |
| 263-12-145 | AMD | 91-13-038 | 275-26-080 | REP | 91-17-005 | 275-36-130 | REP-P | 91-10-035 |
| 263-12-150 | AMD-P | 91-09-062 | 275-26-085 | REP-P | 91-10-035 | 275-36-130 | REP | 91-17-005 |
| 263-12-150 | AMD | 91-13-038 | 275-26-085 | REP | 91-17-005 | 275-36-140 | REP-P | 91-10-035 |
| 263-12-160 | AMD-P | 91-09-062 | 275-26-087 | NEW-P | 91-10-035 | 275-36-140 | REP | 91-17-005 |
| 263-12-160 | AMD | 91-13-038 | 275-26-087 | NEW | 91-17-005 | 275-36-150 | REP-P | 91-10-035 |
| 263-12-165 | AMD-P | 91-09-062 | 275-26-090 | REP-P | 91-10-035 | 275-36-150 | REP | 91-17-005 |

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| 275-36-153 | REP-P | 91-10-035 | 275-54-200 | AMD | 91-16-060 | 284-95-010 | NEW-P | 91-19-092 |
| 275-36-153 | REP | 91-17-005 | 275-54-290 | AMD-P | 91-16-013 | 284-95-020 | NEW-P | 91-19-092 |
| 275-36-160 | REP-P | 91-10-035 | 275-54-290 | AMD-E | 91-16-025 | 284-95-030 | NEW-P | 91-19-092 |
| 275-36-160 | REP | 91-17-005 | 275-54-290 | AMD-C | 91-20-048 | 284-95-040 | NEW-P | 91-19-092 |
| 275-36-170 | REP-P | 91-10-035 | 275-54-290 | AMD | 91-21-025 | 284-95-050 | NEW-P | 91-19-092 |
| 275-36-170 | REP | 91-17-005 | 275-55-115 | AMD-P | 91-16-057 | 284-95-060 | NEW-P | 91-19-092 |
| 275-36-180 | REP-P | 91-10-035 | 275-55-115 | AMD-E | 91-16-067 | 284-95-070 | NEW-P | 91-19-092 |
| 275-36-180 | REP | 91-17-005 | 275-55-115 | AMD-C | 91-20-047 | 284-95-080 | NEW-P | 91-19-092 |
| 275-36-190 | REP-P | 91-10-035 | 275-55-115 | AMD-C | 91-21-024 | 286-27-010 | NEW-P | 91-13-025 |
| 275-36-190 | REP | 91-17-005 | 275-55-241 | AMD-P | 91-16-013 | 286-27-010 | NEW | 91-17-010 |
| 275-36-200 | REP-P | 91-10-035 | 275-55-241 | AMD-E | 91-16-025 | 286-27-020 | NEW-P | 91-13-025 |
| 275-36-200 | REP | 91-17-005 | 275-55-241 | AMD-C | 91-20-048 | 286-27-020 | NEW | 91-17-010 |
| 275-36-211 | REP-P | 91-10-035 | 275-55-241 | AMD | 91-21-025 | 286-27-030 | NEW-P | 91-13-025 |
| 275-36-211 | REP | 91-17-005 | 275-55-261 | AMD-P | 91-13-102 | 286-27-030 | NEW | 91-17-010 |
| 275-36-260 | REP-P | 91-10-035 | 275-55-261 | AMD | 91-16-061 | 286-27-040 | NEW-P | 91-13-025 |
| 275-36-260 | REP | 91-17-005 | 275-55-281 | AMD-P | 91-13-102 | 286-27-040 | NEW | 91-17-010 |
| 275-36-270 | REP-P | 91-10-035 | 275-55-281 | AMD | 91-16-061 | 286-27-050 | NEW-P | 91-13-025 |
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| 275-36-275 | REP-P | 91-10-035 | 275-55-291 | AMD | 91-16-061 | 286-27-060 | NEW-P | 91-13-025 |
| 275-36-275 | REP | 91-17-005 | 275-59-041 | AMD-P | 91-20-089 | 286-27-060 | NEW | 91-17-010 |
| 275-36-280 | REP-P | 91-10-035 | 275-59-071 | AMD-P | 91-16-057 | 286-27-070 | NEW-P | 91-13-025 |
| 275-36-280 | REP | 91-17-005 | 275-59-071 | AMD-E | 91-16-067 | 286-27-070 | NEW | 91-17-010 |
| 275-36-285 | REP-P | 91-10-035 | 275-59-071 | AMD-C | 91-20-047 | 286-27-080 | NEW-P | 91-13-025 |
| 275-36-285 | REP | 91-17-005 | 275-59-071 | AMD-C | 91-21-024 | 286-27-080 | NEW | 91-17-010 |
| 275-36-290 | REP-P | 91-10-035 | 275-156-005 | NEW-P | 91-17-086 | 292-10-010 | NEW | 91-04-060 |
| 275-36-290 | REP | 91-17-005 | 275-156-005 | NEW | 91-21-027 | 292-10-020 | NEW | 91-04-060 |
| 275-36-295 | REP-P | 91-10-035 | 275-156-010 | NEW-P | 91-17-086 | 292-10-030 | NEW | 91-04-060 |
| 275-36-295 | REP | 91-17-005 | 275-156-010 | NEW | 91-21-027 | 292-10-040 | NEW | 91-04-060 |
| 275-36-300 | REP-P | 91-10-035 | 275-156-015 | NEW-P | 91-17-086 | 292-10-050 | NEW | 91-04-060 |
| 275-36-300 | REP | 91-17-005 | 275-156-015 | NEW | 91-21-027 | 292-10-060 | NEW | 91-04-060 |
| 275-36-305 | REP-P | 91-10-035 | 275-156-020 | NEW-P | 91-17-086 | 292-10-070 | NEW | 91-04-060 |
| 275-36-305 | REP | 91-17-005 | 275-156-020 | NEW | 91-21-027 | 296-17-310 | AMD-P | 91-07-061 |
| 275-36-310 | REP-P | 91-10-035 | 275-156-025 | NEW-P | 91-17-086 | 296-17-310 | AMD | 91-12-014 |
| 275-36-310 | REP | 91-17-005 | 275-156-025 | NEW | 91-21-027 | 296-17-320 | AMD-P | 91-07-061 |
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| 275-38 | AMD | 91-17-005 | 275-156-030 | NEW | 91-21-027 | 296-17-320 | AMD-P | 91-18-076 |
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| 275-38-005 | AMD | 91-17-005 | 284-02-020 | AMD | 91-17-013 | 296-17-35101 | REP-E | 91-15-109 |
| 275-38-007 | REP-P | 91-10-035 | 284-02-030 | AMD-P | 91-14-064 | 296-17-35101 | REP | 91-20-078 |
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| 275-38-055 | AMD | 91-17-005 | 284-17-515 | AMD | 91-12-032 | 296-17-567 | AMD | 91-12-014 |
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| 275-38-090 | NEW | 91-17-005 | 284-17-554 | AMD | 91-12-033 | 296-17-59202 | AMD | 91-12-014 |
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| 275-41-005 | NEW | 91-17-005 | 284-23-570 | NEW-P | 91-19-050 | 296-17-59204 | NEW-P | 91-07-061 |
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| 275-41-010 | NEW | 91-17-005 | 284-30-610 | NEW | 91-03-073 | 296-17-603 | REP-P | 91-07-061 |
| 275-41-015 | NEW-P | 91-10-035 | 284-44-400 | REP-P | 91-04-057 | 296-17-603 | REP | 91-12-014 |
| 275-41-015 | NEW | 91-17-005 | 284-44-400 | REP | 91-07-053 | 296-17-604 | AMD-P | 91-07-061 |
| 275-41-020 | NEW-P | 91-10-035 | 284-46-010 | REP-P | 91-04-057 | 296-17-604 | AMD | 91-12-014 |
| 275-41-020 | NEW | 91-17-005 | 284-46-010 | REP | 91-07-053 | 296-17-605 | AMD-P | 91-07-061 |
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| 275-41-025 | NEW | 91-17-005 | 284-51-050 | AMD | 91-18-026 | 296-17-606 | AMD-P | 91-07-061 |
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| 275-54-160 | AMD | 91-16-060 | 284-91-025 | AMD-P | 91-13-076 | 296-17-634 | AMD-P | 91-07-061 |
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| 296-17-64905 | NEW | 91-12-014 | 296-22-091 | AMD | 91-07-008 | 296-23-01006 | AMD-W | 91-14-098 |
| 296-17-669 | AMD-P | 91-07-061 | 296-22-095 | AMD | 91-07-008 | 296-23-01006 | AMD | 91-17-038 |
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| 296-81-120 | REP-P | 91-10-091 | 296-95-261 | NEW-P | 91-10-091 | 296-95-630 | NEW-P | 91-10-091 |
| 296-81-130 | REP-P | 91-10-091 | 296-95-262 | NEW-P | 91-10-091 | 296-95-700 | NEW-P | 91-10-091 |
| 296-81-140 | REP-P | 91-10-091 | 296-95-264 | NEW-P | 91-10-091 | 296-95-710 | NEW-P | 91-10-091 |
| 296-81-150 | REP-P | 91-10-091 | 296-95-266 | NEW-P | 91-10-091 | 296-95-800 | NEW-P | 91-10-091 |
| 296-81-160 | REP-P | 91-10-091 | 296-95-268 | NEW-P | 91-10-091 | 296-95-810 | NEW-P | 91-10-091 |
| 296-81-170 | REP-P | 91-10-091 | 296-95-269 | NEW-P | 91-10-091 | 296-99-050 | AMD-P | 91-04-077 |
| 296-81-180 | REP-P | 91-10-091 | 296-95-270 | NEW-P | 91-10-091 | 296-99-050 | AMD | 91-11-070 |
| 296-81-190 | REP-P | 91-10-091 | 296-95-272 | NEW-P | 91-10-091 | 296-104-015 | AMD-P | 91-09-047 |
| 296-81-220 | REP-P | 91-10-091 | 296-95-274 | NEW-P | 91-10-091 | 296-104-015 | AMD | 91-11-107 |
| 296-81-240 | AMD-P | 91-10-091 | 296-95-276 | NEW-P | 91-10-091 | 296-104-120 | AMD-P | 91-09-047 |
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| 296-81-280 | NEW-P | 91-10-091 | 296-95-280 | NEW-P | 91-10-091 | 296-104-801 | NEW-P | 91-09-046 |
| 296-81-290 | NEW-P | 91-10-091 | 296-95-282 | NEW-P | 91-10-091 | 296-104-801 | NEW | 91-11-106 |
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| 296-95-110 | NEW-P | 91-10-091 | 296-95-285 | NEW-P | 91-10-091 | 296-115 | AMD-P | 91-17-068 |
| 296-95-111 | NEW-P | 91-10-091 | 296-95-287 | NEW-P | 91-10-091 | 296-115 | AMD-C | 91-20-069 |
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| 296-95-122 | NEW-P | 91-10-091 | 296-95-302 | NEW-P | 91-10-091 | 296-115-015 | AMD-P | 91-17-068 |
| 296-95-123 | NEW-P | 91-10-091 | 296-95-304 | NEW-P | 91-10-091 | 296-115-015 | AMD-C | 91-20-069 |
| 296-95-124 | NEW-P | 91-10-091 | 296-95-307 | NEW-P | 91-10-091 | 296-115-025 | AMD | 91-03-044 |
| 296-95-125 | NEW-P | 91-10-091 | 296-95-309 | NEW-P | 91-10-091 | 296-115-035 | AMD | 91-03-044 |
| 296-95-126 | NEW-P | 91-10-091 | 296-95-311 | NEW-P | 91-10-091 | 296-115-060 | AMD | 91-03-044 |
| 296-95-130 | NEW-P | 91-10-091 | 296-95-313 | NEW-P | 91-10-091 | 296-115-070 | AMD | 91-03-044 |
| 296-95-131 | NEW-P | 91-10-091 | 296-95-316 | NEW-P | 91-10-091 | 296-115-100 | AMD | 91-03-044 |
| 296-95-132 | NEW-P | 91-10-091 | 296-95-318 | NEW-P | 91-10-091 | 296-116-185 | AMD-P | 91-03-075 |
| 296-95-133 | NEW-P | 91-10-091 | 296-95-321 | NEW-P | 91-10-091 | 296-116-185 | AMD-E | 91-08-004 |
| 296-95-140 | NEW-P | 91-10-091 | 296-95-322 | NEW-P | 91-10-091 | 296-116-185 | AMD | 91-08-008 |
| 296-95-150 | NEW-P | 91-10-091 | 296-95-323 | NEW-P | 91-10-091 | 296-116-300 | AMD-P | 91-08-003 |
| 296-95-151 | NEW-P | 91-10-091 | 296-95-324 | NEW-P | 91-10-091 | 296-116-300 | AMD | 91-11-074 |
| 296-95-152 | NEW-P | 91-10-091 | 296-95-325 | NEW-P | 91-10-091 | 296-116-315 | NEW | 91-06-033 |
| 296-95-153 | NEW-P | 91-10-091 | 296-95-326 | NEW-P | 91-10-091 | 296-127 | AMD-C | 91-03-113 |
| 296-95-154 | NEW-P | 91-10-091 | 296-95-328 | NEW-P | 91-10-091 | 296-127-010 | AMD-W | 91-10-092 |
| 296-95-155 | NEW-P | 91-10-091 | 296-95-330 | NEW-P | 91-10-091 | 296-127-010 | AMD-P | 91-14-104 |
| 296-95-156 | NEW-P | 91-10-091 | 296-95-332 | NEW-P | 91-10-091 | 296-127-010 | AMD-C | 91-20-068 |
| 296-95-157 | NEW-P | 91-10-091 | 296-95-334 | NEW-P | 91-10-091 | 296-127-011 | AMD-W | 91-10-092 |
| 296-95-158 | NEW-P | 91-10-091 | 296-95-336 | NEW-P | 91-10-091 | 296-127-011 | AMD-P | 91-14-104 |
| 296-95-160 | NEW-P | 91-10-091 | 296-95-338 | NEW-P | 91-10-091 | 296-127-011 | AMD-C | 91-20-068 |
| 296-95-161 | NEW-P | 91-10-091 | 296-95-340 | NEW-P | 91-10-091 | 296-127-013 | AMD-W | 91-10-092 |
| 296-95-162 | NEW-P | 91-10-091 | 296-95-342 | NEW-P | 91-10-091 | 296-127-013 | AMD-P | 91-14-104 |
| 296-95-163 | NEW-P | 91-10-091 | 296-95-344 | NEW-P | 91-10-091 | 296-127-013 | AMD-C | 91-20-068 |
| 296-95-165 | NEW-P | 91-10-091 | 296-95-400 | NEW-P | 91-10-091 | 296-127-014 | AMD-W | 91-10-092 |
| 296-95-166 | NEW-P | 91-10-091 | 296-95-405 | NEW-P | 91-10-091 | 296-127-014 | AMD-P | 91-14-104 |
| 296-95-200 | NEW-P | 91-10-091 | 296-95-408 | NEW-P | 91-10-091 | 296-127-014 | AMD-C | 91-20-068 |
| 296-95-203 | NEW-P | 91-10-091 | 296-95-410 | NEW-P | 91-10-091 | 296-127-015 | AMD-W | 91-10-092 |
| 296-95-205 | NEW-P | 91-10-091 | 296-95-412 | NEW-P | 91-10-091 | 296-127-015 | AMD-P | 91-14-104 |
| 296-95-206 | NEW-P | 91-10-091 | 296-95-414 | NEW-P | 91-10-091 | 296-127-015 | AMD-C | 91-20-068 |
| 296-95-207 | NEW-P | 91-10-091 | 296-95-416 | NEW-P | 91-10-091 | 296-127-016 | REP-W | 91-10-092 |
| 296-95-208 | NEW-P | 91-10-091 | 296-95-418 | NEW-P | 91-10-091 | 296-127-016 | REP-P | 91-14-104 |
| 296-95-209 | NEW-P | 91-10-091 | 296-95-420 | NEW-P | 91-10-091 | 296-127-016 | REP-C | 91-20-068 |
| 296-95-215 | NEW-P | 91-10-091 | 296-95-422 | NEW-P | 91-10-091 | 296-127-017 | AMD-W | 91-10-092 |
| 296-95-216 | NEW-P | 91-10-091 | 296-95-424 | NEW-P | 91-10-091 | 296-127-017 | AMD-P | 91-14-104 |
| 296-95-220 | NEW-P | 91-10-091 | 296-95-427 | NEW-P | 91-10-091 | 296-127-017 | AMD-C | 91-20-068 |
| 296-95-221 | NEW-P | 91-10-091 | 296-95-429 | NEW-P | 91-10-091 | 296-127-018 | NEW-W | 91-10-092 |
| 296-95-222 | NEW-P | 91-10-091 | 296-95-431 | NEW-P | 91-10-091 | 296-127-018 | NEW-P | 91-14-104 |
| 296-95-225 | NEW-P | 91-10-091 | 296-95-432 | NEW-P | 91-10-091 | 296-127-018 | NEW-C | 91-20-068 |
| 296-95-226 | NEW-P | 91-10-091 | 296-95-434 | NEW-P | 91-10-091 | 296-127-019 | AMD-W | 91-10-092 |
| 296-95-227 | NEW-P | 91-10-091 | 296-95-436 | NEW-P | 91-10-091 | 296-127-019 | AMD-P | 91-14-104 |
| 296-95-228 | NEW-P | 91-10-091 | 296-95-438 | NEW-P | 91-10-091 | 296-127-019 | AMD-C | 91-20-068 |
| 296-95-229 | NEW-P | 91-10-091 | 296-95-440 | NEW-P | 91-10-091 | 296-127-020 | AMD-W | 91-10-092 |
| 296-95-235 | NEW-P | 91-10-091 | 296-95-442 | NEW-P | 91-10-091 | 296-127-020 | AMD-P | 91-14-104 |
| 296-95-236 | NEW-P | 91-10-091 | 296-95-444 | NEW-P | 91-10-091 | 296-127-020 | AMD-C | 91-20-068 |
| 296-95-240 | NEW-P | 91-10-091 | 296-95-446 | NEW-P | 91-10-091 | 296-127-022 | AMD-P | 91-14-104 |
| 296-95-241 | NEW-P | 91-10-091 | 296-95-448 | NEW-P | 91-10-091 | 296-127-022 | AMD-C | 91-20-068 |
| 296-95-243 | NEW-P | 91-10-091 | 296-95-450 | NEW-P | 91-10-091 | 296-127-025 | AMD-W | 91-10-092 |
| 296-95-244 | NEW-P | 91-10-091 | 296-95-500 | NEW-P | 91-10-091 | 296-127-025 | AMD-P | 91-14-104 |
| 296-95-245 | NEW-P | 91-10-091 | 296-95-510 | NEW-P | 91-10-091 | 296-127-025 | AMD-C | 91-20-068 |
| 296-95-250 | NEW-P | 91-10-091 | 296-95-540 | NEW-P | 91-10-091 | 296-127-050 | NEW-P | 91-14-104 |
| 296-95-255 | NEW-P | 91-10-091 | 296-95-600 | NEW-P | 91-10-091 | 296-127-050 | NEW-C | 91-20-068 |

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| 296-127-320 | AMD-P | 91-14-104 | 296-155-625 | AMD | 91-03-044 |
| 296-127-320 | AMD-C | 91-20-068 | 296-155-650 | AMD | 91-03-044 |
| 296-127-990 | NEW-W | 91-10-092 | 296-155-655 | AMD | 91-03-044 |
| 296-127-990 | NEW-P | 91-14-104 | 296-155-65505 | REP | 91-03-044 |
| 296-127-990 | NEW-C | 91-20-068 | 296-155-657 | NEW | 91-03-044 |
| 296-155-100 | AMD-P | 91-17-068 | 296-155-660 | REP | 91-03-044 |
| 296-155-100 | AMD-C | 91-20-069 | 296-155-66005 | REP | 91-03-044 |
| 296-155-20301 | AMD-P | 91-17-068 | 296-155-66103 | NEW | 91-03-044 |
| 296-155-20301 | AMD-C | 91-20-069 | 296-155-66105 | NEW | 91-03-044 |
| 296-155-205 | AMD-P | 91-04-077 | 296-155-66109 | NEW | 91-03-044 |
| 296-155-205 | AMD | 91-11-070 | 296-155-664 | NEW | 91-03-044 |
| 296-155-225 | REP | 91-03-044 | 296-155-665 | REP | 91-03-044 |
| 296-155-230 | REP | 91-03-044 | 296-155-66501 | REP | 91-03-044 |
| 296-155-24501 | NEW | 91-03-044 | 296-155-66502 | REP | 91-03-044 |
| 296-155-24503 | NEW | 91-03-044 | 296-155-66503 | REP | 91-03-044 |
| 296-155-24505 | NEW | 91-03-044 | 296-155-66504 | REP | 91-03-044 |
| 296-155-24510 | NEW | 91-03-044 | 296-155-66505 | REP | 91-03-044 |
| 296-155-24510 | AMD-P | 91-17-068 | 296-155-675 | AMD-P | 91-04-077 |
| 296-155-24510 | AMD-C | 91-20-069 | 296-155-675 | AMD | 91-11-070 |
| 296-155-24515 | NEW | 91-03-044 | 296-155-682 | AMD | 91-03-044 |
| 296-155-24515 | AMD-P | 91-17-068 | 296-155-688 | AMD | 91-03-044 |
| 296-155-24515 | AMD-C | 91-20-069 | 296-155-689 | AMD | 91-03-044 |
| 296-155-24520 | NEW | 91-03-044 | 296-155-694 | AMD-P | 91-04-077 |
| 296-155-24520 | AMD-P | 91-17-068 | 296-155-694 | AMD | 91-11-070 |
| 296-155-24520 | AMD-C | 91-20-069 | 296-155-700 | AMD | 91-03-044 |
| 296-155-24521 | NEW | 91-03-044 | 296-155-705 | AMD | 91-03-044 |
| 296-155-24525 | NEW | 91-03-044 | 296-155-720 | AMD | 91-03-044 |
| 296-155-363 | AMD-P | 91-04-077 | 296-155-730 | AMD-P | 91-04-077 |
| 296-155-363 | AMD | 91-11-070 | 296-155-730 | AMD | 91-11-070 |
| 296-155-36313 | AMD-P | 91-04-077 | 296-155-950 | AMD | 91-03-044 |
| 296-155-36313 | AMD | 91-11-070 | 296-305-025 | AMD-P | 91-17-068 |
| 296-155-375 | AMD-P | 91-04-077 | 296-305-025 | AMD-C | 91-20-069 |
| 296-155-375 | AMD | 91-11-070 | 296-305-06009 | AMD-P | 91-04-077 |
| 296-155-475 | AMD-P | 91-17-068 | 296-305-06009 | AMD | 91-11-070 |
| 296-155-475 | AMD-C | 91-20-069 | 296-305-063 | AMD-P | 91-17-068 |
| 296-155-47501 | NEW-P | 91-17-068 | 296-305-063 | AMD-C | 91-20-069 |
| 296-155-47501 | NEW-C | 91-20-069 | 296-305-110 | AMD | 91-03-044 |
| 296-155-476 | NEW-P | 91-17-068 | 296-306-025 | AMD-P | 91-17-068 |
| 296-155-476 | NEW-C | 91-20-069 | 296-306-025 | AMD-C | 91-20-069 |
| 296-155-477 | NEW-P | 91-17-068 | 296-306-040 | AMD-P | 91-17-068 |
| 296-155-477 | NEW-C | 91-20-069 | 296-306-040 | AMD-C | 91-20-069 |
| 296-155-480 | AMD | 91-03-044 | 296-306-165 | AMD-P | 91-17-068 |
| 296-155-480 | AMD-P | 91-17-068 | 296-306-165 | AMD-C | 91-20-069 |
| 296-155-480 | AMD-C | 91-20-069 | 296-306-260 | AMD-P | 91-04-077 |
| 296-155-48060 | NEW-P | 91-17-068 | 296-306-260 | AMD | 91-11-070 |
| 296-155-48060 | NEW-C | 91-20-069 | 296-306-265 | AMD-P | 91-04-077 |
| 296-155-48080 | NEW-P | 91-17-068 | 296-306-265 | AMD | 91-11-070 |
| 296-155-48080 | NEW-C | 91-20-069 | 296-306-27095 | AMD-P | 91-04-077 |
| 296-155-48090 | AMD-P | 91-17-068 | 296-306-27095 | AMD | 91-11-070 |
| 296-155-48090 | AMD-C | 91-20-069 | 296-306-310 | AMD-P | 91-04-077 |
| 296-455-481 | NEW-P | 91-17-068 | 296-306-310 | AMD | 91-11-070 |
| 296-155-481 | NEW-C | 91-20-069 | 296-306-320 | AMD-P | 91-04-077 |
| 296-155-483 | NEW-P | 91-17-068 | 296-306-320 | AMD | 91-11-070 |
| 296-155-483 | NEW-C | 91-20-069 | 296-306-400 | AMD-P | 91-17-068 |
| 296-155-485 | AMD | 91-03-044 | 296-306-400 | AMD-C | 91-20-069 |
| 296-155-485 | AMD-P | 91-17-068 | 296-350-300 | REP-P | 91-17-068 |
| 296-155-485 | AMD-C | 91-20-069 | 296-350-300 | REP-C | 91-20-069 |
| 296-155-48529 | AMD | 91-03-044 | 296-350-400 | AMD-P | 91-17-068 |
| 296-155-48531 | AMD | 91-03-044 | 296-350-400 | AMD-C | 91-20-069 |
| 296-155-48533 | AMD | 91-03-044 | 308-10-067 | NEW-P | 91-07-028 |
| 296-155-500 | AMD | 91-03-044 | 308-10-067 | NEW | 91-13-057 |
| 296-155-500 | AMD-P | 91-17-068 | 308-12-115 | AMD-P | 91-06-012 |
| 296-155-500 | AMD-C | 91-20-069 | 308-12-115 | AMD-P | 91-09-041 |
| 296-155-505 | AMD | 91-03-044 | 308-12-115 | AMD | 91-12-061 |
| 296-155-505 | AMD-P | 91-17-068 | 308-12-115 | AMD-W | 91-19-081 |
| 296-155-505 | AMD-C | 91-20-069 | 308-12-326 | AMD-P | 91-09-020 |
| 296-155-50501 | REP | 91-03-044 | 308-12-326 | AMD | 91-13-055 |
| 296-155-50503 | AMD | 91-03-044 | 308-13-150 | AMD-P | 91-20-139 |
| 296-155-50505 | AMD-P | 91-17-068 | 308-14-085 | AMD-P | 91-15-065 |
| 296-155-50505 | AMD-C | 91-20-069 | 308-14-085 | AMD | 91-20-002 |
| 296-155-510 | AMD-P | 91-17-068 | 308-14-085 | AMD | 91-20-044 |
| 296-155-510 | AMD-C | 91-20-069 | 308-14-090 | AMD-P | 91-15-065 |
| 296-155-525 | AMD | 91-03-044 | 308-14-090 | AMD | 91-20-002 |
| 296-155-530 | AMD | 91-03-044 | 308-14-090 | AMD | 91-20-044 |
| 296-155-59904 | AMD-P | 91-17-068 | 308-14-120 | NEW-P | 91-15-065 |
| 296-155-59904 | AMD-C | 91-20-069 | 308-14-120 | NEW | 91-20-002 |
| 296-155-620 | AMD | 91-03-044 | 308-14-120 | NEW | 91-20-044 |
| 308-14-130 | AMD-P | 91-15-065 | 308-14-130 | AMD | 91-20-002 |
| 308-14-130 | AMD | 91-20-044 | 308-14-130 | AMD | 91-20-044 |
| 308-14-135 | NEW-W | 91-03-065 | 308-14-135 | NEW-P | 91-15-065 |
| 308-14-135 | NEW-P | 91-15-065 | 308-14-135 | NEW | 91-20-002 |
| 308-14-135 | NEW | 91-20-044 | 308-14-135 | NEW | 91-20-044 |
| 308-17-010 | NEW-P | 91-19-085 | 308-17-010 | NEW-P | 91-19-085 |
| 308-17-020 | NEW-P | 91-19-085 | 308-17-020 | NEW-P | 91-19-085 |
| 308-17-030 | NEW-P | 91-19-085 | 308-17-030 | NEW-P | 91-19-085 |
| 308-17-100 | NEW-P | 91-19-085 | 308-17-100 | NEW-P | 91-19-085 |
| 308-17-105 | NEW-P | 91-19-085 | 308-17-105 | NEW-P | 91-19-085 |
| 308-17-110 | NEW-P | 91-19-085 | 308-17-110 | NEW-P | 91-19-085 |
| 308-17-120 | NEW-P | 91-19-085 | 308-17-120 | NEW-P | 91-19-085 |
| 308-17-130 | NEW-P | 91-19-085 | 308-17-130 | NEW-P | 91-19-085 |
| 308-17-140 | NEW-P | 91-19-085 | 308-17-140 | NEW-P | 91-19-085 |
| 308-17-150 | NEW-P | 91-19-085 | 308-17-150 | NEW-P | 91-19-085 |
| 308-17-160 | NEW-P | 91-19-085 | 308-17-160 | NEW-P | 91-19-085 |
| 308-17-165 | NEW-P | 91-19-085 | 308-17-165 | NEW-P | 91-19-085 |
| 308-17-170 | NEW-P | 91-19-085 | 308-17-170 | NEW-P | 91-19-085 |
| 308-17-200 | NEW-P | 91-19-085 | 308-17-200 | NEW-P | 91-19-085 |
| 308-17-205 | NEW-P | 91-19-085 | 308-17-205 | NEW-P | 91-19-085 |
| 308-17-210 | NEW-P | 91-19-085 | 308-17-210 | NEW-P | 91-19-085 |
| 308-17-220 | NEW-P | 91-19-085 | 308-17-220 | NEW-P | 91-19-085 |
| 308-17-230 | NEW-P | 91-19-085 | 308-17-230 | NEW-P | 91-19-085 |
| 308-17-240 | NEW-P | 91-19-085 | 308-17-240 | NEW-P | 91-19-085 |
| 308-17-300 | NEW-P | 91-19-085 | 308-17-300 | NEW-P | 91-19-085 |
| 308-17-310 | NEW-P | 91-19-085 | 308-17-310 | NEW-P | 91-19-085 |
| 308-17-320 | NEW-P | 91-19-085 | 308-17-320 | NEW-P | 91-19-085 |
| 308-18-010 | NEW-P | 91-19-084 | 308-18-010 | NEW-P | 91-19-084 |
| 308-18-020 | NEW-P | 91-19-084 | 308-18-020 | NEW-P | 91-19-084 |
| 308-18-030 | NEW-P | 91-19-084 | 308-18-030 | NEW-P | 91-19-084 |
| 308-18-100 | NEW-P | 91-19-084 | 308-18-100 | NEW-P | 91-19-084 |
| 308-18-105 | NEW-P | 91-19-084 | 308-18-105 | NEW-P | 91-19-084 |
| 308-18-110 | NEW-P | 91-19-084 | 308-18-110 | NEW-P | 91-19-084 |
| 308-18-120 | NEW-P | 91-19-084 | 308-18-120 | NEW-P | 91-19-084 |
| 308-18-130 | NEW-P | 91-19-084 | 308-18-130 | NEW-P | 91-19-084 |
| 308-18-140 | NEW-P | 91-19-084 | 308-18-140 | NEW-P | 91-19-084 |
| 308-18-145 | NEW-P | 91-19-084 | 308-18-145 | NEW-P | 91-19-084 |
| 308-18-150 | NEW-P | 91-19-084 | 308-18-150 | NEW-P | 91-19-084 |
| 308-18-160 | NEW-P | 91-19-084 | 308-18-160 | NEW-P | 91-19-084 |
| 308-18-165 | NEW-P | 91-19-084 | 308-18-165 | NEW-P | 91-19-084 |
| 308-18-170 | NEW-P | 91-19-084 | 308-18-170 | NEW-P | 91-19-084 |
| 308-18-200 | NEW-P | 91-19-084 | 308-18-200 | NEW-P | 91-19-084 |
| 308-18-205 | NEW-P | 91-19-084 | 308-18-205 | NEW-P | 91-19-084 |
| 308-18-210 | NEW-P | 91-19-084 | 308-18-210 | NEW-P | 91-19-084 |
| 308-18-220 | NEW-P | 91-19-084 | 308-18-220 | NEW-P | 91-19-084 |
| 308-18-230 | NEW-P | 91-19-084 | 308-18-230 | NEW-P | 91-19-084 |
| 308-18-240 | NEW-P | 91-19-084 | 308-18-240 | NEW-P | 91-19-084 |
| 308-18-300 | NEW-P | 91-19-084 | 308-18-300 | NEW-P | 91-19-084 |
| 308-18-310 | NEW-P | 91-19-084 | 308-18-310 | NEW-P | 91-19-084 |
| 308-18-320 | NEW-P | 91-19-084 | 308-18-320 | NEW-P | 91-19-084 |
| 308-20-010 | AMD-P | 91-05-080 | 308-20-010 | AMD-P | 91-05-080 |
| 308-20-010 | AMD | 91-11-042 | 308-20-010 | AMD | 91-11-042 |
| 308-20-020 | AMD-P | 91-05-080 | 308-20-020 | AMD-P | 91-05-080 |
| 308-20-020 | AMD | 91-11-042 | 308-20-020 | AMD | 91-11-042 |
| 308-20-030 | AMD-P | 91-05-080 | 308-20-030 | AMD-P | 91-05-080 |
| 308-20-030 | AMD | 91-11-042 | 308-20-030 | AMD | 91-11-042 |
| 308-20-040 | AMD-P | 91-05-080 | 308-20-040 | AMD-P | 91-05-080 |
| 308-20-040 | AMD | 91-11-042 | 308-20-040 | AMD | 91-11-042 |
| 308-20-050 | AMD-P | 91-05-080 | 308-20-050 | AMD-P | 91-05-080 |
| 308-20-050 | AMD | 91-11-042 | 308-20-050 | AMD | 91-11-042 |
| 308-20-070 | AMD-P | 91-05-080 | 308-20-070 | AMD-P | 91-05-080 |
| 308-20-070 | AMD | 91-11-042 | 308-20-070 | AMD | 91-11-042 |
| 308-20-080 | AMD-P | 91-05-080 | 308-20-080 | AMD-P | 91-05-080 |
| 308-20-080 | AMD | 91-11-042 | 308-20-080 | AMD | 91-11-042 |
| 308-20-090 | AMD-P | 91-05-080 | 308-20-090 | AMD-P | 91-05-080 |
| 308-20-090 | AMD | 91-11-042 | 308-20-090 | AMD | 91-11-042 |
| 308-20-095 | NEW-P | 91-05-080 | 308-20-095 | NEW-P | 91-05-080 |
| 308-20-095 | NEW | 91-11-042 | 308-20-095 | NEW | 91-11-042 |
| 308-20-105 | AMD-P | 91-05-080 | 308-20-105 | AMD-P | 91-05-080 |
| 308-20-105 | AMD | 91-11-042 | 308-20-105 | AMD | 91-11-042 |
| 308-20-110 | AMD-P | 91-05-080 | 308-20-110 | AMD-P | 91-05-080 |
| 308-20-110 | AMD | 91-11-042 | 308-20-110 | AMD | 91-11-042 |
| 308-20-140 | AMD-P | 91-05-080 | 308-20-140 | AMD-P | 91-05-080 |
| 308-20-140 | AMD | 91-11-042 | 308-20-140 | AMD | 91-11-042 |
| 308-20-175 | NEW-P | 91-05-080 | 308-20-175 | NEW-P | 91-05-080 |

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| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
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| 308-20-175 | NEW | 91-11-042 | 308-50-090 | DECOD | 91-11-031 | 308-51-290 | DECOD-W | 91-09-044 |
| 308-31-001 | DECOD | 91-03-095 | 308-50-100 | DECOD-P | 91-07-058 | 308-51-300 | DECOD-W | 91-09-044 |
| 308-31-010 | DECOD | 91-03-095 | 308-50-100 | DECOD | 91-11-031 | 308-51-310 | DECOD-W | 91-09-044 |
| 308-31-010 | AMD-P | 91-05-089 | 308-50-110 | DECOD-P | 91-07-058 | 308-51-320 | DECOD-W | 91-09-044 |
| 308-31-020 | DECOD | 91-03-095 | 308-50-110 | DECOD | 91-11-031 | 308-52-010 | DECOD | 91-06-030 |
| 308-31-020 | AMD-P | 91-05-089 | 308-50-120 | DECOD-P | 91-07-058 | 308-52-030 | DECOD | 91-06-030 |
| 308-31-025 | DECOD | 91-03-095 | 308-50-120 | DECOD | 91-11-031 | 308-52-040 | DECOD | 91-06-030 |
| 308-31-025 | AMD-P | 91-05-089 | 308-50-130 | DECOD-P | 91-07-058 | 308-52-100 | DECOD | 91-06-030 |
| 308-31-030 | DECOD | 91-03-095 | 308-50-130 | DECOD | 91-11-031 | 308-52-120 | DECOD | 91-06-030 |
| 308-31-030 | AMD-P | 91-05-089 | 308-50-140 | DECOD-P | 91-07-058 | 308-52-132 | DECOD | 91-06-030 |
| 308-31-040 | DECOD | 91-03-095 | 308-50-140 | DECOD | 91-11-031 | 308-52-135 | AMD-E | 91-04-033 |
| 308-31-040 | AMD-P | 91-05-089 | 308-50-150 | DECOD-P | 91-07-058 | 308-52-135 | AMD-P | 91-04-055 |
| 308-31-050 | DECOD | 91-03-095 | 308-50-150 | DECOD | 91-11-031 | 308-52-135 | DECOD | 91-06-030 |
| 308-31-050 | AMD-P | 91-05-089 | 308-50-160 | DECOD-P | 91-07-058 | 308-52-136 | DECOD | 91-06-030 |
| 308-31-055 | DECOD | 91-05-029 | 308-50-160 | DECOD | 91-11-031 | 308-52-138 | DECOD | 91-06-030 |
| 308-31-057 | DECOD | 91-03-095 | 308-50-170 | DECOD-P | 91-07-058 | 308-52-139 | DECOD | 91-06-030 |
| 308-31-057 | AMD-P | 91-05-089 | 308-50-170 | DECOD | 91-11-031 | 308-52-140 | DECOD | 91-06-030 |
| 308-31-060 | DECOD | 91-03-095 | 308-50-180 | DECOD-P | 91-07-058 | 308-52-141 | DECOD | 91-06-030 |
| 308-31-060 | AMD-P | 91-05-089 | 308-50-180 | DECOD | 91-11-031 | 308-52-146 | DECOD | 91-06-030 |
| 308-31-100 | DECOD | 91-03-095 | 308-50-190 | DECOD-P | 91-07-058 | 308-52-147 | DECOD | 91-06-030 |
| 308-31-100 | AMD-P | 91-05-089 | 308-50-190 | DECOD | 91-11-031 | 308-52-148 | DECOD | 91-06-030 |
| 308-31-110 | DECOD | 91-03-095 | 308-50-200 | DECOD-P | 91-07-058 | 308-52-149 | DECOD | 91-06-030 |
| 308-31-110 | AMD-P | 91-05-089 | 308-50-200 | DECOD | 91-11-031 | 308-52-150 | DECOD | 91-06-030 |
| 308-31-120 | DECOD | 91-03-095 | 308-50-210 | DECOD-P | 91-07-058 | 308-52-160 | DECOD | 91-06-030 |
| 308-31-120 | AMD-P | 91-05-089 | 308-50-210 | DECOD | 91-11-031 | 308-52-165 | DECOD | 91-06-030 |
| 308-31-210 | DECOD | 91-03-095 | 308-50-220 | DECOD-P | 91-07-058 | 308-52-190 | DECOD | 91-06-030 |
| 308-31-210 | AMD-P | 91-05-089 | 308-50-220 | DECOD | 91-11-031 | 308-52-201 | DECOD | 91-06-030 |
| 308-31-220 | DECOD | 91-03-095 | 308-50-240 | DECOD-P | 91-07-058 | 308-52-205 | DECOD | 91-06-030 |
| 308-31-220 | AMD-P | 91-05-089 | 308-50-240 | DECOD | 91-11-031 | 308-52-211 | DECOD | 91-06-030 |
| 308-31-230 | DECOD | 91-03-095 | 308-50-250 | DECOD-P | 91-07-058 | 308-52-215 | DECOD | 91-06-030 |
| 308-31-230 | AMD-P | 91-05-089 | 308-50-250 | DECOD | 91-11-031 | 308-52-221 | DECOD | 91-06-030 |
| 308-31-240 | DECOD | 91-03-095 | 308-50-260 | DECOD-P | 91-07-058 | 308-52-255 | DECOD | 91-06-030 |
| 308-31-240 | AMD-P | 91-05-089 | 308-50-260 | DECOD | 91-11-031 | 308-52-260 | DECOD | 91-06-030 |
| 308-31-250 | DECOD | 91-03-095 | 308-50-270 | DECOD-P | 91-07-058 | 308-52-260 | AMD | 91-06-038 |
| 308-31-250 | AMD-P | 91-05-089 | 308-50-270 | DECOD | 91-11-031 | 308-52-265 | DECOD | 91-06-030 |
| 308-31-260 | DECOD | 91-03-095 | 308-50-280 | DECOD-P | 91-07-058 | 308-52-270 | DECOD | 91-06-030 |
| 308-31-260 | AMD-P | 91-05-089 | 308-50-280 | DECOD | 91-11-031 | 308-52-320 | DECOD | 91-06-030 |
| 308-31-270 | DECOD | 91-03-095 | 308-50-290 | DECOD-P | 91-07-058 | 308-52-400 | DECOD | 91-06-030 |
| 308-31-270 | AMD-P | 91-05-089 | 308-50-290 | DECOD | 91-11-031 | 308-52-405 | DECOD | 91-06-030 |
| 308-31-280 | DECOD | 91-03-095 | 308-50-295 | AMD-P | 91-07-057 | 308-52-406 | DECOD | 91-06-030 |
| 308-31-280 | AMD-P | 91-05-089 | 308-50-295 | DECOD-P | 91-07-058 | 308-52-410 | DECOD | 91-06-030 |
| 308-31-500 | DECOD | 91-03-095 | 308-50-295 | AMD-W | 91-07-059 | 308-52-415 | DECOD | 91-06-030 |
| 308-31-500 | AMD-P | 91-05-089 | 308-50-295 | DECOD | 91-11-031 | 308-52-420 | DECOD | 91-06-030 |
| 308-31-510 | DECOD | 91-03-095 | 308-50-295 | AMD | 91-11-032 | 308-52-425 | DECOD | 91-06-030 |
| 308-31-510 | AMD-P | 91-05-089 | 308-50-310 | AMD-P | 91-07-057 | 308-52-500 | DECOD | 91-06-030 |
| 308-31-520 | DECOD | 91-03-095 | 308-50-310 | DECOD-P | 91-07-058 | 308-52-502 | DECOD | 91-06-030 |
| 308-31-520 | AMD-P | 91-05-089 | 308-50-310 | AMD-W | 91-07-059 | 308-52-504 | DECOD | 91-06-030 |
| 308-31-530 | DECOD | 91-03-095 | 308-50-310 | DECOD | 91-11-031 | 308-52-510 | DECOD | 91-06-030 |
| 308-31-530 | AMD-P | 91-05-089 | 308-50-310 | AMD | 91-11-032 | 308-52-515 | DECOD | 91-06-030 |
| 308-31-540 | DECOD | 91-03-095 | 308-50-320 | DECOD-P | 91-07-058 | 308-52-530 | DECOD | 91-06-030 |
| 308-31-540 | AMD-P | 91-05-089 | 308-50-320 | DECOD | 91-11-031 | 308-52-540 | DECOD | 91-06-030 |
| 308-31-550 | DECOD | 91-03-095 | 308-50-330 | DECOD-P | 91-07-058 | 308-52-570 | DECOD | 91-06-030 |
| 308-31-550 | AMD-P | 91-05-089 | 308-50-330 | DECOD | 91-11-031 | 308-52-580 | DECOD | 91-06-030 |
| 308-31-560 | DECOD | 91-03-095 | 308-50-350 | DECOD-P | 91-07-058 | 308-52-590 | REP | 91-06-027 |
| 308-31-560 | AMD-P | 91-05-089 | 308-50-350 | DECOD | 91-11-031 | 308-52-600 | DECOD | 91-06-030 |
| 308-31-570 | DECOD | 91-03-095 | 308-50-380 | DECOD-P | 91-07-058 | 308-52-610 | DECOD | 91-06-030 |
| 308-31-570 | AMD-P | 91-05-089 | 308-50-380 | DECOD | 91-11-031 | 308-52-620 | DECOD | 91-06-030 |
| 308-42-075 | AMD | 91-05-004 | 308-50-390 | DECOD-P | 91-07-058 | 308-52-630 | DECOD | 91-06-030 |
| 308-48-520 | REP-W | 91-09-043 | 308-50-390 | DECOD | 91-11-031 | 308-52-640 | DECOD | 91-06-030 |
| 308-48-580 | REP-W | 91-09-043 | 308-50-400 | DECOD-P | 91-07-058 | 308-52-650 | DECOD | 91-06-030 |
| 308-48-590 | AMD-W | 91-09-043 | 308-50-400 | DECOD | 91-11-031 | 308-52-660 | DECOD | 91-06-030 |
| 308-48-600 | REP-W | 91-09-043 | 308-50-410 | DECOD-P | 91-07-058 | 308-52-680 | DECOD | 91-06-030 |
| 308-48-600 | AMD-P | 91-15-048 | 308-50-410 | DECOD | 91-11-031 | 308-52-690 | DECOD | 91-06-030 |
| 308-48-600 | AMD | 91-20-071 | 308-50-420 | DECOD-P | 91-07-058 | 308-53 | DECOD-C | 91-03-116 |
| 308-48-601 | NEW-W | 91-09-043 | 308-50-420 | DECOD | 91-11-031 | 308-53-010 | DECOD | 91-06-025 |
| 308-48-610 | NEW-W | 91-09-043 | 308-50-430 | DECOD-P | 91-07-058 | 308-53-020 | DECOD | 91-06-028 |
| 308-48-800 | AMD-P | 91-08-032 | 308-50-430 | DECOD | 91-11-031 | 308-53-030 | DECOD | 91-06-025 |
| 308-48-800 | AMD | 91-11-023 | 308-50-440 | AMD-P | 91-08-078 | 308-53-070 | DECOD | 91-06-025 |
| 308-50-010 | DECOD-P | 91-07-058 | 308-50-440 | DECOD | 91-11-030 | 308-53-075 | DECOD | 91-06-025 |
| 308-50-010 | DECOD | 91-11-031 | 308-50-500 | DECOD-P | 91-07-058 | 308-53-084 | DECOD | 91-06-025 |
| 308-50-020 | DECOD-P | 91-07-058 | 308-50-500 | DECOD | 91-11-031 | 308-53-085 | DECOD | 91-06-025 |
| 308-50-020 | DECOD | 91-11-031 | 308-51-230 | DECOD-W | 91-09-044 | 308-53-100 | DECOD | 91-06-025 |
| 308-50-035 | DECOD-P | 91-07-058 | 308-51-240 | DECOD-W | 91-09-044 | 308-53-110 | DECOD | 91-06-025 |
| 308-50-035 | DECOD | 91-11-031 | 308-51-250 | DECOD-W | 91-09-044 | 308-53-120 | DECOD | 91-06-025 |
| 308-50-040 | DECOD-P | 91-07-058 | 308-51-260 | DECOD-W | 91-09-044 | 308-53-123 | DECOD | 91-06-025 |
| 308-50-040 | DECOD | 91-11-031 | 308-51-270 | DECOD-W | 91-09-044 | 308-53-125 | DECOD | 91-06-025 |
| 308-50-090 | DECOD-P | 91-07-058 | 308-51-280 | DECOD-W | 91-09-044 | 308-53-135 | DECOD | 91-06-025 |

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| WAC # | | WSR # | WAC # | | WSR # | WAC # | | WSR # |
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| 308-53-140 | DECOD | 91-06-025 | 308-57-240 | NEW | 91-04-026 | 308-96A-071 | NEW-P | 91-11-084 |
| 308-53-145 | DECOD | 91-06-025 | 308-57-310 | NEW | 91-04-026 | 308-96A-071 | NEW | 91-15-006 |
| 308-53-146 | DECOD | 91-06-025 | 308-57-320 | NEW | 91-04-026 | 308-96A-073 | NEW | 91-04-025 |
| 308-53-150 | DECOD | 91-06-025 | 308-57-410 | NEW | 91-04-026 | 308-96A-074 | NEW | 91-04-025 |
| 308-53-151 | DECOD | 91-06-025 | 308-57-420 | NEW | 91-04-026 | 308-96A-075 | AMD | 91-04-025 |
| 308-53-155 | DECOD | 91-06-025 | 308-57-430 | NEW | 91-04-026 | 308-96A-161 | NEW-P | 91-11-084 |
| 308-53-165 | DECOD | 91-06-025 | 308-57-440 | NEW | 91-04-026 | 308-96A-161 | NEW | 91-15-006 |
| 308-53-170 | DECOD | 91-06-025 | 308-58-010 | AMD | 91-04-025 | 308-96A-162 | NEW-P | 91-11-084 |
| 308-53-175 | DECOD | 91-06-025 | 308-58-020 | AMD | 91-04-025 | 308-96A-162 | NEW | 91-15-006 |
| 308-53-180 | DECOD | 91-06-025 | 308-61-175 | AMD-P | 91-13-035 | 308-96A-345 | AMD | 91-04-024 |
| 308-53-200 | DECOD | 91-06-025 | 308-61-175 | AMD | 91-20-121 | 308-96A-350 | AMD | 91-04-024 |
| 308-53-205 | DECOD | 91-06-025 | 308-61-185 | AMD-P | 91-13-035 | 308-96A-380 | AMD | 91-04-024 |
| 308-53-210 | DECOD | 91-06-025 | 308-61-185 | AMD | 91-20-121 | 308-96A-505 | NEW | 91-03-091 |
| 308-53-215 | DECOD | 91-06-025 | 308-66 | AMD-P | 91-14-097 | 308-96A-510 | NEW | 91-03-091 |
| 308-53-220 | DECOD | 91-06-025 | 308-66 | AMD | 91-20-057 | 308-96A-520 | NEW | 91-03-091 |
| 308-53-230 | DECOD | 91-06-025 | 308-66-120 | AMD-P | 91-14-097 | 308-96A-530 | NEW | 91-03-091 |
| 308-53-235 | DECOD | 91-06-025 | 308-66-120 | AMD | 91-20-057 | 308-96A-540 | NEW | 91-03-091 |
| 308-53-240 | DECOD | 91-06-025 | 308-66-135 | AMD-P | 91-14-097 | 308-96A-550 | NEW | 91-03-091 |
| 308-53-245 | DECOD | 91-06-025 | 308-66-135 | AMD | 91-20-057 | 308-96A-560 | NEW | 91-03-091 |
| 308-53-250 | DECOD | 91-06-025 | 308-66-140 | AMD-P | 91-14-097 | 308-120-100 | DECOD | 91-07-049 |
| 308-53-260 | DECOD | 91-06-025 | 308-66-140 | AMD | 91-20-057 | 308-120-100 | AMD | 91-07-067 |
| 308-53-265 | DECOD | 91-06-025 | 308-66-152 | AMD | 91-03-019 | 308-120-161 | DECOD | 91-07-049 |
| 308-53-270 | DECOD | 91-06-025 | 308-66-155 | AMD-P | 91-14-097 | 308-120-162 | DECOD | 91-07-049 |
| 308-53-275 | DECOD | 91-06-025 | 308-66-155 | AMD | 91-20-057 | 308-120-163 | DECOD | 91-07-049 |
| 308-53-280 | DECOD | 91-06-025 | 308-66-156 | NEW | 91-03-092 | 308-120-164 | DECOD | 91-07-049 |
| 308-53-320 | DECOD | 91-06-025 | 308-66-160 | AMD-P | 91-14-097 | 308-120-165 | DECOD | 91-07-049 |
| 308-53-330 | DECOD | 91-06-025 | 308-66-160 | AMD | 91-20-057 | 308-120-166 | DECOD | 91-07-049 |
| 308-53-340 | DECOD | 91-06-025 | 308-66-165 | NEW-P | 91-14-097 | 308-120-168 | AMD | 91-07-032 |
| 308-53-350 | DECOD | 91-06-025 | 308-66-165 | NEW | 91-20-057 | 308-120-168 | DECOD | 91-07-049 |
| 308-53-400 | DECOD | 91-06-025 | 308-66-170 | AMD-P | 91-14-097 | 308-120-170 | DECOD | 91-07-049 |
| 308-54-010 | DECOD | 91-06-060 | 308-66-170 | AMD | 91-20-057 | 308-120-180 | DECOD | 91-07-049 |
| 308-54-020 | DECOD | 91-06-060 | 308-66-190 | AMD-P | 91-14-097 | 308-120-185 | DECOD | 91-07-049 |
| 308-54-030 | DECOD | 91-06-060 | 308-66-190 | AMD | 91-20-057 | 308-120-186 | DECOD | 91-07-049 |
| 308-54-040 | DECOD | 91-06-060 | 308-66-212 | AMD-P | 91-14-097 | 308-120-270 | DECOD | 91-07-049 |
| 308-54-050 | DECOD | 91-06-060 | 308-66-212 | AMD | 91-20-057 | 308-120-275 | DECOD | 91-07-048 |
| 308-54-060 | DECOD | 91-06-060 | 308-66-213 | REP-P | 91-14-097 | 308-120-300 | DECOD | 91-07-049 |
| 308-54-070 | DECOD | 91-06-060 | 308-66-213 | REP | 91-20-057 | 308-120-305 | DECOD | 91-07-049 |
| 308-54-080 | DECOD | 91-06-060 | 308-66-214 | AMD-P | 91-14-097 | 308-120-315 | DECOD | 91-07-049 |
| 308-54-090 | DECOD | 91-06-060 | 308-66-214 | AMD | 91-20-057 | 308-120-325 | DECOD | 91-07-049 |
| 308-54-095 | DECOD | 91-06-060 | 308-66-215 | AMD-P | 91-14-097 | 308-120-335 | DECOD | 91-07-049 |
| 308-54-100 | DECOD | 91-06-060 | 308-66-215 | AMD | 91-20-057 | 308-120-338 | DECOD | 91-07-049 |
| 308-54-110 | DECOD | 91-06-060 | 308-66-240 | NEW-P | 91-14-097 | 308-120-345 | DECOD | 91-07-049 |
| 308-54-120 | DECOD | 91-06-060 | 308-66-240 | NEW | 91-20-057 | 308-120-360 | DECOD | 91-07-049 |
| 308-54-125 | DECOD | 91-06-060 | 308-72-710 | NEW-P | 91-21-135 | 308-120-365 | REP | 91-07-049 |
| 308-54-130 | DECOD | 91-06-060 | 308-77-034 | AMD-P | 91-21-133 | 308-120-400 | DECOD | 91-07-049 |
| 308-54-150 | DECOD | 91-06-060 | 308-77-040 | AMD-P | 91-21-133 | 308-120-410 | DECOD | 91-07-049 |
| 308-54-155 | DECOD | 91-06-060 | 308-77-080 | REP | 91-03-018 | 308-120-420 | DECOD | 91-07-049 |
| 308-54-160 | DECOD | 91-06-060 | 308-77-100 | AMD | 91-03-018 | 308-120-430 | DECOD | 91-07-049 |
| 308-54-162 | DECOD | 91-06-060 | 308-77-215 | NEW-P | 91-21-133 | 308-120-440 | DECOD | 91-07-049 |
| 308-54-170 | DECOD | 91-06-060 | 308-77-250 | AMD | 91-03-017 | 308-120-450 | DECOD | 91-07-049 |
| 308-54-180 | DECOD | 91-06-060 | 308-78-090 | NEW-P | 91-21-134 | 308-120-505 | DECOD | 91-07-049 |
| 308-54-200 | DECOD | 91-06-060 | 308-90-150 | AMD-P | 91-21-090 | 308-120-506 | DECOD | 91-07-049 |
| 308-54-205 | DECOD | 91-06-060 | 308-91-030 | AMD-E | 91-02-109 | 308-120-525 | DECOD | 91-07-049 |
| 308-54-220 | DECOD | 91-06-060 | 308-91-030 | AMD-P | 91-02-110 | 308-120-530 | DECOD | 91-07-049 |
| 308-54-225 | DECOD | 91-06-060 | 308-91-030 | AMD | 91-06-093 | 308-120-535 | DECOD | 91-07-049 |
| 308-54-230 | DECOD | 91-06-060 | 308-91-090 | AMD-E | 91-02-109 | 308-120-540 | DECOD | 91-07-049 |
| 308-54-240 | DECOD | 91-06-060 | 308-91-090 | AMD-P | 91-02-110 | 308-120-545 | DECOD | 91-07-049 |
| 308-54-250 | DECOD | 91-06-060 | 308-91-090 | AMD | 91-06-093 | 308-120-550 | DECOD | 91-07-049 |
| 308-54-315 | AMD-P | 91-05-025 | 308-91-095 | NEW-E | 91-02-109 | 308-120-555 | DECOD | 91-07-049 |
| 308-54-315 | DECOD | 91-06-058 | 308-91-095 | NEW-P | 91-02-110 | 308-120-560 | DECOD | 91-07-049 |
| 308-54-320 | DECOD | 91-06-060 | 308-91-095 | NEW | 91-06-093 | 308-120-565 | DECOD | 91-07-049 |
| 308-56A-090 | NEW | 91-03-088 | 308-91-150 | AMD-E | 91-02-109 | 308-120-565 | AMD | 91-07-067 |
| 308-56A-120 | REP-P | 91-11-084 | 308-91-150 | AMD-P | 91-02-110 | 308-120-570 | DECOD | 91-07-049 |
| 308-56A-120 | REP | 91-15-006 | 308-91-150 | AMD | 91-06-093 | 308-120-575 | DECOD | 91-07-049 |
| 308-56A-150 | AMD | 91-04-024 | 308-93-295 | AMD-P | 91-21-090 | 308-120-610 | AMD | 91-07-032 |
| 308-56A-460 | AMD | 91-04-025 | 308-93-670 | NEW | 91-03-089 | 308-120-620 | DECOD | 91-07-049 |
| 308-57-005 | NEW | 91-04-026 | 308-94-035 | AMD-P | 91-03-142 | 308-120-700 | DECOD | 91-07-049 |
| 308-57-010 | NEW | 91-04-026 | 308-94-035 | AMD | 91-09-001 | 308-120-710 | DECOD | 91-07-049 |
| 308-57-020 | NEW | 91-04-026 | 308-96A-005 | AMD-P | 91-11-084 | 308-120-720 | DECOD | 91-07-049 |
| 308-57-030 | NEW | 91-04-026 | 308-96A-005 | AMD | 91-15-006 | 308-120-730 | DECOD | 91-07-049 |
| 308-57-110 | NEW | 91-04-026 | 308-96A-046 | AMD | 91-04-025 | 308-120-740 | DECOD | 91-07-049 |
| 308-57-120 | NEW | 91-04-026 | 308-96A-056 | AMD | 91-04-025 | 308-120-750 | DECOD | 91-07-049 |
| 308-57-130 | NEW | 91-04-026 | 308-96A-057 | NEW-P | 91-11-084 | 308-120-760 | DECOD | 91-07-049 |
| 308-57-140 | NEW | 91-04-026 | 308-96A-057 | NEW | 91-15-006 | 308-120-770 | DECOD | 91-07-049 |
| 308-57-210 | NEW | 91-04-026 | 308-96A-065 | AMD-P | 91-11-084 | 308-120-780 | DECOD | 91-07-049 |
| 308-57-220 | NEW | 91-04-026 | 308-96A-065 | AMD | 91-15-006 | 308-120-800 | DECOD | 91-07-049 |
| 308-57-230 | NEW | 91-04-026 | 308-96A-070 | AMD | 91-04-025 | 308-120-810 | DECOD | 91-07-049 |

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| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # |
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| 308-121-110 | DECOD 91-07-049 | 308-124A-430 | AMD-P 91-03-047 | 308-173-220 | DECOD 91-07-049 |
| 308-121-120 | DECOD 91-07-049 | 308-124A-430 | AMD 91-07-029 | 308-173-230 | DECOD 91-07-049 |
| 308-121-130 | DECOD 91-07-049 | 308-124A-570 | NEW-P 91-20-136 | 308-173-240 | DECOD 91-07-049 |
| 308-121-140 | DECOD 91-07-049 | 308-124A-600 | NEW-P 91-20-136 | 308-173-245 | DECOD 91-07-049 |
| 308-121-145 | DECOD 91-07-049 | 308-124E-012 | AMD-P 91-09-013 | 308-173-250 | DECOD 91-07-049 |
| 308-121-150 | DECOD 91-07-049 | 308-124E-012 | AMD 91-12-012 | 308-173-255 | DECOD 91-07-049 |
| 308-121-155 | DECOD 91-07-049 | 308-124E-012 | AMD-P 91-20-136 | 308-173-260 | DECOD 91-07-049 |
| 308-121-160 | DECOD 91-07-049 | 308-124E-013 | AMD-P 91-20-136 | 308-173-265 | DECOD 91-07-049 |
| 308-121-165 | DECOD 91-07-049 | 308-124E-014 | AMD-P 91-20-136 | 308-173-270 | DECOD 91-07-049 |
| 308-121-170 | DECOD 91-07-049 | 308-124H-010 | AMD-P 91-03-047 | 308-173-275 | DECOD 91-07-049 |
| 308-121-175 | DECOD 91-07-049 | 308-124H-010 | REP-P 91-20-136 | 308-173-280 | DECOD 91-07-049 |
| 308-121-180 | DECOD 91-07-049 | 308-124H-010 | AMD 91-07-029 | 314-12-035 | AMD-P 91-16-081 |
| 308-122-001 | DECOD 91-04-020 | 308-124H-010 | AMD-P 91-03-047 | 314-12-035 | AMD-W 91-19-096 |
| 308-122-005 | DECOD 91-04-020 | 308-124H-025 | AMD-P 91-07-029 | 314-12-035 | AMD-P 91-19-097 |
| 308-122-006 | DECOD 91-04-020 | 308-124H-025 | AMD 91-07-029 | 314-12-141 | NEW-P 91-16-082 |
| 308-122-060 | DECOD 91-04-020 | 308-124H-025 | AMD-P 91-20-136 | 314-12-141 | NEW 91-19-071 |
| 308-122-200 | DECOD 91-04-020 | 308-124H-270 | AMD-P 91-09-065 | 314-16-125 | AMD-P 91-05-085 |
| 308-122-200 | AMD 91-04-021 | 308-124H-520 | AMD 91-12-013 | 314-16-125 | AMD-C 91-09-005 |
| 308-122-211 | DECOD 91-04-020 | 308-124H-520 | AMD-P 91-03-047 | 314-16-125 | AMD-W 91-10-045 |
| 308-122-215 | DECOD 91-04-020 | 308-124H-540 | AMD 91-07-029 | 314-16-125 | AMD-P 91-16-083 |
| 308-122-220 | DECOD 91-04-020 | 308-124H-540 | AMD 91-07-029 | 314-16-125 | AMD 91-19-098 |
| 308-122-225 | DECOD 91-04-020 | 308-124H-800 | NEW-P 91-09-013 | 314-16-125 | AMD 91-19-098 |
| 308-122-230 | DECOD 91-04-020 | 308-124H-800 | NEW 91-12-012 | 314-16-250 | AMD-P 91-16-081 |
| 308-122-235 | DECOD 91-04-020 | 308-125-010 | NEW 91-04-074 | 314-16-250 | AMD 91-19-070 |
| 308-122-275 | DECOD 91-05-028 | 308-125-020 | NEW 91-04-074 | 314-20-020 | AMD-P 91-05-086 |
| 308-122-280 | DECOD 91-04-020 | 308-125-030 | NEW 91-04-074 | 314-20-020 | AMD 91-08-022 |
| 308-122-350 | DECOD 91-04-020 | 308-125-035 | NEW-P 91-20-137 | 314-24-230 | NEW-P 91-19-014 |
| 308-122-360 | DECOD 91-04-020 | 308-125-040 | NEW 91-04-074 | 314-24-230 | NEW 91-21-132 |
| 308-122-360 | AMD 91-04-021 | 308-125-040 | AMD-P 91-20-137 | 314-24-240 | NEW-P 91-19-014 |
| 308-122-370 | DECOD 91-04-020 | 308-125-045 | NEW-P 91-20-137 | 314-24-240 | NEW 91-21-132 |
| 308-122-380 | REP 91-04-021 | 308-125-050 | NEW 91-04-074 | 314-24-250 | NEW-P 91-19-014 |
| 308-122-380 | DECOD-W 91-12-035 | 308-125-060 | NEW 91-04-074 | 314-24-250 | NEW 91-21-132 |
| 308-122-390 | REP 91-04-021 | 308-125-070 | NEW 91-04-074 | 314-26-010 | AMD-P 91-16-081 |
| 308-122-390 | DECOD-W 91-12-035 | 308-125-080 | NEW 91-04-074 | 314-26-010 | AMD 91-19-070 |
| 308-122-400 | REP 91-04-021 | 308-125-090 | NEW 91-04-074 | 314-52-015 | AMD-C 91-03-007 |
| 308-122-400 | DECOD-W 91-12-035 | 308-125-100 | NEW 91-04-074 | 314-52-015 | AMD-W 91-04-085 |
| 308-122-410 | REP 91-04-021 | 308-125-110 | NEW 91-04-074 | 314-64-030 | REP-P 91-16-081 |
| 308-122-410 | DECOD-W 91-12-035 | 308-125-120 | NEW 91-04-074 | 314-64-030 | REP 91-19-070 |
| 308-122-420 | REP 91-04-021 | 308-125-130 | NEW 91-04-074 | 314-64-050 | AMD-P 91-16-081 |
| 308-122-420 | DECOD-W 91-12-035 | 308-125-140 | NEW 91-04-074 | 314-64-050 | AMD 91-19-070 |
| 308-122-430 | DECOD 91-04-020 | 308-125-150 | NEW 91-04-074 | 315-04-190 | AMD-P 91-16-084 |
| 308-122-440 | DECOD 91-04-020 | 308-125-160 | NEW 91-04-074 | 315-04-190 | AMD 91-20-062 |
| 308-122-450 | DECOD 91-04-020 | 308-125-170 | NEW 91-04-074 | 315-04-205 | NEW-P 91-07-070 |
| 308-122-500 | REP 91-04-021 | 308-125-180 | NEW 91-04-074 | 315-04-205 | NEW 91-11-033 |
| 308-122-500 | DECOD-W 91-12-035 | 308-125-190 | NEW 91-04-074 | 315-06-095 | NEW-P 91-16-084 |
| 308-122-505 | DECOD 91-04-020 | 308-125-200 | NEW 91-04-074 | 315-06-095 | NEW 91-20-062 |
| 308-122-510 | DECOD 91-04-020 | 308-125-210 | NEW 91-04-074 | 315-06-120 | AMD 91-03-036 |
| 308-122-515 | DECOD 91-04-020 | 308-128B-080 | AMD-P 91-08-049 | 315-06-125 | AMD-P 91-16-084 |
| 308-122-515 | AMD 91-04-021 | 308-128B-080 | AMD 91-11-066 | 315-06-125 | AMD 91-20-062 |
| 308-122-520 | DECOD 91-04-020 | 308-138-055 | REP-P 91-03-117 | 315-10-080 | NEW-P 91-16-084 |
| 308-122-520 | AMD 91-04-021 | 308-171-001 | DECOD 91-05-027 | 315-10-080 | NEW 91-20-062 |
| 308-122-525 | DECOD 91-04-020 | 308-171-001 | AMD-P 91-05-088 | 315-11-200 | REP 91-03-034 |
| 308-122-530 | DECOD 91-04-020 | 308-171-002 | DECOD 91-05-027 | 315-11-201 | REP 91-03-034 |
| 308-122-535 | DECOD 91-04-020 | 308-171-003 | DECOD 91-05-027 | 315-11-202 | REP 91-03-034 |
| 308-122-540 | DECOD 91-04-020 | 308-171-010 | DECOD 91-05-027 | 315-11-210 | REP 91-03-034 |
| 308-122-545 | DECOD 91-04-020 | 308-171-010 | AMD-P 91-05-088 | 315-11-211 | REP 91-03-034 |
| 308-122-600 | DECOD 91-04-020 | 308-171-020 | DECOD 91-05-027 | 315-11-212 | REP 91-03-034 |
| 308-122-610 | DECOD 91-04-020 | 308-171-020 | AMD-P 91-05-088 | 315-11-220 | REP 91-03-034 |
| 308-122-620 | DECOD 91-04-020 | 308-171-040 | DECOD 91-05-027 | 315-11-221 | REP 91-03-034 |
| 308-122-630 | DECOD 91-04-020 | 308-171-041 | DECOD 91-05-027 | 315-11-222 | REP 91-03-034 |
| 308-122-640 | DECOD 91-04-020 | 308-171-041 | AMD-P 91-05-088 | 315-11-230 | REP 91-03-034 |
| 308-122-650 | DECOD 91-04-020 | 308-171-045 | DECOD 91-05-027 | 315-11-231 | REP 91-03-034 |
| 308-122-660 | DECOD 91-04-020 | 308-171-100 | DECOD 91-05-027 | 315-11-232 | REP 91-03-034 |
| 308-122-660 | AMD 91-04-021 | 308-171-101 | DECOD 91-05-027 | 315-11-240 | REP 91-03-034 |
| 308-122-670 | DECOD 91-04-020 | 308-171-102 | DECOD 91-05-027 | 315-11-241 | REP 91-03-034 |
| 308-122-670 | AMD 91-04-021 | 308-171-103 | DECOD 91-05-027 | 315-11-242 | REP 91-03-034 |
| 308-122-680 | DECOD 91-04-020 | 308-171-103 | AMD-P 91-05-088 | 315-11-250 | REP 91-03-034 |
| 308-122-690 | DECOD 91-04-020 | 308-171-104 | DECOD 91-05-027 | 315-11-251 | REP 91-03-034 |
| 308-122-695 | DECOD 91-04-020 | 308-171-104 | DECOD 91-05-027 | 315-11-252 | REP 91-03-034 |
| 308-122-700 | DECOD 91-04-020 | 308-171-200 | DECOD 91-05-027 | 315-11-260 | REP 91-03-034 |
| 308-122-710 | DECOD 91-04-020 | 308-171-202 | DECOD 91-05-027 | 315-11-261 | REP 91-03-034 |
| 308-122-720 | DECOD 91-04-020 | 308-171-300 | DECOD 91-05-027 | 315-11-262 | REP 91-03-034 |
| 308-124A-025 | AMD-P 91-20-136 | 308-171-301 | DECOD 91-05-027 | 315-11-270 | REP 91-03-034 |
| 308-124A-110 | AMD-P 91-20-136 | 308-171-302 | DECOD 91-05-027 | 315-11-271 | REP 91-03-034 |
| 308-124A-120 | AMD-P 91-20-136 | 308-171-310 | DECOD 91-05-030 | 315-11-272 | REP 91-03-034 |
| 308-124A-422 | NEW-P 91-20-136 | 308-171-320 | DECOD 91-05-027 | 315-11-280 | REP 91-03-034 |
| 308-124A-425 | AMD-P 91-20-136 | 308-171-330 | DECOD 91-05-027 | 315-11-281 | REP 91-03-034 |
| | | 308-173-210 | DECOD 91-07-049 | 315-11-282 | REP 91-03-034 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
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| 315-11-290 | REP | 91-03-034 | 315-11-662 | NEW | 91-11-033 | 318-05-010 | NEW-W | 91-21-020 |
| 315-11-291 | REP | 91-03-034 | 315-11-662 | AMD-P | 91-16-084 | 318-05-020 | NEW-P | 91-16-086 |
| 315-11-292 | REP | 91-03-034 | 315-11-662 | AMD | 91-20-062 | 318-05-020 | NEW-W | 91-21-020 |
| 315-11-300 | REP | 91-03-034 | 315-11-670 | NEW-P | 91-12-069 | 318-05-030 | NEW-P | 91-16-086 |
| 315-11-301 | REP | 91-03-034 | 315-11-670 | NEW | 91-15-037 | 318-05-030 | NEW-W | 91-21-020 |
| 315-11-302 | REP | 91-03-034 | 315-11-671 | NEW-P | 91-12-069 | 318-05-040 | NEW-P | 91-16-086 |
| 315-11-310 | REP | 91-03-034 | 315-11-671 | NEW | 91-15-037 | 318-05-040 | NEW-W | 91-21-020 |
| 315-11-311 | REP | 91-03-034 | 315-11-672 | NEW-P | 91-12-069 | 318-05-050 | NEW-P | 91-16-086 |
| 315-11-312 | REP | 91-03-034 | 315-11-672 | NEW | 91-15-037 | 326-30-03904 | NEW-E | 91-12-051 |
| 315-11-320 | REP | 91-03-034 | 315-11-680 | NEW-P | 91-12-069 | 326-30-03904 | NEW-P | 91-14-105 |
| 315-11-321 | REP | 91-03-034 | 315-11-680 | NEW | 91-15-037 | 326-30-03904 | NEW | 91-18-041 |
| 315-11-322 | REP | 91-03-034 | 315-11-680 | AMD-P | 91-19-108 | 332-08-005 | NEW-P | 91-08-066 |
| 315-11-330 | REP | 91-03-034 | 315-11-681 | NEW-P | 91-12-069 | 332-08-005 | NEW | 91-13-059 |
| 315-11-331 | REP | 91-03-034 | 315-11-681 | NEW | 91-15-037 | 332-08-010 | REP-P | 91-08-066 |
| 315-11-332 | REP | 91-03-034 | 315-11-682 | NEW-P | 91-12-069 | 332-08-010 | REP | 91-13-059 |
| 315-11-340 | REP | 91-03-034 | 315-11-682 | NEW | 91-15-037 | 332-08-015 | NEW-P | 91-08-066 |
| 315-11-341 | REP | 91-03-034 | 315-11-690 | NEW-P | 91-16-084 | 332-08-015 | NEW | 91-13-059 |
| 315-11-342 | REP | 91-03-034 | 315-11-690 | NEW | 91-20-062 | 332-08-020 | REP-P | 91-08-066 |
| 315-11-350 | REP | 91-03-034 | 315-11-691 | NEW-P | 91-16-084 | 332-08-020 | REP | 91-13-059 |
| 315-11-351 | REP | 91-03-034 | 315-11-691 | NEW | 91-20-062 | 332-08-025 | NEW-P | 91-08-066 |
| 315-11-352 | REP | 91-03-034 | 315-11-692 | NEW-P | 91-16-084 | 332-08-025 | NEW | 91-13-059 |
| 315-11-360 | REP | 91-03-034 | 315-11-692 | NEW | 91-20-062 | 332-08-040 | REP-P | 91-08-066 |
| 315-11-361 | REP | 91-03-034 | 315-11-700 | NEW-P | 91-16-084 | 332-08-040 | REP | 91-13-059 |
| 315-11-362 | REP | 91-03-034 | 315-11-700 | NEW | 91-20-062 | 332-08-050 | REP-P | 91-08-066 |
| 315-11-370 | REP | 91-03-034 | 315-11-700 | REP-P | 91-20-155 | 332-08-050 | REP | 91-13-059 |
| 315-11-371 | REP | 91-03-034 | 315-11-701 | NEW-P | 91-16-084 | 332-08-060 | REP-P | 91-08-066 |
| 315-11-372 | REP | 91-03-034 | 315-11-701 | NEW | 91-20-062 | 332-08-060 | REP | 91-13-059 |
| 315-11-380 | REP | 91-03-034 | 315-11-701 | REP-P | 91-20-155 | 332-08-070 | REP-P | 91-08-066 |
| 315-11-381 | REP | 91-03-034 | 315-11-702 | NEW-P | 91-16-084 | 332-08-070 | REP | 91-13-059 |
| 315-11-382 | REP | 91-03-034 | 315-11-702 | NEW | 91-20-062 | 332-08-080 | REP-P | 91-08-066 |
| 315-11-390 | REP | 91-03-034 | 315-11-702 | REP-P | 91-20-155 | 332-08-080 | REP | 91-13-059 |
| 315-11-391 | REP | 91-03-034 | 315-11-703 | NEW-P | 91-20-156 | 332-08-090 | REP-P | 91-08-066 |
| 315-11-392 | REP | 91-03-034 | 315-11-704 | NEW-P | 91-20-156 | 332-08-090 | REP | 91-13-059 |
| 315-11-590 | AMD | 91-03-036 | 315-11-705 | NEW-P | 91-20-156 | 332-08-100 | REP-P | 91-08-066 |
| 315-11-591 | AMD | 91-03-036 | 315-11-710 | NEW-P | 91-19-108 | 332-08-100 | REP | 91-13-059 |
| 315-11-610 | NEW | 91-03-036 | 315-11-711 | NEW-P | 91-19-108 | 332-08-105 | NEW-P | 91-08-066 |
| 315-11-611 | NEW | 91-03-036 | 315-11-712 | NEW-P | 91-19-108 | 332-08-105 | NEW | 91-13-059 |
| 315-11-611 | AMD-P | 91-03-112 | 315-11-720 | NEW-P | 91-19-108 | 332-08-110 | REP-P | 91-08-066 |
| 315-11-611 | AMD | 91-06-074 | 315-11-721 | NEW-P | 91-19-108 | 332-08-110 | REP | 91-13-059 |
| 315-11-612 | NEW | 91-03-036 | 315-11-722 | NEW-P | 91-19-108 | 332-08-115 | NEW-P | 91-08-066 |
| 315-11-620 | NEW-P | 91-03-112 | 315-12-140 | REP | 91-03-035 | 332-08-115 | NEW | 91-13-059 |
| 315-11-620 | NEW | 91-06-074 | 315-12-145 | NEW | 91-03-036 | 332-08-120 | REP-P | 91-08-066 |
| 315-11-621 | NEW-P | 91-03-112 | 315-33-060 | AMD-P | 91-16-084 | 332-08-120 | REP | 91-13-059 |
| 315-11-621 | NEW | 91-06-074 | 315-33-060 | AMD | 91-20-062 | 332-08-125 | NEW-P | 91-08-066 |
| 315-11-622 | NEW-P | 91-03-112 | 315-33A-010 | NEW-P | 91-16-084 | 332-08-125 | NEW | 91-13-059 |
| 315-11-622 | NEW | 91-06-074 | 315-33A-010 | NEW | 91-20-062 | 332-08-125 | AMD-P | 91-21-138A |
| 315-11-630 | NEW-P | 91-03-112 | 315-33A-020 | NEW-P | 91-16-084 | 332-08-130 | REP-P | 91-08-066 |
| 315-11-630 | NEW | 91-06-074 | 315-33A-020 | NEW | 91-20-062 | 332-08-130 | REP | 91-13-059 |
| 315-11-630 | AMD-P | 91-12-069 | 315-33A-030 | NEW-P | 91-16-084 | 332-08-140 | REP-P | 91-08-066 |
| 315-11-630 | AMD | 91-15-037 | 315-33A-030 | NEW | 91-20-062 | 332-08-140 | REP | 91-13-059 |
| 315-11-631 | NEW-P | 91-03-112 | 315-33A-040 | NEW-P | 91-16-084 | 332-08-150 | REP-P | 91-08-066 |
| 315-11-631 | NEW | 91-06-074 | 315-33A-040 | NEW | 91-20-062 | 332-08-150 | REP | 91-13-059 |
| 315-11-632 | NEW-P | 91-03-112 | 315-33A-050 | NEW-P | 91-16-084 | 332-08-160 | REP-P | 91-08-066 |
| 315-11-632 | NEW | 91-06-074 | 315-33A-050 | NEW | 91-20-062 | 332-08-160 | REP | 91-13-059 |
| 315-11-632 | AMD-P | 91-12-069 | 315-33A-060 | NEW-P | 91-16-084 | 332-08-170 | REP-P | 91-08-066 |
| 315-11-632 | AMD | 91-15-037 | 315-33A-060 | NEW | 91-20-062 | 332-08-170 | REP | 91-13-059 |
| 315-11-640 | NEW-P | 91-07-070 | 315-33A-070 | NEW-P | 91-16-084 | 332-08-180 | REP-P | 91-08-066 |
| 315-11-640 | NEW | 91-11-033 | 315-33A-070 | NEW | 91-20-062 | 332-08-180 | REP | 91-13-059 |
| 315-11-641 | NEW-P | 91-07-070 | 317-10-010 | NEW-P | 91-14-111 | 332-08-190 | REP-P | 91-08-066 |
| 315-11-641 | NEW | 91-11-033 | 317-10-020 | NEW-P | 91-14-111 | 332-08-190 | REP | 91-13-059 |
| 315-11-642 | NEW-P | 91-07-070 | 317-10-030 | NEW-P | 91-14-111 | 332-08-200 | REP-P | 91-08-066 |
| 315-11-642 | NEW | 91-11-033 | 317-10-035 | NEW-P | 91-14-111 | 332-08-200 | REP | 91-13-059 |
| 315-11-650 | NEW-P | 91-07-070 | 317-10-040 | NEW-P | 91-14-111 | 332-08-210 | REP-P | 91-08-066 |
| 315-11-650 | NEW | 91-11-033 | 317-10-045 | NEW-P | 91-14-111 | 332-08-210 | REP | 91-13-059 |
| 315-11-651 | NEW-P | 91-07-070 | 317-10-050 | NEW-P | 91-14-111 | 332-08-220 | REP-P | 91-08-066 |
| 315-11-651 | NEW | 91-11-033 | 317-10-060 | NEW-P | 91-14-111 | 332-08-220 | REP | 91-13-059 |
| 315-11-652 | NEW-P | 91-07-070 | 317-10-065 | NEW-P | 91-14-111 | 332-08-230 | REP-P | 91-08-066 |
| 315-11-652 | NEW | 91-11-033 | 317-10-070 | NEW-P | 91-14-111 | 332-08-230 | REP | 91-13-059 |
| 315-11-660 | NEW-P | 91-07-070 | 317-10-075 | NEW-P | 91-14-111 | 332-08-240 | REP-P | 91-08-066 |
| 315-11-660 | NEW | 91-11-033 | 317-10-080 | NEW-P | 91-14-111 | 332-08-240 | REP | 91-13-059 |
| 315-11-660 | AMD-P | 91-16-084 | 317-10-085 | NEW-P | 91-14-111 | 332-08-250 | REP-P | 91-08-066 |
| 315-11-660 | AMD | 91-20-062 | 317-10-098 | NEW-P | 91-14-111 | 332-08-250 | REP | 91-13-059 |
| 315-11-661 | NEW-P | 91-07-070 | 318-04-020 | AMD-P | 91-16-086 | 332-08-260 | REP-P | 91-08-066 |
| 315-11-661 | NEW | 91-11-033 | 318-04-020 | AMD | 91-19-073 | 332-08-260 | REP | 91-13-059 |
| 315-11-661 | AMD-P | 91-16-084 | 318-04-030 | AMD-P | 91-16-086 | 332-08-270 | REP-P | 91-08-066 |
| 315-11-661 | AMD | 91-20-062 | 318-04-030 | AMD | 91-19-073 | 332-08-270 | REP | 91-13-059 |
| 315-11-662 | NEW-P | 91-07-070 | 318-05-010 | NEW-P | 91-16-086 | 332-08-280 | REP-P | 91-08-066 |

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| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
|------------|-------|------------|------------|-------|-----------|--------------|-------|-----------|
| 332-08-280 | REP | 91-13-059 | 332-08-590 | REP-P | 91-08-066 | 332-30-106 | AMD-P | 91-19-099 |
| 332-08-290 | REP-P | 91-08-066 | 332-08-590 | REP | 91-13-059 | 332-30-122 | AMD-P | 91-18-059 |
| 332-08-290 | REP | 91-13-059 | 332-10-020 | AMD-P | 91-09-060 | 332-30-122 | AMD-W | 91-18-072 |
| 332-08-300 | REP-P | 91-08-066 | 332-10-020 | AMD | 91-14-014 | 332-30-122 | AMD-P | 91-19-099 |
| 332-08-300 | REP | 91-13-059 | 332-10-030 | AMD-P | 91-09-060 | 332-48-010 | REP-P | 91-15-107 |
| 332-08-305 | NEW-P | 91-08-066 | 332-10-030 | AMD | 91-14-014 | 332-48-010 | REP | 91-20-060 |
| 332-08-305 | NEW | 91-13-059 | 332-10-035 | REP-P | 91-09-060 | 332-48-020 | REP-P | 91-15-107 |
| 332-08-310 | REP-P | 91-08-066 | 332-10-035 | REP | 91-14-014 | 332-48-020 | REP | 91-20-060 |
| 332-08-310 | REP | 91-13-059 | 332-10-040 | AMD-P | 91-09-060 | 332-52-065 | AMD-P | 91-13-090 |
| 332-08-315 | NEW-P | 91-08-066 | 332-10-040 | AMD | 91-14-014 | 332-52-065 | AMD-C | 91-17-031 |
| 332-08-315 | NEW | 91-13-059 | 332-10-045 | REP-P | 91-09-060 | 332-100-030 | AMD-P | 91-18-059 |
| 332-08-315 | AMD-P | 91-21-138A | 332-10-045 | REP | 91-14-014 | 332-100-030 | AMD-W | 91-18-072 |
| 332-08-320 | REP-P | 91-08-066 | 332-10-050 | AMD-P | 91-09-060 | 332-100-030 | AMD-P | 91-19-099 |
| 332-08-320 | REP | 91-13-059 | 332-10-050 | AMD | 91-14-014 | 332-100-050 | AMD-P | 91-18-059 |
| 332-08-330 | REP-P | 91-08-066 | 332-10-060 | AMD-P | 91-09-060 | 332-100-050 | AMD-W | 91-18-072 |
| 332-08-330 | REP | 91-13-059 | 332-10-060 | AMD | 91-14-014 | 332-100-050 | AMD-P | 91-19-099 |
| 332-08-340 | REP-P | 91-08-066 | 332-10-070 | AMD-P | 91-09-060 | 332-130-020 | AMD-P | 91-15-060 |
| 332-08-340 | REP | 91-13-059 | 332-10-070 | AMD | 91-14-014 | 332-130-020 | AMD | 91-19-013 |
| 332-08-350 | REP-P | 91-08-066 | 332-10-080 | AMD-P | 91-09-060 | 332-130-060 | AMD-P | 91-15-060 |
| 332-08-350 | REP | 91-13-059 | 332-10-080 | AMD | 91-14-014 | 332-130-060 | AMD | 91-19-013 |
| 332-08-360 | REP-P | 91-08-066 | 332-10-100 | AMD-P | 91-09-060 | 352-12-010 | AMD-P | 91-03-142 |
| 332-08-360 | REP | 91-13-059 | 332-10-100 | AMD | 91-14-014 | 352-12-010 | AMD-W | 91-16-078 |
| 332-08-370 | REP-P | 91-08-066 | 332-10-120 | AMD-P | 91-09-060 | 352-12-020 | AMD-P | 91-03-142 |
| 332-08-370 | REP | 91-13-059 | 332-10-120 | AMD | 91-14-014 | 352-12-020 | AMD | 91-09-001 |
| 332-08-380 | REP-P | 91-08-066 | 332-10-130 | AMD-P | 91-09-060 | 352-12-030 | AMD-P | 91-03-142 |
| 332-08-380 | REP | 91-13-059 | 332-10-130 | AMD | 91-14-014 | 352-12-030 | AMD | 91-09-001 |
| 332-08-390 | REP-P | 91-08-066 | 332-10-135 | REP-P | 91-09-060 | 352-32-010 | AMD-P | 91-03-142 |
| 332-08-390 | REP | 91-13-059 | 332-10-135 | REP | 91-14-014 | 352-32-010 | AMD | 91-09-001 |
| 332-08-400 | REP-P | 91-08-066 | 332-10-140 | AMD-P | 91-09-060 | 352-32-035 | AMD-P | 91-03-142 |
| 332-08-400 | REP | 91-13-059 | 332-10-140 | AMD | 91-14-014 | 352-32-035 | AMD | 91-09-001 |
| 332-08-405 | NEW-P | 91-08-066 | 332-10-145 | NEW-P | 91-09-060 | 352-32-045 | AMD-P | 91-03-142 |
| 332-08-405 | NEW | 91-13-059 | 332-10-145 | NEW | 91-14-014 | 352-32-045 | AMD | 91-09-001 |
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| 332-08-410 | REP | 91-13-059 | 332-18-130 | NEW-P | 91-21-140 | 352-32-200 | AMD | 91-07-014 |
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| 332-08-420 | REP | 91-13-059 | 332-24-005 | AMD | 91-20-060 | 352-32-210 | AMD | 91-07-014 |
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| 332-08-430 | REP | 91-13-059 | 332-24-201 | AMD | 91-20-060 | 352-32-250 | AMD | 91-09-001 |
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| 332-08-460 | REP | 91-13-059 | 332-24-231 | AMD-P | 91-15-107 | 352-32-270 | AMD-P | 91-03-142 |
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| 360-16-020 | DECOD 91-18-057 | 360-17-060 | DECOD-P 91-14-033 | 360-23-050 | DECOD-P 91-14-033 |
| 360-16-025 | DECOD-P 91-14-033 | 360-17-060 | DECOD 91-18-057 | 360-23-050 | DECOD 91-18-057 |
| 360-16-025 | DECOD 91-18-057 | 360-17-070 | AMD-W 91-05-049 | 360-28-010 | DECOD-P 91-14-033 |
| 360-16-040 | DECOD-P 91-14-033 | 360-17-070 | DECOD-P 91-14-033 | 360-28-010 | DECOD 91-18-057 |
| 360-16-040 | DECOD 91-18-057 | 360-17-070 | DECOD 91-18-057 | 360-32 | DECOD-W 91-06-037 |
| 360-16-050 | DECOD-P 91-14-033 | 360-17-075 | NEW-W 91-05-049 | 360-32-050 | DECOD-P 91-14-033 |
| 360-16-050 | DECOD 91-18-057 | 360-17-080 | DECOD-P 91-14-033 | 360-32-050 | DECOD 91-18-057 |
| 360-16-070 | DECOD-P 91-14-033 | 360-17-080 | DECOD 91-18-057 | 360-32-055 | DECOD-P 91-14-033 |
| 360-16-070 | DECOD 91-18-057 | 360-17-090 | DECOD-P 91-14-033 | 360-32-055 | DECOD 91-18-057 |
| 360-16-094 | DECOD-P 91-14-033 | 360-17-090 | DECOD 91-18-057 | 360-32-060 | DECOD-P 91-14-033 |
| 360-16-094 | DECOD 91-18-057 | 360-17-095 | NEW-W 91-05-049 | 360-32-060 | DECOD 91-18-057 |
| 360-16-096 | DECOD-P 91-14-033 | 360-17-100 | AMD-W 91-05-049 | 360-33 | DECOD-W 91-06-037 |
| 360-16-096 | DECOD 91-18-057 | 360-17-100 | DECOD-P 91-14-033 | 360-33-050 | DECOD-P 91-14-033 |
| 360-16-098 | DECOD-P 91-14-033 | 360-17-100 | DECOD 91-18-057 | 360-33-050 | DECOD 91-18-057 |
| 360-16-098 | DECOD 91-18-057 | 360-18 | DECOD-W 91-06-037 | 360-35-010 | NEW 91-04-056 |
| 360-16-120 | DECOD-P 91-14-033 | 360-18-010 | DECOD-P 91-15-003 | 360-35-010 | DECOD-P 91-14-033 |
| 360-16-120 | DECOD 91-18-057 | 360-18-010 | DECOD 91-19-028 | 360-35-010 | DECOD 91-18-057 |
| 360-16-150 | DECOD-P 91-14-033 | 360-18-020 | AMD-P 91-08-078 | 360-35-020 | NEW 91-04-056 |
| 360-16-150 | DECOD 91-18-057 | 360-18-020 | AMD 91-13-002 | 360-35-020 | DECOD-P 91-14-033 |
| 360-16-180 | DECOD-P 91-14-033 | 360-18-020 | DECOD-P 91-15-003 | 360-35-020 | DECOD 91-18-057 |
| 360-16-180 | DECOD 91-18-057 | 360-18-020 | DECOD 91-19-028 | 360-35-030 | NEW 91-04-056 |
| 360-16-200 | DECOD-P 91-14-033 | 360-18-025 | DECOD-P 91-15-003 | 360-35-030 | DECOD-P 91-14-033 |
| 360-16-200 | DECOD 91-18-057 | 360-18-025 | DECOD 91-19-028 | 360-35-030 | DECOD 91-18-057 |
| 360-16-210 | DECOD-P 91-14-033 | 360-19 | DECOD-W 91-06-037 | 360-35-040 | NEW 91-04-056 |
| 360-16-210 | DECOD 91-18-057 | 360-19-010 | DECOD-P 91-14-033 | 360-35-040 | DECOD-P 91-14-033 |
| 360-16-220 | DECOD-P 91-14-033 | 360-19-010 | DECOD 91-18-057 | 360-35-040 | DECOD 91-18-057 |
| 360-16-220 | DECOD 91-18-057 | 360-19-020 | DECOD-P 91-14-033 | 360-35-050 | NEW 91-04-056 |
| 360-16-230 | DECOD-P 91-14-033 | 360-19-020 | DECOD 91-18-057 | 360-35-050 | DECOD-P 91-14-033 |
| 360-16-230 | DECOD 91-18-057 | 360-19-030 | DECOD-P 91-14-033 | 360-35-050 | DECOD 91-18-057 |
| 360-16-235 | DECOD-P 91-14-033 | 360-19-030 | DECOD 91-18-057 | 360-35-060 | NEW 91-04-056 |
| 360-16-235 | DECOD 91-18-057 | 360-19-040 | DECOD-P 91-14-033 | 360-35-060 | DECOD-P 91-14-033 |
| 360-16-245 | DECOD-P 91-14-033 | 360-19-040 | DECOD 91-18-057 | 360-35-060 | DECOD 91-18-057 |
| 360-16-245 | DECOD 91-18-057 | 360-19-050 | DECOD-P 91-14-033 | 360-35-070 | NEW 91-04-056 |
| 360-16-255 | DECOD-P 91-14-033 | 360-19-050 | DECOD 91-18-057 | 360-35-070 | DECOD-P 91-14-033 |
| 360-16-255 | DECOD 91-18-057 | 360-19-060 | DECOD-P 91-14-033 | 360-35-070 | DECOD 91-18-057 |
| 360-16-265 | DECOD-P 91-14-033 | 360-19-060 | DECOD 91-18-057 | 360-35-080 | NEW 91-04-056 |
| 360-16-265 | DECOD 91-18-057 | 360-19-070 | DECOD-P 91-14-033 | 360-35-080 | DECOD-P 91-14-033 |
| 360-16-270 | DECOD-P 91-14-033 | 360-19-070 | DECOD 91-18-057 | 360-35-080 | DECOD 91-18-057 |
| 360-16-270 | DECOD 91-18-057 | 360-19-080 | DECOD-P 91-14-033 | 360-35-090 | NEW 91-04-056 |
| 360-16-290 | DECOD-P 91-14-033 | 360-19-080 | DECOD 91-18-057 | 360-35-090 | DECOD-P 91-14-033 |
| 360-16-290 | DECOD 91-18-057 | 360-19-090 | DECOD-P 91-14-033 | 360-35-090 | DECOD 91-18-057 |
| 360-16-300 | DECOD-P 91-14-033 | 360-19-090 | DECOD 91-18-057 | 360-35-100 | NEW 91-04-056 |
| 360-16-300 | DECOD 91-18-057 | 360-19-100 | DECOD-P 91-14-033 | 360-35-100 | DECOD-P 91-14-033 |
| 360-16A | DECOD-W 91-06-037 | 360-19-100 | DECOD 91-18-057 | 360-35-100 | DECOD 91-18-057 |
| 360-16A-010 | DECOD-P 91-14-033 | 360-20 | DECOD-W 91-06-037 | 360-35-110 | NEW 91-04-056 |

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| 360-35-110 | DECOD-P 91-14-033 | 360-44-080 | DECOD 91-18-057 | 360-48-060 | DECOD 91-18-057 |
| 360-35-110 | DECOD 91-18-057 | 360-44-090 | DECOD-P 91-14-033 | 360-48-070 | DECOD-P 91-14-033 |
| 360-36 | DECOD-W 91-06-037 | 360-44-090 | DECOD 91-18-057 | 360-48-070 | DECOD 91-18-057 |
| 360-36-010 | DECOD-P 91-14-033 | 360-44-100 | DECOD-P 91-14-033 | 360-48-080 | DECOD-P 91-14-033 |
| 360-36-010 | DECOD 91-18-057 | 360-44-100 | DECOD 91-18-057 | 360-48-080 | DECOD 91-18-057 |
| 360-36-010 | AMD-P 91-19-027 | 360-44-110 | DECOD-P 91-14-033 | 360-49 | DECOD-W 91-06-037 |
| 360-36-020 | DECOD-P 91-14-033 | 360-44-110 | DECOD 91-18-057 | 360-49-010 | DECOD-P 91-14-033 |
| 360-36-020 | DECOD 91-18-057 | 360-44-120 | DECOD-P 91-14-033 | 360-49-010 | DECOD 91-18-057 |
| 360-36-115 | DECOD-P 91-14-033 | 360-44-120 | DECOD 91-18-057 | 360-49-020 | DECOD-P 91-14-033 |
| 360-36-115 | DECOD 91-18-057 | 360-44-130 | DECOD-P 91-14-033 | 360-49-020 | DECOD 91-18-057 |
| 360-36-115 | AMD-P 91-19-027 | 360-44-130 | DECOD 91-18-057 | 360-49-040 | DECOD-P 91-14-033 |
| 360-36-210 | DECOD-P 91-14-033 | 360-44-140 | DECOD-P 91-14-033 | 360-49-040 | DECOD 91-18-057 |
| 360-36-210 | DECOD 91-18-057 | 360-44-140 | DECOD 91-18-057 | 360-49-050 | NEW-P 91-05-090 |
| 360-36-250 | DECOD-P 91-14-033 | 360-44-150 | DECOD-P 91-14-033 | 360-49-050 | NEW 91-13-004 |
| 360-36-250 | DECOD 91-18-057 | 360-44-150 | DECOD 91-18-057 | 360-49-050 | DECOD-P 91-14-033 |
| 360-36-260 | DECOD-P 91-14-033 | 360-44-990 | DECOD-P 91-14-033 | 360-49-050 | DECOD 91-18-057 |
| 360-36-260 | DECOD 91-18-057 | 360-44-990 | DECOD 91-18-057 | 360-52 | DECOD-W 91-06-037 |
| 360-36-270 | DECOD-P 91-14-033 | 360-45-010 | DECOD-P 91-14-033 | 360-52-010 | DECOD-P 91-14-033 |
| 360-36-270 | DECOD 91-18-057 | 360-45-010 | DECOD 91-18-057 | 360-52-010 | DECOD 91-18-057 |
| 360-36-400 | DECOD-P 91-14-033 | 360-46 | DECOD-W 91-06-037 | 360-52-020 | DECOD-P 91-14-033 |
| 360-36-400 | DECOD 91-18-057 | 360-46-010 | DECOD-P 91-14-033 | 360-52-020 | DECOD 91-18-057 |
| 360-36-410 | DECOD-P 91-14-033 | 360-46-010 | DECOD 91-18-057 | 360-52-030 | DECOD-P 91-14-033 |
| 360-36-410 | DECOD 91-18-057 | 360-46-020 | DECOD-P 91-14-033 | 360-52-030 | DECOD 91-18-057 |
| 360-36-410 | AMD-P 91-19-027 | 360-46-020 | DECOD 91-18-057 | 360-52-040 | DECOD-P 91-14-033 |
| 360-36-411 | DECOD-P 91-14-033 | 360-46-030 | DECOD-P 91-14-033 | 360-52-040 | DECOD 91-18-057 |
| 360-36-411 | DECOD 91-18-057 | 360-46-030 | DECOD 91-18-057 | 360-52-050 | DECOD-P 91-14-033 |
| 360-36-412 | DECOD-P 91-14-033 | 360-46-040 | DECOD-P 91-14-033 | 360-52-050 | DECOD 91-18-057 |
| 360-36-412 | DECOD 91-18-057 | 360-46-040 | DECOD 91-18-057 | 360-52-060 | DECOD-P 91-14-033 |
| 360-36-413 | DECOD-P 91-14-033 | 360-46-050 | DECOD-P 91-14-033 | 360-52-060 | DECOD 91-18-057 |
| 360-36-413 | DECOD 91-18-057 | 360-46-050 | DECOD 91-18-057 | 360-52-070 | DECOD-P 91-14-033 |
| 360-36-420 | DECOD-P 91-14-033 | 360-46-060 | DECOD-P 91-14-033 | 360-52-070 | DECOD 91-18-057 |
| 360-36-420 | DECOD 91-18-057 | 360-46-060 | DECOD 91-18-057 | 360-52-080 | DECOD-P 91-14-033 |
| 360-36-420 | AMD-P 91-19-027 | 360-46-070 | DECOD-P 91-14-033 | 360-52-080 | DECOD 91-18-057 |
| 360-36-425 | DECOD-P 91-14-033 | 360-46-070 | DECOD 91-18-057 | 360-52-090 | DECOD-P 91-14-033 |
| 360-36-430 | DECOD 91-18-057 | 360-46-081 | DECOD-P 91-14-033 | 360-52-090 | DECOD 91-18-057 |
| 360-36-430 | DECOD 91-18-057 | 360-46-081 | DECOD 91-18-057 | 360-52-100 | DECOD-P 91-14-033 |
| 360-36-430 | AMD-P 91-19-027 | 360-46-082 | DECOD-P 91-14-033 | 360-52-100 | DECOD 91-18-057 |
| 360-36-440 | DECOD-P 91-14-033 | 360-46-082 | DECOD 91-18-057 | 360-52-110 | DECOD-P 91-14-033 |
| 360-36-440 | DECOD 91-18-057 | 360-46-090 | DECOD-P 91-14-033 | 360-52-110 | DECOD 91-18-057 |
| 360-36-440 | AMD-P 91-19-027 | 360-46-090 | DECOD 91-18-057 | 360-52-120 | NEW-P 91-05-092 |
| 360-36-450 | DECOD-P 91-14-033 | 360-46-100 | DECOD-P 91-14-033 | 360-52-120 | NEW 91-11-040 |
| 360-36-450 | DECOD 91-18-057 | 360-46-100 | DECOD 91-18-057 | 360-52-120 | DECOD-P 91-14-033 |
| 360-36-451 | DECOD-P 91-14-033 | 360-46-110 | DECOD-P 91-14-033 | 360-52-120 | DECOD 91-18-057 |
| 360-36-451 | DECOD 91-18-057 | 360-46-110 | DECOD 91-18-057 | 360-54 | DECOD-W 91-06-037 |
| 360-36-500 | DECOD-P 91-14-033 | 360-46-120 | DECOD-P 91-14-033 | 360-54-010 | DECOD-P 91-14-033 |
| 360-36-500 | DECOD 91-18-057 | 360-46-120 | DECOD 91-18-057 | 360-54-010 | DECOD 91-18-057 |
| 360-38 | DECOD-W 91-06-037 | 360-46-130 | DECOD-P 91-14-033 | 360-54-020 | DECOD-P 91-14-033 |
| 360-38-010 | DECOD-P 91-14-033 | 360-46-130 | DECOD 91-18-057 | 360-54-020 | DECOD 91-18-057 |
| 360-38-010 | DECOD 91-18-057 | 360-46-140 | DECOD-P 91-14-033 | 360-54-030 | DECOD-P 91-14-033 |
| 360-38-020 | DECOD-P 91-14-033 | 360-46-140 | DECOD 91-18-057 | 360-54-030 | DECOD 91-18-057 |
| 360-38-020 | DECOD 91-18-057 | 360-46-150 | DECOD-P 91-14-033 | 360-54-040 | DECOD-P 91-14-033 |
| 360-38-030 | DECOD-P 91-14-033 | 360-46-150 | DECOD 91-18-057 | 360-54-040 | DECOD 91-18-057 |
| 360-38-030 | DECOD 91-18-057 | 360-46-160 | DECOD-P 91-14-033 | 360-54-050 | DECOD-P 91-14-033 |
| 360-40 | DECOD-W 91-06-037 | 360-46-160 | DECOD 91-18-057 | 360-54-050 | DECOD 91-18-057 |
| 360-40-010 | DECOD-P 91-14-033 | 360-47 | DECOD-W 91-06-037 | 360-60 | DECOD-W 91-06-037 |
| 360-40-010 | DECOD 91-18-057 | 360-47-010 | DECOD-P 91-14-033 | 360-60-010 | DECOD-P 91-14-033 |
| 360-40-040 | DECOD-P 91-14-033 | 360-47-010 | DECOD 91-18-057 | 360-60-010 | DECOD 91-18-057 |
| 360-40-040 | DECOD 91-18-057 | 360-47-020 | DECOD-P 91-14-033 | 360-60-020 | DECOD-P 91-14-033 |
| 360-40-070 | DECOD-P 91-14-033 | 360-47-020 | DECOD 91-18-057 | 360-60-020 | DECOD 91-18-057 |
| 360-40-070 | DECOD 91-18-057 | 360-47-030 | DECOD-P 91-14-033 | 360-60-030 | DECOD-P 91-14-033 |
| 360-44 | DECOD-W 91-06-037 | 360-47-030 | DECOD 91-18-057 | 360-60-030 | DECOD 91-18-057 |
| 360-44-010 | DECOD-P 91-14-033 | 360-47-040 | DECOD-P 91-14-033 | 360-60-040 | DECOD-P 91-14-033 |
| 360-44-010 | DECOD 91-18-057 | 360-47-040 | DECOD 91-18-057 | 360-60-040 | DECOD 91-18-057 |
| 360-44-020 | DECOD-P 91-14-033 | 360-47-050 | DECOD-P 91-14-033 | 365-90-010 | AMD 91-04-017 |
| 360-44-020 | DECOD 91-18-057 | 360-48 | DECOD 91-18-057 | 365-90-020 | AMD 91-04-017 |
| 360-44-030 | DECOD-P 91-14-033 | 360-48-010 | DECOD-W 91-06-037 | 365-90-030 | REP 91-04-017 |
| 360-44-030 | DECOD 91-18-057 | 360-48-010 | DECOD-P 91-14-033 | 365-90-040 | AMD 91-04-017 |
| 360-44-040 | DECOD-P 91-14-033 | 360-48-020 | DECOD 91-18-057 | 365-90-050 | REP 91-04-017 |
| 360-44-040 | DECOD 91-18-057 | 360-48-020 | DECOD-P 91-14-033 | 365-90-070 | AMD 91-04-017 |
| 360-44-050 | DECOD-P 91-14-033 | 360-48-030 | DECOD 91-18-057 | 365-90-080 | AMD 91-04-017 |
| 360-44-050 | DECOD 91-18-057 | 360-48-030 | DECOD-P 91-14-033 | 365-90-090 | AMD 91-04-017 |
| 360-44-060 | DECOD-P 91-14-033 | 360-48-040 | DECOD 91-18-057 | 365-180-030 | AMD-P 91-21-139 |
| 360-44-060 | DECOD 91-18-057 | 360-48-040 | DECOD-P 91-14-033 | 365-180-060 | AMD-P 91-21-139 |
| 360-44-070 | DECOD-P 91-14-033 | 360-48-050 | DECOD 91-18-057 | 365-180-090 | AMD-P 91-21-139 |
| 360-44-070 | DECOD 91-18-057 | 360-48-050 | DECOD-P 91-14-033 | 365-190-010 | NEW 91-07-041 |
| 360-44-080 | DECOD-P 91-14-033 | 360-48-060 | DECOD 91-18-057 | 365-190-020 | NEW 91-07-041 |
| | | | DECOD-P 91-14-033 | 365-190-030 | NEW 91-07-041 |

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| WAC # | | WSR # | WAC # | | WSR # | WAC # | | WSR # |
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| 365-190-040 | NEW | 91-07-041 | 371-12-080 | REP | 91-03-028 | 381-20-040 | NEW | 91-14-028 |
| 365-190-050 | NEW | 91-07-041 | 371-12-090 | REP | 91-03-028 | 381-20-050 | NEW-P | 91-10-009 |
| 365-190-060 | NEW | 91-07-041 | 371-12-100 | REP | 91-03-028 | 381-20-050 | NEW | 91-14-028 |
| 365-190-070 | NEW | 91-07-041 | 371-12-110 | REP | 91-03-028 | 381-20-060 | NEW-P | 91-10-009 |
| 365-190-080 | NEW | 91-07-041 | 371-12-120 | REP | 91-03-028 | 381-20-060 | NEW | 91-14-028 |
| 371-08 | AMD-C | 91-03-027 | 371-12-130 | REP | 91-03-028 | 381-20-070 | NEW-P | 91-10-009 |
| 371-08-001 | NEW | 91-03-028 | 374-50-010 | NEW-P | 91-08-033 | 381-20-070 | NEW | 91-14-028 |
| 371-08-002 | NEW | 91-03-028 | 374-50-010 | NEW-W | 91-21-055 | 381-20-080 | NEW-P | 91-10-009 |
| 371-08-005 | AMD | 91-03-028 | 374-50-020 | NEW-P | 91-08-033 | 381-20-080 | NEW | 91-14-028 |
| 371-08-010 | AMD | 91-03-028 | 374-50-020 | NEW-W | 91-21-055 | 381-20-090 | NEW-P | 91-10-009 |
| 371-08-015 | REP | 91-03-028 | 374-50-030 | NEW-P | 91-08-033 | 381-20-090 | NEW | 91-14-028 |
| 371-08-020 | AMD | 91-03-028 | 374-50-030 | NEW-W | 91-21-055 | 381-20-100 | NEW-P | 91-10-009 |
| 371-08-030 | AMD | 91-03-028 | 374-50-040 | NEW-P | 91-08-033 | 381-20-100 | NEW | 91-14-028 |
| 371-08-031 | REP | 91-03-028 | 374-50-040 | NEW-W | 91-21-055 | 381-20-110 | NEW-P | 91-10-009 |
| 371-08-032 | AMD | 91-03-028 | 374-50-050 | NEW-P | 91-08-033 | 381-20-110 | NEW | 91-14-028 |
| 371-08-033 | NEW | 91-03-028 | 374-50-050 | NEW-W | 91-21-055 | 381-20-120 | NEW-P | 91-10-009 |
| 371-08-035 | AMD | 91-03-028 | 374-50-060 | NEW-P | 91-08-033 | 381-20-120 | NEW | 91-14-028 |
| 371-08-040 | AMD | 91-03-028 | 374-50-060 | NEW-W | 91-21-055 | 381-20-130 | NEW-P | 91-10-009 |
| 371-08-045 | REP | 91-03-028 | 374-50-070 | NEW-P | 91-08-033 | 381-20-130 | NEW | 91-14-028 |
| 371-08-065 | AMD | 91-03-028 | 374-50-070 | NEW-W | 91-21-055 | 381-20-140 | NEW-P | 91-10-009 |
| 371-08-071 | AMD | 91-03-028 | 374-50-080 | NEW-P | 91-08-033 | 381-20-140 | NEW | 91-14-028 |
| 371-08-075 | AMD | 91-03-028 | 374-50-080 | NEW-W | 91-21-055 | 381-30-010 | NEW | 91-14-029 |
| 371-08-080 | AMD | 91-03-028 | 374-50-090 | NEW-P | 91-08-033 | 381-30-020 | NEW | 91-14-029 |
| 371-08-085 | AMD | 91-03-028 | 374-50-090 | NEW-W | 91-21-055 | 381-30-030 | NEW | 91-14-029 |
| 371-08-095 | REP | 91-03-028 | 374-60-010 | NEW-P | 91-21-072 | 381-30-040 | NEW | 91-14-029 |
| 371-08-100 | AMD | 91-03-028 | 374-60-020 | NEW-P | 91-21-072 | 381-30-050 | NEW | 91-14-029 |
| 371-08-102 | REP | 91-03-028 | 374-60-030 | NEW-P | 91-21-072 | 381-30-060 | NEW | 91-14-029 |
| 371-08-104 | AMD | 91-03-028 | 374-60-040 | NEW-P | 91-21-072 | 381-30-070 | NEW | 91-14-029 |
| 371-08-105 | REP | 91-03-028 | 374-60-050 | NEW-P | 91-21-072 | 381-30-080 | NEW | 91-14-029 |
| 371-08-106 | NEW | 91-03-028 | 374-60-060 | NEW-P | 91-21-072 | 381-30-090 | NEW | 91-14-029 |
| 371-08-110 | REP | 91-03-028 | 374-60-070 | NEW-P | 91-21-072 | 381-30-100 | NEW | 91-14-029 |
| 371-08-115 | REP | 91-03-028 | 374-60-080 | NEW-P | 91-21-072 | 381-30-110 | NEW | 91-14-029 |
| 371-08-120 | REP | 91-03-028 | 374-60-090 | NEW-P | 91-21-072 | 381-30-120 | NEW | 91-14-029 |
| 371-08-125 | AMD | 91-03-028 | 374-60-100 | NEW-P | 91-21-072 | 381-30-130 | NEW | 91-14-029 |
| 371-08-130 | AMD | 91-03-028 | 374-60-110 | NEW-P | 91-21-072 | 381-30-140 | NEW | 91-14-029 |
| 371-08-131 | REP | 91-03-028 | 374-60-120 | NEW-P | 91-21-072 | 381-30-150 | NEW | 91-14-029 |
| 371-08-132 | REP | 91-03-028 | 381-10-010 | NEW-P | 91-10-009 | 381-30-160 | NEW | 91-14-029 |
| 371-08-135 | REP | 91-03-028 | 381-10-010 | NEW | 91-14-028 | 381-30-170 | NEW | 91-14-029 |
| 371-08-140 | AMD | 91-03-028 | 381-10-020 | NEW-P | 91-10-009 | 381-30-180 | NEW | 91-14-029 |
| 371-08-144 | AMD | 91-03-028 | 381-10-020 | NEW | 91-14-028 | 381-40-010 | NEW | 91-14-029 |
| 371-08-146 | NEW | 91-03-028 | 381-10-030 | NEW-P | 91-10-009 | 381-40-020 | NEW | 91-14-029 |
| 371-08-147 | NEW | 91-03-028 | 381-10-030 | NEW | 91-14-028 | 381-40-030 | NEW | 91-14-029 |
| 371-08-148 | NEW | 91-03-028 | 381-10-040 | NEW-P | 91-10-009 | 381-40-040 | NEW | 91-14-029 |
| 371-08-155 | AMD | 91-03-028 | 381-10-040 | NEW | 91-14-028 | 381-40-050 | NEW | 91-14-029 |
| 371-08-156 | AMD | 91-03-028 | 381-10-050 | NEW-P | 91-10-009 | 381-40-060 | NEW | 91-14-029 |
| 371-08-160 | REP | 91-03-028 | 381-10-050 | NEW | 91-14-028 | 381-40-070 | NEW | 91-14-029 |
| 371-08-162 | NEW | 91-03-028 | 381-10-060 | NEW-P | 91-10-009 | 381-40-080 | NEW | 91-14-029 |
| 371-08-163 | REP | 91-03-028 | 381-10-060 | NEW | 91-14-028 | 381-40-090 | NEW | 91-14-029 |
| 371-08-165 | AMD | 91-03-028 | 381-10-070 | NEW-P | 91-10-009 | 381-40-100 | NEW | 91-14-029 |
| 371-08-175 | REP | 91-03-028 | 381-10-070 | NEW | 91-14-028 | 381-40-110 | NEW | 91-14-029 |
| 371-08-180 | AMD | 91-03-028 | 381-10-080 | NEW-P | 91-10-009 | 381-40-120 | NEW | 91-14-029 |
| 371-08-183 | AMD | 91-03-028 | 381-10-080 | NEW | 91-14-028 | 381-40-130 | NEW | 91-14-029 |
| 371-08-184 | NEW | 91-03-028 | 381-10-090 | NEW-P | 91-10-009 | 381-40-140 | NEW | 91-14-029 |
| 371-08-186 | AMD | 91-03-028 | 381-10-090 | NEW | 91-14-028 | 381-40-150 | NEW | 91-14-029 |
| 371-08-187 | AMD | 91-03-028 | 381-10-100 | NEW-P | 91-10-009 | 381-40-160 | NEW | 91-14-029 |
| 371-08-188 | AMD | 91-03-028 | 381-10-100 | NEW | 91-14-028 | 381-40-170 | NEW | 91-14-029 |
| 371-08-189 | AMD | 91-03-028 | 381-10-110 | NEW-P | 91-10-009 | 381-50-010 | NEW | 91-14-029 |
| 371-08-190 | REP | 91-03-028 | 381-10-110 | NEW | 91-14-028 | 381-50-020 | NEW | 91-14-029 |
| 371-08-195 | AMD | 91-03-028 | 381-10-120 | NEW-P | 91-10-009 | 381-50-030 | NEW | 91-14-029 |
| 371-08-196 | AMD | 91-03-028 | 381-10-120 | NEW | 91-14-028 | 381-50-040 | NEW | 91-14-029 |
| 371-08-200 | AMD | 91-03-028 | 381-10-130 | NEW-P | 91-10-009 | 381-50-050 | NEW | 91-14-029 |
| 371-08-201 | REP | 91-03-028 | 381-10-130 | NEW | 91-14-028 | 381-50-060 | NEW | 91-14-029 |
| 371-08-205 | REP | 91-03-028 | 381-10-140 | NEW-P | 91-10-009 | 381-50-070 | NEW | 91-14-029 |
| 371-08-210 | REP | 91-03-028 | 381-10-140 | NEW | 91-14-028 | 381-50-080 | NEW | 91-14-029 |
| 371-08-215 | AMD | 91-03-028 | 381-10-150 | NEW-P | 91-10-009 | 381-50-090 | NEW | 91-14-029 |
| 371-08-220 | AMD | 91-03-028 | 381-10-150 | NEW | 91-14-028 | 381-50-100 | NEW | 91-14-029 |
| 371-08-230 | AMD | 91-03-028 | 381-10-160 | NEW-P | 91-10-009 | 381-50-110 | NEW | 91-14-029 |
| 371-08-240 | AMD | 91-03-028 | 381-10-160 | NEW | 91-14-028 | 381-50-120 | NEW | 91-14-029 |
| 371-08-245 | REP | 91-03-028 | 381-10-170 | NEW-P | 91-10-009 | 381-50-130 | NEW | 91-14-029 |
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| 371-12-010 | REP | 91-03-028 | 381-20-010 | NEW-P | 91-10-009 | 381-50-150 | NEW | 91-14-029 |
| 371-12-020 | REP | 91-03-028 | 381-20-010 | NEW | 91-14-028 | 381-50-160 | NEW | 91-14-029 |
| 371-12-030 | REP | 91-03-028 | 381-20-020 | NEW-P | 91-10-009 | 381-50-170 | NEW | 91-14-029 |
| 371-12-040 | REP | 91-03-028 | 381-20-020 | NEW | 91-14-028 | 381-50-180 | NEW | 91-14-029 |
| 371-12-050 | REP | 91-03-028 | 381-20-030 | NEW-P | 91-10-009 | 381-60-010 | NEW | 91-14-029 |
| 371-12-060 | REP | 91-03-028 | 381-20-030 | NEW | 91-14-028 | 381-60-020 | NEW | 91-14-029 |
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| 381-60-080 | NEW | 91-14-029 | 388-11-220 | AMD-E | 91-06-048 | 388-28-570 | AMD-P | 91-20-094 |
| 381-60-090 | NEW | 91-14-029 | 388-11-220 | AMD | 91-10-027 | 388-28-570 | AMD-E | 91-20-113 |
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| 381-60-130 | NEW | 91-14-029 | 388-14-275 | AMD-P | 91-06-097 | 388-28-575 | AMD | 91-13-080 |
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| 381-60-150 | NEW | 91-14-029 | 388-14-385 | AMD-P | 91-04-002 | 388-29-100 | AMD-E | 91-14-124 |
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| 381-60-180 | NEW | 91-14-029 | 388-14-415 | AMD-P | 91-04-002 | 388-29-125 | AMD-E | 91-06-045 |
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| 381-70-060 | NEW | 91-14-029 | 388-14-440 | NEW-P | 91-04-002 | 388-33-135 | AMD | 91-20-052 |
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| 381-70-080 | NEW | 91-14-029 | 388-14-440 | NEW | 91-09-018 | 388-33-376 | AMD | 91-11-020 |
| 381-70-090 | NEW | 91-14-029 | 388-14-445 | NEW-P | 91-04-002 | 388-33-460 | AMD-P | 91-21-068 |
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| 381-70-180 | NEW | 91-14-029 | 388-15-209 | AMD | 91-08-011 | 388-37-030 | AMD-P | 91-16-016 |
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| 381-70-310 | NEW | 91-14-029 | 388-15-840 | AMD-C | 91-20-049 | 388-37-038 | AMD-E | 91-16-039 |
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| 381-70-370 | NEW | 91-14-029 | 388-15-860 | AMD-P | 91-16-056 | 388-37-115 | AMD-P | 91-15-063 |
| 381-70-380 | NEW | 91-14-029 | 388-15-860 | AMD-E | 91-16-066 | 388-37-115 | AMD-W | 91-16-036 |
| 381-70-390 | NEW | 91-14-029 | 388-15-860 | AMD-C | 91-20-049 | 388-37-115 | AMD-P | 91-16-037 |
| 381-70-400 | NEW | 91-14-029 | 388-15-860 | AMD | 91-21-026 | 388-37-115 | AMD-E | 91-16-039 |
| 381-70-410 | NEW | 91-14-029 | 388-15-870 | AMD-P | 91-16-056 | 388-37-115 | AMD-W | 91-16-073 |
| 381-70-420 | NEW | 91-14-029 | 388-15-870 | AMD-E | 91-16-066 | 388-37-115 | AMD-P | 91-16-074 |
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| 381-80-020 | NEW | 91-14-029 | 388-15-880 | AMD-E | 91-16-066 | 388-44-145 | AMD-C | 91-03-039 |
| 381-80-030 | NEW | 91-14-029 | 388-15-880 | AMD-C | 91-20-049 | 388-44-145 | AMD-C | 91-04-047 |
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| 388-77-615 | AMD | 91-04-041 | 388-87-072 | AMD-P | 91-18-050 | 388-100-010 | AMD | 91-17-062 |
| 388-77-615 | AMD | 91-05-010 | 388-87-072 | AMD-E | 91-18-052 | 388-100-015 | AMD-P | 91-14-067 |
| 388-77-615 | AMD | 91-05-058 | 388-87-072 | AMD | 91-21-123 | 388-100-015 | AMD-E | 91-14-072 |
| 388-77-615 | AMD | 91-08-050 | 388-87-105 | AMD-P | 91-16-018 | 388-100-015 | AMD | 91-17-062 |
| 388-80-005 | AMD-P | 91-19-059 | 388-87-105 | AMD-E | 91-16-023 | 388-100-020 | AMD-P | 91-14-067 |
| 388-80-005 | AMD-E | 91-19-060 | 388-87-105 | AMD | 91-20-050 | 388-100-020 | AMD-E | 91-14-072 |
| 388-81-030 | AMD | 91-07-011 | 388-91-005 | NEW-P | 91-19-002 | 388-100-020 | AMD | 91-17-062 |
| 388-81-070 | REP-P | 91-14-066 | 388-91-005 | NEW-E | 91-19-003 | 388-100-025 | AMD-P | 91-14-067 |
| 388-81-070 | REP-E | 91-14-070 | 388-91-010 | AMD-P | 91-19-002 | 388-100-025 | AMD-E | 91-14-072 |
| 388-81-070 | REP-C | 91-17-058 | 388-91-010 | AMD-E | 91-19-003 | 388-100-025 | AMD | 91-17-062 |
| 388-81-070 | REP-W | 91-20-088 | 388-91-013 | AMD-P | 91-19-002 | 388-100-030 | AMD-P | 91-14-067 |
| 388-81-070 | AMD-P | 91-20-098 | 388-91-013 | AMD-E | 91-19-003 | 388-100-030 | AMD-E | 91-14-072 |
| 388-81-070 | AMD-E | 91-20-105 | 388-91-015 | NEW-P | 91-19-002 | 388-100-030 | AMD | 91-17-062 |
| 388-82-010 | AMD | 91-06-003 | 388-91-015 | NEW-E | 91-19-003 | 388-100-035 | AMD-P | 91-14-067 |
| 388-82-010 | AMD-E | 91-11-016 | 388-91-016 | AMD-P | 91-19-002 | 388-100-035 | AMD-E | 91-14-072 |
| 388-82-010 | AMD-P | 91-11-017 | 388-91-016 | AMD-E | 91-19-003 | 388-100-035 | AMD | 91-17-062 |
| 388-82-010 | AMD | 91-15-014 | 388-91-020 | AMD-P | 91-19-002 | 388-150-005 | AMD-P | 91-03-127 |
| 388-82-115 | AMD-P | 91-21-050 | 388-91-020 | AMD-E | 91-19-003 | 388-150-005 | AMD-E | 91-03-128 |
| 388-82-115 | AMD-E | 91-21-051 | 388-91-030 | AMD-P | 91-19-002 | 388-150-005 | AMD | 91-07-013 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
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| 388-150-020 | AMD-P | 91-12-024 | 388-155-500 | NEW | 91-04-048 | 390-37-136 | NEW-P | 91-13-089 |
| 388-150-020 | AMD-E | 91-12-028 | 388-320-010 | AMD-P | 91-20-091 | 390-37-136 | NEW | 91-16-072 |
| 388-150-020 | AMD | 91-15-084 | 388-320-020 | REP-P | 91-20-091 | 390-37-140 | NEW-P | 91-13-089 |
| 388-150-020 | AMD | 91-21-070 | 388-320-030 | AMD-P | 91-20-091 | 390-37-140 | NEW | 91-16-072 |
| 388-150-100 | AMD-P | 91-03-127 | 388-320-035 | REP-P | 91-20-091 | 390-37-142 | NEW-P | 91-13-089 |
| 388-150-100 | AMD-E | 91-03-128 | 388-320-040 | REP-P | 91-20-091 | 390-37-142 | NEW | 91-16-072 |
| 388-150-100 | AMD | 91-07-013 | 388-320-045 | REP-P | 91-20-091 | 390-37-144 | NEW-P | 91-13-089 |
| 388-150-180 | AMD-P | 91-03-127 | 388-320-050 | REP-P | 91-20-091 | 390-37-144 | NEW | 91-16-072 |
| 388-150-180 | AMD-E | 91-03-128 | 388-320-080 | REP-P | 91-20-091 | 390-37-150 | AMD-P | 91-13-089 |
| 388-150-180 | AMD | 91-07-013 | 388-320-090 | REP-P | 91-20-091 | 390-37-150 | AMD | 91-16-072 |
| 388-150-210 | AMD-P | 91-03-127 | 388-320-092 | REP-P | 91-20-091 | 390-37-210 | REP-P | 91-13-089 |
| 388-150-210 | AMD-E | 91-03-128 | 388-320-100 | AMD-P | 91-20-091 | 390-37-210 | REP | 91-16-072 |
| 388-150-210 | AMD | 91-07-013 | 388-320-110 | REP-P | 91-20-091 | 392-101-010 | AMD-P | 91-13-053 |
| 388-150-280 | AMD-P | 91-03-127 | 388-320-130 | AMD-P | 91-20-091 | 392-101-010 | AMD | 91-18-007 |
| 388-150-280 | AMD-E | 91-03-128 | 388-320-135 | REP-P | 91-20-091 | 392-101-015 | NEW | 91-02-095 |
| 388-150-280 | AMD | 91-07-013 | 388-320-140 | AMD-P | 91-20-091 | 392-115-005 | NEW-P | 91-03-001 |
| 388-150-390 | AMD-P | 91-03-127 | 388-320-180 | REP-P | 91-20-091 | 392-115-005 | NEW | 91-07-007 |
| 388-150-390 | AMD-E | 91-03-128 | 388-320-184 | REP-P | 91-20-091 | 392-115-010 | NEW-P | 91-03-001 |
| 388-150-390 | AMD | 91-07-013 | 388-320-185 | REP-P | 91-20-091 | 392-115-010 | NEW | 91-07-007 |
| 388-150-450 | AMD-P | 91-03-127 | 388-320-220 | AMD-P | 91-20-091 | 392-115-015 | NEW-P | 91-03-001 |
| 388-150-450 | AMD-E | 91-03-128 | 388-320-230 | REP-P | 91-20-091 | 392-115-015 | NEW | 91-07-007 |
| 388-150-450 | AMD | 91-07-013 | 388-320-450 | NEW-P | 91-20-091 | 392-115-020 | NEW-P | 91-03-001 |
| 388-155 | NEW-C | 91-03-038 | 388-320-460 | NEW-P | 91-20-091 | 392-115-020 | NEW | 91-07-007 |
| 388-155-005 | NEW | 91-04-048 | 388-320-470 | NEW-P | 91-20-091 | 392-115-025 | NEW-P | 91-03-001 |
| 388-155-010 | NEW | 91-04-048 | 390-05-210 | AMD-W | 91-11-104 | 392-115-025 | NEW | 91-07-007 |
| 388-155-020 | NEW | 91-04-048 | 390-05-210 | AMD-P | 91-11-105 | 392-115-030 | NEW-P | 91-03-001 |
| 388-155-020 | AMD-P | 91-12-024 | 390-05-210 | AMD | 91-14-041 | 392-115-030 | NEW | 91-07-007 |
| 388-155-020 | AMD-E | 91-12-028 | 390-12-040 | AMD-P | 91-20-154 | 392-115-035 | NEW-P | 91-03-001 |
| 388-155-020 | AMD | 91-15-084 | 390-14-045 | AMD-P | 91-13-089 | 392-115-035 | NEW | 91-07-007 |
| 388-155-040 | NEW | 91-04-048 | 390-14-045 | AMD | 91-16-072 | 392-115-040 | NEW-P | 91-03-001 |
| 388-155-050 | NEW | 91-04-048 | 390-16-011 | AMD-P | 91-19-038 | 392-115-040 | NEW | 91-07-007 |
| 388-155-060 | NEW | 91-04-048 | 390-16-041 | AMD-P | 91-19-038 | 392-115-045 | NEW-P | 91-03-001 |
| 388-155-070 | NEW | 91-04-048 | 390-16-240 | NEW-P | 91-10-056 | 392-115-045 | NEW | 91-07-007 |
| 388-155-080 | NEW | 91-04-048 | 390-16-240 | NEW | 91-14-041 | 392-115-050 | NEW-P | 91-03-001 |
| 388-155-090 | NEW | 91-04-048 | 390-16-308 | AMD-W | 91-11-104 | 392-115-050 | NEW | 91-07-007 |
| 388-155-100 | NEW | 91-04-048 | 390-16-308 | AMD-P | 91-11-105 | 392-115-055 | NEW-P | 91-03-001 |
| 388-155-110 | NEW | 91-04-048 | 390-16-308 | AMD | 91-14-041 | 392-115-055 | NEW | 91-07-007 |
| 388-155-120 | NEW | 91-04-048 | 390-16-312 | NEW-W | 91-11-104 | 392-115-060 | NEW-P | 91-03-001 |
| 388-155-130 | NEW | 91-04-048 | 390-16-312 | NEW-P | 91-11-105 | 392-115-060 | NEW | 91-07-007 |
| 388-155-140 | NEW | 91-04-048 | 390-16-312 | NEW | 91-14-041 | 392-115-065 | NEW-P | 91-03-001 |
| 388-155-150 | NEW | 91-04-048 | 390-20-020 | AMD-E | 91-20-153 | 392-115-065 | NEW | 91-07-007 |
| 388-155-160 | NEW | 91-04-048 | 390-20-020 | AMD-P | 91-20-154 | 392-115-070 | NEW-P | 91-03-001 |
| 388-155-165 | NEW | 91-04-048 | 390-20-0101 | AMD-C | 91-06-034 | 392-115-070 | NEW | 91-07-007 |
| 388-155-170 | NEW | 91-04-048 | 390-20-0101 | AMD | 91-09-021 | 392-115-075 | NEW-P | 91-03-001 |
| 388-155-180 | NEW | 91-04-048 | 390-20-052 | AMD-P | 91-13-089 | 392-115-075 | NEW | 91-07-007 |
| 388-155-190 | NEW | 91-04-048 | 390-20-052 | AMD | 91-16-072 | 392-115-080 | NEW-P | 91-03-001 |
| 388-155-200 | NEW | 91-04-048 | 390-24-010 | AMD-E | 91-20-153 | 392-115-080 | NEW | 91-07-007 |
| 388-155-210 | NEW | 91-04-048 | 390-24-010 | AMD-P | 91-20-154 | 392-115-085 | NEW-P | 91-03-001 |
| 388-155-220 | NEW | 91-04-048 | 390-24-020 | AMD-P | 91-20-153 | 392-115-085 | NEW | 91-07-007 |
| 388-155-230 | NEW | 91-04-048 | 390-24-020 | AMD-E | 91-20-154 | 392-115-090 | NEW-P | 91-03-001 |
| 388-155-240 | NEW | 91-04-048 | 390-24-031 | NEW-P | 91-07-027 | 392-115-090 | NEW | 91-07-007 |
| 388-155-250 | NEW | 91-04-048 | 390-24-031 | NEW | 91-10-057 | 392-115-095 | NEW-P | 91-03-001 |
| 388-155-260 | NEW | 91-04-048 | 390-28-020 | AMD-P | 91-19-039 | 392-115-095 | NEW | 91-07-007 |
| 388-155-270 | NEW | 91-04-048 | 390-28-025 | AMD-P | 91-19-039 | 392-115-100 | NEW-P | 91-03-001 |
| 388-155-280 | NEW | 91-04-048 | 390-28-040 | AMD-P | 91-19-039 | 392-115-100 | NEW | 91-07-007 |
| 388-155-285 | NEW-W | 91-11-026 | 390-28-050 | REP-P | 91-16-071 | 392-115-105 | NEW-P | 91-03-001 |
| 388-155-290 | NEW | 91-04-048 | 390-28-050 | REP | 91-21-030 | 392-115-105 | NEW | 91-07-007 |
| 388-155-295 | NEW | 91-04-048 | 390-28-060 | AMD-P | 91-19-039 | 392-115-110 | NEW-P | 91-03-001 |
| 388-155-310 | NEW | 91-04-048 | 390-28-080 | AMD-P | 91-19-039 | 392-115-110 | NEW | 91-07-007 |
| 388-155-320 | NEW | 91-04-048 | 390-37-060 | AMD-P | 91-13-089 | 392-115-115 | NEW-P | 91-03-001 |
| 388-155-330 | NEW | 91-04-048 | 390-37-060 | AMD | 91-16-072 | 392-115-115 | NEW | 91-07-007 |
| 388-155-340 | NEW | 91-04-048 | 390-37-085 | NEW-P | 91-15-025 | 392-115-120 | NEW-P | 91-03-001 |
| 388-155-350 | NEW | 91-04-048 | 390-37-085 | NEW-W | 91-15-051 | 392-115-120 | NEW | 91-07-007 |
| 388-155-360 | NEW | 91-04-048 | 390-37-090 | AMD-P | 91-13-089 | 392-115-125 | NEW-P | 91-03-001 |
| 388-155-370 | NEW | 91-04-048 | 390-37-090 | AMD | 91-16-072 | 392-115-125 | NEW | 91-07-007 |
| 388-155-380 | NEW | 91-04-048 | 390-37-100 | AMD-P | 91-13-089 | 392-115-130 | NEW-P | 91-03-001 |
| 388-155-390 | NEW | 91-04-048 | 390-37-100 | AMD | 91-16-072 | 392-115-130 | NEW | 91-07-007 |
| 388-155-400 | NEW | 91-04-048 | 390-37-105 | NEW-P | 91-13-089 | 392-115-135 | NEW-P | 91-03-001 |
| 388-155-410 | NEW | 91-04-048 | 390-37-105 | NEW | 91-16-072 | 392-115-135 | NEW | 91-07-007 |
| 388-155-420 | NEW | 91-04-048 | 390-37-120 | NEW-P | 91-13-089 | 392-115-140 | NEW-P | 91-03-001 |
| 388-155-430 | NEW | 91-04-048 | 390-37-120 | NEW | 91-16-072 | 392-115-140 | NEW | 91-07-007 |
| 388-155-440 | NEW | 91-04-048 | 390-37-130 | NEW-P | 91-13-089 | 392-115-145 | NEW-P | 91-03-001 |
| 388-155-450 | NEW | 91-04-048 | 390-37-130 | NEW | 91-16-072 | 392-115-145 | NEW | 91-07-007 |
| 388-155-460 | NEW | 91-04-048 | 390-37-132 | NEW-P | 91-13-089 | 392-115-150 | NEW-P | 91-03-001 |
| 388-155-470 | NEW | 91-04-048 | 390-37-132 | NEW | 91-16-072 | 392-115-150 | NEW | 91-07-007 |
| 388-155-480 | NEW | 91-04-048 | 390-37-134 | NEW-P | 91-13-089 | 392-115-155 | NEW-P | 91-03-001 |
| 388-155-490 | NEW | 91-04-048 | 390-37-134 | NEW | 91-16-072 | 392-115-155 | NEW | 91-07-007 |

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| WAC # | | WSR # | WAC # | | WSR # | WAC # | | WSR # |
|-------------|-------|-----------|-------------|-------|-----------|-------------|-------|-----------|
| 392-140-370 | NEW | 91-02-094 | 392-140-482 | NEW-P | 91-21-097 | 392-151-150 | REP-P | 91-10-085 |
| 392-140-371 | NEW | 91-02-094 | 392-140-483 | NEW-P | 91-21-097 | 392-151-150 | REP | 91-15-016 |
| 392-140-372 | NEW | 91-02-094 | 392-140-485 | NEW-P | 91-21-097 | 392-160 | AMD-C | 91-11-028 |
| 392-140-373 | NEW | 91-02-094 | 392-140-486 | NEW-P | 91-21-097 | 392-160-015 | AMD-P | 91-07-062 |
| 392-140-374 | NEW | 91-02-094 | 392-140-490 | NEW-P | 91-21-097 | 392-160-015 | AMD | 91-17-008 |
| 392-140-375 | NEW | 91-02-094 | 392-140-491 | NEW-P | 91-21-097 | 392-160-020 | AMD-P | 91-07-062 |
| 392-140-376 | NEW | 91-02-094 | 392-140-492 | NEW-P | 91-21-097 | 392-160-020 | AMD | 91-17-008 |
| 392-140-377 | NEW | 91-02-094 | 392-140-493 | NEW-P | 91-21-097 | 392-160-040 | AMD-P | 91-07-062 |
| 392-140-378 | NEW | 91-02-094 | 392-140-494 | NEW-P | 91-21-097 | 392-160-040 | AMD | 91-17-008 |
| 392-140-379 | NEW | 91-02-094 | 392-140-495 | NEW-P | 91-21-097 | 392-162-095 | AMD-P | 91-13-052 |
| 392-140-380 | NEW | 91-02-094 | 392-140-496 | NEW-P | 91-21-097 | 392-162-095 | AMD | 91-18-005 |
| 392-140-381 | NEW | 91-02-094 | 392-140-497 | NEW-P | 91-21-097 | 392-163-340 | AMD-P | 91-14-037 |
| 392-140-390 | NEW | 91-02-094 | 392-142-005 | AMD-P | 91-12-006 | 392-163-340 | AMD | 91-18-040 |
| 392-140-391 | NEW | 91-02-094 | 392-142-005 | AMD | 91-16-011 | 392-163-345 | AMD-P | 91-14-037 |
| 392-140-392 | NEW | 91-02-094 | 392-142-095 | AMD-P | 91-12-006 | 392-163-345 | AMD | 91-18-040 |
| 392-140-393 | NEW | 91-02-094 | 392-142-095 | AMD | 91-16-011 | 392-163-355 | AMD-P | 91-14-037 |
| 392-140-400 | REP-P | 91-19-094 | 392-142-155 | AMD-P | 91-19-077 | 392-163-355 | AMD | 91-18-040 |
| 392-140-401 | REP-P | 91-19-094 | 392-142-165 | AMD-P | 91-19-077 | 392-163-435 | AMD-P | 91-14-037 |
| 392-140-402 | REP-P | 91-19-094 | 392-142-215 | REP-P | 91-19-077 | 392-163-435 | AMD | 91-18-040 |
| 392-140-403 | REP-P | 91-19-094 | 392-142-220 | REP-P | 91-19-077 | 392-171-321 | NEW-P | 91-14-002 |
| 392-140-404 | REP-P | 91-19-094 | 392-142-235 | AMD-P | 91-12-006 | 392-171-321 | NEW | 91-18-004 |
| 392-140-405 | REP-P | 91-19-094 | 392-142-235 | AMD | 91-16-011 | 392-171-461 | AMD-P | 91-14-002 |
| 392-140-406 | REP-P | 91-19-094 | 392-142-250 | AMD-P | 91-12-006 | 392-171-461 | AMD | 91-18-004 |
| 392-140-407 | REP-P | 91-19-094 | 392-142-250 | AMD | 91-16-011 | 392-191-001 | AMD-P | 91-12-006 |
| 392-140-408 | REP-P | 91-19-094 | 392-142-260 | AMD-P | 91-19-075 | 392-191-001 | AMD | 91-16-011 |
| 392-140-409 | REP-P | 91-19-094 | 392-142-260 | AMD-P | 91-19-077 | 392-191-007 | AMD-P | 91-12-006 |
| 392-140-410 | REP-P | 91-19-094 | 392-143-030 | AMD-P | 91-19-078 | 392-191-007 | AMD | 91-16-011 |
| 392-140-411 | REP-P | 91-19-094 | 392-143-031 | NEW-P | 91-19-078 | 392-191-030 | AMD-P | 91-12-006 |
| 392-140-412 | REP-P | 91-19-094 | 392-143-032 | NEW-P | 91-19-078 | 392-191-030 | AMD | 91-16-011 |
| 392-140-413 | REP-P | 91-19-094 | 392-143-080 | NEW-P | 91-19-078 | 392-191-035 | AMD-P | 91-12-006 |
| 392-140-414 | REP-P | 91-19-094 | 392-145-015 | AMD-P | 91-03-074 | 392-191-035 | AMD | 91-16-011 |
| 392-140-415 | REP-P | 91-19-094 | 392-145-015 | AMD | 91-06-032 | 392-191-040 | AMD-P | 91-12-006 |
| 392-140-416 | REP-P | 91-19-094 | 392-145-015 | AMD-W | 91-16-032 | 392-191-040 | AMD | 91-16-011 |
| 392-140-417 | REP-P | 91-19-094 | 392-145-020 | AMD-P | 91-19-079 | 392-191-060 | REP-P | 91-10-104 |
| 392-140-418 | REP-P | 91-19-094 | 392-145-030 | AMD-P | 91-03-074 | 392-191-060 | REP | 91-16-026 |
| 392-140-419 | REP-P | 91-19-094 | 392-145-030 | AMD | 91-06-032 | 392-191-065 | REP-P | 91-10-104 |
| 392-140-420 | REP-P | 91-19-094 | 392-145-030 | AMD-W | 91-16-032 | 392-191-065 | REP | 91-16-026 |
| 392-140-421 | REP-P | 91-19-094 | 392-151-003 | NEW-P | 91-10-085 | 392-191-070 | REP-P | 91-10-104 |
| 392-140-422 | REP-P | 91-19-094 | 392-151-003 | NEW | 91-15-016 | 392-191-070 | REP | 91-16-026 |
| 392-140-423 | REP-P | 91-19-094 | 392-151-005 | AMD-P | 91-10-085 | 392-191-075 | REP-P | 91-10-104 |
| 392-140-431 | NEW-P | 91-21-097 | 392-151-005 | AMD | 91-15-016 | 392-191-075 | AMD-P | 91-12-006 |
| 392-140-432 | NEW-P | 91-21-097 | 392-151-010 | AMD-P | 91-10-085 | 392-191-075 | AMD | 91-16-011 |
| 392-140-433 | NEW-P | 91-21-097 | 392-151-010 | AMD | 91-15-016 | 392-191-075 | REP | 91-16-026 |
| 392-140-434 | NEW-P | 91-21-097 | 392-151-015 | AMD-P | 91-10-085 | 392-191-080 | REP-P | 91-10-104 |
| 392-140-435 | NEW-P | 91-21-097 | 392-151-015 | AMD | 91-15-016 | 392-191-080 | REP | 91-16-026 |
| 392-140-436 | NEW-P | 91-21-097 | 392-151-017 | NEW-P | 91-10-085 | 392-191-085 | REP-P | 91-10-104 |
| 392-140-437 | NEW-P | 91-21-097 | 392-151-017 | NEW | 91-15-016 | 392-191-085 | AMD-P | 91-12-006 |
| 392-140-438 | NEW-P | 91-21-097 | 392-151-020 | AMD-P | 91-10-085 | 392-191-085 | AMD | 91-16-011 |
| 392-140-439 | NEW-P | 91-21-097 | 392-151-020 | AMD | 91-15-016 | 392-191-085 | REP | 91-16-026 |
| 392-140-441 | NEW-P | 91-21-097 | 392-151-035 | AMD-P | 91-10-085 | 392-191-090 | REP-P | 91-10-104 |
| 392-140-442 | NEW-P | 91-21-097 | 392-151-035 | AMD | 91-15-016 | 392-191-090 | REP | 91-16-026 |
| 392-140-443 | NEW-P | 91-21-097 | 392-151-040 | AMD-P | 91-10-085 | 392-191-095 | REP-P | 91-10-104 |
| 392-140-444 | NEW-P | 91-21-097 | 392-151-040 | AMD | 91-15-016 | 392-191-095 | REP | 91-16-026 |
| 392-140-445 | NEW-P | 91-21-097 | 392-151-045 | AMD-P | 91-10-085 | 392-192-005 | AMD-P | 91-12-006 |
| 392-140-446 | NEW-P | 91-21-097 | 392-151-045 | AMD | 91-15-016 | 392-192-005 | AMD | 91-16-011 |
| 392-140-447 | NEW-P | 91-21-097 | 392-151-050 | AMD-P | 91-10-085 | 392-192-040 | AMD-P | 91-12-006 |
| 392-140-450 | NEW-P | 91-21-097 | 392-151-050 | AMD | 91-15-016 | 392-192-040 | AMD | 91-16-011 |
| 392-140-451 | NEW-P | 91-21-097 | 392-151-055 | AMD-P | 91-10-085 | 392-196-005 | AMD-E | 91-18-020 |
| 392-140-452 | NEW-P | 91-21-097 | 392-151-055 | AMD | 91-15-016 | 392-196-045 | AMD-E | 91-18-020 |
| 392-140-460 | NEW-P | 91-21-097 | 392-151-060 | AMD-P | 91-10-085 | 392-196-080 | AMD-E | 91-18-020 |
| 392-140-461 | NEW-P | 91-21-097 | 392-151-060 | AMD | 91-15-016 | 392-196-085 | AMD-E | 91-18-020 |
| 392-140-462 | NEW-P | 91-21-097 | 392-151-095 | AMD-P | 91-10-085 | 392-196-090 | REP-E | 91-18-020 |
| 392-140-463 | NEW-P | 91-21-097 | 392-151-095 | AMD | 91-15-016 | 392-196-100 | AMD-E | 91-18-020 |
| 392-140-464 | NEW-P | 91-21-097 | 392-151-105 | AMD-P | 91-10-085 | 392-198-005 | NEW-P | 91-14-035 |
| 392-140-465 | NEW-P | 91-21-097 | 392-151-105 | AMD | 91-15-016 | 392-198-005 | NEW | 91-18-006 |
| 392-140-466 | NEW-P | 91-21-097 | 392-151-120 | AMD-P | 91-10-085 | 392-198-010 | NEW-P | 91-14-035 |
| 392-140-470 | NEW-P | 91-21-097 | 392-151-120 | AMD | 91-15-016 | 392-198-010 | NEW | 91-18-006 |
| 392-140-471 | NEW-P | 91-21-097 | 392-151-125 | AMD-P | 91-10-085 | 392-198-015 | NEW-P | 91-14-035 |
| 392-140-472 | NEW-P | 91-21-097 | 392-151-125 | AMD | 91-15-016 | 392-198-015 | NEW | 91-18-006 |
| 392-140-473 | NEW-P | 91-21-097 | 392-151-130 | AMD-P | 91-10-085 | 392-198-020 | NEW-P | 91-14-035 |
| 392-140-474 | NEW-P | 91-21-097 | 392-151-130 | AMD | 91-15-016 | 392-198-020 | NEW | 91-18-006 |
| 392-140-475 | NEW-P | 91-21-097 | 392-151-135 | AMD-P | 91-10-085 | 392-198-025 | NEW-P | 91-14-035 |
| 392-140-476 | NEW-P | 91-21-097 | 392-151-135 | AMD | 91-15-016 | 392-198-025 | NEW | 91-18-006 |
| 392-140-477 | NEW-P | 91-21-097 | 392-151-140 | AMD-P | 91-10-085 | 392-198-030 | NEW-P | 91-14-035 |
| 392-140-478 | NEW-P | 91-21-097 | 392-151-140 | AMD | 91-15-016 | 392-198-030 | NEW | 91-18-006 |
| 392-140-480 | NEW-P | 91-21-097 | 392-151-145 | REP-P | 91-10-085 | 392-202-003 | AMD | 91-03-119 |
| 392-140-481 | NEW-P | 91-21-097 | 392-151-145 | REP | 91-15-016 | 392-202-080 | AMD-P | 91-14-036 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
|-------------|-------|-----------|-------------|-------|-----------|-------------|-------|-----------|
| 392-202-080 | AMD-W | 91-17-036 | 414-08-040 | REP-P | 91-21-046 | 415-114-040 | NEW-P | 91-06-089 |
| 392-202-110 | AMD-P | 91-14-036 | 414-08-050 | REP-P | 91-21-046 | 415-114-040 | NEW-C | 91-10-108 |
| 392-202-115 | AMD-P | 91-14-036 | 414-08-060 | REP-P | 91-21-046 | 415-114-040 | NEW | 91-11-061 |
| 392-202-120 | AMD-P | 91-14-036 | 414-08-070 | REP-P | 91-21-046 | 415-114-040 | AMD | 91-13-049 |
| 399-30-030 | AMD-P | 91-14-093 | 414-08-080 | REP-P | 91-21-046 | 415-114-040 | REP-P | 91-16-091 |
| 399-30-040 | AMD-P | 91-14-093 | 414-08-090 | REP-P | 91-21-046 | 415-114-040 | REP | 91-19-062 |
| 399-30-042 | AMD-P | 91-14-093 | 414-08-100 | REP-P | 91-21-046 | 415-114-050 | NEW-P | 91-06-089 |
| 399-30-045 | AMD-P | 91-14-093 | 414-12-010 | REP-P | 91-21-046 | 415-114-050 | NEW-C | 91-10-108 |
| 399-30-050 | AMD-P | 91-14-093 | 414-12-020 | REP-P | 91-21-046 | 415-114-050 | NEW | 91-11-061 |
| 399-30-060 | AMD-P | 91-14-093 | 414-12-030 | REP-P | 91-21-046 | 415-114-050 | RE-AD | 91-13-049 |
| 399-30-065 | AMD-P | 91-14-093 | 414-20-010 | REP-P | 91-21-046 | 415-114-050 | REP-P | 91-16-091 |
| 399-40-020 | AMD-P | 91-14-092 | 414-20-020 | REP-P | 91-21-046 | 415-114-050 | REP | 91-19-062 |
| 400-06-070 | AMD-P | 91-15-089 | 414-20-030 | REP-P | 91-21-046 | 415-114-055 | NEW-P | 91-10-108 |
| 400-06-070 | AMD | 91-20-076 | 414-20-040 | REP-P | 91-21-046 | 415-114-055 | NEW | 91-13-049 |
| 400-06-170 | AMD-P | 91-15-089 | 414-20-050 | REP-P | 91-21-046 | 415-114-055 | REP-P | 91-16-091 |
| 400-06-170 | AMD | 91-20-076 | 414-20-060 | REP-P | 91-21-046 | 415-114-055 | REP | 91-19-062 |
| 400-12 | PREP | 91-05-066 | 414-24-010 | REP-P | 91-21-046 | 415-114-060 | NEW-P | 91-06-089 |
| 400-12-110 | AMD-P | 91-15-090 | 414-24-020 | REP-P | 91-21-046 | 415-114-060 | NEW-C | 91-10-108 |
| 400-12-120 | AMD-P | 91-15-090 | 414-24-030 | REP-P | 91-21-046 | 415-114-060 | RE-AD | 91-11-061 |
| 400-12-200 | AMD-P | 91-15-090 | 414-24-040 | REP-P | 91-21-046 | 415-114-060 | RE-AD | 91-13-049 |
| 400-12-210 | AMD-P | 91-15-090 | 414-24-050 | REP-P | 91-21-046 | 415-114-060 | REP-P | 91-16-091 |
| 400-12-220 | AMD-P | 91-15-090 | 414-24-060 | REP-P | 91-21-046 | 415-114-060 | REP | 91-19-062 |
| 400-12-300 | REP-P | 91-15-090 | 414-24-070 | REP-P | 91-21-046 | 415-114-070 | NEW-C | 91-10-108 |
| 400-12-305 | NEW-P | 91-15-090 | 414-24-080 | REP-P | 91-21-046 | 415-114-070 | NEW | 91-13-049 |
| 400-12-310 | REP-P | 91-15-090 | 414-24-090 | REP-P | 91-21-046 | 415-114-070 | REP-P | 91-16-091 |
| 400-12-320 | AMD-P | 91-15-090 | 415-04-020 | AMD-P | 91-16-092 | 415-114-070 | REP | 91-19-062 |
| 400-12-400 | AMD-P | 91-15-090 | 415-04-020 | AMD | 91-19-064 | 415-114-100 | NEW-P | 91-16-091 |
| 400-12-410 | AMD-P | 91-15-090 | 415-06-090 | AMD-P | 91-16-093 | 415-114-100 | NEW | 91-19-062 |
| 400-12-415 | NEW-P | 91-15-090 | 415-06-090 | AMD | 91-19-061 | 415-114-200 | NEW-P | 91-16-091 |
| 400-12-420 | AMD-P | 91-15-090 | 415-100-041 | NEW | 91-03-013 | 415-114-200 | NEW | 91-19-062 |
| 400-12-500 | AMD-P | 91-15-090 | 415-100-045 | NEW | 91-03-013 | 415-114-300 | NEW-P | 91-16-091 |
| 400-12-510 | REP-P | 91-15-090 | 415-100-051 | NEW | 91-03-013 | 415-114-300 | NEW | 91-19-062 |
| 400-12-515 | NEW-P | 91-15-090 | 415-100-055 | NEW | 91-03-013 | 415-114-400 | NEW-P | 91-16-091 |
| 400-12-520 | REP-P | 91-15-090 | 415-104-108 | AMD-P | 91-16-094 | 415-114-400 | NEW | 91-19-062 |
| 400-12-525 | NEW-P | 91-15-090 | 415-104-108 | AMD | 91-19-063 | 415-114-500 | NEW-P | 91-16-091 |
| 400-12-530 | REP-P | 91-15-090 | 415-104-201 | NEW | 91-03-014 | 415-114-500 | NEW | 91-19-062 |
| 400-12-535 | NEW-P | 91-15-090 | 415-104-205 | NEW | 91-03-014 | 415-114-550 | NEW-P | 91-16-091 |
| 400-12-540 | REP-P | 91-15-090 | 415-104-211 | NEW | 91-03-014 | 415-114-550 | NEW | 91-19-062 |
| 400-12-545 | NEW-P | 91-15-090 | 415-104-215 | NEW | 91-03-014 | 415-114-600 | NEW-P | 91-16-091 |
| 400-12-550 | REP-P | 91-15-090 | 415-108-320 | NEW | 91-03-015 | 415-114-600 | NEW | 91-19-062 |
| 400-12-555 | NEW-P | 91-15-090 | 415-108-322 | NEW | 91-03-015 | 415-114-700 | NEW-P | 91-16-091 |
| 400-12-560 | REP-P | 91-15-090 | 415-108-324 | NEW | 91-03-015 | 415-114-700 | NEW | 91-19-062 |
| 400-12-565 | NEW-P | 91-15-090 | 415-108-326 | NEW | 91-03-015 | 415-115-010 | NEW-P | 91-10-109 |
| 400-12-570 | REP-P | 91-15-090 | 415-108-520 | NEW-P | 91-18-069 | 415-115-010 | NEW | 91-13-030 |
| 400-12-600 | REP-P | 91-15-090 | 415-108-520 | NEW | 91-21-083 | 415-115-020 | NEW-P | 91-10-109 |
| 400-12-605 | NEW-P | 91-15-090 | 415-112-040 | AMD-P | 91-16-095 | 415-115-020 | NEW | 91-13-030 |
| 400-12-610 | REP-P | 91-15-090 | 415-112-040 | AMD | 91-19-065 | 415-115-030 | NEW-P | 91-10-109 |
| 400-12-615 | NEW-P | 91-15-090 | 415-112-330 | AMD-P | 91-18-070 | 415-115-030 | NEW | 91-13-030 |
| 400-12-620 | REP-P | 91-15-090 | 415-112-330 | AMD | 91-21-084 | 415-115-040 | NEW-P | 91-10-109 |
| 400-12-625 | NEW-P | 91-15-090 | 415-112-515 | NEW-P | 91-18-070 | 415-115-040 | NEW | 91-13-030 |
| 400-12-630 | REP-P | 91-15-090 | 415-112-515 | NEW | 91-21-084 | 415-115-050 | NEW-P | 91-10-109 |
| 400-12-635 | NEW-P | 91-15-090 | 415-112-535 | NEW-P | 91-18-070 | 415-115-050 | NEW | 91-13-030 |
| 400-12-640 | REP-P | 91-15-090 | 415-112-535 | NEW | 91-21-084 | 415-115-060 | NEW-P | 91-10-109 |
| 400-12-650 | REP-P | 91-15-090 | 415-112-540 | AMD-P | 91-18-070 | 415-115-060 | NEW | 91-13-030 |
| 400-12-660 | REP-P | 91-15-090 | 415-112-540 | AMD | 91-21-084 | 415-115-070 | NEW-P | 91-10-109 |
| 400-12-700 | AMD-P | 91-15-090 | 415-112-720 | NEW | 91-03-016 | 415-115-070 | NEW | 91-13-030 |
| 402-70-010 | AMD-W | 91-08-059 | 415-112-722 | NEW | 91-03-016 | 415-115-080 | NEW-P | 91-10-109 |
| 402-70-020 | AMD-W | 91-08-059 | 415-112-725 | NEW | 91-03-016 | 415-115-080 | NEW | 91-13-030 |
| 402-70-030 | AMD-W | 91-08-059 | 415-112-727 | NEW | 91-03-016 | 415-115-090 | NEW-P | 91-10-109 |
| 402-70-040 | NEW-W | 91-08-059 | 415-114-010 | NEW-P | 91-06-089 | 415-115-090 | NEW | 91-13-030 |
| 402-70-045 | NEW-W | 91-08-059 | 415-114-010 | NEW-C | 91-10-108 | 415-115-100 | NEW-P | 91-10-109 |
| 402-70-050 | AMD-W | 91-08-059 | 415-114-010 | NEW | 91-11-061 | 415-115-100 | NEW | 91-13-030 |
| 402-70-055 | NEW-W | 91-08-059 | 415-114-010 | RE-AD | 91-13-049 | 415-115-110 | NEW-P | 91-10-109 |
| 402-70-060 | NEW-W | 91-08-059 | 415-114-010 | REP-P | 91-16-091 | 415-115-110 | NEW | 91-13-030 |
| 402-70-062 | NEW-W | 91-08-059 | 415-114-010 | REP | 91-19-062 | 415-115-120 | NEW-P | 91-10-109 |
| 402-70-064 | NEW-W | 91-08-059 | 415-114-020 | NEW-P | 91-06-089 | 415-115-120 | NEW | 91-13-030 |
| 402-70-066 | NEW-W | 91-08-059 | 415-114-020 | NEW-C | 91-10-108 | 415-116-010 | NEW-P | 91-10-107 |
| 402-70-068 | NEW-W | 91-08-059 | 415-114-020 | NEW | 91-11-061 | 415-116-010 | NEW | 91-13-029 |
| 402-70-070 | AMD-W | 91-08-059 | 415-114-020 | RE-AD | 91-13-049 | 415-116-020 | NEW-P | 91-10-107 |
| 402-70-077 | NEW-W | 91-08-059 | 415-114-020 | REP-P | 91-16-091 | 415-116-020 | NEW | 91-13-029 |
| 402-70-080 | AMD-W | 91-08-059 | 415-114-020 | REP | 91-19-062 | 415-116-030 | NEW-P | 91-10-107 |
| 402-70-085 | NEW-W | 91-08-059 | 415-114-030 | NEW-P | 91-06-089 | 415-116-030 | NEW | 91-13-029 |
| 402-70-090 | AMD-W | 91-08-059 | 415-114-030 | NEW-C | 91-10-108 | 415-116-040 | NEW-P | 91-10-107 |
| 414-04-010 | REP-P | 91-21-046 | 415-114-030 | NEW | 91-11-061 | 415-116-040 | NEW | 91-13-029 |
| 414-08-010 | REP-P | 91-21-046 | 415-114-030 | RE-AD | 91-13-049 | 415-116-050 | NEW-P | 91-10-107 |
| 414-08-020 | REP-P | 91-21-046 | 415-114-030 | REP-P | 91-16-091 | 415-116-050 | NEW | 91-13-029 |
| 414-08-030 | REP-P | 91-21-046 | 415-114-030 | REP | 91-19-062 | 417-01-100 | NEW-E | 91-09-052 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
|------------|-------|-----------|------------|-------|-----------|--------------|-------|-----------|
| 417-01-100 | NEW-P | 91-15-028 | 417-02-150 | NEW-W | 91-20-004 | 434-15-140 | REP | 91-21-045 |
| 417-01-100 | NEW | 91-20-006 | 417-02-150 | NEW-E | 91-20-005 | 434-15-150 | REP-P | 91-17-054 |
| 417-01-105 | NEW-E | 91-09-052 | 417-02-155 | NEW-E | 91-13-020 | 434-15-150 | REP | 91-21-045 |
| 417-01-105 | NEW-P | 91-15-028 | 417-02-155 | NEW-P | 91-15-028 | 434-15-990 | REP-P | 91-17-054 |
| 417-01-105 | NEW | 91-20-006 | 417-02-155 | NEW-W | 91-20-004 | 434-15-990 | REP | 91-21-045 |
| 417-01-110 | NEW-E | 91-09-052 | 417-02-155 | NEW-E | 91-20-005 | 434-15-99001 | REP-P | 91-17-054 |
| 417-01-110 | NEW-P | 91-15-028 | 417-06-100 | NEW-E | 91-13-021 | 434-15-99001 | REP | 91-21-045 |
| 417-01-110 | NEW | 91-20-006 | 417-06-100 | NEW-P | 91-15-028 | 434-26-005 | NEW-P | 91-13-022 |
| 417-01-115 | NEW-E | 91-09-052 | 417-06-100 | NEW | 91-20-006 | 434-26-005 | NEW | 91-18-013 |
| 417-01-115 | NEW-P | 91-15-028 | 417-06-110 | NEW-E | 91-13-021 | 434-26-010 | NEW-P | 91-13-022 |
| 417-01-115 | NEW | 91-20-006 | 417-06-110 | NEW-P | 91-15-028 | 434-26-010 | NEW | 91-18-013 |
| 417-01-120 | NEW-E | 91-09-052 | 417-06-110 | NEW-P | 91-20-006 | 434-26-015 | NEW-P | 91-13-022 |
| 417-01-120 | NEW-P | 91-15-028 | 417-06-120 | NEW-E | 91-13-021 | 434-26-015 | NEW | 91-18-013 |
| 417-01-120 | NEW | 91-20-006 | 417-06-120 | NEW-P | 91-15-028 | 434-26-020 | NEW-P | 91-13-022 |
| 417-01-125 | NEW-E | 91-09-052 | 417-06-120 | NEW | 91-20-006 | 434-26-020 | NEW | 91-18-013 |
| 417-01-125 | NEW-P | 91-15-028 | 417-06-130 | NEW-E | 91-13-021 | 434-26-025 | NEW-P | 91-13-022 |
| 417-01-125 | NEW | 91-20-006 | 417-06-130 | NEW-P | 91-15-028 | 434-26-025 | NEW | 91-18-013 |
| 417-01-130 | NEW-E | 91-09-052 | 417-06-130 | NEW | 91-20-006 | 434-26-030 | NEW-P | 91-13-022 |
| 417-01-130 | NEW-P | 91-15-028 | 417-06-140 | NEW-E | 91-13-021 | 434-26-030 | NEW | 91-18-013 |
| 417-01-130 | NEW | 91-20-006 | 417-06-140 | NEW-P | 91-15-028 | 434-26-035 | NEW-P | 91-13-022 |
| 417-01-135 | NEW-E | 91-09-052 | 417-06-140 | NEW | 91-20-006 | 434-26-035 | NEW | 91-18-013 |
| 417-01-135 | NEW-P | 91-15-028 | 417-06-150 | NEW-E | 91-13-021 | 434-26-040 | NEW-P | 91-13-022 |
| 417-01-135 | NEW | 91-20-006 | 417-06-150 | NEW-P | 91-15-028 | 434-26-040 | NEW | 91-18-013 |
| 417-01-140 | NEW-E | 91-09-052 | 417-06-150 | NEW | 91-20-006 | 434-26-045 | NEW-P | 91-13-022 |
| 417-01-140 | NEW-P | 91-15-028 | 417-06-160 | NEW-E | 91-13-021 | 434-26-045 | NEW | 91-18-013 |
| 417-01-140 | NEW | 91-20-006 | 417-06-160 | NEW-P | 91-15-028 | 434-26-050 | NEW-P | 91-13-022 |
| 417-01-145 | NEW-E | 91-09-052 | 417-06-160 | NEW | 91-20-006 | 434-26-050 | NEW | 91-18-013 |
| 417-01-145 | NEW-P | 91-15-028 | 417-06-170 | NEW-E | 91-13-021 | 434-26-055 | NEW-P | 91-13-022 |
| 417-01-145 | NEW | 91-20-006 | 417-06-170 | NEW-P | 91-15-028 | 434-26-055 | NEW | 91-18-013 |
| 417-01-150 | NEW-E | 91-09-052 | 417-06-170 | NEW | 91-20-006 | 434-26-060 | NEW-P | 91-13-022 |
| 417-01-150 | NEW-P | 91-15-028 | 419-14-030 | AMD-P | 91-03-107 | 434-26-060 | NEW | 91-18-013 |
| 417-01-150 | NEW | 91-20-006 | 419-14-030 | AMD | 91-06-063 | 434-26-065 | NEW-P | 91-13-022 |
| 417-01-155 | NEW-E | 91-09-052 | 419-14-040 | AMD-P | 91-03-107 | 434-26-065 | NEW | 91-18-013 |
| 417-01-155 | NEW-P | 91-15-028 | 419-14-040 | AMD | 91-06-063 | 434-26-900 | NEW-P | 91-13-022 |
| 417-01-155 | NEW | 91-20-006 | 419-14-090 | AMD-P | 91-03-107 | 434-26-900 | NEW | 91-18-013 |
| 417-02-100 | NEW-E | 91-13-020 | 419-14-090 | AMD | 91-06-063 | 434-26-900 | NEW | 91-18-013 |
| 417-02-100 | NEW-P | 91-15-028 | 419-14-100 | AMD-P | 91-03-107 | 434-40-010 | AMD-E | 91-14-080 |
| 417-02-100 | NEW-W | 91-20-004 | 419-14-100 | AMD | 91-06-063 | 434-40-010 | AMD-P | 91-17-046 |
| 417-02-100 | NEW-E | 91-20-005 | 419-14-110 | AMD | 91-03-107 | 434-40-010 | AMD | 91-20-074 |
| 417-02-105 | NEW-E | 91-13-020 | 419-14-110 | AMD | 91-06-063 | 434-40-050 | AMD-E | 91-14-080 |
| 417-02-105 | NEW-P | 91-15-028 | 419-18-030 | AMD-P | 91-03-106 | 434-40-050 | AMD-P | 91-17-046 |
| 417-02-105 | NEW-W | 91-20-004 | 419-18-030 | AMD | 91-06-062 | 434-40-050 | AMD | 91-20-074 |
| 417-02-105 | NEW-E | 91-20-005 | 419-18-030 | AMD | 91-03-106 | 434-40-060 | AMD-E | 91-14-080 |
| 417-02-110 | NEW-E | 91-13-020 | 419-18-040 | AMD-P | 91-03-106 | 434-40-060 | AMD-P | 91-17-046 |
| 417-02-110 | NEW-P | 91-15-028 | 419-18-050 | AMD | 91-06-062 | 434-40-060 | AMD | 91-20-074 |
| 417-02-110 | NEW-W | 91-20-004 | 419-18-050 | AMD-P | 91-03-106 | 434-40-070 | AMD-E | 91-14-080 |
| 417-02-110 | NEW-E | 91-20-005 | 419-18-060 | AMD-P | 91-03-106 | 434-40-070 | AMD-P | 91-17-046 |
| 417-02-115 | NEW-E | 91-13-020 | 419-18-060 | AMD | 91-06-062 | 434-40-070 | AMD | 91-20-074 |
| 417-02-115 | NEW-P | 91-15-028 | 419-18-070 | AMD-P | 91-03-106 | 434-40-080 | AMD-E | 91-14-080 |
| 417-02-115 | NEW-W | 91-20-004 | 419-18-070 | AMD | 91-06-062 | 434-40-080 | AMD-P | 91-17-046 |
| 417-02-115 | NEW-E | 91-20-005 | 434-15-010 | REP-P | 91-17-054 | 434-40-080 | AMD | 91-20-074 |
| 417-02-120 | NEW-E | 91-13-020 | 434-15-010 | REP | 91-21-045 | 434-40-180 | AMD-E | 91-14-080 |
| 417-02-120 | NEW-P | 91-15-028 | 434-15-020 | REP-P | 91-17-054 | 434-40-180 | AMD-P | 91-17-046 |
| 417-02-120 | NEW-W | 91-20-004 | 434-15-020 | REP | 91-21-045 | 434-40-180 | AMD | 91-20-074 |
| 417-02-120 | NEW-E | 91-20-005 | 434-15-030 | REP-P | 91-17-054 | 434-42-900 | NEW-P | 91-03-125 |
| 417-02-125 | NEW-E | 91-13-020 | 434-15-030 | REP | 91-21-045 | 434-42-900 | NEW-E | 91-03-126 |
| 417-02-125 | NEW-P | 91-15-028 | 434-15-040 | REP-P | 91-17-054 | 434-42-900 | REP-E | 91-07-002 |
| 417-02-125 | NEW-W | 91-20-004 | 434-15-040 | REP | 91-21-045 | 434-42-900 | NEW-W | 91-07-003 |
| 417-02-125 | NEW-E | 91-20-005 | 434-15-050 | REP-P | 91-17-054 | 434-42-905 | NEW-P | 91-03-125 |
| 417-02-130 | NEW-E | 91-13-020 | 434-15-050 | REP | 91-21-045 | 434-42-905 | NEW-E | 91-03-126 |
| 417-02-130 | NEW-P | 91-15-028 | 434-15-060 | REP-P | 91-17-054 | 434-42-905 | REP-E | 91-07-002 |
| 417-02-130 | NEW-W | 91-20-004 | 434-15-060 | REP | 91-21-045 | 434-42-905 | NEW-W | 91-07-003 |
| 417-02-130 | NEW-E | 91-20-005 | 434-15-070 | REP-P | 91-17-054 | 434-42-910 | NEW-P | 91-03-125 |
| 417-02-135 | NEW-E | 91-13-020 | 434-15-070 | REP | 91-21-045 | 434-42-910 | NEW-E | 91-03-126 |
| 417-02-135 | NEW-P | 91-15-028 | 434-15-080 | REP-P | 91-17-054 | 434-42-910 | REP-E | 91-07-002 |
| 417-02-135 | NEW-W | 91-20-004 | 434-15-080 | REP | 91-21-045 | 434-42-915 | NEW-W | 91-07-003 |
| 417-02-135 | NEW-E | 91-20-005 | 434-15-090 | REP-P | 91-17-054 | 434-42-915 | NEW-P | 91-03-125 |
| 417-02-140 | NEW-E | 91-13-020 | 434-15-090 | REP | 91-21-045 | 434-42-915 | NEW-E | 91-03-126 |
| 417-02-140 | NEW-P | 91-15-028 | 434-15-100 | REP-P | 91-17-054 | 434-42-915 | REP-E | 91-07-002 |
| 417-02-140 | NEW-W | 91-20-004 | 434-15-100 | REP | 91-21-045 | 434-42-920 | NEW-W | 91-07-003 |
| 417-02-140 | NEW-E | 91-20-005 | 434-15-110 | REP-P | 91-17-054 | 434-42-920 | NEW-P | 91-03-125 |
| 417-02-145 | NEW-E | 91-13-020 | 434-15-110 | REP | 91-21-045 | 434-42-920 | NEW-E | 91-03-126 |
| 417-02-145 | NEW-P | 91-15-028 | 434-15-120 | REP-P | 91-17-054 | 434-42-920 | REP-E | 91-07-002 |
| 417-02-145 | NEW-W | 91-20-004 | 434-15-120 | REP | 91-21-045 | 434-42-925 | NEW-W | 91-07-003 |
| 417-02-145 | NEW-E | 91-20-005 | 434-15-130 | REP-P | 91-17-054 | 434-42-925 | NEW-P | 91-03-125 |
| 417-02-150 | NEW-E | 91-13-020 | 434-15-130 | REP | 91-21-045 | 434-42-925 | NEW-E | 91-03-126 |
| 417-02-150 | NEW-P | 91-15-028 | 434-15-140 | REP-P | 91-17-054 | 434-42-925 | REP-E | 91-07-002 |
| | | | | | | | NEW-W | 91-07-003 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
|------------|-------|-----------|---------------|-------|-----------|-------------|-------|-----------|
| 434-42-930 | NEW-P | 91-03-125 | 434-75-150 | NEW | 91-18-012 | 434-840-090 | NEW-P | 91-17-046 |
| 434-42-930 | NEW-E | 91-03-126 | 434-75-160 | NEW-P | 91-13-016 | 434-840-090 | NEW | 91-20-074 |
| 434-42-930 | REP-E | 91-07-002 | 434-75-160 | NEW | 91-18-012 | 434-840-100 | NEW-P | 91-17-046 |
| 434-42-930 | NEW-W | 91-07-003 | 434-75-170 | NEW-P | 91-13-016 | 434-840-100 | NEW | 91-20-074 |
| 434-42-935 | NEW-P | 91-03-125 | 434-75-170 | NEW | 91-18-012 | 434-840-110 | NEW-P | 91-17-046 |
| 434-42-935 | NEW-E | 91-03-126 | 434-75-180 | NEW-P | 91-13-016 | 434-840-110 | NEW | 91-20-074 |
| 434-42-935 | REP-E | 91-07-002 | 434-75-180 | NEW | 91-18-012 | 434-840-120 | NEW-P | 91-17-046 |
| 434-42-935 | NEW-W | 91-07-003 | 434-75-190 | NEW-P | 91-13-016 | 434-840-120 | NEW | 91-20-074 |
| 434-42-940 | NEW-P | 91-03-125 | 434-75-190 | NEW | 91-18-012 | 434-840-130 | NEW-P | 91-17-046 |
| 434-42-940 | NEW-E | 91-03-126 | 434-75-200 | NEW-P | 91-13-016 | 434-840-130 | NEW | 91-20-074 |
| 434-42-940 | REP-E | 91-07-002 | 434-75-200 | NEW | 91-18-012 | 434-840-200 | NEW-P | 91-17-046 |
| 434-42-940 | NEW-W | 91-07-003 | 434-75-210 | NEW-P | 91-13-016 | 434-840-200 | NEW | 91-20-074 |
| 434-42-945 | NEW-P | 91-03-125 | 434-75-210 | NEW | 91-18-012 | 434-840-210 | NEW-P | 91-17-046 |
| 434-42-945 | NEW-E | 91-03-126 | 434-75-220 | NEW-P | 91-13-016 | 434-840-210 | NEW | 91-20-074 |
| 434-42-945 | REP-E | 91-07-002 | 434-75-220 | NEW | 91-18-012 | 434-840-220 | NEW-P | 91-17-046 |
| 434-42-945 | NEW-W | 91-07-003 | 434-75-230 | NEW-P | 91-13-016 | 434-840-220 | NEW | 91-20-074 |
| 434-42-950 | NEW-P | 91-03-125 | 434-75-230 | NEW | 91-18-012 | 434-840-230 | NEW-P | 91-17-046 |
| 434-42-950 | NEW-E | 91-03-126 | 434-75-240 | NEW-P | 91-13-016 | 434-840-230 | NEW | 91-20-074 |
| 434-42-950 | REP-E | 91-07-002 | 434-75-240 | NEW | 91-18-012 | 434-840-240 | NEW-P | 91-17-046 |
| 434-42-950 | NEW-W | 91-07-003 | 434-75-250 | NEW-P | 91-13-016 | 434-840-240 | NEW | 91-20-074 |
| 434-42-955 | NEW-P | 91-03-125 | 434-75-250 | NEW | 91-18-012 | 434-840-300 | NEW-P | 91-17-046 |
| 434-42-955 | NEW-E | 91-03-126 | 434-75-260 | NEW-P | 91-13-016 | 434-840-300 | NEW | 91-20-074 |
| 434-42-955 | REP-E | 91-07-002 | 434-75-260 | NEW | 91-18-012 | 434-840-310 | NEW-P | 91-17-046 |
| 434-42-955 | NEW-W | 91-07-003 | 434-75-270 | NEW-P | 91-13-016 | 434-840-310 | NEW | 91-20-074 |
| 434-42-960 | NEW-P | 91-03-125 | 434-75-270 | NEW | 91-18-012 | 434-840-320 | NEW-P | 91-17-046 |
| 434-42-960 | NEW-E | 91-03-126 | 434-75-280 | NEW-P | 91-13-016 | 434-840-320 | NEW | 91-20-074 |
| 434-42-960 | REP-E | 91-07-002 | 434-75-280 | NEW | 91-18-012 | 434-840-330 | NEW-P | 91-17-046 |
| 434-42-960 | NEW-W | 91-07-003 | 434-75-290 | NEW-P | 91-13-016 | 434-840-330 | NEW | 91-20-074 |
| 434-42-965 | NEW-P | 91-03-125 | 434-75-290 | NEW | 91-18-012 | 434-840-340 | NEW-P | 91-17-046 |
| 434-42-965 | NEW-E | 91-03-126 | 434-75-300 | NEW-P | 91-13-016 | 434-840-340 | NEW | 91-20-074 |
| 434-42-965 | REP-E | 91-07-002 | 434-75-300 | NEW | 91-18-012 | 434-840-350 | NEW-P | 91-17-046 |
| 434-42-965 | NEW-W | 91-07-003 | 434-75-310 | NEW-P | 91-13-016 | 434-840-350 | NEW | 91-20-074 |
| 434-42-970 | NEW-P | 91-03-125 | 434-75-310 | NEW | 91-18-012 | 434-840-360 | NEW-P | 91-17-046 |
| 434-42-970 | NEW-E | 91-03-126 | 434-75-320 | NEW-P | 91-13-016 | 434-840-360 | NEW | 91-20-074 |
| 434-42-970 | REP-E | 91-07-002 | 434-75-320 | NEW | 91-18-012 | 434-840-370 | NEW-P | 91-17-046 |
| 434-42-970 | NEW-W | 91-07-003 | 434-75-330 | NEW-P | 91-13-016 | 434-840-370 | NEW | 91-20-074 |
| 434-42-975 | NEW-P | 91-03-125 | 434-75-330 | NEW | 91-18-012 | 434-840-900 | NEW-E | 91-14-079 |
| 434-42-975 | NEW-E | 91-03-126 | 434-75-340 | NEW-P | 91-13-016 | 434-840-901 | NEW-E | 91-14-079 |
| 434-42-975 | REP-E | 91-07-002 | 434-75-340 | NEW | 91-18-012 | 434-840-902 | NEW-E | 91-14-079 |
| 434-42-975 | NEW-W | 91-07-003 | 434-75-350 | NEW-P | 91-13-016 | 434-840-903 | NEW-E | 91-14-079 |
| 434-42-980 | NEW-P | 91-03-125 | 434-75-350 | NEW | 91-18-012 | 434-840-904 | NEW-E | 91-14-079 |
| 434-42-980 | NEW-E | 91-03-126 | 434-690-010 | NEW-P | 91-20-147 | 434-840-905 | NEW-E | 91-14-079 |
| 434-42-980 | REP-E | 91-07-002 | 434-690-020 | NEW-P | 91-20-147 | 434-840-906 | NEW-E | 91-14-079 |
| 434-42-980 | NEW-W | 91-07-003 | 434-690-030 | NEW-P | 91-20-147 | 434-840-907 | NEW-E | 91-14-079 |
| 434-42-985 | NEW-P | 91-03-125 | 434-690-040 | NEW-P | 91-20-147 | 434-840-908 | NEW-E | 91-14-079 |
| 434-42-985 | NEW-E | 91-03-126 | 434-690-050 | NEW-P | 91-20-147 | 434-840-909 | NEW-E | 91-14-079 |
| 434-42-985 | REP-E | 91-07-002 | 434-690-060 | NEW-P | 91-20-147 | 434-840-910 | NEW-E | 91-14-079 |
| 434-42-985 | NEW-W | 91-07-003 | 434-690-070 | NEW-P | 91-20-147 | 434-840-920 | NEW-E | 91-14-079 |
| 434-75-010 | NEW-P | 91-13-016 | 434-690-080 | NEW-P | 91-20-147 | 434-840-921 | NEW-E | 91-14-079 |
| 434-75-010 | NEW | 91-18-012 | 434-690-090 | NEW-P | 91-20-147 | 434-840-922 | NEW-E | 91-14-079 |
| 434-75-020 | NEW-P | 91-13-016 | 434-690-100 | NEW-P | 91-20-147 | 434-840-923 | NEW-E | 91-14-079 |
| 434-75-020 | NEW | 91-18-012 | 434-690-110 | NEW-P | 91-20-147 | 434-840-930 | NEW-E | 91-14-079 |
| 434-75-030 | NEW-P | 91-13-016 | 434-690-120 | NEW-P | 91-20-147 | 434-840-931 | NEW-E | 91-14-079 |
| 434-75-030 | NEW | 91-18-012 | 434-690-130 | NEW-P | 91-20-147 | 434-840-932 | NEW-E | 91-14-079 |
| 434-75-040 | NEW-P | 91-13-016 | 434-690-140 | NEW-P | 91-20-147 | 434-840-933 | NEW-E | 91-14-079 |
| 434-75-040 | NEW | 91-18-012 | 434-690-990 | NEW-P | 91-20-147 | 434-840-934 | NEW-E | 91-14-079 |
| 434-75-050 | NEW-P | 91-13-016 | 434-690-99001 | NEW-P | 91-20-147 | 434-840-940 | NEW-E | 91-14-079 |
| 434-75-050 | NEW | 91-18-012 | 434-840-001 | NEW-P | 91-17-046 | 434-840-941 | NEW-E | 91-14-079 |
| 434-75-060 | NEW-P | 91-13-016 | 434-840-001 | NEW | 91-20-074 | 434-840-942 | NEW-E | 91-14-079 |
| 434-75-060 | NEW | 91-18-012 | 434-840-005 | NEW-P | 91-17-046 | 434-840-943 | NEW-E | 91-14-079 |
| 434-75-070 | NEW-P | 91-13-016 | 434-840-005 | NEW | 91-20-074 | 434-840-944 | NEW-E | 91-14-079 |
| 434-75-070 | NEW | 91-18-012 | 434-840-010 | NEW-P | 91-17-046 | 434-840-945 | NEW-E | 91-14-079 |
| 434-75-080 | NEW-P | 91-13-016 | 434-840-010 | NEW | 91-20-074 | 434-840-946 | NEW-E | 91-14-079 |
| 434-75-080 | NEW | 91-18-012 | 434-840-020 | NEW-P | 91-17-046 | 434-840-947 | NEW-E | 91-14-079 |
| 434-75-090 | NEW-P | 91-13-016 | 434-840-020 | NEW | 91-20-074 | 440-44-050 | REP-W | 91-08-059 |
| 434-75-090 | NEW | 91-18-012 | 434-840-030 | NEW-P | 91-17-046 | 440-44-057 | REP-W | 91-08-059 |
| 434-75-100 | NEW-P | 91-13-016 | 434-840-030 | NEW | 91-20-074 | 440-44-058 | REP-W | 91-08-059 |
| 434-75-100 | NEW | 91-18-012 | 434-840-040 | NEW-P | 91-17-046 | 440-44-059 | REP-W | 91-08-059 |
| 434-75-110 | NEW-P | 91-13-016 | 434-840-040 | NEW | 91-20-074 | 440-44-060 | REP-W | 91-08-059 |
| 434-75-110 | NEW | 91-18-012 | 434-840-050 | NEW-P | 91-17-046 | 440-44-062 | REP-W | 91-08-059 |
| 434-75-120 | NEW-P | 91-13-016 | 434-840-050 | NEW | 91-20-074 | 440-44-085 | REP-P | 91-15-061 |
| 434-75-120 | NEW | 91-18-012 | 434-840-060 | NEW-P | 91-17-046 | 440-44-085 | REP-E | 91-15-064 |
| 434-75-130 | NEW-P | 91-13-016 | 434-840-060 | NEW | 91-20-074 | 440-44-085 | REP | 91-19-025 |
| 434-75-130 | NEW | 91-18-012 | 434-840-070 | NEW-P | 91-17-046 | 440-44-090 | AMD-P | 91-20-096 |
| 434-75-140 | NEW-P | 91-13-016 | 434-840-070 | NEW | 91-20-074 | 440-44-090 | AMD-E | 91-20-111 |
| 434-75-140 | NEW | 91-18-012 | 434-840-080 | NEW-P | 91-17-046 | 446-16-080 | AMD-P | 91-16-099 |
| 434-75-150 | NEW-P | 91-13-016 | 434-840-080 | NEW | 91-20-074 | 446-20-020 | AMD-P | 91-19-012 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
|------------|-------|-----------|------------|-------|-----------|------------|-------|-----------|
| 446-20-280 | AMD-P | 91-19-012 | 448-12-230 | REP-S | 91-03-123 | 448-13-220 | NEW | 91-06-022 |
| 446-20-285 | AMD-P | 91-19-012 | 448-12-230 | REP | 91-06-022 | 448-14-010 | REP-P | 91-03-124 |
| 446-20-290 | AMD-P | 91-19-012 | 448-12-240 | REP-S | 91-03-123 | 448-14-010 | REP-W | 91-16-077 |
| 446-20-310 | AMD-P | 91-19-012 | 448-12-240 | REP | 91-06-022 | 448-14-020 | REP-P | 91-03-124 |
| 446-20-500 | AMD-P | 91-15-045 | 448-12-250 | REP-S | 91-03-123 | 448-14-020 | REP-W | 91-16-077 |
| 446-20-500 | AMD | 91-20-045 | 448-12-250 | REP | 91-06-022 | 448-14-030 | REP-P | 91-03-124 |
| 446-20-510 | AMD-P | 91-15-045 | 448-12-260 | REP-S | 91-03-123 | 448-14-030 | REP-W | 91-16-077 |
| 446-20-510 | AMD | 91-20-045 | 448-12-260 | REP | 91-06-022 | 448-15-010 | NEW-P | 91-03-124 |
| 446-20-515 | AMD-P | 91-15-045 | 448-12-270 | REP-S | 91-03-123 | 448-15-010 | NEW-W | 91-16-077 |
| 446-20-515 | AMD | 91-20-045 | 448-12-270 | REP | 91-06-022 | 448-15-020 | NEW-P | 91-03-124 |
| 446-20-530 | AMD-P | 91-19-012 | 448-12-280 | REP-S | 91-03-123 | 448-15-020 | NEW-W | 91-16-077 |
| 446-65 | AMD-P | 91-16-098 | 448-12-280 | REP | 91-06-022 | 448-15-030 | NEW-P | 91-03-124 |
| 446-65 | AMD-W | 91-19-107 | 448-12-290 | REP-S | 91-03-123 | 448-15-030 | NEW-W | 91-16-077 |
| 446-65-005 | NEW-E | 91-06-050 | 448-12-290 | REP | 91-06-022 | 448-15-040 | NEW-P | 91-03-124 |
| 446-65-005 | NEW | 91-06-066 | 448-12-300 | REP-S | 91-03-123 | 448-15-040 | NEW-W | 91-16-077 |
| 446-65-005 | AMD-P | 91-16-098 | 448-12-300 | REP | 91-06-022 | 448-15-050 | NEW-P | 91-03-124 |
| 446-65-005 | AMD-W | 91-19-107 | 448-12-320 | REP-S | 91-03-123 | 448-15-050 | NEW-W | 91-16-077 |
| 446-65-010 | NEW-E | 91-06-050 | 448-12-320 | REP | 91-06-022 | 448-15-060 | NEW-P | 91-03-124 |
| 446-65-010 | NEW | 91-06-066 | 448-12-330 | REP-S | 91-03-123 | 448-15-060 | NEW-W | 91-16-077 |
| 446-65-010 | AMD-P | 91-16-098 | 448-12-330 | REP | 91-06-022 | 448-15-070 | NEW-P | 91-03-124 |
| 446-65-010 | AMD-W | 91-19-107 | 448-12-340 | REP-S | 91-03-123 | 448-15-070 | NEW-W | 91-16-077 |
| 446-75-010 | NEW-P | 91-07-045 | 448-12-340 | REP | 91-06-022 | 448-15-080 | NEW-P | 91-03-124 |
| 446-75-010 | NEW-E | 91-07-046 | 448-13-010 | NEW-S | 91-03-123 | 448-15-080 | NEW-W | 91-16-077 |
| 446-75-010 | NEW | 91-11-046 | 448-13-010 | NEW | 91-06-022 | 456-09-210 | AMD-P | 91-04-084 |
| 446-75-020 | NEW-P | 91-07-045 | 448-13-020 | NEW-S | 91-03-123 | 456-09-210 | AMD | 91-07-038 |
| 446-75-020 | NEW-E | 91-07-046 | 448-13-020 | NEW | 91-06-022 | 456-09-325 | AMD-P | 91-04-084 |
| 446-75-020 | NEW | 91-11-046 | 448-13-020 | AMD-E | 91-18-033 | 456-09-325 | AMD | 91-07-038 |
| 446-75-030 | NEW-P | 91-07-045 | 448-13-020 | AMD-P | 91-18-034 | 456-09-365 | AMD-P | 91-04-084 |
| 446-75-030 | NEW-E | 91-07-046 | 448-13-020 | AMD | 91-21-040 | 456-09-365 | AMD | 91-07-038 |
| 446-75-030 | NEW | 91-11-046 | 448-13-030 | NEW-S | 91-03-123 | 456-10-360 | AMD-P | 91-04-083 |
| 446-75-040 | NEW-P | 91-07-045 | 448-13-030 | NEW | 91-06-022 | 456-10-360 | AMD | 91-07-039 |
| 446-75-040 | NEW-E | 91-07-046 | 448-13-040 | NEW-S | 91-03-123 | 456-10-547 | NEW-P | 91-04-083 |
| 446-75-040 | NEW | 91-11-046 | 448-13-040 | NEW | 91-06-022 | 456-10-547 | NEW-W | 91-07-039 |
| 446-75-050 | NEW-P | 91-07-045 | 448-13-040 | AMD-E | 91-18-033 | 458-12-251 | PREP | 91-18-025 |
| 446-75-050 | NEW-E | 91-07-046 | 448-13-040 | AMD-P | 91-18-034 | 458-14-010 | REP | 91-07-040 |
| 446-75-050 | NEW | 91-11-046 | 448-13-040 | AMD | 91-21-040 | 458-14-020 | REP | 91-07-040 |
| 446-75-060 | NEW-P | 91-07-045 | 448-13-050 | NEW-S | 91-03-123 | 458-14-030 | REP | 91-07-040 |
| 446-75-060 | NEW-E | 91-07-046 | 448-13-050 | NEW | 91-06-022 | 458-14-040 | REP | 91-07-040 |
| 446-75-060 | NEW | 91-11-046 | 448-13-060 | NEW-S | 91-03-123 | 458-14-045 | REP | 91-07-040 |
| 446-75-070 | NEW-P | 91-07-045 | 448-13-060 | NEW | 91-06-022 | 458-14-050 | REP | 91-07-040 |
| 446-75-070 | NEW-E | 91-07-046 | 448-13-070 | NEW-S | 91-03-123 | 458-14-052 | REP | 91-07-040 |
| 446-75-070 | NEW | 91-11-046 | 448-13-070 | NEW | 91-06-022 | 458-14-055 | REP | 91-07-040 |
| 446-75-080 | NEW-P | 91-07-045 | 448-13-080 | NEW-S | 91-03-123 | 458-14-060 | REP | 91-07-040 |
| 446-75-080 | NEW-E | 91-07-046 | 448-13-080 | NEW | 91-06-022 | 458-14-062 | REP | 91-07-040 |
| 446-75-080 | NEW | 91-11-046 | 448-13-080 | AMD-E | 91-18-033 | 458-14-065 | REP | 91-07-040 |
| 448-12-010 | REP-S | 91-03-123 | 448-13-080 | AMD-P | 91-18-034 | 458-14-070 | REP | 91-07-040 |
| 448-12-010 | REP | 91-06-022 | 448-13-080 | AMD | 91-21-040 | 458-14-075 | REP | 91-07-040 |
| 448-12-015 | REP-S | 91-03-123 | 448-13-090 | NEW-S | 91-03-123 | 458-14-080 | REP | 91-07-040 |
| 448-12-015 | REP | 91-06-022 | 448-13-090 | NEW | 91-06-022 | 458-14-085 | REP | 91-07-040 |
| 448-12-016 | REP-S | 91-03-123 | 448-13-100 | NEW-S | 91-03-123 | 458-14-086 | REP | 91-07-040 |
| 448-12-016 | REP | 91-06-022 | 448-13-100 | NEW | 91-06-022 | 458-14-090 | REP | 91-07-040 |
| 448-12-020 | REP-S | 91-03-123 | 448-13-110 | NEW-S | 91-03-123 | 458-14-091 | REP | 91-07-040 |
| 448-12-020 | REP | 91-06-022 | 448-13-110 | NEW | 91-06-022 | 458-14-092 | REP | 91-07-040 |
| 448-12-030 | REP-S | 91-03-123 | 448-13-120 | NEW-S | 91-03-123 | 458-14-094 | REP | 91-07-040 |
| 448-12-030 | REP | 91-06-022 | 448-13-120 | NEW | 91-06-022 | 458-14-098 | REP | 91-07-040 |
| 448-12-040 | REP-S | 91-03-123 | 448-13-130 | NEW-S | 91-03-123 | 458-14-100 | REP | 91-07-040 |
| 448-12-040 | REP | 91-06-022 | 448-13-130 | NEW | 91-06-022 | 458-14-110 | REP | 91-07-040 |
| 448-12-050 | REP-S | 91-03-123 | 448-13-140 | NEW-S | 91-03-123 | 458-14-115 | REP | 91-07-040 |
| 448-12-050 | REP | 91-06-022 | 448-13-140 | NEW | 91-06-022 | 458-14-120 | REP | 91-07-040 |
| 448-12-055 | REP-S | 91-03-123 | 448-13-150 | NEW-S | 91-03-123 | 458-14-121 | REP | 91-07-040 |
| 448-12-055 | REP | 91-06-022 | 448-13-150 | NEW | 91-06-022 | 458-14-122 | REP | 91-07-040 |
| 448-12-060 | REP-S | 91-03-123 | 448-13-160 | NEW-S | 91-03-123 | 458-14-125 | REP | 91-07-040 |
| 448-12-060 | REP | 91-06-022 | 448-13-160 | NEW | 91-06-022 | 458-14-126 | REP | 91-07-040 |
| 448-12-070 | REP-S | 91-03-123 | 448-13-170 | NEW-S | 91-03-123 | 458-14-130 | REP | 91-07-040 |
| 448-12-070 | REP | 91-06-022 | 448-13-170 | NEW | 91-06-022 | 458-14-135 | REP | 91-07-040 |
| 448-12-075 | REP-S | 91-03-123 | 448-13-170 | AMD-E | 91-18-033 | 458-14-140 | REP | 91-07-040 |
| 448-12-075 | REP | 91-06-022 | 448-13-170 | AMD-P | 91-18-034 | 458-14-145 | REP | 91-07-040 |
| 448-12-080 | REP-S | 91-03-123 | 448-13-170 | AMD | 91-21-040 | 458-14-150 | REP | 91-07-040 |
| 448-12-080 | REP | 91-06-022 | 448-13-180 | NEW-S | 91-03-123 | 458-14-152 | REP | 91-07-040 |
| 448-12-090 | REP-S | 91-03-123 | 448-13-180 | NEW | 91-06-022 | 458-14-155 | REP | 91-07-040 |
| 448-12-090 | REP | 91-06-022 | 448-13-190 | NEW-S | 91-03-123 | 458-16-013 | AMD-E | 91-13-074 |
| 448-12-100 | REP-S | 91-03-123 | 448-13-190 | NEW | 91-06-022 | 458-16-013 | AMD-E | 91-21-059 |
| 448-12-100 | REP | 91-06-022 | 448-13-200 | NEW-S | 91-03-123 | 458-16-020 | AMD-E | 91-13-074 |
| 448-12-210 | REP-S | 91-03-123 | 448-13-200 | NEW | 91-06-022 | 458-16-020 | AMD-E | 91-21-059 |
| 448-12-210 | REP | 91-06-022 | 448-13-210 | NEW-S | 91-03-123 | 458-18-010 | AMD-E | 91-13-075 |
| 448-12-220 | REP-S | 91-03-123 | 448-13-210 | NEW | 91-06-022 | 458-18-010 | AMD-E | 91-21-060 |
| 448-12-220 | REP | 91-06-022 | 448-13-220 | NEW-S | 91-03-123 | 458-18-020 | AMD-E | 91-13-075 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # |
|--------------|-------|-----------|-------------|-------|-----------|
| 458-18-020 | AMD-E | 91-21-060 | 460-31A-450 | REP | 91-04-012 |
| 458-18-220 | AMD-P | 91-10-070 | 460-31A-455 | REP | 91-04-012 |
| 458-18-220 | AMD | 91-15-024 | 460-31A-460 | REP | 91-04-012 |
| 458-20-105 | AMD-E | 91-14-050 | 460-31A-465 | REP | 91-04-012 |
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| 458-20-109 | PREP | 91-03-057 | 460-31A-475 | REP | 91-04-012 |
| 458-20-109 | AMD-P | 91-11-005 | 460-31A-480 | REP | 91-04-012 |
| 458-20-110 | PREP | 91-03-058 | 460-31A-485 | REP | 91-04-012 |
| 458-20-110 | AMD-P | 91-11-004 | 460-31A-490 | REP | 91-04-012 |
| 458-20-126 | PREP | 91-04-062 | 460-31A-495 | REP | 91-04-012 |
| 458-20-126 | AMD-P | 91-11-002 | 460-31A-500 | REP | 91-04-012 |
| 458-20-126 | AMD | 91-15-022 | 460-31A-505 | REP | 91-04-012 |
| 458-20-127 | PREP | 91-08-044 | 460-31A-510 | REP | 91-04-012 |
| 458-20-151 | PREP | 91-04-061 | 460-31A-515 | REP | 91-04-012 |
| 458-20-151 | AMD-P | 91-11-003 | 460-31A-520 | REP | 91-04-012 |
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| 458-20-163 | AMD | 91-05-040 | 460-31A-530 | REP | 91-04-012 |
| 458-20-164 | AMD-E | 91-14-049 | 460-31A-535 | REP | 91-04-012 |
| 458-20-164 | PREP | 91-17-028 | 460-31A-540 | REP | 91-04-012 |
| 458-20-166 | PREP | 91-08-045 | 460-31A-545 | REP | 91-04-012 |
| 458-20-169 | PREP | 91-12-062 | 460-31A-550 | REP | 91-04-012 |
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| 458-20-18601 | PREP | 91-17-030 | 460-31A-575 | REP | 91-04-012 |
| 458-20-18801 | PREP | 91-12-002 | 460-31A-580 | REP | 91-04-012 |
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| 458-20-193B | PREP | 91-13-073 | 460-31A-600 | REP | 91-04-012 |
| 458-20-193B | REP-P | 91-20-122 | 460-31A-605 | REP | 91-04-012 |
| 458-20-199 | PREP | 91-08-043 | 460-31A-610 | REP | 91-04-012 |
| 458-20-227 | AMD | 91-05-039 | 460-31A-615 | REP | 91-04-012 |
| 458-20-228 | PREP | 91-16-008 | 460-31A-620 | REP | 91-04-012 |
| 458-20-22802 | PREP | 91-17-026 | 460-31A-625 | REP | 91-04-012 |
| 458-20-22802 | AMD-P | 91-21-017 | 460-31A-630 | REP | 91-04-012 |
| 458-20-229 | PREP | 91-16-009 | 460-31A-635 | REP | 91-04-012 |
| 458-20-237 | AMD | 91-05-038 | 460-31A-640 | REP | 91-04-012 |
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| 458-20-255 | AMD | 91-20-058 | 460-31A-660 | REP | 91-04-012 |
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| | | | 463-28-060 | AMD | 91-03-090 |
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| | | | 463-39-150 | AMD | 91-03-090 |
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| | | | 463-43-060 | AMD | 91-03-090 |
| | | | 463-47-060 | AMD | 91-03-090 |
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| | | | 467-01-010 | AMD-P | 91-19-066 |
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| | | | 467-01-050 | NEW-P | 91-19-066 |
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| 467-02-080 | AMD-P | 91-19-066 | 478-116-080 | AMD | 91-11-029 | 478-136-030 | AMD-P | 91-10-086 |
| 467-02-100 | REP-P | 91-19-066 | 478-116-080 | AMD | 91-12-047 | 478-136-030 | AMD-W | 91-11-025 |
| 467-02-120 | AMD-P | 91-19-066 | 478-116-085 | REP-P | 91-06-092 | 478-160-170 | AMD | 91-14-024 |
| 467-02-130 | AMD-P | 91-19-066 | 478-116-085 | REP | 91-11-029 | 478-160-170 | AMD-P | 91-11-057 |
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| 468-16-020 | NEW | 91-04-014 | 478-116-088 | NEW-P | 91-06-092 | 478-160-175 | AMD-P | 91-11-057 |
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| 468-16-040 | NEW | 91-04-014 | 478-116-090 | AMD-P | 91-06-092 | 478-160-180 | REP-P | 91-11-057 |
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| 468-16-080 | NEW | 91-04-014 | 478-116-110 | AMD | 91-11-029 | 478-160-190 | AMD-P | 91-11-057 |
| 468-16-090 | NEW | 91-04-014 | 478-116-110 | AMD | 91-12-047 | 478-160-190 | AMD | 91-16-001 |
| 468-16-100 | NEW | 91-04-014 | 478-116-130 | AMD-P | 91-06-092 | 478-160-195 | REP-P | 91-11-057 |
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| 468-16-130 | NEW | 91-04-014 | 478-116-160 | AMD-P | 91-06-092 | 478-250-010 | NEW-P | 91-04-058 |
| 468-16-140 | NEW | 91-04-014 | 478-116-160 | AMD | 91-11-029 | 478-250-010 | NEW | 91-10-031 |
| 468-16-150 | NEW | 91-04-014 | 478-116-160 | AMD | 91-12-047 | 478-250-020 | NEW-P | 91-04-058 |
| 468-16-160 | NEW | 91-04-014 | 478-116-160 | AMD | 91-06-092 | 478-250-020 | NEW-W | 91-17-051 |
| 468-16-170 | NEW | 91-04-014 | 478-116-210 | AMD-P | 91-06-092 | 478-250-050 | NEW-P | 91-04-058 |
| 468-16-180 | NEW | 91-04-014 | 478-116-210 | AMD | 91-11-029 | 478-250-050 | NEW | 91-10-031 |
| 468-16-190 | NEW | 91-04-014 | 478-116-210 | AMD | 91-12-047 | 478-250-050 | NEW-P | 91-04-058 |
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